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Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 301—OVERSEAS EMPLOYMENT

PART 335—PROMOTION AND INTERNAL PLACEMENT

PART 752—ADVERSE ACTIONS BY AGENCIES

Miscellaneous Amendments

The regulations of the Commission are amended to permit overseas limited term appointments not in excess of 5 years and to specify the promotion, demotion, reassignment, and termination conditions relating to employees serving under such appointments. Specifically, § 301.204 is amended to authorize overseas limited term appointments; § 301.205 is amended to require a 1-year trial period for an appointee to an overseas limited term appointment; § 301.207 is amended to make an employee serving under an overseas limited term appointment eligible for within-grade increases; § 335.102 is amended to specify the conditions under which an employee serving under an overseas limited term appointment may be promoted, demoted, or reassigned; and § 752.103 is amended to provide that Part 752 is not applicable to the termination of an employee when his overseas limited appointment expires.

1. Effective on publication in the FEDERAL REGISTER, §§ 301.204, 301.205, and 301.207 are amended as set out below.

§ 301.204 Duration of appointment.

(a) An appointment under this subpart is of indefinite duration unless otherwise limited.

(b) An agency may make overseas limited term appointment for a period not in excess of 5 years when a time limitation is imposed as a part of a general program for rotating career and career-conditional employees between overseas areas and the United States after specified periods of overseas service.

(c) Under conditions published by the Commission in the Federal Personnel Manual, an agency may make overseas limited appointment for 1 year or less to meet administrative needs for temporary employment. An agency may extend an appointment made for a period of 1 year or less under this paragraph, under conditions published by the Commission in the Federal Personnel Manual.

§ 301.205 Status and trial period.

(a) An overseas limited employee does not acquire a competitive status on the basis of his overseas limited appointment. He is required to serve a trial period of 1 year when given an overseas limited appointment of indefinite duration or an overseas limited term appointment.

* * * * *

§ 301.207 Within-grade increases.

An employee serving under an overseas limited appointment of indefinite duration or an overseas limited term appointment in a position covered by the Classification Act of 1949, as amended, is eligible for within-grade increases in accordance with Subpart D of Part 531 of this chapter.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633; E.O. 10577, 19 F.R. 7521, 3 CFR, 1954–1958 Comp., p. 218, as amended by E.O. 10641, 20 F.R 8137, 3 CFR, 1954–1958 Comp., p. 274)

2. Effective on publication in the FEDERAL REGISTER, paragraph (c) of § 335.102 is amended as set out below.

§ 335.102 Agency authority to promote, demote, or reassign.

Subject to § 335.103 an agency may:

* * * * *

(c) Promote, demote, or reassign an employee serving under an overseas limited appointment of indefinite duration or an overseas limited term appointment to another position to which an initial appointment under § 301.201, § 301.202, or § 301.203 of this chapter is authorized;

* * * * *

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

3. Effective on publication in the FEDERAL REGISTER, subparagraph (7) of paragraph (a) of § 752.103 is amended as set out below.

§ 752.103 General exclusions.

(a) *Employees.* The employees covered by this part are shown in Subparts B and C of this part. In no case, however, does any of this part apply to:

* * * * *

(7) An employee serving under a term appointment or an overseas limited term appointment on expiration of his appointment.

* * * * *

(R.S. 1753, sec. 2, 22 Stat. 403, as amended, secs. 11, 19, 58 Stat. 390, 391, as amended; 5 U.S.C. 631, 633, 860, 868; E.O. 10577, 19 F.R. 7521, 3 CFR, 1954–1958 Comp., p. 218, E.O. 10988, 27 F.R. 551, 3 CFR, 1959–1963 Comp.)

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

[F.R. Doc. 66-7949; Filed, July 20, 1966; 8:50 a.m.]

Title 7—AGRICULTURE

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

SUBCHAPTER C—SPECIAL PROGRAMS

PART 751—LAND USE ADJUSTMENT PROGRAM

Subpart—1966 Cropland Conversion Program

Sec.
751.150 Purposes and objectives.
751.151 Applicability of the program.
751.152 Terms and conditions of the program.

AUTHORITY: The provisions of this subpart issued under sec. 16(e), 76 Stat. 606; 16 U.S.C. 590p(e).

§ 751.150 Purposes and objectives.

The general purposes and objectives of the 1966 cropland conversion program are to improve family farm income by promoting better economic use and conservation of farmland through agreements with farmers providing for (a) conversion of land regularly used in the production of crops to other economic uses, (b) changes in cropping systems, and (c) practices or measures needed to conserve and develop soil, water, forest, wildlife and recreation resources.

§ 751.151 Applicability of the program.

The program will be limited to pilot projects in counties designated by the Administrator.

§ 751.152 Terms and conditions of the program.

(a) Except as provided in this section, the terms and conditions of the 1966 cropland conversion program shall be the same as those prescribed in the regulations which are applicable to the 1966 cropland adjustment program, §§ 751.101–751.141, as amended and such regulations shall be applicable to the 1966 cropland conversion program.

(b) The acreage ceilings prescribed in § 751.110 shall not be applicable.

(c) The rates of annual adjustment payment determined in accordance with § 751.115 shall be adjusted downward to reflect the authority to graze the designated acreage. Such rates shall be announced by the Administrator.

(d) The authority in § 751.115(b) to increase the annual adjustment payment rate for permitting access to the general public for hunting, trapping, fishing, and hiking, shall not be applicable.

(e) The provisions of § 751.115(c), relating to the 40 per centum limitation on the annual adjustment payment rate shall not be applicable.

(f) Section 751.118(b)(2)(xiii) shall not be applicable. Land with respect to which the ownership has changed during the 3-year period preceding the first year of the agreement period shall not be eligibile for designation unless the new ownership was acquired by will or succession as a result of the death of the previous owner. This provision shall not prohibit the continuation of an agreement by a new owner after an agreement has once been entered into under this subpart.

(g) The restriction on grazing the designated acreage in § 751.118(d) shall not be applicable.

(h) In addition to the eligible conservation practices eligible to be carried out under § 751.118(e), the Director may approve other practices if they are determined to be needed to accomplish the objectives of the program.

(i) Agreements for the establishment of tree cover may not provide for annual payments with respect to such land for a period in excess of 5 years.

(j) A farm which is placed under a 1966 cropland adjustment program agreement shall not be eligible for this program.

Effective date: Date of signature.

Signed at Washington, D.C., on July 18, 1966.

ROLAND F. BALLOU,
Acting Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 66-7958; Filed, July 20, 1966; 8:51 a.m.]

[Amdt. 10]

PART 775—FEED GRAINS

Subpart—1964 and 1965 Feed Grain Program Regulations

MISCELLANEOUS AMENDMENTS

The regulations governing the 1964 and 1965 Feed Grain Program, 29 F.R. 590, as amended, are hereby further amended as follows:

1. Section 775.302(q)(2) is amended by changing to July 22 the July 15 corn and grain sorghum disposal date for North Dakota counties listed in the last sentence thereof.

2. Section 775.327(b) is amended to add county average yields and rates for additional counties for 1965 as follows:

County	Barley		Corn		Grain sorghum	
	Average yield	Rate	Average yield	Rate	Average yield	Rate
GEORGIA						
Toombs	25.0	$1.05				
MINNESOTA						
Grant					34.5	$1.03
Rice					62.0	1.03
OHIO						
Richland					48.0	$1.05
TEXAS						
Andrews	14.2	$0.97				

Signed at Washington, D.C., on July 18, 1966.

ROLAND F. BALLOU,
Acting Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 66-7957; Filed, July 20, 1966; 8:51 a.m.]

Chapter VIII—Agricultural Stabilization and Conservation Service (Sugar), Department of Agriculture

SUBCHAPTER G—DETERMINATION OF PROPORTIONATE SHARES

[§ 851.1, Rev. 1, Amdt. 6]

PART 851—COMMITMENT OF NATIONAL SUGARBEET ACREAGE RESERVE, 1962 AND SUBSEQUENT CROPS

Definitions

Pursuant to the provisions of section 302 of the Sugar Act of 1948, as amended, § 851.1, Revision 1 (29 F.R. 12819), is further amended, effective for the 1966 and subsequent crops, by adding the following sentence at the end of paragraph (b):

§ 851.1 Commitment of sugarbeet acreage from the national reserve.

* * * * *

(b) *Definitions.* * * * The term "utilized acreage" or "acreage utilized" wherever such term is used in this section shall not include any acreage reallotted to a farm from released sugarbeet proportionate share acreage pursuant to Part 895 of this chapter.

* * * * *

Statement of bases and considerations. In accordance with section 302(b)(8) of the Sugar Act of 1948, as amended, Part 895 of this chapter provides that if all or a part of the proportionate share acreage for a farm is not planted to sugarbeets because of crop rotation practices or reasons beyond the control of the farm operator, such unused acreage may be released and, if approved by the ASC county committee, history protection is given up to a 3-year period. Such acreage may be reallotted to other farm operators (or farms) but history credit will not be given for any such acreage used.

Part 851 provides that the proportionate share for a farm in either of the 2 years after the year of commitment of acreage from the sugarbeet acreage reserve shall not be less than the acreage so committed and utilized for the production of sugarbeets in the preceding crop year.

Limited acreages were committed to the several localities under the national sugarbeet acreage reserve. In view of the history protection provided for operators (farms) pursuant to Part 895 and the limited acreages available under the sugarbeet acreage reserve, there is no assurance that acreages released under Part 895 in the previous year will be available in the following year to permit the establishment of shares at the previous year's utilized acreage levels for those farms that plant additional acreages that are reallotted to them pursuant to Part 895.

Therefore, this amendment provides that acreage reallocated under Part 895 to a farm that received acreage from the acreage reserve will not be considered as utilized acres in determining proportionate shares for such farms for the 2 years following the year the reserve acreage was committed or for other purposes of Part 851.

Accordingly, I hereby find and conclude that this amendment will effectuate the applicable provisions of the Sugar Act of 1948, as amended.

(Sec. 403, 61 Stat. 932; 7 U.S.C. 1153, secs. 301, 302, 61 Stat. 929, 930, as amended; 7 U.S.C. 1131, 1132)

Effective date. Date of publication.

Signed at Washington, D.C., on July 15, 1966.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 66-7955; Filed, July 20, 1966; 8:51 a.m.]

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

[Lemon Reg. 222, Amdt. 2]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) because the time intervening between the date when in-

formation upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of lemons grown in California and Arizona.

Order, as amended. The provisions in paragraph (b)(1)(ii) of § 910.522 (Lemon Regulation 222; 31 F.R. 9413) are hereby amended to read as follows:

(ii) District 2: 497,550 cartons.

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

Dated: July 15, 1966.

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

[F.R. Doc. 66–7922; Filed, July 20, 1966; 8:48 a.m.]

[Lime Reg. 9, Amdt. 1]

PART 911—LIMES GROWN IN FLORIDA

Pack Regulation

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 911, as amended (7 CFR Part 911), regulating the handling of limes grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations of the Florida Lime Administrative Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of limes, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the handling of limes.

It is therefore, ordered, That paragraph (b)(2)(ii) of § 911.311 (Lime Regulation 9; 29 F.R. 8461) is amended to read as follows:

(ii) A label, brand, or trademark registered with the committee, during a fiscal year, to identify a specific grade may not be reregistered during the same fiscal year to identify any other grade until 30 days after notice of such reregistration has been filed with the committee.

The provisions of this amendment shall become effective at 12:01 a.m., e.s.t., July 22, 1966.

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

Dated: July 18, 1966.

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

[F.R. Doc. 66–7923; Filed, July 20, 1966; 8:48 a.m.]

[Avocado Reg. 6, Amdt. 1]

PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

Pack Regulation

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915), regulating the handling of avocados grown in south Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective, as hereinafter set forth, in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the handling of avocados.

It is, therefore, ordered, That paragraph (b)(2)(ii) of § 915.306 (29 F.R. 8464) is hereby amended to read as follows:

(ii) A label, brand, or trademark registered with the committee, during a fiscal year, to identify a specific grade may not be reregistered during the same fiscal year to identify any other grade until 30 days after notice of such reregistration has been filed with the committee.

The provisions of this amendment shall become effective at 12:01 a.m., e.s.t., July 22, 1966.

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

Dated: July 18, 1966.

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

[F.R. Doc. 66–7924; Filed, July 20, 1966; 8:48 a.m.]

[Peach Reg. 4, Amdt. 1]

PART 921—FRESH PEACHES GROWN IN DESIGNATED COUNTIES IN WASHINGTON

Limitation of Shipments

Findings. (1) Pursuant to the marketing agreement, and Order No. 921 (7 CFR Part 921), regulating the handling of fresh peaches grown in designated counties in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of available information, it is hereby found that the amendment of the current limitation of shipments regulation, as herein provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the handling of peaches.

Order. It is, therefore, ordered, That the provisions of paragraph (a) of § 921.304 (Peach Regulation 4; 31 F.R. 9547) are hereby amended by (1) deleting from subparagraph (6) the words "of subparagraphs (4) and (5)," and (2) revising the definition of the term "well matured," set forth in subparagraph (7) to read as follows: "the term 'well matured' shall mean peaches which will yield very slightly to moderate pressure at the suture or blossom end, have shoulders and sutures that are well filled out, and have skin and flesh colored sufficiently that it will show characteristic varietal color when ripe."

The provisions of this amendment shall become effective July 18, 1966.

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

Dated: July 18, 1966.

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

[F.R. Doc. 66–7960; Filed, July 20, 1966; 8:51 a.m.]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Grain Price Support Regs., 1966–Crop Barley Supp.]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1966 Crop Barley Loan and Purchase Program

This annual crop supplement, together with the General Regulations Governing Price Support for the 1964 and Subsequent Crops (31 F.R. 5941) and the 1966 and Subsequent Crop Barley Supplement (31 F.R. 7964) and any amendments thereto, contain the provisions which apply to price support loans and purchases for the 1966 crop of barley.

Sec.

1421.2275 Availability.
1421.2276 Compliance requirements.
1421.2277 Warehouse charges.
1421.2278 Maturity of loans.
1421.2279 Support rates, additional payments and discounts.

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

§ 1421.2275 Availability.

A producer desiring a price support loan must request a loan on his eligible barley on or before April 30, 1967, on barley stored in Alaska, Idaho, Minnesota, Montana, North Dakota, Oregon, South Dakota, Washington, Wisconsin, and Wyoming, and on or before March 31, 1967, on barley stored in all other States. To obtain price support through a sale to CCC, a producer must give the appropriate ASCS county office notice of his intent to sell his eligible barley to CCC on or before May 31, 1967, in the States named in this section and on or before April 30, 1967, in all other States.

§ 1421.2276 Compliance requirements.

To be eligible for a price support loan or purchase, a producer must qualify for a price support payment under the 1966–69 Feed Grain Program Regulations (31 F.R. 8339) on barley of the 1966 crop on the farm on which the barley tendered for a loan or purchase was produced except that such qualification is not necessary with respect to:

(a) Barley produced on a farm which complies with the Malting Barley Exemption of the 1966–69 Feed Grain Program Regulations (31 F.R. 8339); or

(b) Barley produced in Alaska or in any other area of the United States in which the feed grain program is not in effect.

§ 1421.2277 Warehouse charges.

Subject to the provisions of § 1421.2269, the following schedule of deductions for barley stored in an approved warehouse operating under the Uniform Grain Storage Agreement shall apply:

SCHEDULE OF DEDUCTIONS FOR STORAGE CHARGES BY MATURITY DATES

Maturity date of Apr. 30, 1967	Deduction (cents per bushel)	Maturity date of May 31, 1967
(1)		(1)
Prior to May 16, 1966	13	Prior to June 16, 1966.
May 16–June 12	12	June 16–July 13.
June 13–July 10	11	July 14–Aug. 10.
July 11–Aug. 7	10	Aug. 11–Sept. 7.
Aug. 8–Sept. 4	9	Sept. 8–Oct. 5.
Sept. 5–Oct. 2	8	Oct. 6–Nov. 2.
Oct. 3–Oct. 30	7	Nov. 3–Nov. 30.
Oct. 31–Nov. 27	6	Dec. 1–Dec. 28.
Nov. 28–Dec. 25	5	Dec. 29, 1966–Jan. 25, 1967.
Dec. 26, 1966–Jan. 22, 1967.	4	Jan. 26–Feb. 22.
Jan. 23–Feb. 19	3	Feb. 23–Mar. 22.
Feb. 20–Mar. 19	2	Mar. 23–Apr. 19.
Mar. 20–Apr. 30, 1967	1	Apr. 20–May 31, 1967.

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

§ 1421.2278 Maturity of loans.

Loans mature on demand but not later than: May 31, 1967 on barley stored in the States of Alaska, Idaho, Minnesota, Montana, North Dakota, South Dakota, Oregon, Washington, Wisconsin, and Wyoming; April 30, 1967, on barley stored in all other States.

§ 1421.2279 Support rates, additional payments and discounts.

(a) *Basic support rates (terminals).* Basic support rates for terminal markets for barley grading No. 2 or better are as follows:

Terminal market	Rate per bushel
Atchison, Kans	$0.98
Kansas City, Mo	.98
Saint Joseph, Mo	.98
Omaha, Nebr	.96
Sioux City, Iowa	.96
Minneapolis, Minn	.96
Duluth, Minn	.96
Superior, Wis	.96
Saint Paul, Minn	.96
Galveston, Tex	1.08
Houston, Tex	1.08
Port Arthur, Tex	1.08
Baton Rouge, La	1.08
New Orleans, La	1.08
Beaumont, Tex	1.08
Chicago, Ill	1.03
Saint Louis, Mo	1.03
Milwaukee, Wis	1.03
Memphis, Tenn	1.02
Cairo, Ill	1.02
Longview, Wash	1.03
Tacoma, Wash	1.03
Vancouver, Wash	1.03
Seattle, Wash	1.03
Kalama, Wash	1.03
Portland, Oreg	1.03
Astoria, Oreg	1.03
San Francisco, Calif	1.07
Stockton, Calif	1.07
Oakland, Calif	1.07
Los Angeles, Calif	1.07
Long Beach, Calif	1.07
Wilmington, Calif	1.07
Albany, N.Y	1.12
Philadelphia, Pa	1.12
Baltimore, Md	1.12
New York, N.Y	1.12
Norfolk, Va	1.12

(b) *Basic support rates (counties).* Basic support rates for counties for barley grading No. 2 or better are as follows:

COUNTY PRICE SUPPORT LOAN AND PURCHASE RATES FOR BARLEY GRADING NO. 2 OR BETTER, EXCEPT MIXED BARLEY

ALABAMA

County	Rate per bushel
All counties	$0.86

ALASKA

All areas	$1.80

ARIZONA

County	Rate per bushel	County	Rate per bushel
Apache	$0.71	Mohave	$0.71
Cochise	.83	Navajo	.71
Coconino	.71	Pima	.87
Gila	.66	Pinal	.90
Graham	.78	Santa Cruz	.85
Greenlee	.66	Yavapai	.71
Maricopa	.90	Yuma	.91

ARKANSAS

Arkansas	$0.89	Lee	$0.91
Ashley	.86	Lincoln	.87
Baxter	.80	Little River	.78
Benton	.76	Logan	.78
Boone	.79	Lonoke	.89
Bradley	.81	Madison	.76
Calhoun	.81	Marion	.79
Carroll	.78	Miller	.78
Chicot	.87	Mississippi	.91
Clark	.80	Monroe	.90
Clay	.89	Montgomery	.78
Cleburne	.89	Nevada	.79
Cleveland	.83	Newton	.79
Columbia	.79	Ouachita	.80
Conway	.87	Perry	.80
Craighead	.91	Phillips	.91
Crawford	.78	Pike	.79
Crittenden	.91	Poinsett	.91
Cross	.91	Polk	.76
Dallas	.81	Pope	.80
Desha	.88	Prairie	.90
Drew	.86	Pulaski	.88
Faulkner	.87	Randolph	.90
Franklin	.79	St. Francis	.91
Fulton	.84	Saline	.83
Garland	.80	Scott	.76
Grant	.81	Searcy	.79
Greene	.90	Sebastian	.78
Hempstead	.79	Sevier	.77
Hot Spring	.81	Sharp	.84
Howard	.78	Stone	.82
Independence	.86	Union	.79
Izard	.81	Van Buren	.87
Jackson	.89	Washington	.76
Jefferson	.88	White	.90
Johnson	.79	Woodruff	.91
Lafayette	.79	Yell	.80
Lawrence	.89		

CALIFORNIA

Alameda	$0.96	Mendocino	$0.89
Alpine	.87	Merced	.97
Amador	.96	Modoc	.85
Butte	.94	Mono	.76
Calaveras	.96	Monterey	.93
Colusa	.95	Napa	.96
Contra Costa	.96	Orange	.95
El Dorado	.94	Placer	.95
Fresno	.95	Plumas	.87
Glenn	.94	Riverside	.92
Humboldt	.88	Sacramento	.96
Imperial	.93	San Benito	.94
Inyo	.79	San Bernardino	.94
Kern	.93	San Diego	.92
Kings	.95	San Joaquin	.98
Lake	.92	San Luis Obispo	.92
Lassen	.82	San Mateo	.96
Los Angeles	.95	Santa Barbara	.91
Madera	.97		
Marin	.96		
Mariposa	.97		

CALIFORNIA—Continued

County	Rate per bushel	County	Rate per bushel
Santa Clara	$0.96	Sutter	$0.95
Santa Cruz	.94	Tehama	.90
Shasta	.86	Tulare	.94
Sierra	.81	Tuolumne	.97
Siskiyou	.86	Ventura	.95
Solano	.96	Yolo	.96
Sonoma	.95	Yuba	.95
Stanislaus	.97		

COLORADO

Adams	$0.76	Kit Carson	$0.76
Alamosa	.71	La Plata	.71
Arapahoe	.76	Larimer	.76
Archuleta	.71	Las Animas	.76
Baca	.76	Lincoln	.76
Bent	.76	Logan	.76
Boulder	.76	Mesa	.71
Chaffee	.71	Moffat	.71
Cheyenne	.76	Montezuma	.71
Conejos	.71	Montrose	.71
Costilla	.71	Morgan	.76
Crowley	.76	Otero	.76
Custer	.76	Ouray	.71
Delta	.71	Phillips	.76
Denver	.76	Pitkin	.71
Dolores	.71	Prowers	.76
Douglas	.76	Pueblo	.76
Eagle	.71	Rio Blanco	.71
Elbert	.76	Rio Grande	.71
El Paso	.76	Routt	.71
Fremont	.76	Saguache	.71
Garfield	.71	San Miguel	.71
Grand	.71	Sedgwick	.76
Huerfano	.76	Summit	.71
Jackson	.71	Washington	.76
Jefferson	.76	Weld	.76
Kiowa	.76	Yuma	.76

CONNECTICUT

All counties	$0.90

DELAWARE

All counties	$0.90

FLORIDA

All counties	$0.89

GEORGIA

All counties	$0.89

IDAHO

Ada	$0.81	Gem	$0.81
Adams	.81	Gooding	.81
Bannock	.80	Idaho	.82
Bear Lake	.79	Jefferson	.79
Benewah	.84	Jerome	.81
Bingham	.79	Kootenai	.84
Blaine	.80	Latah	.84
Boise	.81	Lemhi	.79
Bonner	.79	Lewis	.82
Bonneville	.79	Lincoln	.81
Boundary	.78	Madison	.79
Butte	.79	Minidoka	.81
Camas	.80	Nez Perce	.84
Canyon	.81	Oneida	.80
Caribou	.79	Owyhee	.81
Cassia	.81	Payette	.81
Clark	.79	Power	.80
Clearwater	.82	Shoshone	.75
Custer	.80	Teton	.79
Elmore	.81	Twin Falls	.81
Franklin	.80	Valley	.81
Fremont	.79	Washington	.81

ILLINOIS

Adams	$0.87	Christian	$0.86
Alexander	.85	Clark	.85
Bond	.87	Clay	.85
Boone	.92	Clinton	.90
Brown	.87	Coles	.86
Bureau	.91	Cook	.92
Calhoun	.86	Crawford	.86
Carroll	.90	Cumberland	.87
Cass	.85	De Kalb	.92
Champaign	.89	De Witt	.87

ILLINOIS—Continued

County	Rate per bushel	County	Rate per bushel
Douglas	$0.87	Marshall	$0.90
Du Page	.92	Mason	.86
Edgar	.85	Massac	.85
Edwards	.86	Menard	.87
Effingham	.86	Mercer	.89
Fayette	.86	Monroe	.87
Ford	.90	Montgomery	.86
Franklin	.85	Morgan	.87
Fulton	.88	Moultrie	.87
Gallatin	.82	Ogle	.91
Greene	.87	Peoria	.89
Grundy	.92	Perry	.85
Hamilton	.85	Piatt	.87
Hancock	.86	Pike	.87
Hardin	.81	Pope	.84
Henderson	.88	Pulaski	.85
Henry	.89	Putnam	.89
Iroquois	.91	Randolph	.85
Jackson	.85	Richland	.85
Jasper	.87	Rock Island	.89
Jefferson	.92	Saint Clair	.88
Jersey	.88	Saline	.82
Jo Daviess	.88	Sangamon	.87
Johnson	.82	Schuyler	.87
Kane	.92	Scott	.87
Kankakee	.92	Shelby	.86
Kendall	.92	Stark	.89
Knox	.89	Stephenson	.91
Lake	.91	Tazewell	.87
La Salle	.91	Union	.85
Lawrence	.84	Vermilion	.90
Lee	.91	Wabash	.87
Livingston	.90	Warren	.89
Logan	.88	Washington	.85
McDonough	.86	Wayne	.88
McHenry	.92	White	.82
McLean	.89	Whiteside	.91
Macon	.87	Will	.92
Macoupin	.88	Williamson	.85
Madison	.88	Winnebago	.90
Marion	.87	Woodford	.89

INDIANA

Adams	$0.82	Knox	$0.83
Allen	.82	Kosciusko	.84
Bartholomew	.80	Lagrange	.83
Benton	.85	Lake	.90
Blackford	.83	La Porte	.86
Boone	.82	Lawrence	.82
Brown	.79	Madison	.82
Carroll	.84	Marion	.81
Cass	.84	Marshall	.84
Clark	.77	Martin	.81
Clay	.84	Miami	.84
Clinton	.84	Monroe	.84
Crawford	.86	Montgomery	.83
Daviess	.80	Morgan	.80
Dearborn	.77	Newton	.89
Decatur	.79	Noble	.82
De Kalb	.82	Ohio	.77
Delaware	.82	Orange	.85
Dubois	.87	Owen	.80
Elkhart	.84	Parke	.82
Fayette	.80	Perry	.86
Floyd	.77	Pike	.84
Fountain	.82	Porter	.87
Franklin	.79	Posey	.84
Fulton	.85	Pulaski	.86
Gibson	.84	Putnam	.81
Grant	.83	Randolph	.82
Greene	.80	Ripley	.77
Hamilton	.82	Rush	.80
Hancock	.81	Saint Joseph	.84
Harrison	.77	Scott	.77
Hendricks	.82	Shelby	.80
Henry	.82	Spencer	.86
Howard	.84	Starke	.85
Huntington	.82	Steuben	.82
Jackson	.79	Sullivan	.84
Jasper	.87	Switzerland	.75
Jay	.82	Tippecanoe	.84
Jefferson	.77	Tipton	.83
Jennings	.78	Union	.80
Johnson	.80	Vanderburgh	.88

INDIANA—Continued

County	Rate per bushel	County	Rate per bushel
Vermillion	$0.90	Washington	$0.77
Vigo	.88	Wayne	.82
Wabash	.84	Wells	.82
Warren	.87	White	.86
Warrick	.86	Whitley	.83

IOWA

Adair	$0.78	Jefferson	$0.80
Adams	.79	Johnson	.82
Allamakee	.79	Jones	.82
Appanoose	.81	Keokuk	.79
Audubon	.80	Kossuth	.79
Benton	.81	Lee	.84
Black Hawk	.79	Linn	.81
Boone	.77	Louisa	.82
Bremer	.79	Lucas	.78
Buchanan	.80	Lyon	.77
Buena Vista	.77	Madison	.77
Butler	.79	Mahaska	.79
Calhoun	.78	Marion	.79
Carroll	.80	Marshall	.79
Cass	.79	Mills	.82
Cedar	.82	Mitchell	.80
Cerro Gordo	.79	Monona	.81
Cherokee	.78	Monroe	.80
Chickasaw	.79	Montgomery	.81
Clarke	.78	Muscatine	.84
Clay	.78	O'Brien	.77
Clayton	.80	Osceola	.78
Clinton	.83	Page	.81
Crawford	.81	Palo Alto	.78
Dallas	.77	Plymouth	.79
Davis	.81	Pocahontas	.78
Decatur	.78	Polk	.78
Delaware	.80	Pottawattamie	.82
Des Moines	.83	Poweshiek	.79
Dickinson	.78	Ringgold	.76
Dubuque	.81	Sac	.78
Emmet	.80	Scott	.84
Fayette	.80	Shelby	.81
Floyd	.79	Sioux	.78
Franklin	.78	Story	.78
Fremont	.82	Tama	.80
Greene	.78	Taylor	.79
Grundy	.79	Union	.79
Guthrie	.79	Van Buren	.81
Hamilton	.78	Wapello	.80
Hancock	.79	Warren	.78
Hardin	.78	Washington	.81
Harrison	.82	Wayne	.79
Henry	.81	Webster	.78
Howard	.80	Winnebago	.80
Humboldt	.78	Winneshiek	.79
Ida	.78	Woodbury	.80
Iowa	.80	Worth	.80
Jackson	.85	Wright	.78
Jasper	.78		

KANSAS

Allen	$0.83	Ellis	$0.80
Anderson	.83	Ellsworth	.81
Atchison	.83	Finney	.76
Barber	.80	Ford	.79
Barton	.80	Franklin	.83
Bourbon	.83	Geary	.83
Brown	.83	Gove	.77
Butler	.81	Graham	.79
Chase	.83	Grant	.76
Chautauqua	.83	Gray	.77
Cherokee	.83	Greeley	.76
Cheyenne	.76	Greenwood	.83
Clark	.77	Hamilton	.76
Clay	.82	Harper	.81
Cloud	.82	Harvey	.81
Coffey	.83	Haskell	.76
Comanche	.78	Hodgeman	.79
Cowley	.81	Jackson	.83
Crawford	.83	Jefferson	.83
Decatur	.78	Jewell	.81
Dickinson	.82	Johnson	.83
Doniphan	.83	Kearny	.76
Douglas	.83	Kingman	.81
Edwards	.80	Kiowa	.80
Elk	.83	Labette	.83

KANSAS—Continued

County	Rate per bushel	County	Rate per bushel
Lane	$0.77	Republic	$0.82
Leavenworth	.83	Rice	.81
Lincoln	.81	Riley	.83
Linn	.83	Rooks	.80
Logan	.76	Rush	.80
Lyon	.83	Russell	.80
McPherson	.81	Saline	.81
Marion	.81	Scott	.76
Marshall	.83	Sedgwick	.82
Meade	.76	Seward	.75
Miami	.83	Shawnee	.83
Mitchell	.81	Sheridan	.77
Montgomery	.83	Sherman	.76
Morris	.83	Smith	.81
Morton	.74	Stafford	.80
Nemaha	.83	Stanton	.75
Neosho	.83	Stevens	.75
Ness	.79	Sumner	.82
Norton	.79	Thomas	.76
Osage	.83	Trego	.79
Osborne	.81	Wabaunsee	.83
Ottawa	.81	Wallace	.76
Pawnee	.80	Washington	.83
Phillips	.80	Wichita	.76
Pottawatomie	.83	Wilson	.83
Pratt	.80	Woodson	.83
Rawlins	.76	Wyandotte	.83
Reno	.81		

KENTUCKY

All counties $0.84

LOUISIANA

All counties $0.77

MAINE

All counties $0.90

MARYLAND

All counties $0.90

MASSACHUSETTS

All counties $0.90

MICHIGAN

Alcona	$0.72	Lake	$0.76
Alger	.74	Lapeer	.80
Allegan	.81	Leelanau	.72
Alpena	.70	Lenawee	.82
Antrim	.70	Livingston	.81
Arenac	.76	Luce	.71
Baraga	.75	Mackinac	.71
Barry	.81	Macomb	.81
Bay	.78	Manistee	.76
Benzie	.74	Marquette	.74
Berrien	.84	Mason	.76
Branch	.82	Mecosta	.76
Calhoun	.84	Menominee	.78
Cass	.84	Midland	.79
Charlevoix	.69	Missaukee	.74
Cheboygan	.69	Monroe	.82
Chippewa	.71	Montcalm	.78
Clare	.77	Montmorency	.71
Clinton	.80	Muskegon	.78
Crawford	.73	Newaygo	.76
Delta	.76	Oakland	.80
Dickinson	.77	Oceana	.76
Eaton	.81	Ogemaw	.75
Emmet	.69	Ontonagon	.74
Genesee	.80	Osceola	.76
Gladwin	.77	Oscoda	.73
Gogebic	.78	Otsego	.71
Grand Traverse	.72	Ottawa	.81
Gratiot	.80	Presque Isle	.69
Hillsdale	.81	Roscommon	.75
Houghton	.72	Saginaw	.80
Huron	.78	Saint Clair	.80
Ingham	.81	Saint Joseph	.83
Ionia	.80	Sanilac	.78
Iosco	.74	Schoolcraft	.71
Iron	.75	Shiawassee	.80
Isabella	.78	Tuscola	.78
Jackson	.84	Van Buren	.82
Kalamazoo	.83	Washtenaw	.81
Kalkaska	.72	Wayne	.81
Kent	.80	Wexford	.74
Keweenaw	.72		

MINNESOTA

County	Rate per bushel	County	Rate per bushel
Aitkin	$0.83	Martin	$0.87
Anoka	.86	Meeker	.84
Becker	.78	Mille Lacs	.84
Beltrami	.78	Morrison	.81
Benton	.83	Mower	.88
Big Stone	.83	Murray	.85
Blue Earth	.88	Nicollet	.88
Brown	.88	Nobles	.82
Carlton	.85	Norman	.77
Carver	.86	Olmsted	.88
Cass	.81	Otter Tail	.80
Chippewa	.85	Pennington	.76
Chisago	.84	Pine	.85
Clay	.78	Pipestone	.81
Clearwater	.76	Polk	.76
Cottonwood	.86	Pope	.81
Crow Wing	.81	Ramsey	.86
Dakota	.88	Red Lake	.77
Dodge	.88	Redwood	.87
Douglas	.81	Renville	.88
Faribault	.87	Rice	.88
Fillmore	.86	Rock	.80
Freeborn	.87	Roseau	.75
Goodhue	.88	Saint Louis	.82
Grant	.79	Scott	.88
Hennepin	.87	Sherburne	.84
Houston	.84	Sibley	.88
Hubbard	.79	Stearns	.83
Isanti	.84	Steele	.86
Itasca	.82	Stevens	.80
Jackson	.86	Swift	.82
Kanabec	.83	Todd	.81
Kandiyohi	.83	Traverse	.79
Kittson	.74	Wabasha	.88
Koochiching	.75	Wadena	.81
Lac qui Parle	.83	Waseca	.88
Lake of the Woods	.76	Washington	.87
Le Sueur	.88	Watonwan	.87
Lincoln	.84	Wilkin	.78
Lyon	.84	Winona	.88
McLeod	.87	Wright	.84
Mahnomen	.77	Yellow Medicine	.86
Marshall	.75		

MISSISSIPPI

All counties $0.86

MISSOURI

Adair	$0.82	Dunklin	$0.89
Andrew	.82	Franklin	.88
Atchison	.80	Gasconade	.85
Audrain	.84	Gentry	.81
Barry	.83	Greene	.83
Barton	.83	Grundy	.81
Bates	.83	Harrison	.80
Benton	.81	Henry	.83
Bollinger	.89	Hickory	.83
Boone	.84	Holt	.81
Buchanan	.83	Howard	.83
Butler	.88	Howell	.81
Caldwell	.82	Iron	.90
Callaway	.84	Jackson	.83
Camden	.86	Jasper	.83
Cape Girardeau	.88	Jefferson	.92
Carroll	.82	Johnson	.82
Carter	.80	Knox	.82
Cass	.83	Laclede	.86
Cedar	.83	Lafayette	.82
Chariton	.82	Lawrence	.83
Christian	.83	Lewis	.84
Clark	.83	Lincoln	.86
Clay	.83	Linn	.81
Clinton	.82	Livingston	.82
Cole	.83	McDonald	.83
Cooper	.82	Macon	.82
Crawford	.90	Madison	.90
Dade	.83	Maries	.85
Dallas	.84	Marion	.84
Daviess	.82	Mercer	.79
De Kalb	.82	Miller	.82
Dent	.88	Mississippi	.88
Douglas	.81	Moniteau	.82
		Monroe	.84

MISSOURI—Continued

County	Rate per bushel	County	Rate per bushel
Montgomery	$0.86	Saint Clair	$0.83
Morgan	.81	Saint Francois	.91
New Madrid	.88	Sainte Genevieve	.91
Newton	.83	Saint Louis	.92
Nodaway	.80	Saline	.82
Oregon	.83	Schuyler	.81
Osage	.84	Scotland	.83
Ozark	.81	Scott	.88
Pemiscot	.89	Shannon	.80
Perry	.90	Shelby	.83
Pettis	.81	Stoddard	.88
Phelps	.89	Stone	.82
Pike	.85	Sullivan	.79
Platte	.83	Taney	.81
Polk	.83	Texas	.81
Pulaski	.87	Vernon	.83
Putnam	.79	Warren	.88
Ralls	.84	Washington	.91
Randolph	.84	Wayne	.88
Ray	.83	Webster	.84
Reynolds	.87	Worth	.80
Ripley	.88	Wright	.81
Saint Charles	.91		

MONTANA

Beaverhead	$0.69	Madison	$0.74
Big Horn	.59	Meagher	.69
Blaine	.59	Mineral	.75
Broadwater	.72	Missoula	.75
Carbon	.67	Musselshell	.65
Carter	.63	Park	.72
Cascade	.67	Petroleum	.62
Chouteau	.64	Phillips	.56
Custer	.61	Pondera	.66
Daniels	.59	Powder River	.59
Dawson	.62	Powell	.74
Deer Lodge	.74	Prairie	.61
Fallon	.63	Ravalli	.73
Fergus	.65	Richland	.62
Flathead	.73	Roosevelt	.62
Gallatin	.74	Rosebud	.62
Garfield	.60	Sanders	.75
Glacier	.66	Sheridan	.62
Golden Valley	.67	Silver Bow	.74
Granite	.73	Stillwater	.67
Hill	.62	Sweet Grass	.69
Jefferson	.72	Teton	.66
Judith Basin	.64	Toole	.65
Lake	.73	Treasure	.63
Lewis and Clark	.66	Valley	.59
Liberty	.63	Wheatland	.67
Lincoln	.73	Wibaux	.63
McCone	.61	Yellowstone	.67

NEBRASKA

Adams	$0.81	Douglas	$0.82
Antelope	.82	Dundy	.74
Arthur	.75	Fillmore	.83
Banner	.70	Franklin	.80
Blaine	.78	Frontier	.78
Boone	.82	Furnas	.79
Box Butte	.73	Gage	.83
Boyd	.81	Garden	.73
Brown	.77	Garfield	.80
Buffalo	.81	Gosper	.79
Burt	.82	Grant	.74
Butler	.82	Greeley	.82
Cass	.83	Hall	.82
Cedar	.82	Hamilton	.82
Chase	.74	Harlan	.80
Cherry	.75	Hayes	.75
Cheyenne	.72	Hitchcock	.76
Clay	.82	Holt	.80
Colfax	.82	Hooker	.75
Cuming	.82	Howard	.82
Custer	.79	Jefferson	.83
Dakota	.82	Johnson	.83
Dawes	.71	Kearney	.80
Dawson	.79	Keith	.75
Deuel	.74	Keya Paha	.78
Dixon	.82	Kimball	.72
Dodge	.82	Knox	.82

NEBRASKA—Continued

County	Rate per bushel	County	Rate per bushel
Lancaster	$0.83	Rock	$0.78
Lincoln	.77	Saline	.83
Logan	.78	Sarpy	.83
Loup	.80	Saunders	.82
McPherson	.77	Scotts Bluff	.71
Madison	.82	Seward	.82
Merrick	.82	Sheridan	.73
Morrill	.72	Sherman	.81
Nance	.82	Sioux	.71
Nemaha	.83	Stanton	.82
Nuckolls	.81	Thayer	.83
Otoe	.83	Thomas	.77
Pawnee	.83	Thurston	.82
Perkins	.75	Valley	.80
Phelps	.80	Washington	.82
Pierce	.82	Wayne	.82
Platte	.82	Webster	.81
Polk	.82	Wheeler	.82
Red Willow	.78	York	.82
Richardson	.83		

NEVADA

All counties $0.81

NEW HAMPSHIRE

All counties $0.90

NEW JERSEY

All counties $0.90

NEW MEXICO

Bernalillo	$0.73	Mora	$0.73
Catron	.73	Otero	.73
Chaves	.78	Quay	.81
Colfax	.73	Rio Arriba	.71
Curry	.81	Roosevelt	.80
De Baca	.77	Sandoval	.73
Dona Ana	.73	San Juan	.71
Eddy	.77	San Miguel	.73
Grant	.73	Santa Fe	.73
Guadalupe	.74	Sierra	.73
Harding	.78	Socorro	.73
Hidalgo	.73	Taos	.71
Lea	.80	Torrance	.73
Lincoln	.73	Union	.79
Luna	.73	Valencia	.73
McKinley	.73		

NEW YORK

All counties $0.90

NORTH CAROLINA

All counties $0.90

NORTH DAKOTA

Adams	$0.67	McKenzie	$0.64
Barnes	.75	McLean	.70
Benson	.72	Mercer	.69
Billings	.67	Morton	.69
Bottineau	.68	Mountrail	.68
Bowman	.66	Nelson	.73
Burke	.67	Oliver	.69
Burleigh	.71	Pembina	.73
Cass	.76	Pierce	.71
Cavalier	.72	Ramsey	.72
Dickey	.75	Ransom	.76
Divide	.66	Renville	.68
Dunn	.67	Richland	.77
Eddy	.73	Rolette	.70
Emmons	.70	Sargent	.76
Foster	.74	Sheridan	.71
Golden Valley	.64	Sioux	.69
Grand Forks	.75	Slope	.67
Grant	.68	Stark	.68
Griggs	.75	Steele	.75
Hettinger	.68	Stutsman	.74
Kidder	.72	Towner	.71
La Moure	.74	Traill	.75
Logan	.72	Walsh	.73
McHenry	.70	Ward	.68
McIntosh	.72	Wells	.72
		Williams	.66

OHIO

Adams	$0.80	Ashtabula	$0.85
Allen	.82	Athens	.82
Ashland	.83	Auglaize	.82

OHIO—Continued

County	Rate per bushel	County	Rate per bushel
Belmont	$0.83	Lucas	$0.81
Brown	.80	Madison	.81
Butler	.80	Mahoning	.85
Carroll	.83	Marion	.82
Champaign	.80	Medina	.83
Clark	.80	Meigs	.80
Clermont	.80	Mercer	.82
Clinton	.80	Miami	.81
Columbiana	.84	Monroe	.83
Coshocton	.83	Montgomery	.80
Crawford	.82	Morgan	.83
Cuyahoga	.83	Morrow	.82
Darke	.83	Muskingum	.83
Defiance	.81	Noble	.83
Delaware	.82	Ottawa	.82
Erie	.82	Paulding	.82
Fairfield	.82	Perry	.82
Fayette	.80	Pickaway	.81
Franklin	.82	Pike	.80
Fulton	.81	Portage	.83
Gallia	.80	Preble	.80
Geauga	.85	Putnam	.82
Greene	.80	Richland	.83
Guernsey	.83	Ross	.81
Hamilton	.80	Sandusky	.82
Hancock	.82	Scioto	.80
Hardin	.82	Seneca	.82
Harrison	.83	Shelby	.82
Henry	.81	Stark	.83
Highland	.80	Summit	.83
Hocking	.82	Trumbull	.85
Holmes	.83	Tuscarawas	.83
Huron	.82	Union	.82
Jackson	.80	Van Wert	.82
Jefferson	.84	Vinton	.82
Knox	.82	Warren	.80
Lake	.84	Washington	.83
Lawrence	.80	Wayne	.83
Licking	.82	Williams	.82
Logan	.81	Wood	.82
Lorain	.83	Wyandot	.82

OKLAHOMA

Adair	$0.80	Le Flore	$0.78
Alfalfa	.80	Lincoln	.82
Atoka	.82	Logan	.82
Beaver	.80	Love	.83
Beckham	.82	McClain	.82
Blaine	.82	McCurtain	.78
Bryan	.81	McIntosh	.82
Caddo	.82	Major	.81
Canadian	.82	Marshall	.82
Carter	.82	Mayes	.82
Cherokee	.82	Murray	.82
Choctaw	.78	Muskogee	.82
Cimarron	.80	Noble	.80
Cleveland	.82	Nowata	.83
Coal	.82	Okfuskee	.82
Comanche	.82	Oklahoma	.82
Cotton	.82	Okmulgee	.82
Craig	.83	Osage	.81
Creek	.82	Ottawa	.83
Custer	.81	Pawnee	.81
Delaware	.83	Payne	.82
Dewey	.81	Pittsburg	.82
Ellis	.80	Pontotoc	.82
Garfield	.82	Pottawatomie	.82
Garvin	.82	Pushmataha	.78
Grady	.82	Roger Mills	.78
Grant	.79	Rogers	.82
Greer	.82	Seminole	.82
Harmon	.82	Sequoyah	.79
Harper	.80	Stephens	.82
Haskell	.78	Texas	.80
Hughes	.82	Tillman	.82
Jackson	.82	Tulsa	.82
Jefferson	.82	Wagoner	.82
Johnston	.82	Washington	.83
Kay	.80	Washita	.82
Kingfisher	.82	Woods	.80
Kiowa	.82	Woodward	.80
Latimer	.78		

OREGON

County	Rate per bushel	County	Rate per bushel
Baker	$0.84	Lake	$0.85
Benton	.90	Lane	.86
Clackamas	.91	Lincoln	.82
Clatsop	.86	Linn	.90
Columbia	.88	Malheur	.80
Coos	.79	Marion	.92
Crook	.89	Morrow	.90
Curry	.81	Multnomah	.92
Deschutes	.89	Polk	.92
Douglas	.82	Sherman	.93
Gilliam	.91	Tillamook	.93
Grant	.89	Umatilla	.89
Harney	.77	Union	.85
Hood River	.94	Wallowa	.82
Jackson	.82	Wasco	.94
Jefferson	.91	Washington	.93
Josephine	.82	Wheeler	.89
Klamath	.85	Yamhill	.92

PENNSYLVANIA

All counties $0.90

RHODE ISLAND

All counties $0.90

SOUTH CAROLINA

All counties $0.90

SOUTH DAKOTA

Aurora	$0.77	Jackson	$0.74
Beadle	.80	Jerauld	.78
Bennett	.74	Jones	.76
Bon Homme	.78	Kingsbury	.80
Brookings	.81	Lake	.80
Brown	.79	Lawrence	.70
Brule	.78	Lincoln	.79
Buffalo	.78	Lyman	.77
Butte	.69	McCook	.78
Campbell	.71	McPherson	.76
Charles Mix	.78	Marshall	.77
Clark	.81	Meade	.71
Clay	.79	Mellette	.78
Codington	.81	Miner	.79
Corson	.71	Minnehaha	.79
Custer	.71	Moody	.81
Davison	.78	Pennington	.72
Day	.81	Perkins	.70
Deuel	.80	Potter	.78
Dewey	.73	Roberts	.80
Douglas	.78	Sanborn	.79
Edmunds	.78	Shannon	.73
Fall River	.70	Spink	.80
Faulk	.79	Stanley	.77
Grant	.82	Sully	.78
Gregory	.79	Todd	.78
Haakon	.75	Tripp	.78
Hamlin	.80	Turner	.78
Hand	.79	Union	.79
Hanson	.78	Walworth	.77
Harding	.71	Washabaugh	.74
Hughes	.78	Yankton	.78
Hutchinson	.78	Ziebach	.73
Hyde	.78		

TENNESSEE

Shelby $0.89
All other counties .87

TEXAS

Anderson	$0.93	Brazoria	$0.98
Archer	.82	Brazos	.96
Armstrong	.82	Brewster	.72
Atascosa	.90	Briscoe	.82
Austin	.98	Brown	.87
Bailey	.82	Burleson	.95
Bandera	.89	Burnet	.90
Baylor	.82	Callahan	.84
Bee	.92	Cameron	.85
Bell	.92	Camp	.88
Bexar	.92	Carson	.82
Blanco	.92	Cass	.87
Borden	.82	Castro	.82
Bosque	.90	Chambers	.95
Bowie	.86	Cherokee	.93

TEXAS—Continued

County	Rate per bushel	County	Rate per bushel
Childress	$0.82	Kaufman	$0.88
Clay	.84	Kendall	.88
Cochran	.82	Kenedy	.88
Coke	.82	Kent	.82
Coleman	.85	Kerr	.88
Collin	.88	Kimble	.86
Collingsworth	.82	King	.82
Comal	.92	Kinney	.85
Comanche	.87	Knox	.82
Concho	.85	Lamar	.85
Cooke	.86	Lamb	.82
Coryell	.91	Lampasas	.90
Cottle	.82	Leon	.94
Crane	.77	Liberty	.98
Crockett	.76	Limestone	.93
Crosby	.82	Lipscomb	.80
Dallam	.80	Live Oak	.91
Dallas	.89	Llano	.90
Dawson	.82	Loving	.73
Deaf Smith	.82	Lubbock	.82
Delta	.85	Lynn	.82
Denton	.87	McCulloch	.86
De Witt	.94	McLennan	.92
Dickens	.82	Madison	.96
Donley	.82	Marion	.88
Eastland	.85	Martin	.81
Ector	.80	Mason	.87
Edwards	.81	Maverick	.84
Ellis	.89	Medina	.89
El Paso	.72	Menard	.85
Erath	.86	Midland	.81
Falls	.93	Milam	.94
Fannin	.86	Mills	.89
Fayette	.95	Mitchell	.82
Fisher	.82	Montague	.85
Floyd	.82	Montgomery	.98
Foard	.82	Moore	.80
Fort Bend	.98	Morris	.88
Franklin	.88	Motley	.82
Freestone	.93	Nacogdoches	.92
Gaines	.82	Navarro	.91
Garza	.82	Newton	.95
Gillespie	.88	Nolan	.82
Goliad	.95	Ochiltree	.80
Gonzales	.94	Oldham	.82
Gray	.82	Orange	.95
Grayson	.86	Palo Pinto	.85
Gregg	.89	Panola	.91
Grimes	.96	Parker	.88
Guadalupe	.92	Parmer	.81
Hale	.82	Pecos	.73
Hall	.82	Polk	.96
Hamilton	.88	Potter	.82
Hansford	.80	Rains	.89
Hardeman	.82	Randall	.82
Hardin	.95	Reagan	.76
Harris	.98	Red River	.84
Harrison	.88	Reeves	.73
Hartley	.80	Roberts	.80
Haskell	.82	Robertson	.94
Hays	.93	Rockwall	.87
Hemphill	.80	Runnels	.84
Henderson	.91	Rusk	.90
Hidalgo	.85	Sabine	.92
Hill	.91	San Augustine	.92
Hockley	.82	San Jacinto	.97
Hood	.87	San Saba	.87
Hopkins	.86	Schleicher	.77
Houston	.95	Scurry	.82
Howard	.82	Shackelford	.83
Hudspeth	.72	Shelby	.92
Hunt	.87	Sherman	.80
Hutchinson	.80	Smith	.91
Irion	.76	Somervell	.88
Jack	.85	Starr	.84
Jackson	.95	Stephens	.85
Jasper	.95	Sterling	.78
Jeff Davis	.72	Stonewall	.82
Jefferson	.96	Sutton	.76
Jim Wells	.90	Swisher	.82
Johnson	.89	Tarrant	.89
Jones	.82	Taylor	.83
Karnes	.92	Terrell	.76
Terry	.82	Throckmorton	.83
Titus	.88	Tom Green	.82
Travis	.93	Trinity	.96
Tyler	.95	Upshur	.89
Upton	.74	Uvalde	.87
Val Verde	.82	Van Zandt	.89
Victoria	.95	Walker	.97
Waller	$0.98	Ward	.77
Washington	.96	Wharton	.97
Wheeler	.81	Wichita	.83
Wilbarger	.82	Willacy	.85
Williamson	.93	Wilson	.91
Winkler	.80	Wise	.87
Wood	.89	Yoakum	.82
Young	.85		

UTAH

Beaver	$0.76	Piute	$0.76
Box Elder	.81	Rich	.81
Cache	.81	Salt Lake	.81
Carbon	.76	San Juan	.76
Daggett	.76	Sanpete	.76
Davis	.81	Sevier	.76
Duchesne	.76	Summit	.76
Emery	.76	Tooele	.81
Garfield	.76	Uintah	.76
Grand	.76	Utah	.76
Iron	.76	Wasatch	.76
Juab	.76	Washington	.76
Kane	.76	Wayne	.76
Millard	.76	Weber	.81
Morgan	.81		

VERMONT

All counties	$0.90

VIRGINIA

All counties	$0.90

WASHINGTON

Adams	$0.88	Lewis	$0.86
Asotin	.84	Lincoln	.86
Benton	.90	Mason	.86
Chelan	.88	Okanogan	.87
Clallam	.80	Pacific	.86
Clark	.92	Pend Oreille	.74
Columbia	.88	Pierce	.91
Cowlitz	.90	San Juan	.88
Douglas	.87	Skagit	.88
Ferry	.83	Skamania	.93
Franklin	.89	Snohomish	.89
Garfield	.86	Spokane	.84
Grant	.88	Stevens	.81
Grays Harbor	.86	Thurston	.87
Island	.89	Wahkiakum	.90
Jefferson	.81	Walla Walla	.89
King	.91	Whatcom	.87
Kitsap	.84	Whitman	.85
Kittitas	.93	Yakima	.92
Klickitat	.92		

WEST VIRGINIA

All counties	$0.87

WISCONSIN

Adams	$0.81	Fond Du Lac	$0.83
Ashland	.80	Forest	.78
Barron	.81	Grant	.81
Bayfield	.81	Green	.84
Brown	.82	Green Lake	.82
Buffalo	.81	Iowa	.81
Burnett	.83	Iron	.79
Calumet	.82	Jackson	.80
Chippewa	.80	Jefferson	.85
Clark	.78	Juneau	.82
Columbia	.82	Kenosha	.89
Crawford	.80	Kewaunee	.79
Dane	.84	LaCrosse	.80
Dodge	.83	Lafayette	.82
Door	.77	Langlade	.79
Douglas	.84	Lincoln	.78
Dunn	.82	Manitowoc	.82
Eau Claire	.81	Marathon	.79
Florence	.77	Marinette	.78
Marquette	$0.81	Saint Croix	$0.84
Menominee	.81	Sauk	.82
Milwaukee	.89	Sawyer	.81
Monroe	.81	Shawano	.81
Oconto	.80	Sheboygan	.84
Oneida	.77	Taylor	.78
Outagamie	.82	Trempealeau	.80
Ozaukee	.84	Vernon	.80
Pepin	.82	Vilas	.75
Pierce	.84	Walworth	.85
Polk	.84	Washburn	.82
Portage	.81	Washington	.84
Price	.78	Waukesha	.85
Racine	.89	Waupaca	.81
Richland	.81	Washara	.81
Rock	.85	Winnebago	.82
Rusk	.80	Wood	.80

WYOMING

Albany	$0.76	Natrona	$0.76
Big Horn	.76	Niobrara	.67
Campbell	.63	Park	.76
Carbon	.76	Platte	.70
Converse	.64	Sheridan	.61
Crook	.64	Sublette	.76
Fremont	.76	Sweetwater	.76
Goshen	.70	Teton	.76
Hot Springs	.76	Uinta	.76
Johnson	.61	Washakie	.76
Laramie	.72	Weston	.66
Lincoln	.76		

(c) *Additional payment on Malting Barley.* Notwithstanding the provisions of § 1421.2271, in determining the settlement rate for eligible barley produced in compliance with the Malting Barley Exemption of the 1966–69 Feed Grain Program Regulations (31 F.R. 8339) and acquired by CCC under a loan or by purchase, 12½ cents per bushel shall be added to the applicable support rate for such barley listed in this section.

(d) *Discounts.* The basic support rate shall be adjusted as applicable by discounts as follows:

Reason:	Discount (cents per bushel)
Class—Mixed barley	2
Grade:	
No. 3	3
No. 4	6
No. 5	15
Total damage (percent):	
10.1–11	1
11.1–12	2
12.1–13	3
13.1–14	4
14.1–15	5
15.1–16	6
16.1–17	7
17.1–18	8
18.1–19	9
19.1 and above	10
Garlicky	10
Weed Control Law (where required by § 1421.74)	10
Other discounts as may be established by CCC to reflect the value of barley acquired by CCC.	

NOTE: Discounts are cumulative except only one grade discount shall be applied. The discounts for total damage in excess of 10 percent are in addition to the discount of 15 cents for barley grading No. 5. For the purpose of applying discounts, factors which cause barley of the subclass Malting Barley or Blue Malting Barley to have a lower numerical grade than if the barley were graded under a different subclass shall be disregarded.

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C. on July 14, 1966.

E. A. JAENKE,
Acting Executive Vice President, Commodity Credit Corporation.

[F.R. Doc. 66-7874; Filed, July 20, 1966; 8:45 a.m.]

[CCC Grain Price Support Regs., 1966-Crop Grain Sorghum Supp.]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1966 Crop Grain Sorghum Loan and Purchase Program

This annual crop year supplement, together with the General Regulations for the 1964 and Subsequent Crops (31 F.R. 5941) and the 1966 and Subsequent Crops Grain Sorghum Supplement (31 F.R. 8000), and any amendments thereto, contain the provisions for price support loans and purchases for the 1966 crop of grain sorghum.

Sec.
1421.2575 Availability.
1421.2576 Compliance requirements.
1421.2577 Warehouse charges.
1421.2578 Maturity of loans.
1421.2579 Support rates and discounts.

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

§ 1421.2575 Availability.

A producer desiring a price support loan must request a loan on his eligible grain sorghum on or before May 31, 1967, on grain sorghum stored in Oklahoma and Texas and on or before June 30, 1967, on grain sorghum stored in all other States. To obtain price support through a sale to CCC, a producer must give the appropriate ASCS county office notice of his intent to sell his eligible grain sorghum to CCC on or before June 30, 1967, with respect to grain sorghum stored in the States of Oklahoma and Texas and on or before July 31, 1967, with respect to grain sorghum stored in any other State.

§ 1421.2576 Compliance requirements.

To be eligible for a loan or purchase, a producer must qualify for a price support payment under the 1966–69 Feed Grain Program Regulations (31 F.R. 8339) on grain sorghum of the 1966 crop on the farm on which the grain sorghum tendered for loan or purchase was produced except that such qualification is not necessary with respect to grain sorghum produced in an area of the United States in which the feed grain program is not in effect.

§ 1421.2577 Warehouse charges.

Subject to the provisions of § 1421.2569, the following schedule of deductions for grain sorghum stored in an approved warehouse operating under the Uniform Grain Storage Agreement shall apply:

SCHEDULE OF DEDUCTIONS FOR STORAGE CHARGES BY MATURITY DATES

Maturity date of June 30, 1967	Deduction (cents per hundredweight)	Maturity date of July 31, 1967
(1)		(1)
	27	Prior to June 3, 1966.
	26	June 3–June 18.
Prior to June 4, 1966	25	June 19–July 4.
June 4–June 19	24	July 5–July 20.
June 20–July 5	23	July 21–Aug. 5.
July 6–July 21	22	Aug. 6–Aug. 21.
July 22–Aug. 6	21	Aug. 22–Sept. 6.
Aug. 7–Aug. 22	20	Sept. 7–Sept. 22.
Aug. 23–Sept. 7	19	Sept. 23–Oct. 8.
Sept. 8–Sept. 23	18	Oct. 9–Oct. 24.
Sept. 24–Oct. 9	17	Oct. 25–Nov. 9.
Oct. 10–Oct. 25	16	Nov. 10–Nov. 25.
Oct. 26–Nov. 10	15	Nov. 26–Dec. 11.
Nov. 11–Nov. 26	14	Dec. 12–Dec. 27.
Nov. 27–Dec. 12	13	Dec. 28, 1966–Jan. 12, 1967.
Dec. 13–Dec. 28	12	Jan. 13–Jan. 28.
Dec. 29, 1966–Jan. 13, 1967.	11	Jan. 29–Feb. 13.
Jan. 14–Jan. 29	10	Feb. 14–Mar. 1.
Jan. 30–Feb. 14	9	Mar. 2–Mar. 17.
Feb. 15–Mar. 2	8	Mar. 18–Apr. 2.
Mar. 3–Mar. 18	7	Apr. 3–Apr. 18.
Mar. 19–Apr. 3	6	Apr. 19–May 4.
Apr. 4–Apr. 19	5	May 5–May 20.
Apr. 20–May 5	4	May 21–June 5.
May 6–May 21	3	June 6–June 21.
May 22–June 6	2	June 22–July 7.
June 7–June 30, 1967	1	July 8–July 31, 1967.

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

§ 1421.2578 Maturity of loans.

Loans mature on demand but not later than: June 30, 1967, on grain sorghum stored in the States of Oklahoma and Texas and July 31, 1967, on grain sorghum stored in all other States.

§ 1421.2579 Support rates and discounts.

(a) *Basic support rates (terminals).* Basic support rates for terminal markets for grain sorghum grading No. 2 or better are as follows:

Terminal market	Rate per hundredweight
Sioux City, Iowa	$1.64
Omaha, Nebr	1.68
Council Bluffs, Iowa	1.68
Atchison, Kans	1.78
Kansas City, Kans	1.78
Kansas City, Mo	1.78
St. Joseph, Mo	1.78
Cairo, Ill	1.92
East St. Louis, Ill	1.92
St. Louis, Mo	1.92
Memphis, Tenn	1.97
Beaumont, Tex	2.04
Brownsville, Tex	2.04
Corpus Christi, Tex	2.04
Galveston, Tex	2.04
Houston, Tex	2.04
Port Arthur, Tex	2.04
Baton Rouge, La	2.04
New Orleans, La	2.04
Los Angeles, Calif	2.21
Long Beach, Calif	2.21
Oakland, Calif	2.21
San Francisco, Calif	2.21
Wilmington, Calif	2.21
Stockton, Calif	2.21
Astoria, Oreg	2.19
Portland, Oreg	2.19
Kalama, Wash	2.19
Longview, Wash	2.19
Seattle, Wash	2.19
Tacoma, Wash	2.19
Vancouver, Wash	2.19

(b) *Basic support rates (counties).* Basic support rates for counties for grain sorghum grading No. 2 or better are as follows:

ALABAMA

County	Rate per hundredweight
All counties	$1.59

ARIZONA

County	Rate per hundredweight	County	Rate per hundredweight
Apache	$1.50	Mohave	$1.50
Cochise	1.72	Navajo	1.50
Coconino	1.50	Pima	1.80
Gila	1.35	Pinal	1.85
Graham	1.60	Santa Cruz	1.75
Greenlee	1.35	Yavapai	1.29
Maricopa	1.85	Yuma	1.88

ARKANSAS

County	Rate per hundredweight	County	Rate per hundredweight
Arkansas	$1.69	Lee	$1.75
Ashley	1.64	Lincoln	1.67
Baxter	1.51	Little River	1.48
Benton	1.44	Logan	1.48
Boone	1.49	Lonoke	1.70
Bradley	1.54	Madison	1.44
Calhoun	1.53	Marion	1.49
Carroll	1.46	Miller	1.48
Chicot	1.66	Mississippi	1.75
Clark	1.52	Monroe	1.72
Clay	1.70	Montgomery	1.48
Cleburne	1.70	Nevada	1.49
Cleveland	1.58	Newton	1.49
Columbia	1.49	Ouachita	1.51
Conway	1.65	Perry	1.52
Craighead	1.74	Phillips	1.73
Crawford	1.46	Pike	1.49
Crittenden	1.75	Poinsett	1.75
Cross	1.75	Polk	1.44
Dallas	1.54	Pope	1.51
Desha	1.69	Prairie	1.72
Drew	1.65	Pulaski	1.68
Faulkner	1.67	Randolph	1.72
Franklin	1.48	St. Francis	1.75
Fulton	1.59	Saline	1.58
Garland	1.52	Scott	1.44
Grant	1.54	Searcy	1.49
Greene	1.73	Sebastian	1.47
Hempstead	1.49	Sevier	1.45
Hot Spring	1.54	Sharp	1.59
Howard	1.48	Stone	1.55
Independence	1.63	Union	1.49
Izard	1.54	Van Buren	1.65
Jackson	1.70	Washington	1.44
Jefferson	1.67	White	1.71
Johnson	1.49	Woodruff	1.74
Lafayette	1.49	Yell	1.51
Lawrence	1.71		

CALIFORNIA

County	Rate per hundredweight	County	Rate per hundredweight
Alameda	$1.99	Plumas	$1.80
Amador	1.99	Riverside	1.91
Butte	1.94	Sacramento	1.98
Calaveras	1.99	San Benito	1.95
Colusa	1.96	San Bernardino	1.95
Contra Costa	1.99	San Diego	1.89
El Dorado	1.93	San Francisco	2.02
Fresno	1.96	San Joaquin	2.02
Glenn	1.95	San Luis Obispo	1.89
Imperial	1.91	San Mateo	1.99
Inyo	1.63	Santa Barbara	1.87
Kern	1.93	Santa Clara	1.98
Kings	1.96	Santa Cruz	1.93
Lake	1.90	Shasta	1.77
Lassen	1.68	Sierra	1.66
Los Angeles	1.96	Siskiyou	1.77
Madera	1.99	Solano	1.97
Marin	1.99	Sonoma	1.96
Merced	2.00	Stanislaus	2.00
Modoc	1.76	Sutter	1.95
Mono	1.56	Tehama	1.86
Monterey	1.92		
Napa	1.97		
Orange	1.96		
Placer	1.96		

CALIFORNIA—Continued

County	Rate per hundredweight	County	Rate per hundredweight
Tulare	$1.94	Yolo	$1.98
Tuolumne	2.00	Yuba	1.96
Ventura	1.96		

COLORADO

All counties	$1.41

FLORIDA

All counties	$1.59

GEORGIA

All counties	$1.64

IDAHO

All counties	$1.34

ILLINOIS

All counties	$1.46

INDIANA

All counties	$1.49

IOWA

County	Rate per hundredweight	County	Rate per hundredweight
Adair	$1.43	Madison	$1.48
Adams	1.45	Mahaska	1.40
Appanoose	1.44	Marion	1.41
Audubon	1.44	Marshall	1.36
Boone	1.39	Mills	1.45
Buena Vista	1.39	Monona	1.45
Calhoun	1.40	Monroe	1.42
Carroll	1.43	Montgomery	1.45
Cass	1.43	O'Brien	1.41
Cherokee	1.41	Osceola	1.40
Clarke	1.44	Page	1.47
Clay	1.39	Palo Alto	1.37
Crawford	1.45	Plymouth	1.41
Dallas	1.39	Pocahontas	1.37
Davis	1.41	Polk	1.39
Decatur	1.46	Pottawattamie	1.45
Des Moines	1.36	Ringgold	1.47
Dickinson	1.37	Sac	1.41
Emmet	1.35	Shelby	1.45
Fremont	1.45	Sioux	1.41
Greene	1.40	Story	1.37
Guthrie	1.42	Taylor	1.49
Hamilton	1.36	Union	1.46
Harrison	1.45	Van Buren	1.38
Henry	1.37	Wapello	1.41
Humboldt	1.36	Warren	1.42
Ida	1.41	Washington	1.36
Jasper	1.38	Wayne	1.46
Jefferson	1.40	Webster	1.39
Keokuk	1.40	Woodbury	1.42
Lee	1.38	All Other Counties	1.34
Lucas	1.44		
Lyon	1.41		

KANSAS

County	Rate per hundredweight	County	Rate per hundredweight
Allen	$1.51	Johnson	$1.55
Anderson	1.55	Kingman	1.43
Atchison	1.55	Labette	1.50
Bourbon	1.53	Leavenworth	1.55
Brown	1.54	Lincoln	1.42
Butler	1.44	Linn	1.55
Chase	1.47	Lyon	1.50
Chautauqua	1.47	McPherson	1.43
Cherokee	1.50	Marion	1.44
Clay	1.47	Marshall	1.50
Cloud	1.45	Miami	1.55
Coffey	1.52	Mitchell	1.43
Cowley	1.44	Montgomery	1.50
Crawford	1.51	Morris	1.47
Dickinson	1.45	Morton	1.42
Doniphan	1.55	Nemaha	1.51
Douglas	1.55	Neosho	1.51
Elk	1.47	Osage	1.53
Ellsworth	1.42	Osborne	1.42
Franklin	1.55	Ottawa	1.44
Geary	1.47	Pottawatomie	1.51
Greenwood	1.48	Reno	1.42
Harper	1.42	Republic	1.44
Harvey	1.44	Rice	1.42
Jackson	1.54	Riley	1.50
Jefferson	1.55	Saline	1.43
Jewell	1.43		

KANSAS—Continued

County	Rate per hundredweight	County	Rate per hundredweight
Sedgwick	$1.44	Washington	$1.47
Seward	1.42	Wilson	1.50
Shawnee	1.53	Woodson	1.51
Smith	1.42	Wyandotte	1.55
Stevens	1.42	All Other Counties	1.41
Summer	1.44		
Wabaunsee	1.51		

KENTUCKY

All counties	$1.59

LOUISIANA

All counties	$1.59

MICHIGAN

All counties	$1.44

MINNESOTA

All counties	$1.39

MISSISSIPPI

All counties	$1.59

MISSOURI

County	Rate per hundredweight	County	Rate per hundredweight
Adair	$1.44	Linn	$1.52
Andrew	1.55	Livingston	1.54
Atchison	1.50	McDonald	1.47
Audrain	1.45	Macon	1.49
Barry	1.47	Madison	1.63
Barton	1.51	Maries	1.48
Bates	1.55	Marion	1.43
Benton	1.51	Mercer	1.50
Bollinger	1.65	Miller	1.43
Boone	1.46	Mississippi	1.67
Buchanan	1.55	Moniteau	1.46
Butler	1.68	Monroe	1.46
Caldwell	1.55	Montgomery	1.49
Callaway	1.43	Morgan	1.48
Camden	1.43	New Madrid	1.69
Cape Girardeau	1.66	Newton	1.47
Carroll	1.55	Nodaway	1.52
Carter	1.49	Oregon	1.57
Cass	1.55	Osage	1.46
Cedar	1.53	Ozark	1.51
Charlton	1.53	Pemiscot	1.71
Christian	1.48	Perry	1.61
Clark	1.43	Pettis	1.51
Clay	1.55	Phelps	1.47
Clinton	1.55	Pike	1.41
Cole	1.43	Platte	1.55
Cooper	1.49	Polk	1.50
Crawford	1.49	Pulaski	1.44
Dade	1.50	Putnam	1.48
Dallas	1.46	Ralls	1.44
Daviess	1.53	Randolph	1.50
De Kalb	1.55	Ray	1.55
Dent	1.45	Reynolds	1.45
Douglas	1.49	Ripley	1.68
Dunklin	1.70	St. Charles	1.52
Franklin	1.52	St. Clair	1.54
Gasconade	1.49	St. Francois	1.63
Gentry	1.51	St. Louis	1.54
Greene	1.48	Ste. Genevieve	1.61
Grundy	1.52	Saline	1.54
Harrison	1.49	Schuyler	1.44
Henry	1.55	Scotland	1.42
Hickory	1.51	Scott	1.67
Holt	1.52	Shannon	1.49
Howard	1.50	Shelby	1.47
Howell	1.54	Stoddard	1.68
Iron	1.63	Stone	1.48
Jackson	1.55	Sullivan	1.50
Jasper	1.50	Taney	1.48
Jefferson	1.60	Texas	1.49
Johnson	1.53	Vernon	1.53
Knox	1.43	Warren	1.51
Laclede	1.43	Washington	1.61
Lafayette	1.55	Wayne	1.67
Lawrence	1.47	Webster	1.46
Lewis	1.43	Worth	1.51
Lincoln	1.40	Wright	1.49

NEBRASKA

County	Rate per hundredweight	County	Rate per hundredweight
Adams	$1.43	Cass	$1.49
Burt	1.45	Clay	1.44
Butler	1.45	Colfax	1.45

NEBRASKA—Continued

County	Rate per hundredweight	County	Rate per hundredweight
Cuming	$1.45	Platte	$1.44
Dakota	1.42	Polk	1.43
Dodge	1.45	Richardson	1.51
Douglas	1.45	Saline	1.48
Fillmore	1.46	Sarpy	1.46
Gage	1.49	Saunders	1.46
Jefferson	1.47	Seward	1.46
Johnson	1.49	Stanton	1.45
Lancaster	1.49	Thayer	1.46
Madison	1.42	Thurston	1.45
Nance	1.42	Washington	1.45
Nemaha	1.49	Webster	1.42
Nuckolls	1.43	York	1.43
Otoe	1.49	All other counties	1.41
Pawnee	1.50		
Pierce	1.42		

NEVADA

All counties	$1.44

NEW MEXICO

County	Rate per hundredweight	County	Rate per hundredweight
Hidalgo	$1.51	All other counties	$1.50
Luna	1.51		

NORTH CAROLINA

All counties	$1.64

NORTH DAKOTA

All counties	$1.34

OHIO

All counties	$1.49

OKLAHOMA

County	Rate per hundredweight	County	Rate per hundredweight
Adair	$1.41	Major	$1.47
Alfalfa	1.47	Noble	1.47
Beaver	1.46	Osage	1.43
Bryan	1.50	Pawnee	1.48
Cimarron	1.46	Pushmataha	1.43
Dewey	1.47	Roger Mills	1.48
Ellis	1.46	Rogers	1.47
Grant	1.44	Sequoyah	1.41
Harper	1.45	Texas	1.47
Haskell	1.41	Tulsa	1.46
Kay	1.44	Washington	1.48
Latimer	1.41	Woods	1.46
Le Flore	1.41	Woodward	1.46
Love	1.51	All other counties	1.49
McCurtain	1.41		

OREGON

All counties	$1.49

PENNSYLVANIA

All counties	$1.64

SOUTH CAROLINA

All counties	$1.64

SOUTH DAKOTA

County	Rate per hundredweight	County	Rate per hundredweight
Bon Homme	$1.39	Minnehaha	$1.39
Charles Mix	1.36	Moody	1.36
Clay	1.41	Turner	1.39
Douglas	1.36	Union	1.41
Hutchinson	1.38	Yankton	1.41
Lincoln	1.41	All other counties	1.35
McCook	1.37		

TENNESSEE

All counties	$1.59

TEXAS

County	Rate per hundredweight	County	Rate per hundredweight
Anderson	$1.73	Bandera	$1.75
Angelina	1.77	Bastrop	1.75
Aransas	1.86	Baylor	1.49
Atascosa	1.78	Bee	1.86
Austin	1.83	Bell	1.72

TEXAS—Continued

County	Rate per hundredweight	County	Rate per hundredweight
Bexar	$1.76	Kinney	$1.66
Blanco	1.71	Kleberg	1.85
Bosque	1.66	Knox	1.49
Bowie	1.58	Lamar	1.56
Brazoria	1.83	Lampasas	1.66
Brazos	1.78	La Salle	1.71
Brooks	1.78	Lavaca	1.77
Brown	1.60	Lee	1.77
Burleson	1.78	Leon	1.75
Burnet	1.68	Liberty	1.83
Caldwell	1.76	Limestone	1.74
Calhoun	1.82	Live Oak	1.83
Callahan	1.54	Llano	1.66
Cameron	1.83	McCullock	1.58
Camp	1.62	McLennan	1.71
Cass	1.60	McMullen	1.80
Chambers	1.77	Madison	1.78
Cherokee	1.72	Marion	1.62
Clay	1.54	Mason	1.60
Coleman	1.56	Matagorda	1.79
Collin	1.62	Maverick	1.65
Colorado	1.80	Medina	1.75
Comal	1.76	Menard	1.56
Comanche	1.60	Milam	1.75
Concho	1.56	Mills	1.64
Cooke	1.57	Montague	1.56
Coryell	1.68	Montgomery	1.83
Dallas	1.64	Morris	1.62
Delta	1.57	Nacogdoches	1.71
Denton	1.60	Navarro	1.69
DeWitt	1.79	Newton	1.76
Dickens	1.49	Nueces	1.87
Dimmit	1.66	Orange	1.78
Duval	1.81	Palo Pinto	1.57
Eastland	1.57	Panola	1.68
Edwards	1.54	Parker	1.62
Ellis	1.65	Polk	1.79
Erath	1.59	Presidio	1.48
Falls	1.73	Rains	1.64
Fannin	1.58	Real	1.72
Fayette	1.78	Red River	1.54
Fisher	1.49	Refugio	1.86
Foard	1.49	Robertson	1.74
Fort Bend	1.83	Rockwall	1.60
Franklin	1.62	Runnels	1.54
Freestone	1.72	Rusk	1.67
Frio	1.72	Sabine	1.71
Galveston	1.83	San Augustine	1.71
Gillespie	1.74	San Jacinto	1.82
Goliad	1.84	San Patricio	1.87
Gonzales	1.75	San Saba	1.60
Grayson	1.58	Shackelford	1.52
Gregg	1.65	Shelby	1.71
Grimes	1.80	Smith	1.68
Guadalupe	1.76	Somervell	1.62
Hamilton	1.62	Starr	1.78
Hardeman	1.49	Stephens	1.56
Hardin	1.78	Stonewall	1.49
Harris	1.83	Tarrant	1.64
Harrison	1.63	Taylor	1.52
Haskell	1.49	Throckmorton	1.53
Hays	1.73	Titus	1.62
Henderson	1.68	Travis	1.74
Hidalgo	1.82	Trinity	1.79
Hill	1.68	Tyler	1.76
Hood	1.60	Upshur	1.64
Hopkins	1.58	Uvalde	1.72
Houston	1.77	Val Verde	1.62
Hunt	1.60	Van Zandt	1.64
Jack	1.56	Victoria	1.82
Jackson	1.80	Walker	1.81
Jasper	1.77	Waller	1.83
Jefferson	1.79	Washington	1.79
Jim Hogg	1.78	Webb	1.74
Jim Wells	1.86	Wharton	1.81
Johnson	1.64	Wichita	1.51
Karnes	1.81	Wilbarger	1.49
Kaufman	1.63	Willacy	1.83
Kendall	1.75	Williamson	1.73
Kenedy	1.82	Wilson	1.77
Kent	1.49	Wise	1.60
Kerr	1.74	Wood	1.64
Kimble	1.58	Young	1.56
King	1.49	Zapata	1.70
		Zavala	1.66
		All Other Counties	1.50

UTAH

All counties	$1.34

VIRGINIA

All counties	$1.64

WASHINGTON

All counties	$1.49

WISCONSIN

All counties	$1.39

WYOMING

All counties	$1.39

(c) *Discounts.* The basic support rate shall be adjusted by discounts as follows:

	Cents per hundredweight
(1) Class:	
Mixed grain sorghum	3
(2) Grade:	
No. 3 (not over 14 percent moisture)	3
No. 4 (not over 14 percent moisture)	5
Smutty	5
Weed control law (where required by § 1421.74)	15

Other discounts as may be established by CCC to reflect the value of grain sorghum acquired by CCC.

NOTE: Discounts are cumulative except only one grade discount shall be applied.

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on July 14, 1966.

E. A. JAENKE,
Acting Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 66-7875; Filed, July 20, 1966; 8:45 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

PART 78—BRUCELLOSIS

Subpart D—Designation of Modified Certified Brucellosis Areas, Public Stockyards, Specifically Approved Stockyards and Slaughtering Establishments

MODIFIED CERTIFIED BRUCELLOSIS AREAS

Pursuant to § 78.16 of the regulations in Part 78, as amended, Title 9, Code of Federal Regulations, containing restrictions on the interstate movement of animals because of brucellosis, under sections 4, 5, and 13 of the Act of May 29, 1884, as amended; sections 1 and 2 of the Act of February 2, 1903, as amended; and section 3 of the Act of March 3, 1905, as amended (21 U.S.C. 111–113, 114a–1, 120, 121, 125), § 78.13 of said regulations designating modified certified brucellosis areas is hereby amended to read as follows:

§ 78.13 Modified certified brucellosis areas.

The following States, or specified portions thereof, are hereby designated as modified certified brucellosis areas:

Alabama. Autauga, Baldwin, Barbour, Bibb, Blount, Bullock, Butler, Calhoun, Chambers, Cherokee, Chilton, Choctaw, Clarke, Clay, Cleburne, Coffee, Colbert, Conecuh, Coosa, Covington, Crenshaw, Cullman, Dale, Dallas, De Kalb, Elmore, Escambia, Etowah, Fayette, Franklin, Geneva, Hale, Henry, Houston, Jackson, Jefferson, Lamar, Lauderdale, Lawrence, Lee, Limestone, Macon, Madison, Marion, Marshall, Mobile, Monroe, Montgomery, Morgan, Pickens, Pike, Randolph, Russell, St. Clair, Shelby, Talladega, Tallapoosa, Tuscaloosa, Walker, Washington, and Winston Counties;

Arizona. The entire State;

Arkansas. The entire State;

California. The entire State;

Colorado. Alamosa, Arapahoe, Archuleta, Baca, Bent, Boulder, Chaffee, Clear Creek, Conejos, Costilla, Crowley, Custer, Delta, Denver, Dolores, Eagle, Elbert, El Paso, Fremont, Garfield, Gilpin, Gunnison, Hinsdale, Huerfano, Jefferson, Kiowa, Kit Carson, Lake, La Plata, Larimer, Las Animas, Lincoln, Logan, Mesa, Mineral, Moffat, Montezuma, Montrose, Morgan, Otero, Ouray, Park, Phillips, Pickin, Prowers, Pueblo, Rio Blanco, Rio Grande, Saguache, San Juan, San Miguel, Sedgwick, Teller, Washington, Weld, and Yuma Counties; and Southern Ute Indian Reservation and Ute Mountain Ute Indian Reservation;

Connecticut. The entire State;

Delaware. The entire State;

Florida. Baker, Bay, Bradford, Calhoun, Columbia, Dixie, Escambia, Flagler, Franklin, Gadsden, Gilchrist, Gulf, Hamilton, Holmes, Jackson, Jefferson, Lafayette, Leon, Levy, Liberty, Madison, Manatee, Nassau, Okaloosa, Santa Rosa, Suwannee, Taylor, Union, Wakulla, Walton, and Washington Counties;

Georgia. The entire State;

Hawaii. Honolulu and Kauai Counties;

Idaho. The entire State;

Illinois. The entire State;

Indiana. The entire State;

Iowa. The entire State;

Kansas. The entire State;

Kentucky. The entire State;

Louisiana. Ascension, Assumption, Bienville, Claiborne, Jackson, Jefferson, Lincoln, Livingston, St. Helena, St. James, St. John the Baptist, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Union, Vernon, Washington, Webster, West Baton Rouge and Winn Parishes;

Maine. The entire State;

Maryland. The entire State;

Massachusetts. The entire State;

Michigan. The entire State;

Minnesota. The entire State;

Mississippi. Alcorn, Amite, Attala, Benton, Chickasaw, Choctaw, Clay, Covington, De Soto, Forrest, Franklin, George, Greene, Grenada, Hancock, Harrison, Itawamba, Jackson, Jasper, Jefferson, Jefferson Davis, Jones, Lamar, Lauderdale, Lawrence, Leake, Lee, Lincoln, Lowndes, Marion, Monroe, Neshoba, Newton, Oktibbeha, Pearl River, Perry, Pike, Pontotoc, Prentiss, Simpson, Smith, Stone, Tallahatchie, Tippah, Tishomingo, Union, Walthall, Wayne, Webster, Winston, and Yalobusha Counties;

Missouri. The entire State;

Montana. The entire State;

Nebraska. Adams, Antelope, Banner, Boone, Buffalo, Burt, Butler, Cass, Cedar,

Chase, Cheyenne, Clay, Colfax, Cuming, Dakota, Dawson, Deuel, Dixon, Dodge, Douglas, Dundy, Fillmore, Franklin, Frontier, Furnas, Gage, Gosper, Greeley, Hall, Hamilton, Harlan, Hayes, Hitchcock, Howard, Jefferson, Johnson, Kearney, Kimball, Knox, Lancaster, Madison, Merrick, Nance, Nemaha, Nuckolls, Otoe, Pawnee, Perkins, Phelps, Pierce, Platte, Polk, Red Willow, Richardson, Saline, Sarpy, Saunders, Seward, Sherman, Stanton, Thayer, Thurston, Valley, Washington, Wayne, Webster, and York Counties;

Nevada. The entire State;
New Hampshire. The entire State;
New Jersey. The entire State;
New Mexico. The entire State;
New York. The entire State;
North Carolina. The entire State;
North Dakota. The entire State;
Ohio. The entire State;
Oklahoma. Adair, Atoka, Canadian, Cherokee, Choctaw, Cimarron, Delaware, Garfield, Grant, Greer, Harmon, Haskell, Kingfisher, Kiowa, Latimer, McCurtain, McIntosh, Mayes, Noble, Nowata, Okfuskee, Osage, Ottawa, Payne, Pushmataha, Texas, Washington, and Woods Counties;
Oregon. The entire States;
Pennsylvania. The entire State;
Rhode Island. The entire State;
South Carolina. The entire State;
South Dakota. Beadle, Brookings, Brown, Buffalo, Butte, Campbell, Clark, Clay, Codington, Custer, Day, Deuel, Edmunds, Faulk, Grant, Hamlin, Hand, Hanson, Harding, Jerauld, Lake, Lawrence, Lincoln, McCook, McPherson, Marshall, Meade, Miner, Minnehaha, Moody, Perkins, Roberts, Sanborn, Shannon, Spink, Turner, Union, Walworth, Yankton, and Ziebach Counties; and Crow Creek Indian Reservation;
Tennessee. The entire State;
Texas. Andrews, Armstrong, Bailey, Bandera, Baylor, Bell, Bexar, Blanco, Borden, Bosque, Brewster, Briscoe, Brooks, Brown, Burnet, Caldwell, Callahan, Cameron, Carson, Castro, Childress, Cochran, Coke, Coleman, Collingsworth, Comal, Comanche, Concho, Cottle, Crane, Crockett, Crosby, Culberson, Dallam, Dawson, Deaf Smith, Dickens, Donley, Duval, Eastland, Ector, Edwards, El Paso, Erath, Fisher, Floyd, Gaines, Garza, Gillespie, Glasscock, Gray, Guadalupe, Hale, Hall, Hansford, Hardeman, Hartley, Haskell, Hays, Hidalgo, Hockley, Howard, Hudspeth, Hutchinson, Irion, Jack, Jeff Davis, Jim Wells, Jones, Karnes, Kendall, Kent, Kerr, Kimble, King, Kinney, Knox, Lamb, Lampasas, Lee, Lipscomb, Live Oak, Llano, Loving, Lubbock, Lynn, McCulloch, Martin, Mason, Medina, Menard, Midland, Mills, Mitchell, Moore, Motley, Nolan, Ochiltree, Oldham, Palo Pinto, Parker, Parmer, Pecos, Potter, Presidio, Randall, Reagan, Real, Reeves, Roberts, Runnels, San Saba, Schleicher, Scurry, Shackelford, Sherman, Somervell, Stephens, Sterling, Stonewall, Sutton, Swisher, Taylor, Terrell, Terry, Throckmorton, Tom Green, Travis, Upton, Uvalde, Val Verde, Ward, Wheeler, Williamson, Wilson, Winkler, Yoakum, and Young Counties;
Utah. The entire State;
Vermont. The entire State;
Virginia. The entire State;
Washington. The entire State;
West Virginia. The entire State;
Wisconsin. The entire State;
Wyoming. Albany, Big Horn, Campbell, Carbon, Converse, Crook, Fremont, Goshen, Hot Springs, Johnson, Laramie, Lincoln, Natrona, Niobrara, Park, Platte, Sublette, Sweetwater, Teton, Uinta, Washakie, and Weston Counties;
Puerto Rico. The entire area; and
Virgin Islands of the United States. The entire area.

(Secs. 4, 5, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, sec. 3, 33 Stat. 1265, as amended, sec. 2, 65 Stat. 693; 21 U.S.C. 111-113, 114a-1, 120, 121, 125; 29 F.R. 16210, as amended; 9 CFR 78.16)

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

The amendment adds the following additional areas to the list of areas designated as modified certified brucellosis areas because it has been determined that such areas come within the definition of § 78.1(l): Dallas County in Alabama; Bent, Boulder, Larimer, and Rio Blanco Counties in Colorado; Manatee County in Florida; Lincoln, Livingston, Vernon, and Winn Parishes in Louisiana; Wayne County in Mississippi; Valley County in Nebraska; Cherokee, Greer, Harmon, Kiowa, Osage, and Washington Counties in Oklahoma; Meade and Shannon Counties in South Dakota; Brooks, Jack, and Roberts Counties in Texas; and Johnson County in Wyoming.

The amendment imposes certain restrictions necessary to prevent the spread of brucellosis in cattle, and it should be made effective promptly in order to accomplish its purpose in the public interest. Accordingly, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003), it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and contrary to the public interest, and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 15th day of July 1966.

G. H. WISE,
Acting Director, Animal Health Division, Agricultural Research Service.

[F.R. Doc. 66-7921; Filed, July 20, 1966; 8:48 a.m.]

Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans Administration

PART 3—ADJUDICATION

Dependency and Indemnity Compensation

In § 3.702, paragraph (f) is amended to read as follows:

§ 3.702 Dependency and indemnity compensation.

* * * * *

(f) *Death pension rate.* (1) Effective October 1, 1961, where the monthly rate of dependency and indemnity compensation payable to a widow who has children is less than the monthly rate of death pension which would be payable to such widow if the veteran's death had not been service connected, dependency and indemnity compensation shall be paid to such widow in an amount equal to the pension rate for any month (or part thereof) in which this rate is greater. (38 U.S.C. 412(b); PL 87-268)

(2) Effective June 22, 1966, where the monthly rate of dependency and indemnity compensation payable to a widow who has children is less than the monthly rate of death pension which would be payable for the children if the veteran's death had not been service connected and the widow were not entitled to such pension, dependency, and indemnity compensation shall be payable to the widow in an amount equal to the monthly rate of death pension which would be payable to the children for any month (or part thereof) in which this rate is greater. (38 U.S.C. 412(b); Pub. Law 89-466)

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

This VA Regulation is effective June 22, 1966.

Approved: July 15, 1966.

By direction of the Administrator.

[SEAL] CYRIL F. BRICKFIELD,
Deputy Administrator.

[F.R. Doc. 66-7929; Filed, July 20, 1966; 8:48 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 204—DANGER ZONE REGULATIONS

Pacific Ocean

Pursuant to the provisions of section 7 of the River and Harbor Act of August 18, 1917 (40 Stat. 266; 33 U.S.C. 1), Chapter XIX of the Army Appropriations Act of July 9, 1918 (33 U.S.C. 3) and Executive Proclamation 2732, § 204.227 is hereby prescribed establishing a warning area in the Pacific Ocean at Kwajalein Atoll, Marshall Islands, effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 204.227 Pacific Ocean at Kwajalein Atoll, Marshall Islands; missile testing area.

(a) *The warning area.* The waters within a circular area with a radius of 200 nautical miles having its center at latitude 8°43'00" N., longitude 167°43'00" E. Intermittent hazardous missile operations will be conducted within the area 24 hours daily, on a permanent basis.

(b) *Advisory instructions.* (1) Kwajalein Test Site will coordinate safe passage of surface shipping through the area.

(2) All ships are advised to contact Kwajalein Control (2716 KC for voice, 500 KC for CW initial contact, and 468 KC for CW working) before entering the area.

[Regs., June 27, 1966, 1507-32 (Pacific Ocean at Kwajalein Atoll, Marshall Islands)—ENGCW-ON] (sec. 7, 40 Stat. 266, secs. 1-4, 40 Stat. 892-893; 33 U.S.C. 1, 3)

J. C. LAMBERT,
Major General, U.S. Army, The Adjutant General.

[F.R. Doc. 66-7891; Filed, July 20, 1966; 8:45 a.m.]

Title 32—NATIONAL DEFENSE

Chapter I—Office of the Secretary of Defense

SUBCHAPTER A—ARMED SERVICES PROCUREMENT REGULATIONS

MISCELLANEOUS AMENDMENTS TO SUBCHAPTER

The following amendments to this subchapter are issued by direction of the Assistant Secretary of Defense (Installations and Logistics) pursuant to authority contained in Department of Defense Directive No. 4105.30, dated March 11, 1959 (24 F.R. 2260), as amended, and 10 U.S.C. 2202.

PART 1—GENERAL PROVISIONS

1. New § 1.201–28 is added; § 1.321 is revised; new §§ 1.327, 1.327–1, 1.327–2, and 1.327–3 are added, and § 1.503 is revised, as follows:

§ 1.201–28 Local purchase.

Local purchase means the authorized purchase of materials, supplies and services by an installation for its own use or the use of an installation or activity logistically supported by it. Local purchase is not limited to the immediate geographical area in which the purchasing installation is located.

§ 1.321 Procurements involving work to be performed in foreign countries by U.S. contractors.

(a) Except as otherwise provided in an international agreement, when a contract which requires work to be performed in a foreign country by personnel of a United States contractor is contemplated, coordination shall be effected with the appropriate component Commander of the unified Command concerned to assure compliance with international agreements (see § 1.320). Such coordination should be effected as early as possible.

(b) The contracting officer shall request the following information from the overseas Commander:

(1) The applicability of any international agreements to the requirement being procured;

(2) Applicability of taxes, duties, and charges for doing business;

(3) Security requirements applicable to the area concerned;

(4) Standards of conduct required to be observed by the prospective contractor and his employees, and any action that may be taken against them in the event required standards are not maintained; and

(5) Requirements pertaining to the use of foreign currencies, including applicability of U.S. holdings of excess foreign currencies.

(c) The contracting officer shall furnish the overseas Commander the following information prior to any contract performance:

(1) Any contractor logistical support desired,

(2) Contract performance period,

(3) Date of planned arrival of contractor personnel,

(4) Contract security requirements, and

(5) Other pertinent information to effect complete coordination and cooperation.

§ 1.327 Use of excess aluminum in National stockpile.

§ 1.327–1 Government Use Program.

It has been determined to be in the public interest to establish a Government Use Program requiring, to the maximum practicable extent, purchase of excess aluminum in the Government stockpile by defense contractors, directly or through subcontractors or suppliers, equal in weight to the weight of aluminum products as defined in § 1.327–2, purchased by the Government or used in the production of items delivered under defense contracts. In implementation of this Program, all contracts in the categories listed below, shall contain the clause in § 1.327–2, or in the case of construction contracts, the clause as modified in § 1.327–3:

(a) Purchases in the amount of $500 or more of aluminum products as defined in § 1.327–2.

(b) Purchases of supplies or construction in the amount of $25,000 or more where the aluminum products used in the production of items delivered under the contract or in the production of items incorporated in construction performed under the contract are estimated by the contracting officer to approximate 10,000 pounds or more.

These provisions do not apply to procurements of supplies or construction effected by procuring activities located outside, for use outside, the United States, its possessions, and Puerto Rico. These provisions are applicable to new procurements that are effected by amendments to an existing contract. In such cases, only the new procurement portion of the total contract is considered in determining whether the clause is required and, if required, the extent of its applicability. Copies of all aluminum controlled material allotments made to contractors, together with a showing of any modifications or quantity adjustments thereto, shall be forwarded by the allotting activity to GSA at the address specified in the contract clause within 30 days following the calendar quarter for which all or any portion of the allotment was made. Copies or pertinent abstracts of all contracts or purchase orders for aluminum products (subject to paragraph (a) of this section) and modifications affecting aluminum product quantities shall be forwarded by the purchasing activity to GSA at the same address.

§ 1.327–2 Contract clause.

REQUIRED SOURCE FOR ALUMINUM INGOT (MARCH 1966)

(a) As used in this clause (i) the term "aluminum products" means aluminum or aluminum alloy in its last commercial form delivered by the producer, mill, or foundry as an end item under this contract, or used to produce an end item under this contract, such as by way of example (but not limited to) wrought aluminum products; forgings and castings; rolled bar, rod, structural shapes, and bare wire; aluminum conductor steel reinforced and bare aluminum cable; insulated or covered wire or cable; extruded bar, rod, shapes, and tube (extruded, drawn, and welded tube); sheet, strip, and plate; pig or ingot; granular or shot; slab; foil; and powder, flake, or paste; and (ii) the term "supplier" includes vendors, materialmen, warehousemen, distributors, or manufacturers of aluminum products or other items containing aluminum in any form.

(b) Except as provided in (c) below, the Contractor (or subcontractor or supplier, where applicable) shall purchase from the General Services Administration (GSA) a quantity of aluminum pig or ingot equal in weight to the gross weight of aluminum products constituting, or used in the production of, the items to be delivered under this contract. Such purchase shall be in accordance with the terms and conditions of sale prescribed therefor by GSA. Each order placed with GSA pursuant to this clause shall state that it is placed in accordance therewith and shall be sent to:

Director, Industry Materials Division, Defense Materials Service, General Services Administration, Washington, D.C., 20405.

Aluminum purchased pursuant to this clause may be used in any manner the Contractor desires and need not be earmarked in any way after delivery to the Contractor, nor physically incorporated in the items to be delivered hereunder.

(c) To the extent the Contractor (or subcontractor or supplier, where applicable) places subcontracts or purchase orders for aluminum products or for items other than aluminum products and containing aluminum in any form, he is not required with respect to such subcontracts or purchase orders to purchase aluminum from the GSA. However, he agrees to incorporate this clause, except paragraph (d):

(i) In any such subcontract or purchase order for aluminum products in the total amount of $500 or more, or

(ii) In any such subcontract or purchase order in the total amount of $25,000 or more for any items containing aluminum in any form where the quantity of aluminum products used in the production of such items is estimated to be 10,000 pounds or more.

(d) The Contractor shall furnish to the GSA, calendar quarter summaries (within 30 days following the close of the applicable quarter) of all subcontracts and purchase orders placed by him pursuant to (c)(i) above that will identify (i) each aluminum product supplier involved, (ii) the quantity (by weight) of aluminum products, and (iii) the Authorized Control Material allotment number if any, applicable to specific quantities. The requirements of this paragraph (d) are applicable only to the prime Contractor and not to any subcontractor or other supplier hereunder. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(e) The requirements of this clause are not intended to preclude basic agreements or other arrangements between the parties to any contracts (subcontracts or purchase orders) subject to this clause that will permit reference in such contracts to the applicability of the requirements of this clause, without the need for physically incorporating this clause in its entirety in each affected subcontract or purchase order.

(f) In placing subcontracts and purchase orders subject to the clause, the Contractor and all subcontractors and suppliers are authorized and encouraged to consolidate aluminum product purchases hereunder with other defense rated order purchases (ACM, DO, or DX) and other identifiable Govern-

ment orders so as to apply the requirements of this clause to the total purchase. Otherwise, it is required either that aluminum product purchases subject to this clause be separately made, or, if consolidated with other aluminum product purchases, that the quantities (by weights) of aluminum products subject to this clause be separately set forth in the purchase document and identified as subject to this clause.

(g) Required purchases of aluminum from GSA by Contractors, subcontractors, or suppliers, shall be made within 90 days from the date (i) of final delivery pursuant to a contract, subcontract, or purchase order containing the requirements of this clause, or (ii) when the Contractor, subcontractor or supplier, has completed deliveries of aluminum products aggregating 100,000 pounds, whichever is earlier: *Provided, however,* That any Contractor, subcontractor, or supplier, may defer required purchases of aluminum for the purpose of consolidating purchases to meet the requirement of two or more contracts, subcontracts, or purchase orders containing this clause until 90 days after the aggregate purchase requirements of such contracts, subcontracts, or purchase orders equal the minimum order quantities established by GSA (approximately 10,000 pounds or more). Successive consolidated purchases thereafter may be made at any time within 90-day intervals. The 90-day limitations may be extended upon approval in writing by the GSA.

(h) Certain producers of aluminum have entered into contracts with GSA effective as of November 1, 1965, under which they have made long term commitments to purchase certain minimum and maximum quantities of aluminum from that Agency. The obligations of such producers under this clause shall be governed by the provisions of those contracts to the extent of any inconsistency.

(i) All purchases made pursuant to this clause, other than from GSA, are required to be rated (ACM, DO or DX) in accordance with DMS Regulation 1, NPA Order M-5A and BDSA Regulation 2, and are subject to the provisions of those regulations concerning the maintenance of records, rights of inspection and audit, and the penalty provisions contained therein for willful noncompliance.

§ 1.327–3 Modification of contract clause in § 1.327–2 in contracts for construction.

The clause contained in § 1.327–2 shall be modified by deletion of paragraph (c) thereof and substitution of the following paragraph in all contracts for construction:

(c) To the extent the Contractor or subcontractor or supplier, where applicable places subcontracts or purchase orders for aluminum products, or for items other than aluminum products and containing aluminum in any form, or for construction where the subcontractor is to furnish materials containing aluminum in any form, he is not required with respect to such subcontracts or purchase orders to purchase aluminum from the GSA. However, he agrees to incorporate this clause, except paragraph (d):

(i) In any such subcontract or purchase order for aluminum products in the total amount of $500 or more, or

(ii) In any such subcontract or purchase order in the total amount of $25,000 or more for any items containing aluminum in any form where the quantity of aluminum products used in the production of such items is estimated to be 10,000 pounds or more, or

(iii) Construction, where the materials are to be supplied by the subcontractor and the total value of such materials containing aluminum (in any form) is estimated to be $25,000 or more, and where the quantity of aluminum products used in the production of such items is estimated to be 10,000 pounds or more.

§ 1.503 Covenant against contingent fees clause.

Every contract shall contain the clause entitled "Covenant Against Contingent Fees" as set forth in § 7.103–20 except as provided in § 16.401–3(g).

2. Paragraph (b)(9) of § 1.1003–9 is revised; § 1.1204(b) is revised; the introductory text of subdivision (ii) in § 1.1404 (b)(2) is revised; § 1.1405 is revised; §§ 1.1405–1 and 1.1405–2 are revoked; and § 1.1410 is revised, as follows:

§ 1.1003–9 Preparation and transmittal.

* * * * *

(b) * * *

(9) On the last page of each issue the Commerce Business Daily publishes footnote information identified as "notes" which applies to specific procurement situations and which is used in repetitive instances in certain synopses appearing in the publication. Some existing "notes" are similar to the examples stated in paragraph (e) of this section. Where existing "notes" include exact wordage applicable to a given synopsis, purchasing offices may incorporate into the body of the letter or teletypewriter transmittal a reference "See Notes No. ------ on the last page of this issue * * *", in lieu of typing out the specific text of the particular entry. Any reference in the transmittal to certain standard "boilerplate" notices in the Commerce Business Daily will be made by title, e.g., "Research and Development Sources Sought," when applicable. When the procurement situation of a given synopsis deviates from the standard "boilerplate" language, appropriate emphasis should be made in the text of the transmitted synopses.

NOTE: The purpose of using "notes" is to reduce the costs of preparing, transmitting, and printing synopses. In order to promote cost reduction, contracting officers are urged to use references to "notes" in preparing synopses, when applicable. If an existing "note" does not cover a frequently recurring situation, contracting officers of each Department may request the Commerce Business Daily to establish a new "note." Requests shall be addressed to:

U.S. Department of Commerce, Commerce Business Daily, Post Office Box 5999, Chicago, Ill. 60680.

From time to time a list of currently existing "notes" will be published in a U.S. Department of Commerce Bulletin.

* * * * *

§ 1.1204 Packaging requirements.

* * * * *

(b) The contract administration office shall report and make recommendations concerning unrealistic preservation, packaging, packing, and marking requirements to the purchasing office.

§ 1.1404 Procedures.

* * * * *

(b) * * *

(2) * * *

(ii) When the procuring activity has been instructed that particular supplies of the type described in § 1.1402(a) (2) and (3) are to be carried exclusively in private U.S. vessels:

* * * * *

§ 1.1405 Responsibilities of the contracting officer.

The contracting officer shall forward the applicable shipping document specified in the clauses set forth in § 1.1404(b) (1) and (2) to the Department of the Navy (Commander, Military Sea Transportation Service, Attn: M–5), Washington, D.C. 20390, for shipments made under arrangements by the contractor or by a Government agency other than the Military Sea Transportation Service.

§ 1.1405–1 Contracting officer. [Revoked]

§ 1.1405–2 Department of the Navy. [Revoked]

§ 1.1410 Nonuse of foreign-flag vessels engaged in Cuban and North Vietnam trade.

(a) Supplies owned by or procured under any contract of a Department of Defense activity (including supplies for military assistance) will not be shipped from any U.S. port on a foreign-flag vessel which has called at a Cuban port on or after January 1, 1963, or a North Vietnam port on or after January 25, 1966, unless the Secretary of Commerce has made an exception applicable to such vessel.

(b) Procuring activities shall include the following clause in any contract which may involve the use of foreign-flag vessels in the ocean transportation from a U.S. port of supplies to be delivered under the contract or to be incorporated in supplies or other end product of the contract:

NONUSE OF FOREIGN-FLAG VESSELS ENGAGED IN CUBAN AND NORTH VIETNAM TRADE (APRIL 1966)

(a) If, after the date of award, any supplies to be furnished or any materials to be incorporated in such supplies or in a construction project will require ocean transportation from the United States in the performance of this contract, the Contractor shall not use any foreign-flag vessel which the Maritime Commission has listed in the FEDERAL REGISTER as having called at a Cuban port on or after January 1, 1963, or a North Vietnam port on or after January 25, 1966, unless an exception has been made by the Secretary of Commerce.

(b) For purposes of this clause, the term "United States" includes the 50 States, Puerto Rico, possessions of the United States, and the District of Columbia.

(c) The Contractor shall include the substance of this clause, including this paragraph (c), in each subcontract or purchase order hereunder which may involve ocean transportation from the United States.

The contracting officer may refer any questions in connection with the above clause to Code M–34, Military Sea Transportation Service, Washington, D.C. 20390.

PART 2—PROCUREMENT BY FORMAL ADVERTISING

3. In § 2.201, the introductory text is revised, and new subparagraphs (27) and (39) are added to paragraph (a), and new subparagraph (22) is added to paragraph (b); § 2.202–1 is revised; new § 2.202–3 is added; paragraph (h) of § 2.202–4 is revised; paragraph (a) of § 2.205–5 is revised; and §§ 2.403 and 2.406–2 are revised, as follows:

§ 2.201 Preparation of invitation for bids.

Forms used in inviting bids are prescribed in Subparts A and D, Part 16 of this chapter. Invitation for bids shall contain the applicable information described in paragraphs (a) and (b) of this section and any other information required for a particular procurement. Pen and ink entries, deletions, or alterations shall not be made in an invitation for bids after it has been prepared for distribution. If a change is necessary after reproduction of the invitation for bids, the DD Form 1260 (Amendment to Invitation for Bids) shall be used (see § 16.101).

(a) • • •

(27) The applicable D.O. rating (see § 1.307).

• • • • •

(39) A provision covering the required source for aluminum (see § 1.327).

(b) • • •

(22) If the contract is pursuant to the Balance of Payments Program, the certificate set forth in § 6.806–3.

• • • • •

§ 2.202–1 Bidding time.

Consistent with the needs of the Government for obtaining the supplies or services, all invitations for bids shall allow sufficient bidding time (i.e., the period of time between the date of distribution of an invitation for bids and the date set for opening of bids) to allow bidders an adequate opportunity to prepare and submit their bids. As a general rule, bidding time shall be not less than 15 calendar days when procuring standard commercial articles and services and not less than 30 calendar days when procuring other than standard commercial articles or services. This rule need not be observed in special circumstances, for example, where the contracting officer has valid reason to determine that bidders in the second step of two-step formal advertising can prepare and submit their bids in less than 30 calendar days, or where the urgency for the supplies or services does not permit such delay. For items on Qualified Products Lists, see § 1.1105; and for construction contracts, see § 18.202(b).

§ 2.202–3 Bid envelopes.

Postage or envelopes bearing "Postage and Fees Paid" indicia shall not be distributed with the invitation for bids or otherwise supplied to prospective bidders. To provide for ready identification and proper handling of bids, Optional Form 17, "Sealed Bid Label," obtainable from the General Services Administration, may be furnished with each bid set to provide the bidder with a means of specifically identifying his bid.

§ 2.202–4 Bid samples.

• • • • •

(h) *Handling of bid samples.* Samples, if not destroyed in testing, shall be returned to bidders at their request and expense, unless otherwise specified in the invitation for bids. See paragraph 3(b) of the Bidding Instructions, Terms, and Conditions (Supply Contract) (Standard Form 33–A). When samples are no longer required, disposition instructions shall be requested from the bidder and the samples disposed of accordingly. If disposition instructions are not received within 30 days, samples ordinarily will be returned collect to the address from which received; however, small items may be returned by mail, postage prepaid. Samples that are to be retained for inspection purposes in connection with deliveries shall be transmitted to the inspecting activity concerned, with instructions to retain the sample until completion of the contract or until disposition instructions are furnished by the contracting officer. Samples that are consumed or the usefulness of which is otherwise impaired by tests conducted to determine compliance with specifications will be disposed of as scrap unless the supplier requests their return.

§ 2.205–5 Release of bidders mailing lists.

(a) The comprehensive bidders mailing list established by purchasing offices shall not be released outside the Department of Defense. When it is necessary to dispatch identical information by means of electrical transmission to prospective bidders or offerors, the electrically transmitted message, when released for communications handling, shall be marked "Book Message—Transmit as Single Address Message" to preclude prospective bidders or offerors knowing the names of others solicited. In addition, except as provided in paragraphs (b) and (c) of this section, the list of prospective bidders to whom invitations for bids have been furnished shall not be released outside the Department of Defense and shall not be made available for inspection to individuals, firms, or trade organizations. However, such lists may be made available to other Government agencies, at their specific written request, and upon the condition that the list will not be available for inspection to anyone outside the Government. This, however, does not preclude the use of individual names from bidders mailing lists established by purchasing offices in carrying out cooperative programs with industry by the Small Business Administration representatives. See § 1.705–3.

• • • • •

§ 2.403 Recording of bids.

(a) The invitation number, bid opening date, general description of the procurement item, names of bidders, prices bid, and any other information required for bid evaluation, shall be entered on Abstract of Bids (DD Form 1501) which, except in the case of classified procurement, shall be available for public inspection. Abstract of Bids—Construction (DD Form 1501–1) shall be used for recording construction bids. When the items are too numerous to warrant the recording of all bids completely, an entry should be made of the opening date, invitation number, general description of the material, item number, and the price bid. The record or abstract shall be completed as soon as practical after the bids have been opened, and, as soon as all bids have been opened and read, the bid opening officer shall so certify on the record or abstract. If the invitation for bids is canceled before the time set for bid opening, this shall be recorded, together with a statement of the number of bids invited and the number of bids received. Copies of the abstract on unclassified bids exhibited to the public shall not contain information such as debarment, failure to meet minimum standards of responsibility, apparent collusion of bidders, or other notations not proper for the knowledge of the general public. The original of all rejected and unsuccessful bids, a copy of the accepted bid, and a copy of the abstract of bids shall be retained by the contracting officer, and shall be kept available for inspection by the duly authorized representatives of the General Accounting Office. They will be forwarded to that office upon request therefor, when required in individual cases.

(b) The above forms need not be used by the Defense Fuel Supply Center for procurements of coal or petroleum products.

§ 2.406–2 Apparent clerical mistakes.

Any clerical mistake apparent on the face of a bid may be corrected by the contracting officer prior to award, if the contracting officer has first obtained from the bidder written or telegraphic verification of the bid actually intended. Examples of such apparent mistakes are: obvious error in placing decimal point; obvious discount errors (for example—1 percent 10 days, 2 percent 20 days, 5 percent 30 days); obvious reversal of the price f.o.b. destination and the price f.o.b. factory; obvious error in designation of unit. Correction of the bid will be effected by attaching the verification to the original bid and a copy of the verification to the duplicate bid. Correction will not be made on the face of the bid; however, it shall be reflected in the award document.

4. Sections 2.407–3(a) and 2.407–4(a) are revised; and in § 2.503–1, paragraphs (a)(8), (d), (e), (f), and (g) are revised, and new paragraph (h) is added, as follows.

§ 2.407–3 Discounts.

(a) The Discounts clause of the Bidding Instructions, Terms, and Conditions (Supply Contract) (Standard Form 33–A) establishes 20 calendar days as the minimum period for prompt payment discounts to be considered in bid evaluation unless otherwise specified in the invitation for bids. Prior to issuing an

invitation for bids (except for construction), a determination shall be made as to whether the 20 calendar day minimum period for prompt payment discounts is appropriate. If a minimum period more or less than 20 calendar days is determined to be desirable, such minimum period shall be stated in the invitation for bids by including in the solicitation the following clause:

DISCOUNTS (APRIL 1966)

In accordance with subparagraph (a) of the clause entitled "Discounts" in the Bidding Instructions, Terms, and Conditions (Supply Contract) (Standard Form 33–A) prompt payment discounts will be considered in the evaluation of bids, provided the minimum period for the offered discount is:

*(i) ____ days where delivery and acceptance are at point of origin;

or

*(ii) ____ days where delivery and acceptance are at destination.

The offered discount of a successful Bidder will form a part of the award whether or not such discount was considered in the evaluation of his bid and such discount will be taken if payment is made within the discount period.

In determining the minimum period for a particular procurement, consideration shall be given to:

(1) The place of delivery, inspection, and acceptance in relation to the place of payment of invoices or vouchers;

(2) The number of days required to process invoices or vouchers from receipt through payment in the normal course of business; and

(3) The need for prolonged acceptance testing or other unusual circumstances tending to retard the normal processing of invoices or vouchers.

Generally, the minimum period will be expressed in multiples of 10 days; e.g., "10 calendar days," "20 calendar days," or "30 calendar days," since these time intervals coincide with the discount terms generally offered by industry.

* * * * *

§ 2.407–4 Price escalation.

(a) Where an invitation for bids does not contain a price escalation clause, bids received, which quote a price and contain a price escalation provision with a ceiling above which the price will not escalate, will be evaluated on the maximum possible escalation of the quoted base price. If the bid is eligible for award, the contracting officer shall request the bidder to agree to the inclusion in the award of an approved escalation clause subject to the same ceiling. If the bidder will not agree to such approved clause, the award may be made on the basis of the bid as originally submitted. Bids which contain escalation with no ceiling shall be rejected unless a clear basis for evaluation exists.

* * * * *

§ 2.503–1 Step one.

(a) * * *

(8) A statement that offerors are advised to submit proposals which are fully and clearly acceptable without additional explanation or information, since the Government may make a final determination as to whether a proposal is acceptable or unacceptable solely on the basis of the proposal as submitted and proceed with the second step without requesting further information from any offeror; however, if the Government deems it necessary to obtain sufficient acceptable proposals to assure adequate price competition in the second step or deems it otherwise desirable in its best interest the Government may, in its sole discretion, request additional information from offerors of proposals which the Government considers reasonably susceptible of being made acceptable by additional information clarifying or supplementing but not basically changing any proposal as submitted and, for this purpose, the Government may discuss any such proposal with the offeror;

* * * * *

(d) The contracting officer shall establish a time period within which technical proposals will be evaluated. The time period may vary from procurement to procurement depending upon the complexity and number of proposals involved. However, it is essential that the evaluation of technical proposals by all personnel concerned with the procurement, as well as any subsequent discussion with sources submitting technical proposals, be completed expeditiously.

(e) Technical evaluation of the proposals shall be based upon the criteria contained in the request for technical proposals and such evaluation shall not include consideration of capacity or credit as defined in § 1.705–4. The proposals as submitted, shall be categorized as:

(1) Acceptable;

(2) Reasonably susceptible of being made acceptable by additional information clarifying or supplementing, but not basically changing the proposal as submitted; or

(3) In all other cases, unacceptable.

Any proposal which modifies, or fails to conform to the essential requirements or specifications of, the request for technical proposals shall be considered nonresponsive and categorized as unacceptable. If the contracting officer determines that there are sufficient proposals in category subparagraph (1) of this paragraph to assure adequate price competition under step 2 and that further time, effort and delay to make additional proposals acceptable and thereby increase competition would not be in the best interest of the Government, he may proceed directly with step 2. Otherwise, the contracting officer shall request bidders under proposals in category subparagraph (2) of this paragraph to submit additional information, setting forth to the extent practicable the nature of the deficiencies in the proposal as submitted or the nature of the additional information required. The contracting officer may also arrange discussions for this purpose. In initiating requests for additional information, the contracting officer shall fix an appropriate time for bidders to conclude discussions, if any, submit all additional information, and incorporate such additional information as part of their proposals as submitted. Such time may be extended in the discretion of the contracting officer. If the additional information incorporated as part of a proposal within the final time fixed by the contracting officer establishes that the proposal is acceptable, it shall be so categorized. Otherwise, it shall be categorized as unacceptable.

(f) Upon final determination that a technical proposal is unacceptable, the contracting officer shall promptly notify the source submitting the proposal of that fact. The notice shall state that revision of his proposal will not be considered, and shall indicate, in general terms, the basis for the determination for example, that rejection was based on failure to furnish sufficient information or on an unacceptable engineering approach.

(g) Consideration of late technical proposals is governed by the procedure in § 3.506 except that the late technical proposals statement in § 2.503–1(a)(6) will be used in any resolicitation (see § 3.506(b)).

(h) If, as a result of the evaluation of technical proposals, it appears necessary to discontinue two-step formal advertising, a statement setting forth the full facts and circumstances shall be made a part of the contract file. Each source will be notified in writing of the discontinuance and the reason therefor. When step one results in no acceptable technical proposal or only one acceptable technical proposal, the procurement may be continued by negotiation under the authority of § 3.210–2(c). (But see § 3.210–3.)

PART 3—PROCUREMENT BY NEGOTIATION

5. Paragraph (c)(3) of § 3.408 is revised; new subparagraphs (60), (61), and (62) are added to § 3.501(b); § 3.602 is revised; and the first sentence of § 3.604–2 is revised, as follows:

§ 3.408 Letter contract.

* * * * *

(c) *Limitations.* * * *

(3) A letter contract shall be superseded by a definitive contract at the earliest practicable date. The letter contract shall reflect an agreement between the Government and the contractor as to the date by which definitization is expected to be completed and a definitization schedule, as required by § 7.802–5. This date shall be prior to:

(i) The expiration of 180 days from the date of the letter contract; or

(ii) Forty percent (40%) of the production of the supplies, or the performance of the work, called for under the contract, whichever occurs first.

In extreme cases, an additional period may be authorized.

* * * * *

§ 3.501 Preparation of request for proposals or request for quotations.

* * * * *

(b) * * *

(60) A provision covering the required source for jeweled bearings (see § 1.315);

(61) A provision covering the required source for aluminum (see § 1.327); and

(62) If the contract is a supply or service contract and is pursuant to the Balance of Payments Program, the certificate set forth in § 6.806–3.

§ 3.602 Definitions.

As used in this subpart, the following terms have the meanings set forth below.

(a) "Bulk funding concept" means a system whereby a contracting officer receives authorization from a fiscal and accounting officer to obligate funds on purchase documents against a specified lump sum of funds reserved for the purpose for a specified period of time rather than obtaining individual obligational authority on each purchase document.

(b) "Mail indicia" means the official printed markings substituted for stamps, i.e., "Postage and Fees Paid" and appropriate department. This includes such markings on envelopes, cards, labels, wrappers, or tags.

(c) "Local delivery" means the movement of supplies or commodities wholly within a recognized metropolitan area in which both the point of pickup and the point of delivery are located.

§ 3.604–2 Purchases in excess of $250 but not in excess of $2,500.

Except as provided in § 3.608–2(b)(2) reasonable solicitation of quotations from qualified sources of supply shall be made to assure that the procurement is to the advantage of the Government, price and other factors considered, including the administrative cost of the purchase.

• • •

6. Section 3.606–2 is revised; in § 3.606–3(b), subparagraph (2) is revised and the clause in subparagraph (4) is amended by revising the clause heading and clause paragraph (a); in § 3.608–2 (b), subparagraph (1)(ii) is revised and new subdivisions (xiv) and (xv) are added; and paragraph (c) in § 3.809 is revised, as follows:

§ 3.606–2 Conditions for use.

When the conditions set forth below are present, the fast payment procedure should be used to the maximum extent possible, provided such use is consistent with the other conditions of the procurement. Use of the fast payment procedure would not be indicated, for example, in small purchases by posts, camps, and stations when material being purchased is destined for use at such activities and contract administration will be performed by the purchasing office of such activities.

(a) Individual orders do not exceed $2,500.

(b) Title to the supplies will vest in the Government (1) upon delivery to a post office or common carrier for mailing or shipment to destination, or (2) upon receipt by the Government when the shipment is by means other than the post office or common carrier.

(c) Supplier agrees to replace, repair, or correct supplies not received at destination, damaged in transit, or not conforming to purchase requirements.

(d) Supplier will execute a certificate of mailing or shipment, or a certificate of delivery to the point of first receipt by the Government.

§ 3.606–3 Preparation and execution of orders.

• • • • •

(b) • • •

(2) A requirement that invoices be submitted direct to the finance or other office designated in the order, or in the case of unpriced purchased orders, to the contracting officer (see § 3.608–3(c));

• • • • •

(4) The following clause:

FAST PAYMENT PROCEDURE (APRIL 1966)

(a) *General.* This is a fast payment order. Invoices will be paid on the basis of the Contractor's certification thereon that articles listed in the order were delivered on a specified date to a post office, common carrier, or, in shipment by other means, to the point of first receipt by the Government.

• • • • •

§ 3.608–2 Order for supplies or services (DD Forms 1155, 1155r, 1155r–1, 1155c, 1155c–1, and 1155s).

• • • • •

(b) *Conditions for use.* (1) • • •

(ii) No clause covering the subject matter of any clause set forth in this subchapter, other than the clauses set forth in DD Form 1155r, and clauses referred to in § 3.606–3(b)(4), in subdivisions (iii) through (xv) of this subparagraph, in paragraph (d) of this section, in § 3.608–3, and in § 3.608–4, are to be used.

• • • • •

(xiv) When required by Subpart C, Part 1 of this chapter, the clause set forth in § 1.327–2 shall be added.

(xv) When required by Subpart J, Part 12 of this chapter, the clause set forth in § 12.1004(b) shall be added.

• • • • •

§ 3.809 Contract audit as a pricing aid.

• • • • •

(c) *Additional functions of the contract auditor.* (1) Under cost-reimbursement type contracts, the cost-reimbursement portion of fixed-price contracts, letter contracts which provide for reimbursement of costs, time and material contracts, and labor-hour contracts:

(i) The contract auditor is the authorized representative of the contracting officer for the purpose of examining reimbursement vouchers received directly from contractors, transmitting those vouchers approved for provisional payment to the cognizant disbursing officer and issuing DCAA Form 1, "Notice of Contract Costs Suspended and/or Disapproved," with a copy to the cognizant ACO, with respect to costs claimed but not considered allowable. In the case of costs suspended, if the contractor disagrees with the suspension action by the contract auditor and the difference cannot be resolved, the contractor may appeal in writing to the cognizant ACO, who will make his determination promptly in writing. In the case of costs disapproved, the DCAA Form 1 shall include the following statement:

As to any disapproved costs identified herein, this Notice constitutes a final decision of the Contracting Officer, effective 60 days after the date of its receipt by the Contractor, unless the Contractor mails or furnishes to the cognizant Administrative Contracting Officer a written appeal before the expiration of such 60-day period. If this Notice becomes a final decision of the Contracting Officer by virtue of expiration of the 60-day period, it may be appealed in accordance with the provisions of the "Disputes" clause of the contract identified above. If the Contractor decides to make such an appeal, written notice thereof (in triplicate) must be mailed or otherwise furnished to the Contracting Officer within 30 days from the date this decision becomes effective. Such notice should indicate that an appeal is intended and should reference this decision and identify the contract by number. The Armed Services Board of Contract Appeals is the authorized representative of the Secretary for hearing and determining such disputes. The Rules of the Armed Services Board of Contract Appeals are set forth in the Armed Services Procurement Regulation, Appendix A, Part 2.

If the contractor appeals in writing to the ACO from a disallowance action by the contract auditor within the 60-day period mentioned above, the ACO will make his determination in writing, as promptly as practicable, as a final decision of the contracting officer (see § 1.314 re decisions under the Disputes clause) and mail or otherwise furnish a copy to the contractor. In addition, the contracting officer may direct the issuance of DCAA Form 1, "Notice of Contract Costs Suspended and/or Disapproved," with respect to any cost that he has reason to believe should be suspended or disapproved. The contract auditor will approve fee portions of vouchers for provisional payment in accordance with the contract schedule and any instructions received from the administrative contracting officer. Completion vouchers shall be forwarded to the ACO for approval and transmittal to the cognizant disbursing officer.

(ii) The contract auditor shall be responsible for making appropriate recommendations to the ACO concerning the establishment of interim overhead billing rates, when such rates are provided for in the contract.

(2) Under Cost-Reimbursement Type Contracts With Canadian Contractors:

(i) On contracts with the Canadian Commercial Corporation, audits are automatically arranged by the Department of Defence Production (Canada) (DDP) in accordance with agreement between Departments of the Army, Navy, and Air Force; Defense Supply Agency; and Department of Defence Production (Canada) (see § 6.503(c)). Audit reports are furnished to DDP. Upon advice from DDP, the Canadian Commercial Corporation (CCC) will certify the invoice and forward it with Standard Form 1034 (Public Voucher) to the ACO for further processing and transmittal to the disbursing officer.

(ii) On contracts placed directly with Canadian firms, audits are requested by the ACO from the Audit Services Branch, Comptroller of the Treasury, Depart-

ment of Finance, Ottawa, Ontario, Canada. Invoices are approved by the auditor on a provisional basis pending completion of the contract and final audit. These invoices, accompanied by Standard Form 1034 (Public Voucher) are forwarded to the ACO for further processing and transmittal to the disbursing officer. Periodic advisory audit reports are furnished directly to the ACO. In the event that costs claimed are suspended or disapproved, the ACO shall issue the DCAA Form 1, "Notice of Contract Costs Suspended and/or Disapproved" to the contractor. DCAA Form 1 will be processed in the same manner as indicated in subparagraph (1) (i) of this paragraph with regard to contractor appeals, and shall contain the statement prescribed therein with respect to costs disapproved.

(3) Responsibilities for Preaward Surveys and Reviews:

(i) Preaward surveys of potential contractors' competence to perform proposed contracts shall be managed and conducted by the contract administration office. Where information is required on the adequacy of the contractor's accounting system or its suitability for administration of the proposed type of contract, such information shall always be obtained by the ACO from the auditor. The contract administration office shall be responsible for advising the PCO on matters concerning the contractor's financial competence or credit needs.

(ii) A regular program for conducting reviews of contractor's estimating methods shall be established and managed by the contract audit activities. Individual teams shall have ACO representation. Periodic reviews shall be tailored to take full advantage of the day-to-day work done as an integral part of both the contract audit and contract administration activities.

PART 6—FOREIGN PURCHASES

7. The heading of Subpart I and §§ 6.901 and 6.902 are revised, as follows:

Subpart I—International Agreements and Coordination With Overseas Commands

§ 6.901 Scope of subpart.

This subpart concerns the applicability of international agreements and coordination with overseas commands and activities in purchasing from foreign sources.

§ 6.902 International agreements.

(a) Various treaties and international agreements in effect between the United States and foreign governments, especially those with governments receiving military and economic aid under the Foreign Assistance Act of 1961, affect procurement in foreign countries. Particular attention should be given to the provisions in these agreements which pertain to purchase procedures, contract forms and clauses, taxes, patents, technical information, facilities, and other matters relating to procurement.

(b) Copies of international agreements are filed with the U.S. European Command (APO 128, New York) covering existing agreements in the United Kingdom of Great Britain, Western European countries, North Africa, and in the Middle East. Agreements with countries in the Pacific and Far East are filed with the U.S. Pacific Command (CINCPAC). Many of the agreements are compiled in the "United States Treaties and Other International Agreements" series (TIAS), which is published by the Department of State. Copies of this publication are normally available in overseas legal offices and U.S. diplomatic missions. In addition, Military Assistance Advisory Groups, Naval Missions, and Joint U.S. Military Aid Groups normally have copies of the agreements applicable to the countries concerned.

(c) In placing contracts with contractors outside the United States for performance outside the United States, contracting officers, including those in the United States, shall ascertain the existence and applicability of any international agreements and, subject to the provisions of §1.109–4, shall comply with such agreements.

PART 7—CONTRACT CLAUSES

8. Section 7.104–46 is revised; new §§ 7.104–57, 7.104–58, and 7.104–59 are added; and in § 7.203–4(b), clause paragraph (j) is amended by revising subparagraph (iv) and adding new subparagraph (v), as follows:

§ 7.104–46 Nonuse of foreign-flag vessels engaged in Cuban and North Vietnam trade.

In accordance with the requirements of § 1.1410, insert the clause set forth therein.

§ 7.104–57 U.S. products and services (Balance of Payments Program).

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.806–4.

§ 7.104–58 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807.

§ 7.104–59 Aluminum.

In accordance with § 1.327, insert the clause set forth in § 1.327–2.

§ 7.203–4 Allowable cost, fee, and payment.

• • • • •

(b) • • •

ALLOWABLE COST, INCENTIVE FEE, AND PAYMENT (APR. 1966)

• • • • •

(j) • • •

(iv) The procurement and maintenance of additional insurance not included in the target cost and required by the Contracting Officer or claims for reimbursement for liabilities to third persons pursuant to the clause hereof entitled "Insurance—Liability to Third Persons";

(v) Any claim, loss or damage resulting from a risk for which the Contractor has been relieved of liability pursuant to the clause hereof entitled "Government Property."

• • • • •

9. Section 7.204–33 is revised; new §§ 7.204–41, 7.204–42, and 7.204–43 are added; § 7.303–18 is revised; and new §§ 7.303–41, 7.303–42, and 7.303–43 are added, as follows:

§ 7.204–33 Nonuse of foreign-flag vessels engaged in Cuban and North Vietnam trade.

In accordance with the requirements of § 1.1410, insert the clause set forth therein.

§ 7.204–41 U.S. products and services (Balance of Payments Programs).

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.806–4.

§ 7.204–42 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807.

§ 7.204–43 Aluminum.

In accordance with §1.327, insert the clause set forth in § 1.327–2.

§ 7.303–18 Duty-free entry.

In accordance with the requirements of § 6.603–2, insert any or all of the clauses set forth in § 6.603–3, as appropriate.

§ 7.303–41 U.S. products and services (Balance of Payments Program).

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.806–4.

§ 7.303–42 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807.

§ 7.303–43 Aluminum.

In accordance with § 1.327, insert the clause set forth in § 1.327–2.

10. Section 7.403–29 is revised and new §§ 7.403–36, 7.403–37, 7.403–38, 7.504–6, 7.504–7, and 7.602–47 are added, as follows:

§ 7.403–29 Nonuse of foreign-flag vessels engaged in Cuban and North Vietnam trade.

In accordance with the requirements of § 1.1410, insert the clause set forth therein.

§ 7.403–36 U.S. products and services (Balance of Payments Program).

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.806–4.

§ 7.403–37 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807.

§ 7.403–38 Aluminum.

In accordance with § 1.327, insert the clause set forth in § 1.327–2.

§ 7.504–6 U.S. products and services (Balance of Payments Program).

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.806–4.

§ 7.504–7 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807.

§ 7.602–47 Rights in shop drawings.

Insert the clause in § 18.910–1(b).

11. Section 7.603–31 is revoked and new §§ 7.603–42, 7.603–43, 7.603–44, 7.604–3, 7.605–40, 7.606–14, 7.606–15, and 7.606–16 are added, as follows:

§ 7.603–31 Layout of work. [Revoked]

§ 7.603–42 Architectural designs and data—Government rights.

In accordance with § 18.910–1(a), insert one of the two clauses therein, if appropriate.

§ 7.603–43 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807.

§ 7.603–44 Aluminum.

In accordance with § 1.327, insert the clause set forth in § 1.327–2.

§ 7.604–3 Layout of work.

The following clause is authorized for use in construction contracts where appropriate.

LAYOUT OF WORK (JANUARY 1965)

The Contractor shall lay out his work from Government established base lines and bench marks indicated on the drawings and shall be responsible for all measurements in connection therewith. The Contractor shall furnish, at his own expense, all stakes, templates, platforms, equipment, tools, and materials and labor as may be required in laying out any part of the work from the base lines and bench marks established by the Government. The Contractor will be held responsible for the execution of the work to such lines and grades as may be established or indicated by the Contracting Officer. It shall be the responsibility of the Contractor to maintain and preserve all stakes and other marks established by the Contracting Officer until authorized to remove them. If such marks are destroyed, by the Contractor or through his negligence, prior to their authorized removal, they may be replaced by the Contracting Officer at his discretion. The expense of replacement will be deducted from any amounts due or to become due the Contractor.

§ 7.605–40 Rights in shop drawings.

Insert the clause in § 18.910–1(b).

§ 7.606–14 Architectural designs and data—Government rights.

In accordance with § 18.910–1(a), insert one of the two clauses therein, if appropriate.

§ 7.606–15 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807.

§ 7.606–16 Aluminum.

In accordance with § 1.327, insert the clause set forth in § 1.327–2.

12. Section 7.607–2 is revised; new § 7.607–27 is added; §§ 7.702–19, 7.703–15, and 7.703–20 are revised; and new §§ 7.705–17, 7.705–18, 7.705–19, 7.902–23, and 7.902–24 are added as follows:

§ 7.607–2 Architectural designs and data—Government rights.

In accordance with § 18.910–1(a), insert one of the two clauses therein.

§ 7.607–27 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807 in contracts in excess of $10,000.

§ 7.702–19 Insurance—liability to third persons.

Insert the clause in § 7.203–22, except as otherwise provided in § 7.402–26 when the contractor claims partial or total immunity from tort liability as a state agency or as a charitable institution. Wherever reference to the clause entitled "Allowable Cost, Fixed Fee and Payment" is made in this clause, insert in lieu thereof the following: "Allowable Cost and Payment." Wherever the phrase "performance under this contract" or "the performance of this contract" appears in such clause, insert in lieu thereof the following: "performance of work at Government expense under this contract."

§ 7.703–15 Insurance—liability to third persons.

In accordance with the instructions contained in § 7.702–19, insert the contract clause set forth in § 7.203–22, except as otherwise provided in § 7.402–26 when the contractor claims partial or total immunity from tort liability as a state agency or as a charitable institution.

§ 7.703–20 Disputes.

Insert the contract clause set forth in § 7.103–12.

§ 7.705–17 U.S. products and services (Balance of Payments Program).

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.806–4.

§ 7.705–18 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807.

§ 7.705–19 Aluminum.

In accordance with the requirements of § 1.327, insert the clause set forth in § 1.327–2.

§ 7.902–23 U.S. products and services (Balance of Payments Program).

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.806–4.

§ 7.902–24 Identification of expenditures in the United States.

In accordance with Subpart H, Part 6 of this chapter, insert the clause in § 6.807.

PART 10—BONDS, INSURANCE, AND INDEMNIFICATION

13. Section 10.102–5 is revised to read as follows:

§ 10.102–5 Noncompliance with bid guarantee requirements.

Where a solicitation requires that bids be supported by a bid guarantee, noncompliance with such requirement will require rejection of the bid (see § 2.404–2) except that rejection of the bid is not required in these situations:

(a) Where only a single bid is received (in such cases the purchasing activity may or may not require the furnishing of the bid guarantee before award);

(b) Where the amount of the bid guarantee submitted, though less than the amount required by the invitation for bids, is equal to or greater than the difference between the price stated in the bid and the price stated in the next higher acceptable bid;

(c) Where the amount of the bid guarantee submitted, though less than the amount required by the invitation for bids in relation to the bid price for the maximum quantity bid upon, is sufficient in relation to the bid price for a quantity for which the bidder is otherwise eligible for award (and in that event any award to him shall be limited to the quantity covered by the bid guarantee);

(d) Where the bid guarantee is received late and the late receipt may be waived under the rules established in § 2.303 for consideration of late bids;

(e) Where an otherwise adequate bid guarantee becomes inadequate as a result of the correction of a mistake in bid under § 2.406, if the bidder will increase the amount of the bid guarantee in proportion to the authorized bid correction; and

(f) Where a telegraphic modification of the bid is received without a corresponding modification of the bid guarantee, provided the bid modification expressly refers to the bid previously submitted in response to the invitation for bids and the bid guarantee satisfies the above criteria.

PART 12—LABOR

14. Paragraph (b) in § 12.806–4 is revoked, and new Subpart J is added, as follows:

§ 12.806–4 Compliance reports.

* * * * *

(b) [Revoked]

* * * * *

Subpart J—Service Contracts

Sec.

12.1001 Applicability.
12.1002 Definitions.
12.1003 Wage determinations and fringe benefits.

Sec.
12.1004 Contract clauses.
12.1005 Notices and other submissions.
12.1006 Exemptions.

AUTHORITY: The provisions of this Subpart J issued under sec. 2202, 70A Stat. 120; 10 U.S.C. 2202. Interpret or apply secs. 2301–2314, 70A Stat. 127–133; 10 U.S.C. 2301–2314.

§ 12.1001 Applicability.

The Service Contract Act of 1965 (P.L. 89–286) applies to contracts the principal purpose of which is to furnish services in the United States through the use of service employees as defined in § 12.1002. It applies but is not limited to contracts for services such as custodial, laundry, guard, food, and other housekeeping services. The Act does not apply to contracts to furnish services through the use of employees such as professional employees or others who are not service employees as defined in § 12.1002(a).

§ 12.1002 Definitions.

(a) The term "service employee" means guards, watchmen, and any person engaged in a recognized trade or craft, or other skilled mechanical craft, or in unskilled, semiskilled, or skilled manual labor occupations; and any other employee including a foreman or supervisor in a position having trade, craft or laboring experience as the paramount requirement; and shall include all such persons regardless of any contractual relationship that may be alleged to exist between a contractor or subcontractor and such persons.

(b) The term "United States" when used in a geographical sense shall include any State of the United States, the District of Columbia, Puerto Rico, the Virgin Islands, Outer Continental Shelf lands as defined in the Outer Continental Shelf Lands Act, American Samoa, Guam, Wake Island, Eniwetok Atoll, Kwajalein Atoll, Johnston Island, but shall not include any other territory under the jurisdiction of the United States or any United States base or possession within a foreign country.

§ 12.1003 Wage determinations and fringe benefits.

Minimum monetary wages and fringe benefits required under this Act will be determined by the Administrator of the Wage and Hour and Public Contracts Divisions of the Department of Labor. As such determinations are issued, appropriate distribution to procurement offices will be made. In addition, the Department of Labor plans to maintain a register of such determinations for public inspection at its national and regional offices which are listed in § 12.607. In the absence of advice to the contrary, purchasing offices shall use the minimum wage indicated in the notice of intention submitted pursuant to § 12.1005(a). If no determination has been issued, the contractor is required by paragraph 3 of the contract clause to pay not less than the minimum wage of $1.25 specified in section 6(a)(1) of the Fair Labor Standards Act of 1938.

§ 12.1004 Contract clauses.

(a) The following clause shall be included in each contract entered into pursuant to negotiations concluded or invitation for bids issued on or after January 20, 1966, if such contract is in excess of $2,500, and the contracting officer determines that it is a contract the principal purpose of which is to obtain services in the United States through the use of service employees and that it is not otherwise exempted by the provision of this subpart.

SERVICE CONTRACT ACT OF 1965
(JANUARY 1966)

This contract, to the extent that it is of the character to which the Service Contract Act of 1965 (P.L. 89–286) applies, is subject to the following provisions and to all other applicable provisions of the Act and the regulations of the Secretary of Labor thereunder (29 CFR Part 4).

(1) Each service employee employed in the performance of this contract by the Contractor or any subcontractor shall be paid the minimum monetary wage and shall be furnished fringe benefits in accordance with the wages and fringe benefits determined by the Secretary of Labor or his authorized representative, as specified in any attachment to this contract. If there is such an attachment, any class of service employee which is not listed therein but which is to be employed under this contract, shall be classified or reclassified and paid wages conformably to the Secretary's determination as specified in such attachment, by agreement between the interested parties, and Contracting Officer shall report the action to the Administrator of the Wage and Hour and Public Contracts Divisions of the Department of Labor. If the interested parties do not agree on a classification or reclassification which is, in fact, conformable, the Contracting Officer shall submit the question, together with his recommendation, to the Administrator of the Wage and Hour and Public Contracts Divisions of the Department of Labor or his authorized representative for final determination. In addition, nonservice employees shall be paid not less than the minimum wage specified under section 6(a)(1) of the Fair Labor Standards Act of 1938, as amended ($1.25 per hour as of January 20, 1966).

(2) The Contractor or subcontractor may discharge the obligation to furnish fringe benefits specified in the attachment by furnishing any equivalent combinations of fringe benefits, or by making equivalent or differential payments in cash, pursuant to applicable rules of the Administrator of the Wage and Hour and Public Contract Divisions of the Department of Labor.

(3) In the absence of a minimum wage attachment for this contract, neither the Contractor nor any subcontractor under this contract shall pay any of his employees performing work under the contract (regardless of whether they are service employees) less than the minimum wage specified by section 6(a)(1) of the Fair Labor Standards Act of 1938 ($1.25 per hour as of January 20, 1966). Nothing in this provision shall relieve the Contractor or any subcontractor of any other obligation under law or contract for the payment of a higher wage to any employee.

(4) The Contractor shall notify each service employee commencing work on this contract of the minimum monetary wage and any fringe benefits required to be paid pursuant to this contract, or shall post a notice of such wages and benefits in a prominent and accessible place at the worksite, using such poster as may be provided by the Department of Labor.

(5) The Contractor shall not permit any part of the services called for by this contract to be performed in buildings or surroundings or under working conditions provided by or under the control or supervision of the Contractor which are unsanitary or hazardous or dangerous to the health or safety of service employees engaged to furnish these services.

(6) Each Contractor or subcontractor performing work subject to the Act shall make and maintain for 3 years from the completion of the work the records identified below for each service employee performing work under the contract, and shall make them available for inspection and transcription by authorized representatives of the Administrator of the Wage and Hour and Public Contracts Divisions of the U.S. Department of Labor.

(i) His name and address.

(ii) His work classification or classifications, rate or rates of monetary wages and fringe benefits provided, rate or rates of fringe benefit payments in lieu thereof, and total daily and weekly compensation.

(iii) His daily and weekly hours so worked.

(iv) Any deductions, rebates, or refunds from his total daily or weekly compensation.

(7) The Contracting Officer may withhold or cause to be withheld from the Government Prime Contractor under this or any other Government contract such sums as are necessary to pay underpaid employees. Additionally, any failure to comply with the requirements of these clauses relating to the Service Contract Act of 1965 may be grounds for termination of his right to proceed with the contract work. In such event, the Government may enter into other contracts or arrangements for completion of the work, charging the contractor with any additional cost.

(8) The Contractor agrees to insert these clauses relating to the Service Contract Act of 1965 in all subcontracts. The term "Contractor" as used in these clauses in any subcontract, shall be deemed to refer to the subcontractor, except in the term "Government Prime Contractor."

(9) As used in these clauses relating to the Service Contract Act of 1965, the term "service employee" means guards, watchmen, and any person engaged in a recognized trade or craft, or other skilled mechanical craft, or in unskilled, semiskilled, or skilled manual labor occupations; and any other employee including a foreman or supervisor in a position having trade, craft, or laboring experience as the paramount requirement; and shall include all such persons regardless of any contractual relationship that may be alleged to exist between a Contractor or subcontractor and such persons.

(b) The following clause shall be included in each contract entered into pursuant to negotiations concluded or invitation for bids issued on or after January 20, 1966, if such contract is for $2,500 or less, and the contracting officer determines that it is a contract the principal purpose of which is to obtain services in the United States through the use of service employees and that it is not otherwise exempted by the provision of this subpart.

Service Contract Act of 1965. The Contractor and any subcontractor hereunder shall pay all of their employees engaged in performing work on the contract not less than the minimum wage specified under section 6(a)(1) of the Fair Labor Standards Act of 1938, as amended ($1.25 per hour as of January 20, 1966) and are subject to the regulations of the Secretary of Labor thereunder (29 CFR Part 4). (JANUARY 1966)

§ 12.1005 Notices and other submissions.

(a) *Notice of intention.* Prior to issuing invitations for bids or commencing

negotiations for any contract containing the clause set forth in § 12.1004(a), the issuing office shall submit a notice of intention to make a service contract to the Administrator, Wage and Hour and Public Contracts Divisions of the Department of Labor. Such notice shall ordinarily be submitted 30 days or more prior to the issuance of the solicitation. Where circumstances prevent submission of the notice by that time, it shall be submitted as soon thereafter as practicable. The notice shall contain:

(1) A description of the service to be procured;

(2) The place of performance (if unknown, so indicate);

(3) The anticipated date of issuance of the solicitation;

(4) To the extent determinable, classes of service employees and the number of employees in each class to be required under the contract (for identification of classes, attention is invited to the "service employee" definition. When it is feasible to provide more detailed information, it should be included.);

(5) Minimum wages and fringe benefits for classes of employees as extracted from determinations of the Department of Labor, if any, and to be attached to the solicitation (see § 12.1003, Wage determinations and fringe benefits).

(b) *Notice of award.* Two copies of a notice of award shall be prepared for procurements containing the clause required by § 12.1004(a) and shall be forwarded to the Department of Labor, Washington, D.C. 20210, Attention: Administrator, Wage and Hour, and Public Contracts Divisions.

(1) For contracts of $10,000 or more the notice shall consist of two copies of DD Form 350 prepared in accordance with applicable procedures.

(2) For contracts of $2,500, but less than $10,000, the notice shall be prepared on Standard Form 99. All items on the form except Items 11, 13, and 14 shall be completed. Standard Form 99 may be obtained from General Services Administration.

(c) Except as provided in paragraphs (a) and (b) of this section, questions arising or reports required under these procedures shall be submitted through ordinary procurement channels.

§ 12.1006 Exemptions.

These requirements shall not apply to:

(a) Any contract of the United States or District of Columbia for construction, alteration and/or repair, including painting and decorating of public buildings or public works;

(b) Any work required to be done in accordance with the provisions of the Walsh-Healey Public Contracts Act (49 Stat. 2036);

(c) Any contract for the carriage of freight or personnel by vessel, airplane, bus, truck, express, railway line, or oil or gas pipeline where published tariff rates are in effect;

(d) Any contract for the furnishing of services by radio, telephone, telegraph, or cable companies, subject to the Communications Act of 1934;

(e) Any contract for public utility services, including electric light and power, water, steam, and gas;

(f) Any employment contract providing for direct services to a Federal agency by an individual or individuals;

(g) Any contract with the Post Office Department, the principal purpose of which is the operation of postal contract stations; and

(h) Any contract exempted by the Secretary of Labor from the application of the Service Contract Act of 1965.

PART 16—PROCUREMENT FORMS

15. Subdivision (vi) in § 16.202(b)(2) is revoked, as follows:

§ 16.202 Negotiated Contract Forms (DD Form 1261 and DD ASPR Form 1270).

* * * * * * *

(b) *Short form negotiated supply and service contracts.* * * *

(2) * * *

(vi) [Revoked]

* * * * * * *

PART 17—EXTRAORDINARY CONTRACTUAL ACTIONS TO FACILITATE THE NATIONAL DEFENSE

16. The introductory text of § 17.207–1 and § 17.208–5 are revised to read as follows:

§ 17.207–1 Filing requests.

Any person seeking an adjustment under the standards set forth in § 17.204 (hereinafter called the "contractor") may file a request in duplicate with the cognizant contracting officer or his duly authorized representative. If a request is filed with an administrative contracting officer, it shall be forwarded promptly to the procuring contracting officer for appropriate action. If such filing is impracticable, requests will be deemed to be properly filed if filed with the following addresses for forwarding to the cognizant contracting officer:

* * * * * * *

§ 17.208–5 Maintenance of records.

The records required by §§ 17.207–3, 17.208–2(b), and 17.208–4 (a) and (b) shall be maintained in the Army, Navy, and Air Force, by the respective Boards; and in the Defense Supply Agency, by Headquarters, DSA.

PART 18—PROCUREMENT OF CONSTRUCTION AND CONTRACTING FOR ARCHITECT-ENGINEERING SERVICES

17. Paragraph (b) of § 18.110 is revised; the first sentence of § 18.113 is revised; and a new Subpart I is added, as follows:

§ 18.110 Statutory cost limitations.

* * * * * * *

(b) Invitations for bids and requests for proposals containing one or more items subject to statutory cost limitations shall state in a separate schedule the applicable cost limitation for each item subject to a specific statutory cost limitation. Invitations for bids and requests for proposals shall state specifically that a bid or proposal which does not contain prices for the individual schedules will be considered nonresponsive. Bids or proposals shall contain a certification that each such price includes an approximate apportionment of all estimated applicable costs, direct and indirect, as well as overhead and profit. The invitation for bids requiring such certification shall direct the attention of bidders to the following statement to be included in the invitation for bids.

Bids must set forth full, accurate, and complete information as required by this invitation for bids (including attachments). The penalty for making false statements in bids is prescribed in 18 U.S.C. 1001. (See §§ 2.405 and 2.406.)

* * * * * * *

§ 18.113 Liquidated damages.

A liquidated damages clause shall be included in all contracts except cost-plus-fixed-fee contracts or those where the contractor cannot control the pace of the work. * * *

Subpart I—Patents, Data, and Copyrights

Sec.

18.900 Scope of subpart.
18.901 Definitions.
18.902 Authorization and consent.
18.902–1 General.
18.902–2 Authorization and consent in contracts including research or development.
18.903 Patent indemnification of Government by contractor.
18.903–1 General.
18.903–2 Patent indemnity clauses in supply contracts.
18.903–3 Patent indemnity clause in construction contracts.
18.903–4 Waiver of indemnity by the Government.
18.904 Notice and assistance.
18.905 Approval of restricted designs.
18.906 Processing of infringement claims.
18.907 Classified contracts.
18.908 Patent rights.
18.909 Patent royalties.
18.910 Acquisition and use of plans, specifications and drawings.
18.910–1 Architectural designs and data clauses for architect-engineer or construction contracts.
18.910–2 Data clauses for construction supplies and research and development.
18.910–3 Mixed contracts.

AUTHORITY: The provisions of this Subpart I issued under sec. 2202, 70A Stat. 120; 10 U.S.C. 2202. Interpret or apply secs. 2301–2314, 70A Stat. 127–133; 10 U.S.C. 2301–2314.

§ 18.900 Scope of subpart.

This subpart sets forth the policies, instructions, and contract clauses pertaining to patents, data, and copyrights in connection with the procurement of construction and related architect-engineer services. The provisions of Part 9 of this chapter as they relate to supplies are applicable where the procurement is of construction materials or supplies as

such, as distinguished from "construction" is defined in § 18.101–1. Similarly, the provisions of Part 9 of this chapter as they relate to research and development apply where one of the purposes of the procurement is experimental, developmental, or research work, or test and evaluation studies (involving such work) of structures, equipment, processes, or materials for use in construction. Where the proposed contract calls for either (a) experimental, developmental, or research work, or (b) supplies and materials, in addition to either construction or architect-engineer work, the pertinent provisions of Part 9 of this chapter shall be added to the contract pursuant to instructions contained in this subpart. In such cases, the contract shall indicate clearly which of the clauses of Part 9 of this chapter apply only to the experimental, developmental, or research work, or to the supplies and materials being procured, and which apply only to the construction or architect-engineer work.

§ 18.901 Definitions.

For the purpose of this subpart, the following terms have the meanings set forth below (see also § 9.201).

(a) "Plans and specifications for construction" means drawings, specifications, and other data for and preliminary to the construction of a particular public building, structure, or work within the definition of construction in § 18.101–1.

(b) "Shop drawings for construction" means drawings submitted by the construction contractor, subcontractor, or any lower tier subcontractor pursuant to the construction contract, showing in detail (1) the proposed fabrication and assembly of structural elements, and (2) the installation (*i.e.* form, fit and attachment details) of materials, or equipment.

(c) "As-built drawings for construction" means drawings submitted by a contractor or subcontractor to show the construction of a particular structure or work as actually completed under the contract.

§ 18.902 Authorization and consent.

See § 9.102.

§ 18.902–1 General.

The Authorization and Consent Clause in § 9.102–1 shall be included in all contracts for construction materials or supplies and in all construction contracts, except where both complete performance and delivery (if any) are to be accomplished outside the United States, its possessions, or Puerto Rico. Normally, an authorization and consent clause shall not be included in an architect-engineer contract; however, the clause in § 9.102–1 shall be included in architect-engineer contracts which require the delivery of models, samples, or other products, or which may require the use of patented devices or processes to test or perform any part of the work, under the architect-engineer contract, except where the contract is to be performed wholly outside the United States, its possessions, or Puerto Rico.

§ 18.902–2 Authorization and consent in contracts including research or development.

Unless prohibited by § 18.902–1, the clause in § 9.102–2 shall be included in architect-engineer contracts or construction contracts calling exclusively for experimental, developmental, or research work in the field of construction or architect-engineering. Where the contract calls for either experimental, developmental, or research work or supplies and materials, in addition to either construction or architect-engineer work, the clause in § 9.102–1 shall be used.

§ 18.903 Patent indemnification of Government by contractor.

§ 18.903–1 General.

A patent indemnity clause shall not be included in contracts calling solely for architect-engineer or experimental, developmental, or research work in the field of construction.

§ 18.903–2 Patent indemnity clauses in supply contracts.

See § 9.103. The provisions of § 9.103–1 relating to the procurement of supplies are applicable where the procurement is solely for construction materials or supplies as such, as distinguished from "construction" as defined in § 18.101–1.

§ 18.903–3 Patent indemnity clause in construction contracts.

(a) All contracts calling for "construction" as defined in § 18.101–1 shall contain the clause in § 7.602–16 (see Standard Form 23–A).

(b) If it is determined that the construction will necessarily involve the use of structures, products, materials, equipment, processes, or methods which are nonstandard, noncommercial, or special, the contract may list them in the specifications and may expressly exclude them from the patent indemnification by inserting the following in the schedule of the contract:

ITEMS EXCLUDED FROM PATENT INDEMNITY (APRIL 1966)

The "Patent Indemnity" clause of this contract shall not apply to the following: (Specifically identify the items to be excluded.)

§ 18.903–4 Waiver of indemnity by the Government.

Exemption of specific patents from the patent indemnity provisions of the clauses prescribed in §§ 18.903–2 and 18.903–3(a) shall be made only upon the authorization of the Secretary concerned or his authorized representative in accordance with § 9.103–4.

§ 18.904 Notice and assistance.

Subject to the prohibitions of § 9.104, all contracts calling for construction work shall include the Notice and Assistance Regarding Patent and Copyright Infringement clause in § 9.104.

§ 18.905 Approval of restricted designs.

Specifications for construction should allow for maximum latitude in the use of various types of commercially available products, materials, equipment, or processes which will meet objective Government requirements. However, Government requirements may necessitate, or the architect-engineer may contemplate the use of structures, products, materials, equipment, or processes which are available only from a sole source. In such event the architect-engineer should report to the contracting officer the items known to him to be sole source, and the reasons therefore, and advise the contracting officer of the extent to which such items are considered necessary to meet the Government's requirements. This will make possible timely planning and arrangements for the use of sole source items, or where appropriate, to consider alternate items. It is to be emphasized that this procedure is not intended to restrict the use of patented, or copyrighted items, but is merely to give the Government an opportunity to consider whether the specifications being drawn by the architect-engineer, in regard to any one item, are unnecessarily restricted, according to objective Government requirements, to a single sole item. The procedure is primarily for use in instances where the proposed design is expected to be conventional or standard and where the design may be used in subsequent procurements. For this purpose, the following clause may be inserted in architect-engineer contracts.

NOTICE AND APPROVAL OF RESTRICTED DESIGNS (APRIL 1966)

In the performance of this contract, the Contractor shall, to the extent practicable, make maximum use of structures, machines, products, materials, construction methods, and equipment which are readily available through Government or competitive commercial channels, or through standard or proven production techniques, methods, and processes. Unless approved by the Contracting Officer the Contractor shall not, in the performance of the work called for by this contract, produce a design or specification such as to require in this construction work the use of structures, products, materials, construction equipment, or processes which are known by the Contractor to be available only from a sole sources. As to any such design or specification the Contractor shall report to the Contracting Officer giving the reason or reasons why it is considered necessary to so restrict the design or specification.

§ 18.906 Processing of infringement claims.

See § 9.105.

§ 18.907 Classified contracts.

See § 9.106.

§ 18.908 Patent rights.

(a) Any construction or architect-engineer contract which calls for or can be expected to involve the design, for use in the construction or operation of a Government facility, of novel structures, machines, products, materials, processes, or equipment (including construction equipment), and any contract having as one of its purposes the performance of experimental, developmental, or research work or test and evaluation studies involving such work, should include a pat-

ent rights clause in accordance with the policy and guidance of § 9.107.

(b) Any construction or architect-engineer contract which calls for or can be expected to involve only standard types of construction to be built by previously developed equipment, methods, and processes shall not include a patent rights clause. The term "standard types of construction" as used herein means construction in which the distinctive features, if any, in all likelihood will amount to no more than:

(1) Variations in size, shape, or capacity of otherwise structurally orthodox and conventionally acting single structural members or multimember structural groupings; or

(2) Purely artistic or esthetic (as distinguished from functionally significant) architectural configurations and designs of both structural and nonstructural members or groupings, which may or may not be sufficiently novel or meritorious to qualify for protection under the design patent or copyright laws.

Rights of the Government in and to any such distinctive design or copyright features, as distinguished from inventions of a mechanical or functional nature resulting from an architect-engineer contract, are provided for in the clause in § 7.607–2 entitled Architectural Designs Data—Government Rights.

(c) Construction and architect-engineer contracts which require the development of novel structures, machines, products, equipment (including construction equipment), materials or processes shall include the clause in § 7.607–2 in addition to the appropriate "Patent Rights" clause in Part 9 of this chapter.

§ 18.909 Patent royalties.

The provisions of §§ 9.110, 9.111, and 9.112 are applicable to contracts for construction or construction supplies.

§ 18.910 Acquisition and use of plans, specifications and drawings.

§ 18.910–1 Architectural designs and data clauses for architect-engineer or construction contracts.

(a) *Plans and specifications and as-built drawings.* (1) Where the purpose of a contract for architect-engineer services or for construction involving architect-engineer services is to obtain a unique architectural design of a building, a monument, or construction of similar nature, which for artistic, esthetic, or other special reasons the Government does not want duplicated by anyone else, the Government may desire to acquire exclusive control of the data pertaining to such design. The following clause shall be used only in those cases where the contracting officer determines for the foregoing reasons that it is desirable to maintain exclusive control over the design and data.

ARCHITECTURAL DESIGNS AND DATA—GOVERNMENT RIGHTS (SOLE PROPERTY) (APRIL 1966)

All drawings, designs, specifications, architectural designs of buildings and structures, notes, and other architect-engineer work produced in the performance of this contract, or in contemplation thereof, and all as-built drawings produced after completion of the work shall be and remain the sole property of the Government and may be used on any other work without additional cost to the Government; and with respect thereto the Architect-Engineer* agrees not to assert any rights or to establish any claim under the design patent or copyright laws and not to publish or reproduce such matter in whole or in part or in any manner or form, or authorize others so to do, without the written consent of the Government until such time as the Government may have released such matter to the public. Further, with respect to any architectural design which the Government desires to protect by applying for and prosecuting a design patent application, or otherwise, the Architect-Engineer* agrees to furnish the Contracting Officer such duly executed instruments and other papers (prepared by the Government) as are deemed necessary to vest in the Government the rights granted it under this clause. The Architect-Engineer* for a period of three (3) years after completion of the project agrees to furnish and provide access to the originals or copies of all such materials on the request of the Contracting Officer.

(2) In all other contracts calling for architect-engineer services or for construction involving architect-engineer services, insert the following clause.

ARCHITECTURAL DESIGNS AND DATA—GOVERNMENT RIGHTS (UNLIMITED) (APRIL 1966)

The Government shall have unlimited rights, for the benefit of the Government, in all drawings, designs, specifications, architectural designs of buildings and structures, notes and other architect-engineer work produced in the performance of this contract, or in contemplation thereof, and all as-built drawings produced after completion of the work, including the right to use same on any other Government work without additional cost to the Government; and with respect thereto the Architect-Engineer* agrees to and does hereby grant to the Government a royalty-free license to all such data which he may cover by copyright and to all architectural designs as to which he may assert any rights or establish any claim under the design patent or copyright laws. The Architect-Engineer* for a period of three (3) years after completion of the project agrees to furnish and to provide access to the originals or copies of all such materials on the request of the Contracting Officer.

(b) *Shop drawings for construction.* In procuring shop drawings for construction, the Government shall obtain the unlimited right to use and reproduce such drawings, but shall not exclude a similar right in the designer or others. Accordingly, in contracts calling for delivery of such drawings, insert the following clause.

RIGHTS IN SHOP DRAWINGS (APRIL 1966)

(a) Shop drawings for construction means drawings, submitted to the Government by the Construction Contractor, subcontractor, or any lower tier subcontractor pursuant to a construction contract, showing in detail (1) the proposed fabrication and assembly of structural elements and (ii) the installation (i.e., form, fit, and attachment details) of materials or equipment. The Government may duplicate, use, and disclose in any manner and for any purpose shop drawings delivered under this contract.

(b) This clause, including this paragraph (b), shall be included in all subcontracts hereunder at any tier.

*When used in construction contracts, substitute "Contractor" for "Architect-Engineer."

§ 18.910–2 Data clauses for construction supplies and research and development.

The provisions of Subpart B, Part 9 of this chapter, relating to the acquisition of data and rights therein in connection with the procurement of supplies and materials and research and development are applicable where the procurement is confined to either construction supplies and materials (as distinguished from "construction" as defined in § 18.101–1) or experimental, developmental, or research work, or both. In some circumstances the right to use such data, including drawings, may be limited in accordance with appropriate paragraphs of Subpart B, Part 9 of this chapter.

§ 18.910–3 Mixed contracts.

Where the proposed contract calls for either (a) experimental, developmental, or research work, (b) supplies and materials, or (c) both, in addition to either construction or architect-engineer work, the pertinent clauses of Subpart B, Part 9 of this chapter, shall be included in the contract, in addition to the appropriate clause or clauses prescribed by § 18.910–1. In such cases, the contract shall indicate clearly that the clauses of Subpart B, Part 9 of this chapter, apply only to the experimental, developmental, or research work, or only to the supplies and materials being procured, or to both, and that the appropriate clause or clauses prescribed by § 18.910–1 apply only to the construction or architect-engineer work.

[Rev. 17, ASPR, June 1, 1966] (Sec. 2202, 70A Stat. 120; 10 U.S.C. 2202. Interpret or apply secs. 2301–2314, 70A Stat. 127–133; 10 U.S.C. 2301–2314)

J. C. LAMBERT,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 66–7892; Filed, July 20, 1966; 8:45 a.m.]

SUBCHAPTER B—PERSONNEL; MILITARY AND CIVILIAN

PART 43—PERSONAL COMMERCIAL AFFAIRS

Correction

Federal Register Document 66–5293, published at 31 F.R. 7228 (corrected at 31 F.R. 9458) is further corrected as follows: In Attachment B, the 19th "Finance charge" entry for 27 "Number of level monthly payments", now reading "29.30", is corrected to read "29.03"; the last "Finance charge" entries for 31, 32, and 33 "Number of level monthly payments", now reading "57.53", "59.60", and "61.78", respectively, are corrected to read "57.58", "59.63", and "61.70", respectively.

Title 12—BANKS AND BANKING

Chapter III—Federal Deposit Insurance Corporation

SUBCHAPTER B—REGULATIONS AND STATEMENTS OF GENERAL POLICY

PART 329—PAYMENT OF DEPOSITS AND INTEREST THEREON BY INSURED NONMEMBER BANKS

Miscellaneous Amendments

1. Effective July 20, 1966, § 329.1 of the rules and regulations of the Federal Deposit Insurance Corporation (12 CFR 329.1) is amended by inserting a new paragraph (f) as follows:

§ 329.1 Definitions.

* * * * *

(f) *Multiple maturity time deposit.* The term "multiple maturity time deposit" means any time deposit (1) that is payable at the depositor's option on more than one date, whether on a specified date or at the expiration of a specified time after the date of deposit (e.g., a deposit payable at the option of the depositor either 3 months or 6 months after the date of deposit), (2) that is payable after written notice of withdrawal, or (3) with respect to which the underlying instrument or contract or any informal understanding or agreement provides for automatic renewal at maturity.

2. Effective July 20, 1966, § 329.6 of the rules and regulations of the Federal Deposit Insurance Corporation (12 CFR 329.6) is amended to read as follows:

§ 329.6 Maximum rates [1] of interest payable on time and savings deposits by insured nonmember banks.

(a) *Time deposits.* (1) No insured nonmember bank shall pay interest accruing at a rate in excess of 5½ percent per annum, compounded quarterly,[2] regardless of the basis upon which such interest may be computed, on any time deposit, subject, however, to the provisions of subparagraphs (2) and (3) of this paragraph.

(2) No insured nonmember bank shall pay interest accruing at a rate in excess of 5 percent per annum, compounded quarterly,[2] regardless of the basis upon which such interest may be computed, on any multiple maturity time deposit received on or after July 20, 1966, which is payable only 90 days or more after the date of deposit or 90 days or more after the last preceding date on which it might have been paid.

(3) No insured nonmember bank shall pay interest accruing at a rate in excess of 4 percent per annum, compounded quarterly,[2] regardless of the basis upon which such interest may be computed, on any multiple maturity time deposit received on or after July 20, 1966, which is payable less than 90 days after the date of deposit or less than 90 days after the last preceding date on which it might have been paid.

(b) *Savings deposits.* No insured nonmember bank shall pay interest accruing at a rate in excess of 4 percent per annum, compounded quarterly,[2] regardless of the basis upon which such interest may be computed, on any savings deposit.

The purpose of these amendments is to decrease the rate of interest that insured State nonmember banks are permitted to pay on time deposits with alternative maturities or with provision for automatic renewal at maturity, defined as "multiple maturity time deposits." Formerly, insured State nonmember banks were permitted to pay interest up to 5½ percent per annum on any time deposit, irrespective of maturity. (A time deposit does not include a deposit contract that provides for payment in less than 30 days (§ 329.1).) Now, for multiple maturity time deposits with respect to which the depositor is permitted to withdraw his funds only after periods of 90 days or more, the maximum permissible rate is 5 percent. For those such deposits with respect to which the depositor is permitted to withdraw his funds after periods of less than 90 days, the maximum permissible rate is 4 percent.

There was no notice and public participation with respect to this amendment, nor is the effective date thereof deferred with prior publication as the Board of Directors has found pursuant to § 302.6 of the Corporation's rules and regulations that in the circumstances, such procedure and delay would prevent the action from becoming effective as promptly as necessary in the public interest.

(Sec. 9, 64 Stat. 881; 12 U.S.C. 1819 (Interprets or applies sec. 18, 64 Stat. 891; 12 U.S.C. 1828))

FEDERAL DEPOSIT INSURANCE CORPORATION,
[SEAL] E. F. DOWNEY,
Secretary.

[F.R. Doc. 66-7887; Filed, July 20, 1966; 8:45 a.m.]

[1] The maximum rates of interest payable by insured nonmember banks on time and savings deposits as prescribed herein are not applicable to any deposit which is payable only at an office of an insured nonmember bank located outside of the States of the United States and the District of Columbia.

[2] This limitation is not to be interpreted as preventing the compounding of interest at other than quarterly intervals: *Provided*, That the aggregate amount of such interest so compounded does not exceed the aggregate amount of interest at the rate above prescribed when compounded quarterly.

Chapter V—Federal Home Loan Bank Board

SUBCHAPTER D—FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

[FSLIC-2,690]

PART 563—OPERATIONS

Postponement of Effective Date of Amendment Relating to Payment of Insurance Premiums

JULY 14, 1966.

Whereas by Federal Home Loan Bank Board Resolution Number FSLIC-2,630, dated June 1, 1966, and duly published in the FEDERAL REGISTER on June 7, 1966 (F.R. Doc. 66-6216, 31 F.R. 8004), this Board resolved to amend paragraph (a) of § 563.15 of the rules and regulations for insurance of accounts (12 CFR 563.15 (a)) as therein set forth, effective January 1, 1967; and

Whereas this Board has determined to postpone the effective date of said amendment from January 1, 1967, to January 1, 1968.

Now, therefore, it is hereby resolved that the aforesaid amendment to § 563.15 of the rules and regulations for insurance of accounts shall be effective January 1, 1968.

(Secs. 402, 403, 48 Stat. 1256, 1257, as amended; 12 U.S.C. 1725, 1726. Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1947 Supp.)

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, Jr.,
Assistant Secretary.

[F.R. Doc. 66-7932; Filed, July 20, 1966; 8:49 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Docket No. 7497; Amdt. 45-2]

PART 45—IDENTIFICATION AND REGISTRATION MARKING

Reduced-Size Markings

The purpose of this amendment is to clarify the provisions of §§ 45.25 and 45.29 and to delete obsolete § 45.25(b).

The Agency has received several requests for interpretation of §§ 45.25(a) and 45.29(a) as applied in situations where one of the sets of surfaces made optional for marking by § 45.25(a) (vertical tail surfaces or sides of fuselage) was large enough for marks meeting the requirements of § 45.29 while the other one was not. The intent of these provisions has always been that full-size marks must be displayed if possible on either set of surfaces, and these sections have been so interpreted. Where neither set of surfaces is large enough for full-size marks, marks as large as practicable must be placed on the larger surfaces. These provisions are being clarified to obviate the need for further inquiries.

Section 45.25(b) contained an exception from the requirements of § 45.25(a) which by its own terms expired on January 1, 1966. This obsolete provision and references to it are therefore deleted.

Since this amendment is clarifying in nature it does not make any substantive change. Therefore, notice and public procedure thereon are not required and the amendment may be made effective upon publication.

This action is taken on the authority of sections 307(c), 313(a), and 601 of the Federal Aviation Act of 1958 (49 U.S.C. 1348, 1354, 1421).

In consideration of the foregoing, Part 45 of the Federal Aviation Regulations (14 CFR Part 45) is amended as follows:

1. Section 45.25 is amended to read as follows:

§ 45.25 Location of marks on fixed-wing aircraft.

Except as provided in § 45.29(f), the operator of a fixed-wing aircraft may display the required marks either on the vertical tail surfaces or on the sides of the fuselage. The marks shall be displayed horizontally as follows:

(a) If displayed on the vertical tail surfaces, both surfaces of a single vertical tail or the outer surfaces of a multivertical tail must be marked.

(b) If displayed on the fuselage surfaces, both sides of the fuselage must be marked between the trailing edge of the wing and the leading edge of the horizontal stabilizer, but if engine pods or other appurtenances are located in this area and are an integral part of the fuselage side surfaces, the operator may place the marks on those pods or appurtenances.

§ 45.29 [Amended]

2. Section 45.29 is amended:

a. By amending paragraph (a) to read as follows:

(a) Except as provided in paragraph (f) of this section, each operator of an aircraft shall display marks on the aircraft meeting the size requirements of this section.

b. By adding the following new paragraph (f) at the end thereof:

(f) If either one of the surfaces authorized for displaying required marks under § 45.25 is large enough for display of marks meeting the size requirements of this section and the other is not, full-size marks shall be placed on the larger surface. If neither surface is large enough for full-size marks, marks as large as practicable shall be displayed on the larger of the two surfaces. If any surface required to be marked by § 45.27 is not large enough for full-size marks, marks as large as practicable shall be displayed on that surface.

Issued in Washington, D.C., on July 14, 1966.

WILLIAM F. MCKEE,
Administrator.

[F.R. Doc. 66-7940; Filed, July 20, 1966; 8:49 a.m.]

[Airspace Docket No. 66-AL-4]

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

Alteration of Control Zone and Transition Area

On March 23, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 4844) stating that the Federal Aviation Agency proposed to alter the controlled airspace in the McGrath, Alaska, terminal area. Subsequent to the publication of the notice, it was determined that additional revisions to IFR approach procedures would be required necessitating establishment of a 700-foot transition area and an extension to the 1,200-foot transition area to provide airspace protection for aircraft executing these procedures. This additional airspace was defined in a supplemental notice of proposed rule making published in the FEDERAL REGISTER (31 F.R. 7527) on May 25, 1966.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments, but no comments were received.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001, e.s.t., September 15, 1966, as hereinafter set forth.

1. In § 71.171 (31 F.R. 2112), the McGrath, Alaska, control zone is amended as follows:

MCGRATH, ALASKA

Within a 5-mile radius of McGrath Airport (latitude 62°57'05" N., longitude 155°36'10" W.); within 2 miles W of the McGrath VORTAC 003° radial to within 2 miles E of the McGrath VORTAC 008° radial extending from the 5-mile radius zone along the McGrath VORTAC 005° radial to 13 miles N of the VORTAC; and within 3 miles SW and 2 miles NE of the McGrath RR SE course extending from the 5-mile radius zone to 8 miles SE of the RR.

2. In § 71.181 (31 F.R. 2220), the McGrath, Alaska, transition area is amended as follows:

MCGRATH, ALASKA

That airspace extending upward from 700 feet above the surface within a 23-mile radius of the McGrath VORTAC extending clockwise from the 308° to the 334° radials of the McGrath VORTAC; that airspace extending upward from 1,200 feet above the surface within a 23-mile radius of the McGrath VORTAC extending clockwise from the 334° to the 308° radials of the McGrath VORTAC; within 9 miles NE and 8 miles SW of the McGrath VORTAC 122° radial extending from the 23-mile radius area to 26 miles SE of the VORTAC; and within 5 miles each side of the McGrath VORTAC 003° radial extending from the 23-mile radius area to 34 miles N of the VORTAC.

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

Issued in Anchorage, Alaska, on July 11, 1966.

GEORGE M. GARY,
Director, Alaskan Region.

[F.R. Doc. 66-7893; Filed, July 20, 1966; 8:45 a.m.]

[Airspace Docket No. 66-SO-35]

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

Designation and Alteration of Control Zones

On June 1, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 7762) stating that the Federal Aviation Agency was considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Albany, Ga., control zone and designate the Albany, Ga. (Turner AFB), control zone.

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

Subsequent to the publication of the notice, standard instrument approach procedure JAL-9-VOR-1 to Turner Air Force Base was canceled. Because of the cancellation of this procedure, the control zone extension proposed to provide airspace protection for this procedure, "• • • within 2 miles each side of the 098° radial of the Albany VOR, extending from the 5-mile radius zone to the VOR • • •" is deleted from the description. Additionally, it was determined that reference to the facility being utilized in describing an extension to the Albany, Ga. (Turner AFB), control zone was inadvertently omitted. Since these amendments are either editorial or less restrictive in nature and impose no additional burden on the public, they are incorporated in this rule.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001, e.s.t., September 15, 1966, as hereinafter set forth.

In § 71.171 (31 F.R. 2065) the Albany, Ga., control zone is amended to read:

ALBANY, GA. (MUNICIPAL AIRPORT)

Within a 5-mile radius of the Albany Municipal Airport (latitude 31°32'00" N., longitude 84°11'35" W.); within 2 miles each side of the 155° radial of the Albany VOR extending from the 5-mile radius zone to the VOR; excluding that airspace which coincides with the Albany, Ga. (Turner AFB), control zone.

In § 71.171 (31 F.R. 2065) the following control zone is added:

ALBANY, GA. (TURNER AFB)

Within a 5-mile radius of Turner AFB (latitude 31°35'50" N., longitude 84°05'05" W.); within 2 miles each side of the 222° radial of the Turner VOR, extending from the 5-mile radius zone to the VOR; within 2 miles each side of the Turner AFB TACAN 038° radial, extending from the 5-mile radius zone to 10 miles NE of the TACAN.

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

Issued in East Point, Ga., on July 8, 1966.

WILLIAM M. FLENER,
Acting Director, Southern Region.

[F.R. Doc. 66-7894; Filed, July 20, 1966; 8:45 a.m.]

[Airspace Docket No. 66-SO-36]

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

Alteration of Control Zone and Transition Area

On June 2, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 7836) stating that the Federal Aviation Agency was considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Meridian, Miss. (Key Field) control zone and transition area.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., September 15, 1966, as hereinafter set forth.

In § 71.171 (31 F.R. 2065) the Meridian, Miss. (Key Field) control zone is amended to read:

MERIDIAN, MISS. (KEY FIELD)

Within a 5-mile radius of Key Field (latitude 32°19'58" N., longitude 88°45'05" W.); within 2 miles each side of the Meridian ILS localizer S course extending from the 5-mile radius zone to the Meridian RBN; within 2 miles each side of the Meridian VORTAC 155° radial extending from the 5-mile radius zone to 13.5 miles SE of the VORTAC; within 2 miles each side of the Meridian VORTAC 310° radial extending from the 5-mile radius zone to 6 miles NW of the airport.

In § 71.181 (31 F.R. 2149) the Meridian, Miss. (Key Field) transition area is amended to read:

MERIDIAN, MISS. (KEY FIELD)

That airspace extending upward from 700 feet above the surface within an 11-mile radius of Key Field (latitude 32°19'58" N., longitude 88°45'05" W.), excluding that portion which coincides with the Meridian, Miss. (NAAS Meridian) transition area; within 8 miles E and 5 miles W of the Meridian ILS localizer S course extending from the Meridian RBN to 13 miles S of the RBN; within 8 miles E and 5 miles W of the 191° bearing from the Meridian RBN extending from the RBN to 13 miles S; within 8 miles SW and 5 miles NE of the Meridian VORTAC 315° radial extending from the VORTAC to 13 miles NW.

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

Issued in East Point, Ga., on July 8, 1966.

WILLIAM M. FLENER,
Acting Director, Southern Region.

[F.R. Doc. 66-7895; Filed, July 20, 1966; 8:45 a.m.]

[Airspace Docket No. 65-WE-76]

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

Designation of Control Zone and Transition Area; Correction

On May 7, 1966, F.R. Doc. 66-4992 was published in the FEDERAL REGISTER (31 F.R. 6827). It contained amendments to Part 71 of the Federal Aviation Regulations, including the designation of a control zone and transition area in the Pullman, Wash., terminal area.

Subsequent to the publication of the Rule, a flight check of the Pullman, Wash., VOR revealed that the approach radial must be changed three degrees from 025° M (046° T) to 028° M (049° T). It is therefore necessary that the description of the Pullman, Wash., control zone and transition area be amended to incorporate this change.

Since this correction is minor in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary, and the effective date of the final rule, as initially adopted, may be retained.

In consideration of the foregoing, effective immediately, the descriptions of the Pullman, Wash., control zone and transition area, as contained in F.R. Doc. 66-4992 (31 F.R. 6827), are amended by deleting "046° and 226° radials" each place it appears in the text and substituting "049° and 229° radials" therefor.

(Sec. 307(a), Federal Aviation Act of 1958, as amended; 72 Stat. 749; U.S.C. 1348)

Issued in Los Angeles, Calif., on July 11, 1966.

A. E. HORNING,
Acting Director, Western Region.

[F.R. Doc. 66-7896; Filed, July 20, 1966; 8:45 a.m.]

[Airspace Docket No. 65-CE-144]

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

Designation of Transition Area

On January 19, 1966, a notice of Proposed rule making was published in the FEDERAL REGISTER (31 F.R. 716) stating that the Federal Aviation Agency proposed to designate controlled airspace at Alma, Mich.

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

The airport coordinates recited in the notice of proposed rule making have been changed slightly in this final rule. Since this change is minor in nature and imposes no additional burden on anyone, it is being incorporated in the rule without notice and public procedure.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001, e.s.t., September 15, 1966, as hereinafter set forth.

In Section 71.181 (31 F.R. 2149) the following transition area is added:

ALMA, MICH.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Alma, Mich., Municipal Airport (latitude 43°23'25" N., longitude 84°38'25" W.), and within 2 miles each side of the 253° bearing from the Alma Municipal Airport extending from the radius area to 10 miles west of the airport.

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

Issued in Kansas City, Mo., on July 7, 1966.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 66-7948; Filed, July 20, 1966; 8:50 a.m.]

[Airspace Docket No. 66-CE-25]

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

Wolf Point, Mont., Transition Area; Correction

On June 21, 1966, an amendment to Part 71 of the Federal Aviation Regulations was published in the FEDERAL REGISTER (31 F.R. 8575) amending § 71.181 of the Federal Aviation Regulations. Therein the amendment referred to the effective date of the rule as August 18, 1966. In order to meet a charting deadline, it is necessary to change the effective date of the final rule to July 21, 1966. Action is taken herein to make this correction.

Since this amendment is editorial in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, the effective date of the final rule is changed to 0001 e.s.t., July 21, 1966.

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

Issued in Kansas City, Mo., on July 6, 1966.

FRANCIS E. UNTI,
Acting Director, Central Region.

[F.R. Doc. 66-7941; Filed, July 20, 1966; 8:50 a.m.]

[Airspace Docket No. 66-CE-32]

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

Alteration of Control Zone and Transition Area

On May 12, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 6987) stating that the Federal Aviation Agency proposed to alter controlled airspace in the Rhinelander, Wis., terminal area.

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

The Oneida County Airport coordinates at Rhinelander, as recited in the notice of proposed rule making, have been changed slightly in this final rule. Since this change is minor in nature and imposes no additional burden on any person it has been made in the rule without notice and public procedure. In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., September 15, 1966, as hereinafter set forth:

(1) In Section 71.171 (31 F.R. 2065), the Rhinelander, Wis., control zone is amended to read:

RHINELANDER, WIS.

Within a 5-mile radius of Oneida County Airport, Rhinelander, Wis. (latitude 45°37'-50" N., longitude 89°27'40" W.); within 2 miles each side of the Rhinelander VOR 229° radial, extending from the 5-mile radius zone to 8 miles SW of the VOR; and within 2 miles each side of the Rhinelander VOR 322° radial, extending from the 5-mile radius zone to 8 miles NW of the VOR. This control zone shall be effective during the specific dates and/or times established in advance by a Notice of Airmen and continuously published in the Airman's Information Manual.

(2) In Section 71.181 (31 F.R. 2149), the Rhinelander, Wis., transition area is amended to read:

RHINELANDER, WIS.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Oneida County Airport, Rhinelander, Wis. (latitude 45°37'50" N., longitude 89°-27'40" W.); within 2 miles each side of the Rhinelander VOR 229° radial, extending from the 5-mile radius area to 8 miles SW of the VOR; within 2 miles each side of the Rhinelander VOR 322° radial, extending from the 5-mile radius area to 8 miles NW of the VOR; within a 5-mile radius of Drott Airport, Tomahawk, Wis. (latitude 45°30'45" N., longitude 89°33'35" W.); and within 2 miles each side of the Rhinelander VOR 211° radial, extending from the Drott Airport 5-mile radius area to the VOR; and that airspace extending upward from 1,200 feet above the surface within a 17-mile radius of Rhinelander VOR.

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

Issued in Kansas City, Mo., on July 7, 1966.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 66-7944; Filed, July 20, 1966; 8:50 a.m.]

[Airspace Docket No. 66-CE-15]

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

Alteration of Transition Area

On March 12, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 4352) stating that the Federal Aviation Agency proposed to alter the controlled airspace in the St. Joseph, Mo., transition area.

Interested parties were afforded an opportunity to participate in the rule making through the submission of comments. The one comment received was favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0001 e.s.t., September 15, 1966, as hereinafter set forth:

In § 71.181 (31 F.R. 149) the St. Joseph, Mo., transition area is amended to read:

ST. JOSEPH, MO.

That airspace extending upward from 700 feet above the surface within an 8-mile radius of the Rosecrans Memorial Airport (latitude 39°46'23" N., longitude 94°54'31" W.); and within 5 miles E and 8 miles W of the St. Joseph ILS localizer S course, extending from the 8-mile radius area to 12 miles S of the OM; and that airspace extending upward from 1,200 feet above the surface bounded by a line extending from the INT of the S boundary of V-216 and the W boundary of V-13 SW along the W boundary of V-13 to latitude 39°42'25" N., longitude 94°29'20" W.; thence W to latitude 39°44'-00" N., longitude 94°43'20" W.; thence S to latitude 39°30'00" N., longitude 94°49'00" W.; thence W along latitude 39°-30'00" N. to longitude 95°09'00" W.; thence N along longitude 95°09'00" W. to the arc of a 20-mile radius circle centered on the Rosecrans Memorial Airport; thence clockwise along this arc to the N boundary of V-50; thence W along the N boundary of V-50 to the S boundary of V-216; thence E along the S boundary of V-216 to point of beginning.

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

Issued in Kansas City, Mo., on July 6, 1966.

FRANCIS E. UNTI,
Acting Director, Central Region.

[F.R. Doc. 66-7945; Filed, July 20, 1966; 8:50 a.m.]

[Airspace Docket No. 65-WE-117]

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

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area and Transition Area

On April 2, 1966, a notice of proposed rule making (NPRM) was published in the FEDERAL REGISTER (31 F.R. 5327) stating that the Federal Aviation Agency was considering an amendment to Part 73 of the Federal Aviation Regulations (FARs) which would enlarge Restricted Area R-2510 El Centro, Calif.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. All comments received were favorable. In addition to the action proposed in the NPRM, this rule effects an editorial change to Part 71 of the FARs by deleting reference to R-2510 and R-2512 from the description of the El Centro, Calif., transition area.

In consideration of the foregoing, Parts 71 and 73 of the Federal Aviation Regulations are amended, effective 0001, e.s.t., September 15, 1966, as hereinafter set forth.

1. In § 71.181 (31 F.R. 2149) the El Centro, Calif., transition area is amended by deleting "the portions within R-2510, R-2512, and".

2. In § 73.25 (31 F.R. 2299) R-2510, El Centro, Calif., is amended by deleting from the text the description of the boundaries and substituting therefor:

Boundaries. Beginning at latitude 32°59'-35" N., longitude 115°43'30" W.; to latitude 32°55'35" N., longitude 115°40'15" W.; to latitude 32°53'45" N., longitude 115°40'15" W.; thence counterclockwise along the arc of a 5-mile radius circle centered at latitude 32°49'20" N., longitude 115°40'15" W.; to latitude 32°50'05" N., longitude 115°45'20" W.; to latitude 32°50'05" N., longitude 115°-55'00" W.; to latitude 32°55'50" N., longitude 115°55'00" W.; to latitude 33°01'20" N., longitude 116°02'15" W.; to latitude 33°06'-35" N., longitude 115°56'50" W.; to latitude 33°06'35" N., longitude 115°51'12" W.; to point of beginning.

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

Issued in Washington, D.C., on July 14, 1966.

WILLIAM E. MORGAN,
Acting Director, Air Traffic Service.

[F.R. Doc. 66-7946; Filed, July 20, 1966; 8:50 a.m.]

[Docket No. 7494; Amdt. 159-8]

PART 159—NATIONAL CAPITAL AIRPORTS

Operation of Motor Vehicles and Registration by Pilots

The purpose of this amendment is to conform the language of § 159.17(c) to that of the present Virginia Motor Vehicle statute and to redesignate the office where certain pilots are required to register upon arriving at the National Capital Airports.

Section 159.17(c), which relates to motor vehicles, is amended by changing the words "under safe control" to read "under proper control", so that the language of this section will be consistent with § 46.1-190(a) of Chapter 4, Regulations of Traffic, of Title 46.1, Motor Vehicles, of the Code of Virginia, 1950. Since the provisions of the Virginia Motor Vehicle statute were already applicable to the National Capital Airports, this amendment does not result in any substantive change.

In addition, the rule that now requires that certain pilots register at the operations office on the Airport, § 159.55, is amended to provide that they register at the operations office of the fixed-base operator.

The procedural and effective date requirements of section 4 of the Administrative Procedure Act do not apply to this amendment because it relates to public property and does not impose a burden on any person.

In consideration of the foregoing, Part 159 is amended, effective July 22, 1966, as follows:

1. Section 159.17(c) is amended by striking out the word "safe" and inserting the word "proper" in place thereof.

2. Section 159.55 is amended by striking out the words "on the Airport immediately upon landing and shall report to the" and inserting the words "of the Airport fixed-base operator immediately upon landing and shall report to that" in place thereof.

This amendment is made under the authority of section 1302 of Title 7, District of Columbia Code; section 2 of the Administration of Washington National Airport Act of June 29, 1940, as amended (54 Stat. 686); and section 4 of the Second Washington Airport Act of September 7, 1950, as amended (64 Stat. 770).

Issued in Washington, D.C., on July 14, 1966.

WILLIAM F. MCKEE,
Administrator.

[F.R. Doc. 66-7897; Filed, July 20, 1966; 8:45 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 1—Federal Procurement Regulations

PART 1–16—PROCUREMENT FORMS

Subpart 1–16.8—Miscellaneous Forms

STANDARD FORM 37—REPORT ON PROCUREMENT BY CIVILIAN EXECUTIVE AGENCIES

This amendment revises the reporting requirements of Standard Form 37, Report on Procurement by Civilian Executive Agencies (June 1961 edition), to require agencies to report separately the dollar amount of their procurements under Federal Supply Schedule contracts and GSA local service contracts with non-Federal sources.

Section 1–16.804 is amended to read as follows:

§ 1–16.804 Report on procurement by civilian executive agencies.

* * * * *

(c) *Preparation of report.* Except for the procurements excluded in paragraph (d) of this section, the report shall include the dollar amount of all types of commitments which obligate the Government to an expenditure of funds for property and services (including maintenance, repair, and construction of buildings, roads, etc.; and research and development). Instructions for filling in Standard Form 37 are stated on the form (see § 1–16.901–37). Pending the publication of a new edition of the form, agencies shall report under "Remarks," beginning with the period of July 1 through December 31, 1966, the dollar amount of their procurements (irrespective of amount) under Federal Supply Schedule contracts and GSA local service contracts with non-Federal sources of supply.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

Effective date. This amendment is effective July 1, 1966.

Dated: July 14, 1966.

J. E. MOODY,
Acting Administrator of General Services.

[F.R. Doc. 66–7938; Filed, July 20, 1966; 8:49 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

PART 4—BOARD OF CONTRACT APPEALS

Miscellaneous Amendments

On page 8429 of the FEDERAL REGISTER of June 16, 1966, there was published, pursuant to the authority vested in the Secretary in 5 U.S.C. 22, a notice of proposed rule making to amend regulations prescribing the functions and rules of procedure of the Board of Contract Appeals. Interested persons were given 15 days in which to submit written comments, suggestions, or objections regarding the proposed revisions.

No objections have been received. The proposed regulations are hereby adopted without change and are set forth below.

Effective date. Because it is in the public interest to make these amendments effective with the commencement of the new fiscal year, these amendments shall be effective on the date of their publication in the FEDERAL REGISTER.

KENNETH HOLUM,
Acting Secretary of the Interior.

JULY 14, 1966.

1. To reflect the organizational transfer, § 4.1 is revised to read as follows:

§ 4.1 Purpose.

This part prescribes the functions and rules of the Board of Contract Appeals in its operation as a part of the Office of the Secretary of the Interior.

2. Section 4.2 is revised to read as follows:

§ 4.2 Membership.

(a) The Board of Contract Appeals (hereinafter referred to as the Board) consists of three members named by the Secretary of the Interior. The Secretary designates one Board member as Chairman and another Board member as Deputy Chairman. Alternate members are named by the Secretary to serve, when necessary, in place of, or in addition to regular members.

(b) The Chairman of the Board may direct that an appeal may be decided by a panel of any two members of the Board, but if they are unable to agree upon a decision the appeal will be decided by the full Board. When an appeal is considered by three members of the Board, the concurrence of two members shall be sufficient for a decision.

3. Section 4.3 is revoked and a new § 4.3 is added as follows:

§ 4.3 Standards of conduct.

No member of the Board shall consider an appeal if he has participated in the awarding or administration of the contract in question. There shall be no communication between any party to an appeal and a Board member of Board employee concerning the merits of the appeal, unless such communication is also formally served upon the other party to the appeal, or is made in the presence of the other party. The Board also shall exercise care to avoid receiving, except as part of the formally established appeal record, any information having a substantial bearing upon an appeal from persons who do not represent a party in the appeal, but nonetheless have an interest in the decision to be rendered.

4. Section 4.4 is revised to read as follows:

§ 4.4 Authority of Board.

(a) The Board exercises the authority of the Secretary in deciding appeals from findings of fact or decisions by contracting officers of any bureau or office of the Department of the Interior, wherever situated, or any field installation thereof. Decisions of the Board upon such contract appeals are final for the Department. The Board's authority, however, does not include the Secretary's special power granted by 16 U.S.C. sec. 832a(f) (1964) to modify, adjust, or cancel contracts, or to compromise or finally settle claims arising thereunder, upon such terms and conditions and in such manner as the Secretary (or his delegatee, the Bonneville Power Administrator) may deem necessary. The Board may, in its discretion, decide questions which are deemed necessary for the complete decision on the issue or issues involved in an appeal, including questions of law.

(b) The powers of the Board include, but are not limited to, authority to conduct hearings, dismiss proceedings, and to take official notice of facts within general knowledge; in addition, the Board may empower or approve the taking of depositions, service of written interrogatories, inspection of documents and admission of facts generally in accordance with the procedures covering such matters established by the Armed Services Board of Contract Appeals.

5. Section 4.11(d) is revised to read as follows:

§ 4.11 Conduct of hearing.

* * * * *

(d) The reporter's fees shall be borne by the bureau or office involved in the appeal. A copy of the transcript shall be made available to the appellant upon payment of a fee prescribed by the Director, Office of Management Operations, of the Department, pursuant to Part 2 of this subtitle, or in accordance with any contract for reporting that has been made for the benefit of the Department.

6. The address of the Board of Contract Appeals, as shown on Appendix I, which appears at the end of Part 4, is revised to read as follows:

Board of Contract Appeals, Office of the Secretary, Department of the Interior, Washington, D.C., 20240.

[F.R. Doc. 66–7910; Filed, July 20, 1966; 8:47 a.m.]

Title 50—WILDLIFE AND FISHERIES

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

PART 32—HUNTING

Valentine National Wildlife Refuge, Nebr.

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

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

NEBRASKA

VALENTINE NATIONAL WILDLIFE REFUGE

The public hunting of prairie grouse and pheasants on the Valentine National Wildlife Refuge, Nebr., is permitted only on the area designated by signs as open to hunting. This open area, comprising 28,320 acres, is delineated on maps available at refuge headquarters, 17 miles south and 13 miles southwest of Valentine, Nebr., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408.

Hunting shall be in accordance with all applicable State regulations governing the hunting of prairie grouse and pheasants subject to the following special conditions:

(1) The open season for hunting prairie grouse on the refuge extends from September 17 through October 2, 1966, inclusive. Should the duck hunting season in Nebraska be open any day in the period for grouse hunting, the refuge will be closed.

(2) The open season for hunting pheasants on the refuge extends from the close of the duck season in Nebraska to December 31, 1966, or the end of the regular State pheasant season, whichever occurs first. The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1966.

NELIUS B. NELSON,
Refuge Manager, Valentine National Wildlife Refuge, Valentine, Nebr.

JULY 15, 1966.

[F.R. Doc. 66-7902; Filed, July 20, 1966; 8:46 a.m.]

PART 32—HUNTING

Valentine National Wildlife Refuge, Nebr.

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

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

NEBRASKA

VALENTINE NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Valentine National Wildlife Refuge, Nebr., is permitted only on the area designated by signs as open to hunting. This open area, comprising 71,000 acres, is delineated on maps available at refuge headquarters, Valentine, Nebr., and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following special conditions:

(1) Hunting with bows and arrows only.

(2) All deer hunters will check in and out at designated checking stations.

(3) The open season for hunting deer on the refuge is from the close of the duck hunting season in Nebraska through December 31, 1966, inclusive.

(4) All hunters must exhibit their hunting license, deer tag, game, and vehicle contents to Federal and State officers upon request. The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1966.

NELIUS B. NELSON,
Refuge Manager, Valentine National Wildlife Refuge, Valentine, Nebr.

JULY 15, 1966.

[F.R. Doc. 66-7903; Filed, July 20, 1966; 8:46 a.m.]

PART 33—SPORT FISHING

Valentine National Wildlife Refuge, Nebr.

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

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

NEBRASKA

VALENTINE NATIONAL WILDLIFE REFUGE

Sport fishing on the Valentine National Wildlife Refuge, Nebr., is permitted only on the areas designated by signs as open to fishing. These open areas, comprising 3,900 acres or 40 percent of the total water area of the refuge, are delineated on a map available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Sport fishing shall be in accordance with all applicable State regulations subject to the following special conditions:

(1) Species permitted to be taken: Northern pike, black bass, yellow perch, black bullhead; and other minor species permitted by State regulations.

(2) Open season: Daylight hours during the period January 1, 1967, through December 31, 1967, in those waters opened by posting, except that all fishing is prohibited during the migratory duck hunting season.

(3) Daily creel limits: In accordance with species limits as prescribed by State regulations.

(4) Methods of fishing:

(a) No person shall use minnows, fish, or parts thereof, for bait, nor have in possession any seine or net for capturing minnows.

(b) Lines and hooks shall be as prescribed by State regulations.

(c) See applicable State regulations for additional details.

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

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1967.

NELIUS B. NELSON,
Refuge Manager, Valentine National Wildlife Refuge, Valentine, Nebr.

JULY 15, 1966.

[F.R. Doc. 66-7904; Filed, July 20, 1966; 8:46 a.m.]

Title 46—SHIPPING

Chapter II—Maritime Administration, Department of Commerce

SUBCHAPTER A—POLICY, PRACTICE AND PROCEDURE

[General Order 41, 3d Rev., Amdt. 2]

PART 201—RULES OF PRACTICE AND PROCEDURE

Subpart A—General Information (Rule 1)

SEARCHING, COPYING, AND CERTIFICATION OF RECORDS; FEES THEREFOR

Section 201.5 is hereby amended to read as follows:

§ 201.5 Searching, copying, and certification of records; fees therefor.

(a) Upon written request directed to and within the discretion of the Administration, there are available, with respect to documents subject to inspection as provided in § 201.4, services as follows:

(1) Searching files and records;

(2) Copying records and documents; and

(3) Certifying of copies of documents.

(b) Fees for services set forth in paragraph (a) of this section are as follows:

(1) Certification and validation of each document with Maritime Subsidy Board or Maritime Administration seal, $1, without either seal, 25 cents.

(2) Searching files and records, except as provided in subparagraph (5) of this paragraph, $1.50 per half hour or fraction thereof.

(3) Copying records and documents, except as provided in subparagraph (5) of this paragraph.

	First copy of each page (one side)	Additional copies of same page
Typewritten	$3.00	(1)
Photocopy, 18 inches by 24 inches or smaller	1.00	$1.00
Photographic negatives: 14 inches by 17 inches or smaller	2.50	
Larger sizes, 30 inches by 40 inches maximum	6.50	
Contact prints (single weight paper) 8 inches by 10 inches or smaller	1.00	.50
Ozalid (per square foot or fraction thereof)	.10	.10
Xerox (8¼ inches by 14 inches maximum size)	.25	.25

[1] No charge for carbon copies.

(4) General: (i) If copy is to be transmitted to the applicant by registered, air, or special delivery mail, the postal fees will be added to the fees for copying (or the request must include postage stamps or stamped return envelopes).

(ii) The cost of special handling or packaging shall also be included in the total fee charged.

(iii) Minimum charge, 50 cents.

(5) Medical records of merchant seamen, including packaging and postage:

Searching	$5.00
Abstracting	3.00

Since the changes herein reflect minor adjustments of fee items pursuant to current review, it is deemed impracticable to delay the effective date hereof; therefore, in accordance with the provisions of section 4, Administrative Procedure Act (5 U.S.C. 1003), the foregoing shall be effective as of the date of publication in the FEDERAL REGISTER.

Dated: July 15, 1966.

By order of the Acting Maritime Administrator and the Maritime Subsidy Board.

JAMES S. DAWSON, Jr.,
Secretary.

[F.R. Doc. 66-7919; Filed, July 20, 1966; 8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR Part 1]

ALLOWANCE OF DEDUCTION FOR DEPLETION AND PERCENTAGE DEPLETION

Notice of Hearing on Proposed Regulations

The proposed amendment to the regulations under sections 611 (relating to allowance of deduction for depletion) and 613 (relating to percentage depletion) was published in the FEDERAL REGISTER for July 13, 1966. Interested persons were requested to submit any written comments on or before September 12, 1966.

A public hearing on the provisions of this proposed amendment to the regulations will be held starting on Wednesday, September 28, 1966, at 10:00 a.m., e.d.s.t., and continuing if necessary on September 29 and 30 to hear oral comments from those who may desire to make an oral presentation in addition to commenting in writing. The hearing will be held in Hearing Room A, Interstate Commerce Commission Building, 12th and Constitution Avenue NW., Washington, D.C.

Persons who plan to attend the hearing are reqested to notify the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224, by September 23, 1966, Telephone (Washington, D.C.—area code 202) 964–3935.

In order to provide an orderly schedule of appearances at a convenient time, it will be appreciated if all persons who desire an opportunity to present oral comments will so notify the Commissioner at the earliest practicable date, even if they expect to defer submission of their written comments until a date nearer the end of the period provided therefor (September 12, 1966). It will also be appreciated if such persons will notify the Commissioner of the number of persons who will represent them at the hearing.

In order to facilitate the conduct of the hearing, it is requested that the oral comments be presented to the extent practicable on an industrywide basis.

Lester R. Uretz,
Chief Counsel.

By:

[SEAL] JAMES F. DRING,
Director,
Legislation and Regulations Division.

[F.R. Doc. 66–7930; Filed, July 20, 1966; 8:49 a.m.]

[26 CFR Part 177]

INTERSTATE TRAFFIC IN FIREARMS AND AMMUNITION

Notice of Proposed Rule Making

Notice is hereby given, pursuant to the Administrative Procedure Act, approved June 11, 1946, that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury or his delegate. Prior to final adoption of such regulations, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing, in duplicate, to the Director, Alcohol and Tobacco Tax Division, Internal Revenue Service, Washington, D.C. 20224, within the period of 30 days from the date of publication of this notice in the FEDERAL REGISTER. Any person submitting written comments or suggestions who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit his request, in writing, to the Director, Alcohol and Tobacco Tax Division, within the 30-day period. In such a case, a public hearing will be held and notice of the time, place, and date will be published in a subsequent issue of the FEDERAL REGISTER. The proposed regulations are to be issued under the authority contained in section 7 of the Federal Firearms Act (52 Stat. 1252; 15 U.S.C. 907).

[SEAL] SHELDON S. COHEN,
Commissioner of Internal Revenue.

In order to institute procedures under the Federal Firearms Act Amendment (Public Law 89–184), approved September 15, 1965, and to make appropriate conforming, technical and editorial changes, the regulations in 26 CFR Part 177 are amended as follows:

PARAGRAPH 1. Section 177.10 headed "*Meaning of terms*" is amended by inserting after the undesignated paragraph headed "*Licensed manufacturer*" a new paragraph headed "*Licensee*" to read as follows:

§ 177.10 Meaning of terms.

* * * * *

Licensee. Means a manufacturer, importer or dealer licensed under section 3 of the act (15 U.S.C. 903).

* * * * *

PAR. 2. Section 177.25 is amended to liberalize licensing restrictions in accordance with section 10, 79 Stat. 788; 15 U.S.C. 910, made effective September 15, 1965. As amended, § 177.25 reads as follows:

§ 177.25 Statutory restrictions.

(a) A license shall not be issued to any person who is a fugitive from justice or is under indictment for a crime punishable by imprisonment for a term exceeding one year by or in any court.

(b) A license shall not be issued to any person who has been convicted of a crime punishable by imprisonment for a term exceeding 1 year by or in any court unless such person has, as provided in § 177.31(c), made application for, and been granted, relief from the disabilities under the Federal Firearms Act arising by reason of such conviction.

(Sec. 10, 79 Stat. 788; 15 U.S.C. 910)

PAR. 3. Section 177.27 is amended to clarify the procedure involved. As amended, § 177.27 reads as follows:

§ 177.27 Application for renewal of license.

Prior to the expiration of a license, each licensee will receive a Form 8–A (Firearms). If the licensee intends to engage in the firearms business cited on the previous license during any portion of the ensuing year, he should execute and immediately return the Form 8–A (Firearms), with proper remittance, to the District Director.

PAR. 4. Section 177.29 is amended to clarify the procedures involved and to make certain technical and editorial changes. As amended, § 177.29 reads as follows:

§ 177.29 Procedure by District Director.

(a) Upon receipt of (1) a properly executed application for an original license on Form 7 (Firearms), or (2) a properly executed application for renewal of a license on Form 8–A (Firearms), accompanied by the required license fee, the District Director may make such inquiry as deemed necessary to determine the bona fides of the applicant. Upon determination that the applicant is lawfully entitled to a license, the District Director will issue such applicant a license on Form 8 (Firearms). Each license will bear an individual serial number and such number will be permanently assigned the licensee to whom issued for so long as he maintains continuity of annual renewal.

(b) If an applicant for license renewal is a person conducting business under a previously issued license pursuant to the provisions of § 177.31(b) or § 177.31(c), action regarding the application will be held in abeyance pending final determination of the applicant's criminal case or final action by the Commissioner on an application for relief submitted pursuant to § 177.31(c), as the case may be.

(Sec. 10, 79 Stat. 788; 15 U.S.C. 910, sec. 9, 69 Stat. 242; 5 U.S.C. 1006(b))

PAR. 5. Section 177.31 is amended to liberalize licensing restrictions in accordance with section 10, 79 Stat. 788; 15 U.S.C. 910, and to make certain technical and editorial changes. As amended, § 177.31 reads as follows:

§ 177.31 General.

(a) A license shall not be issued in any case for a period of less than 1 year. A proper license shall entitle the person to whom issued to transport, ship and receive firearms or ammunition in interstate or foreign commerce, within the limitations of the Act (see subpart F of this part), for a period of 1 year from the date of issuance (or until final action on an application for renewal), unless canceled as provided in § 177.30 or revoked as provided in § 177.43.

(b) A licensed manufacturer or licensed dealer who is indicted during the term of his license for a crime punishable by imprisonment for a term exceeding 1 year may continue operations under his license, until a conviction under the indictment becomes final: *Provided*, That if the term of the license expires during the period between the date of the indictment and the date conviction thereunder becomes final, such manufacturer or dealer must file a timely application for the renewal of his license in order to continue operations. Such application shall show that the applicant is under indictment for a crime punishable by imprisonment for a term exceeding 1 year.

(c) A person who has been convicted of a crime punishable by imprisonment for a term exceeding 1 year (other than a crime involving the use of a firearm or other weapon or a violation of the Federal Firearms Act or the National Firearms Act) may make application for relief from the disabilities under the Federal Firearms Act incurred by reason of such conviction and the Commissioner may grant such relief if it is established to his satisfaction that the circumstances regarding the conviction, and the applicant's record and reputation, are such that the applicant will not be likely to conduct his operations in an unlawful manner, and that the granting of the relief would not be contrary to the public interest.

(1) An application for such relief, addressed to the Commissioner, shall be submitted in triplicate to the Director and shall include such supporting data as the applicant deems appropriate. In the case of a corporation the supporting data should include information as to the absence of culpability in the offense of which the corporation was convicted of any person having the power to direct or control the management of the corporation, if such be the fact.

(2) A licensee who is convicted of a crime punishable by imprisonment for a term exceeding 1 year during the term of a current license or while he has pending a license renewal application, and who qualifies under this paragraph to file an application for removal of disabilities resulting from such conviction, shall not be barred from licensed operations for 30 days after the date upon which his conviction becomes final, and if he files his application for relief with the Commissioner under this paragraph within such 30-day period, he may further continue licensed operations during the pendency of his application. Licensees who do not file an application for relief within 30 days from the date their conviction becomes final, shall not continue licensed operations beyond such 30-day period.

(3) In the event the term of a license of a person qualified to seek relief under this paragraph expires during the 30-day period following the date upon which his conviction becomes final or during the pendency of his application for relief he must file a timely application for renewal of his license in order to continue licensed operations. Such license application shall show that the applicant has been convicted of a crime punishable by imprisonment for a term exceeding 1 year.

(4) The District Director of the District in which the licensed premises are located will be promptly notified of the Commissioner's action on an application for relief and whenever the Commissioner grants relief to any person pursuant to this paragraph, he shall promptly publish in the FEDERAL REGISTER notice of such action, together with the reasons therefor.

(d) The provisions of § 177.83 shall not be construed as prohibiting the shipment of firearms and ammunition in interstate or foreign commerce to a manufacturer or dealer continuing operations under his license pursuant to the provisions of this section.

(Sec. 3, 52 Stat. 1251; 15 U.S.C. 903, sec. 10, 79 Stat. 788; 15 U.S.C. 910, sec. 9, 60 Stat. 242; 5 U.S.C. 1008 (b))

PAR. 6. Section 177.80 is amended in accordance with the provisions contained in section 10, 79 Stat. 788; 15 U.S.C. 910. As amended, § 177.80 reads as follows:

§ 177.80 License to operate.

It shall be unlawful for any manufacturer or dealer, except a manufacturer or dealer having a license issued under the provisions of the Act, to transport, ship, or receive any firearm or ammunition in interstate or foreign commerce. Further, it shall be unlawful for any licensed dealer or licensed manufacturer, who is a fugitive from justice or, except as provided in § 177.31(c), who has been finally convicted of a crime punishable by imprisonment for a term exceeding 1 year in any court, to transport, ship, or receive any firearm or ammunition in interstate or foreign commerce, or to cause any firearm or ammunition to be transported or shipped in interstate or foreign commerce.

(Sec. 2, 52 Stat. 1250 as amended; 15 U.S.C. 902, sec. 10, 79 Stat. 788; 15 U.S.C. 910)

PAR. 7. Section 177.83 is amended in accordance with the provisions contained in section 10, 79 Stat. 788; 15 U.S.C. 910. As amended, § 177.83 reads as follows:

§ 177.83 Interstate deliveries to felons.

It shall be unlawful for any person to ship, transport, or cause to be shipped or transported in interstate or foreign commerce any firearm or ammunition to any person knowing or having reasonable cause to believe that such person is a fugitive from justice or, except as provided by § 177.31(b), is under indictment for or, except as provided by § 177.31(c), has been convicted of, a crime punishable by imprisonment for a term exceeding 1 year by or in any court.

(Sec. 2, 52 Stat. 1250, as amended; 15 U.S.C. 902, sec. 10, 79 Stat. 788; 15 U.S.C. 910)

PAR. 8. Section 177.84 is amended in accordance with the provisions contained in section 10, 79 Stat. 788; 15 U.S.C. 910. As amended, § 177.84 reads as follows:

§ 177.84 Interstate transportation by felons, etc.

It shall be unlawful for any person who is a fugitive from justice or, except as provided by § 177.31(b), is under indictment for or, except as provided by § 177.31(c), has been convicted of, a crime punishable by imprisonment for a term exceeding 1 year by or in any court, to ship, transport, or cause to be shipped or transported in interstate or foreign commerce any firearm or ammunition.

(Sec. 2, 52 Stat. 1250, as amended; 15 U.S.C. 902, sec. 10, 79 Stat. 788; 15 U.S.C. 910)

PAR. 9. Section 177.85 is amended in accordance with the provisions contained in section 10, 79 Stat. 788; 15 U.S.C. 910. As amended, § 177.85 reads as follows:

§ 177.85 Receipt by felons, etc.

It shall be unlawful for any person who is a fugitive from justice or, except as provided by § 177.31(b), who is under indictment for or, except as provided by § 177.31(c), has been convicted of, a crime punishable by imprisonment for a term exceeding 1 year by or in any court, to receive any firearm or ammunition which has been shipped or transported in interstate or foreign commerce.

(Sec. 2, 52 Stat. 1250, as amended; 15 U.S.C. 902, sec. 10, 79 Stat. 788; 15 U.S.C. 910)

PAR. 10. Section 177.102 is amended to make certain technical changes. As amended, § 177.102 reads as follows:

§ 177.102 Disposition after forfeiture.

Any firearm or ammunition forfeited by reason of a violation of the act or any rules or regulations promulgated thereunder, the forfeiture of which firearm or ammunition has not been remitted or mitigated, shall be reported to the Administrator of General Services, General Services Administration, for use or disposition as provided by law (63 Stat. 377).

[F.R. Doc. 66-7931; Filed, July 20, 1966; 8:49 a.m.]

POST OFFICE DEPARTMENT

[39 CFR Part 43]

MAIL DEPOSIT AND COLLECTION

Notice of Proposed Rule Making

Notice is hereby given of proposed rule making consisting of proposed amendments to Part 43 of Title 39, Code of Federal Regulations. One proposed amendment to § 43.6(c)(2)(i) will provide for the use of tempered glass not less than three-sixteenths of an inch in thickness or with heavy sheet or plate glass not less than one-fourth of an inch in thickness in specification for construction of mail chutes. A second proposed amendment will add a new paragraph (e)(5) to § 43.6 to provide for replacement of broken glass panels of mail chutes either with tempered glass not less than three-sixteenths of an inch in thickness or with heavy sheet or plate glass not less than one-fourth of an inch in thickness.

Although the procedures in 39 CFR Part 43 relate to a proprietary function of the Government, it is the desire of the Postmaster General voluntarily to observe the rule-making requirements of the Administrative Procedure Act (5 U.S.C. 1003) in order that patrons of the postal service may have an opportunity to comment on the proposed amendments. Written data, views, and arguments may be filed with the Director, Delivery Services Branch, Bureau of Operations, Post Office Department, Washington, D.C. 20260, at any time prior to the 30th day following the date of publication of this notice in the FEDERAL REGISTER.

The proposed amendments read as follows:

§ 43.6 Mail chutes and receiving boxes.

* * * * *

(c) *Specification for construction of chutes.*

* * * * *

(2) *Material.* (i) Every mailing chute must be made entirely of metal and glass. The metal parts of the chute must be of such form, weight, and character as to insure rigidity, safety, and durability. Panel moldings must be of metal of suitable strength and resilience to insure a constant grip on the glass. At least three-fourths of the front of the chute in each story must be of tempered glass not less than three-sixteenths of an inch in thickness or heavy sheet or plate glass not less than one-fourth inch in thickness. All joints in the chute must be tight so that mail matter cannot catch or lodge therein.

* * * * *

(e) *Maintenance of chutes and receiving boxes.*

* * * * *

(5) Broken glass panels shall be replaced either with tempered glass not less than three-sixteenths of an inch in thickness or heavy sheet or plate glass not less than one-fourth inch in thickness.

* * * * *

NOTE: The corresponding Postal Manual sections are 153.632a and 153.655 respectively. (R.S. 161, as amended; 5 U.S.C. 22, 39 U.S.C. 501, 6001, 6003)

TIMOTHY J. MAY,
General Counsel.

JULY 15, 1966.

[F.R. Doc. 66-7912; Filed, July 20, 1966; 8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 81]

INSPECTION OF POULTRY AND POULTRY PRODUCTS

Notice of Proposed Rule Making

Notice is hereby given that the U.S. Department of Agriculture is considering amending the Regulations Governing the Inspection of Poultry and Poultry Products (7 CFR Part 81) pursuant to authority contained in the Poultry Products Inspection Act, as amended (21 U.S.C. 451 et seq.), as indicated below.

Statement of considerations. The regulations presently require that all poultry and poultry products processed in an official poultry processing establishment be inspected as required by the regulations. In addition, all dressed poultry and poultry products entering such an official plant must have been so inspected. The amendments would extend this requirement to provide that all meat and meat food products entering such official establishments must have been inspected in accordance with the Meat Inspection Act or the Imported Meat Act (21 U.S.C. 71 et seq.; 19 U.S.C. 1306 (b)-(c)). This would further assure the public of the wholesomeness of poultry and poultry products prepared at federally inspected poultry processing plants.

It is a customary practice at many retail stores to automatically weigh and price merchandise. In order to eliminate costly and unnecessary dual weighing, the net weight of certain immediate containers of poultry products may, under certain conditions specified in the present regulations, be omitted from the label when the products leave the official establishment. The proposal would delete one of these specific conditions and add another. Due to the impracticability of enforcement, it is proposed to delete the provisions whereby net weight labeling may be omitted from immediate containers, if the retailer or distributor agrees in writing to mark the net weight on the container prior to display and sale. Instead, the shipping container would have to bear the statement, "Tare weight of consumer package" and the actual tare weight, weighed to the nearest ⅛ ounce or less, of the individual consumer package in the shipping container. In addition, the shipping container would have to bear the other information now required by the regulations, i.e., total net weight of the contents of the shipping container and a statement "Net weight to be marked on consumer packages prior to display and sale." The tare weight labeling would greatly aid regulatory law enforcement personnel, particularly local and State weights and measures officials, in determining correct net weights at the retail store, thereby accomplishing the objectives of the Federal inspection program insofar as correct net weight labeling is concerned. Further, provision would be made by the proposed amendments with respect to net weight labeling in case a poultry product and a nonpoultry product are separately wrapped and enclosed in the same immediate container. In such case the total net weight of the products could be shown or the net weights could be stated separately, under the proposed amendments.

The regulation pertaining to suspension or withdrawal of plant approval and inspection service would be revised and expanded to specify procedure therefor and to include, as causes for suspension or withdrawal, assaulting or otherwise interfering with any Department employee in or because of the performance of his duties under the Act or the regulations, or the conducting of processing operations without required inspection, or failing to destroy condemned poultry or poultry products as required. Incidents such as these do not happen with any degree of frequency but when they do occur they necessarily impede the efficient execution of the provisions of the Act. The regulation relating to suspension or termination of exemptions from inspection would also be amended to specify causes and procedure for such action.

The proposal would amend the regulations to provide that when approval by a State or local health authority is required by the State or local government for private sewage disposal systems, a copy of the notification of such approval should be submitted to the Administrator. This would be an additional safeguard against possible unsanitary conditions in an area surrounding an official establishment that could affect the wholesomeness of the product or the sanitary operating procedures of a plant. Final approval of the establishment and its premises for purposes of the Poultry Products Inspection Act would remain within the authority of the Administrator, however.

A recent development in the poultry equipment field has been the advent of continuous defrosters. While these machines have advantages, such as quickness of defrosting, more uniform control and better sanitation, over the conventional systems of defrosting, the improper operation of such equipment can result in product absorbing moisture and thereby being adulterated during the defrosting operation. The amendments would require that defrost operations be conducted in such a manner as to prevent product from becoming adulterated

by the absorption of moisture during defrosting. A similar requirement was established a few years ago with respect to continuous chillers, and continuous defrosters that have been approved for experimental purposes are presently operated under these controls.

Liquid and frozen egg products used at official poultry processing establishments in the preparation of poultry products are now required by the regulations to have been prepared under continuous inspection of the Department. This requirement would be extended by the amendments to include dried egg products. Egg products processed under the voluntary egg products inspection program of the Department must be produced from certain selective types of raw material and must be processed under strictly sanitary conditions. In addition, pasteurization requirements have recently been included in the egg products regulations. Therefore, this change would give added assurance of the wholesomeness of dried eggs used in the preparation of poultry products at official establishments.

The proposal would require that either the shipping container or immediate container of frozen poultry food products be marked, by code or otherwise, with the date of packaging. This marking would enable processors and inspectors to maintain better control of product and more easily identify and segregate product for possible reexamination, further processing, etc. Such a marking requirement has been in effect for canned products for years and such marking is a common practice among many of the frozen food packers now.

The incubator temperature for canned products would be changed from 98° F. to 96° F. The 96° F. temperature has been found to be the optimum temperature for growth of mesophilic organisms. In addition, the change would bring this regulation in line with what is currently being required by other regulatory agencies.

The labeling requirements would be clarified to indicate that all information on an immediate container label would have to be on the same plane, i.e., all written material to be either horizontal or vertical and not a combination of both. This would facilitate reading and understanding of the label.

The section pertaining to imports would be changed to more clearly indicate that not only must the inspection system of a foreign country be initially approved in order to qualify the poultry and poultry products of such country for import into this country but such a system is also subject to review from time to time to determine that it is maintained in such a manner as to be the equivalent of the system maintained by the United States. This would give added assurance of the wholesomeness and proper labeling of poultry products entering this country.

The proposed amendments would also make other changes of a minor or clarifying nature.

All persons who desire to submit written data, views, or arguments in connection with these proposals shall file the same in triplicate with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than August 22, 1966.

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)).

The proposed amendments are as follows:

1. The heading and text for § 81.7 would be amended to read:

§ 81.7 Poultry, poultry products, meat and meat food products entering or prepared in official establishments.

All poultry and poultry products processed in an official establishment shall be inspected, handled, prepared, marked and labeled as required by the regulations in this part. All dressed poultry and poultry products entering an official establishment shall have been prepared and inspected and passed in accordance with the regulations in this part, and not otherwise prepared, and shall be properly marked as so inspected and passed in accordance with § 81.130. All meat and meat food products of cattle, sheep, swine, goats, or horses entering an official establishment shall have been prepared and inspected and passed in accordance with the Meat Inspection Act, as amended and extended (21 U.S.C. 71 et seq.), or the Imported Meat Act (19 U.S.C. 1306 (b)–(c)) and the regulations under such Acts (9 CFR Ch. III, Subchapter A), and not otherwise prepared, and shall be properly marked as so inspected and passed.

2. Section 81.25 would be amended to read:

§ 81.25 Suspension or withdrawal of inspection service and/or plant approval; causes and procedure.

(a) *Disciplinary*—(1) *Causes.* Inspection service and/or plant approval may be suspended or withdrawn with respect to any official establishment, as provided in subparagraph (2) of this paragraph, if the operator thereof, or any officer, employee or agent of such operator acting within the scope of his employment or agency,

(i) Has failed to maintain the premises, facilities, or equipment of such establishment in a satisfactory state of repair; or

(ii) Has altered any buildings, facilities, or equipment at such establishment without approval in accordance with the regulations in this part; or

(iii) Has processed any poultry or poultry products at such establishment other than under the supervision of an inspector in accordance with the Act and the regulations in this part; or

(iv) Has assaulted, resisted, opposed, or impeded (by force or threat of force) or interfered or attempted to interfere (by force, deception, offer of money, or other improper means) with any inspector or other official or employee of the Department in or because of the performance of any duties under the Act or the regulations in this part; or

(v) Has failed to destroy for human food purposes any condemned poultry carcasses, parts thereof, or poultry product required to be so destroyed; or

(vi) Has otherwise used any operating practice at such establishment which is not in accordance with the sanitary requirements of the Act or the regulations in this part to prevent the distribution under the Act of unwholesome or adulterated poultry products.

(2) *Procedure.* The rules of practice governing withdrawal of certain inspection and grading services set forth in part 50 of this chapter, are hereby made applicable to disciplinary suspension or withdrawal of inspection service, and/or plant approval, as follows:

(i) *Disciplinary; formal.* Inspection service and/or plant approval may be suspended as a disciplinary action for a definite period or withdrawn indefinitely with respect to any official establishment in accordance with the procedure prescribed in §§ 50.21 through 50.28–14 of this chapter of said rules of practice for any cause specified in subparagraph (1) of this paragraph in any case in which it appears the offense was due to a careless disregard of the requirements under the Act or otherwise wilful.

(ii) *Disciplinary; summary.* Inspection service and/or plant approval may be summarily suspended, pending a decision in a formal proceeding under subdivision (i) of this subparagraph, in accordance with the procedure prescribed in § 50.29–1 of this chapter of said rules of practice, in any case in which it appears that furnishing such service or continuing such approval may endanger the public health or the safety of any Department personnel or otherwise seriously jeopardize the integrity of the poultry inspection service. Inspection service and/or plant approval may be immediately suspended in accordance with § 50.29–2 of this chapter of said rules of practice under the conditions specified in said section.

(b) *Conditional (nondisciplinary).* In any situation in which the Director believes that disciplinary action is not necessary to obtain compliance with the applicable requirements, inspection service and/or plant approval may be suspended as a nondisciplinary action with respect to any official establishment in accordance with the procedure prescribed in §§ 50.11 and 50.12 of this chapter of said rules of practice for any correctible failure to comply with the Act or the regulations in this part. Such suspension shall terminate as soon as the cause therefor is corrected and an inspector can be made available to the establishment.

(c) *General.* The relevant provisions of §§ 50.1 through 50.3 and 50.30 through 50.33 of this chapter of said rules of practice shall also be applicable to proceedings under this section.

During any period of suspension or withdrawal of inspection service and/or plant approval with respect to any establishment, no processing of poultry or poultry products for commerce shall be carried on in the establishment.

3. In § 81.35 *Draining and plumbing*, paragraph (b)(1) would be amended to read:

§ 81.35 Draining and plumbing.

* * * * *

(b) *Sewage and plant wastes.* (1) The sewer system shall have adequate slope and capacity to remove readily all waste from the various processing operations and to minimize or, if possible, prevent stoppage and surcharging of the system. When the sewage disposal system is a private system which is required to be approved by a State or local health authority, the applicant should furnish the Administrator a letter from the proper health authority indicating that the sewage disposal system is acceptable to such authority.

* * * * *

4. In § 81.41 *Equipment and utensils*, paragraph (c)(4) would be amended to read:

§ 81.41 Equipment and utensils.

* * * * *

(c) *Conveyors.* * * *

(4) When individual trays are not used during eviscerating operations, each carcass shall be suspended and a metal trough or a trough constructed of other acceptable impervious material shall be provided beneath the conveyor. Such troughs shall be flushed continuously by a water spray and shall extend beneath the conveyor at all places where processing operations are conducted from the point where the carcass is opened to the point where the viscera have been completely removed.

* * * * *

5. In § 81.49 *Operations and procedures*, paragraph (g) would be amended to read:

* * * * *

(g) When frozen ready-to-cook poultry is to be defrosted in water, it shall be thawed in continuous running tap water of sufficient volume and for such limited times as are necessary to defrost such poultry. The defrost media shall not exceed 70° F. except when such poultry is defrosted in cooking kettles and the temperature of the water will be raised to cooking temperature immediately after the poultry has become defrosted. Defrosting practices and procedures shall be such as will prevent product from becoming adulterated by the absorption of moisture. Frozen dressed poultry shall not be defrosted in tanks with continuously running water or residual water, but shall be defrosted on metal racks or in perforated metal containers under a continuous water spray at a temperature not in excess of 70° F.

* * * * *

6. In § 81.50 *Temperatures and cooling and freezing procedures*, the fourth and sixth sentences of paragraph (d) would be amended to read, respectively:

§ 81.50 Temperatures and cooling and freezing procedures.

* * * * *

(d) *Cooling giblets.* * * * The average basis weight of giblet wrapping material shall be not more than 30 pounds per standard ream (24 by 36 inches—500 sheets) when tested in accordance with the Technical Association of the Pulp and Paper Industry (T.A.P.P.I.) Standard T-410 except the basis weight may exceed 30 pounds per standard ream when the absorbent capacity is such that the total weight of the material after moisture absorption is no greater than the total weight, after moisture absorption, of material weighing 30 pounds per standard ream. * * * The sample to be tested shall consist of 10 sheets representative of the shipment or lot, and individual sheets within the sample may vary within normal tolerance from the required basis weight, but the average of the sample (10 sheets) shall not weigh in excess of 30 pounds per standard ream (24 by 36 inches—500 sheets) except as specified above. * * *

* * * * *

§ 81.71 [Amended]

7. Section 81.71 *Evisceration*, would be amended by adding the following sentence immediately preceding the first sentence: "A post mortem inspection shall be made on a bird-by-bird basis on all poultry eviscerated in an official establishment."

§ 81.81 [Amended]

8. Section 81.81 would be amended by placing a period immediately after the word "condemned" and deleting the remainder of the sentence.

9. In § 81.95 *Reinspection of poultry products: ingredients*, paragraph (a) would be amended by changing the first sentence and paragraph (c) would be amended by changing the last sentence to read:

§ 81.95 Reinspection of poultry products; ingredients.

(a) No poultry or poultry product may be brought into an official establishment unless it has been prepared and inspected and passed in accordance with the regulations in this part, and not otherwise prepared, and the container of such product is marked so as to identify the article as so inspected and passed, in accordance with § 81.130, and no meat or meat food product of cattle, sheep, swine, goats or horses may be brought into an official establishment unless it has been prepared and inspected and passed in accordance with the Meat Inspection Act, as amended and extended (21 U.S.C. 71 et seq.), or the Imported Meat Act (19 U.S.C. 1306(b)–(c)) and the regulations under such Acts (9 CFR Ch. III, Subchapter A), and has not been otherwise prepared, and is properly marked as so inspected and passed. All poultry, poultry products, meat and meat food products shall be reinspected by an inspector at the time they are brought into the official establishment.

* * * * *

(c) * * * Liquid, frozen and dried egg products used in the preparation of any poultry product shall have been prepared under continuous inspection of the Department.

* * * * *

10. In § 81.96 *Retention tags*, the first sentence would be amended to read:

§ 81.96 Retention tags.

An inspector may use such retention tags or other devices and methods as may be approved by the Administrator, for the identification and control of (a) products which are not in compliance with the regulations in this part and/or which are held for further examination and (b) any equipment, utensils, rooms, or compartments which are found to be unclean or otherwise in violation of any of the regulations in this part. * * *

§ 81.100 [Amended]

11. In § 81.100 *Manner in which canned products shall be processed and handled*, the second sentence of paragraph (g) would be amended by changing "98° F." to read "96° F."

12. A new § 81.105 would be added to read:

§ 81.105 Coding requirements.

Either the shipping container or the immediate container of frozen poultry food products shall be plainly and permanently marked, by code or otherwise, with the date of packaging. If the marking is by code, the inspector-in-charge shall be informed as to its meaning.

13. In § 81.130 *Wording on labels*, the introductory provision of paragraph (a) and paragraph (a)(3) would be amended to read:

§ 81.130 Wording on labels.

(a) Each label approved for use on an immediate container for poultry products shall bear in distinctly legible form and on the same plane of such container the following information:

* * * * *

(3) The net weight or other appropriate measure of the contents, except that the Administrator may approve the use of labels for certain types of immediate containers which do not bear the net weight: *Provided*, That the shipping container bears a statement "Net weight to be marked on consumer packages prior to display and sale": *And provided further*, That the total net weight of the contents of the shipping container is marked on such container: *And provided further*, That the shipping container bears a statement "Tare weight of consumer package" and in close proximity thereto, the actual tare weight (weight of packaging material), weighed to the nearest one-eighth ounce or less, of the individual consumer package in the shipping container. The above specified statements may be added to approved shipping container labels upon approval by the inspector-in-charge. The net weight marked on containers of poultry products shall be the net weight of the poultry products and shall not include the weights of the wet or dry packaging materials and giblet wrapping materials. When a poultry product and

a nonpoultry product are separately wrapped and are placed in a single immediate container bearing the name of both products, the net weight shown on such immediate container may be the total net weight of the two products, or such immediate container may show the net weights of the poultry product and the nonpoultry product separately.

* * * * *

14. In § 81.134 *Product specifications for labeling purposes*, the second sentence of paragraph (c) (4) (iii) would be amended to read:

§ 81.134 Product specifications for labeling purposes.

* * * * *

(c) *Poultry meat content of poultry food products.* * * *

(4) *Poultry rolls.* * * *

(iii) * * * If more than 2 percent of any liquid other than natural cookout juices is added, the product must be labeled to indicate that fact; e.g., "Turkey Roll with Broth." * * *

* * * * *

15. Section 81.205 would be amended to read:

§ 81.205 Suspension or termination of exemptions; causes and procedure.

(a) *Disciplinary*—(1) *Causes.* Any exemption of any person under section 15 of the Act may be suspended or terminated by the Administrator in a disciplinary proceeding, as provided in subparagraph (2) of this paragraph, whenever such person or any officer, employee or agent thereof acting within the scope of his employment or agency, has committed any act specified in § 81.25(a) (1) (i), (iv), or (vi) or has in any other way violated the Act or the regulations thereunder.

(2) *Procedure.* Any exemption of any person under section 15 of the Act may be suspended for a definite period or terminated in a formal disciplinary proceeding for any cause mentioned in subparagraph (1) of this paragraph, in accordance with the procedure prescribed in §§ 50.21 through 50.28–14 of this chapter of the rules of practice governing withdrawal of certain inspection and grading services set forth in Part 50 of this chapter, in any case in which it appears the offense was due to a careless disregard of the requirements under the Act or otherwise wilful; and may be summarily suspended for any such cause, pending decision in such a proceeding, in accordance with the procedure prescribed in § 50.29–1 of this chapter of said rules of practice in any case in which it appears that continuing the exemption may endanger the public health or the safety of any Department personnel or otherwise seriously jeopardize the integrity of the poultry inspection service.

(b) *Conditional (nondisciplinary).* In any situation in which the Director believes that disciplinary action is not necessary to obtain compliance with the applicable requirements, any exemption of any person under section 15 of the Act may be suspended as a nondisciplinary action in accordance with the procedure prescribed in §§ 50.11 and 50.12 of this chapter of said rules of practice for any correctible failure to comply with the Act or the regulations in this part. Such suspension shall terminate as soon as the cause therefor is corrected.

(c) *General.* The relevant provisions of §§ 50.1 through 50.3 and 50.30 through 50.33 of this chapter of said rules of practice shall also be applicable to proceedings under this section.

16. In § 81.301 *Eligibility of foreign countries for importation of products into the United States*, paragraph (a) would be amended by adding the following sentence immediately after the last sentence therein:

§ 81.301 Eligibility of foreign countries for importation of products into the United States.

(a) * * * After approval of the inspection system of a foreign country, the Administrator may, as often and to the extent deemed necessary, authorize representatives of the Department to review the system to determine that it is maintained in such a manner as to be the equivalent of the system maintained by the United States.

* * * * *

Done at Washington, D.C., this 18th day of July 1966.

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

[F.R. Doc. 66-7925; Filed, July 20, 1966; 8:48 a.m.]

[7 CFR Part 922]

HANDLING OF APRICOTS GROWN IN DESIGNATED COUNTIES IN WASHINGTON

Notice of Proposed Rule Making With Respect to Expenses and Rate of Assessment for 1966–67 Fiscal Year

Consideration is being given to the following proposals submitted by the Washington Apricot Marketing Committee, established under the marketing agreement, as amended, and Order No. 922, as amended (7 CFR Part 922), regulating the handling of apricots grown in designated counties in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), as the agency to administer the terms and provisions thereof: (1) That the expenses that are reasonable and likely to be incurred by the Washington Apricot Marketing Committee during the period from April 1, 1966, through March 31, 1967, will amount to $3,730 and (2) that there be fixed, at $0.80 per ton of apricots, the rate of assessment payable by each handler in accordance with § 922.41 of the aforesaid marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals should file same in quadruplicate with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after 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)).

Dated: July 18, 1966.

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

[F.R. Doc. 66-7961; Filed, July 20, 1966; 8:51 a.m.]

[7 CFR Part 945]

IRISH POTATOES GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREG.

Notice of Proposed Expenses and Rate of Assessment

Consideration is being given to the approval of proposed expenses and a proposed rate of assessment as hereinafter set forth, which were recommended by the Idaho-Eastern Oregon Potato Committee, established pursuant to Marketing Agreement No. 98, as amended, and Order No. 945, as amended (7 CFR Part 945), herein referred to collectively as the "order."

This marketing order regulates the handling of Irish potatoes grown in Idaho and Malheur County, Oreg., 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, U.S. 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)).

§ 945.219 Expenses and rate of assessment.

(a) *Expenses.* The reasonable expenses that are likely to be incurred during the fiscal period beginning June 1, 1966, and ending May 31, 1967, by the Idaho-Eastern Oregon Potato Committee, for its maintenance and functioning, and for such other purposes as the Secretary determines to be appropriate, will amount to $31,000.

(b) *Rate of assessment.* The rate of assessment to be paid by each handler in accordance with the amended marketing agreement and this part, shall be fourteen one-hundredths of a cent ($0.0014) per hundredweight, or equivalent quantity, of potatoes handled by him as the first handler thereof during the fiscal period.

(c) *Reserve.* Unexpended income in excess of expenses for the fiscal period ending May 31, 1967, may be carried over as a reserve.

(d) *Definition of terms.* Terms used in this section have the same meaning as when used in the said amended marketing agreement and this part.

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

Dated: July 18, 1966.

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

[F.R. Doc. 66-7962; Filed, July 20, 1966; 8:51 a.m.]

[7 CFR Part 1099]

[Docket No. AO–183–A13]

MILK IN PADUCAH, KY., MARKETING AREA

Notice of Recommended Decision and Opportunity To File Written Exceptions on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agrements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to proposed amendments to the tentative marketing agreement and order regulating the handling of milk in the Paducah, Ky., marketing area. Interested parties may file written exceptions to this decision with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, by the 5th day after publication of this decision in the FEDERAL REGISTER. The exceptions should be filed in quadruplicate. 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)).

Preliminary statement. The hearing on the proposed amendments to the tentative marketing agreement and to the order was conducted at Paducah, Ky., on November 17 and 18, 1965, pursuant to notice thereof which was issued October 21, 1965 (30 F.R. 13581).

The material issues on the record of the hearing relate to:

1. Marketing area.
2. Class I prices:

(a) Class I prices through June 1966, and

(b) Class I prices after June 1966.

3. Diversion of producer milk to nonpool plants.
4. Classification of shrinkage.
5. Location adjustments for handlers.
6. Butterfat differentials for handlers.
7. Seasonal adjustment of payments to producers under a "Louisville plan".
8. Classification of disposition as animal feed and miscellaneous and conforming changes.

Decisions have been issued dealing with all issues except No. 5 *Location adjustments for handlers.* The other issues were dealt with in decisions issued January 21, 1966 (31 F.R. 1152), April 25, 1966 (31 F.R. 6500), and May 26, 1966 (31 F.R. 7758). Therefore, this decision relates only to Issue No. 5.

Findings and conclusions. The following findings and conclusions on the material issue are based on evidence presented at the hearing and the record thereof:

5. *Location adjustments for handlers.* No change should be made in the handler location adjustments under the Paducah order.

A proposal by Mid-South Milk Producers Association of Memphis, Tenn., and several Memphis regulated handlers, would apply plus location adjustments to milk received at regulated plants in the southwestern Kentucky portion of the Paducah marketing area. These adjustments would apply at plants in the State of Kentucky located south of U.S. Highway No. 62, west of the Tennessee River and more than 20 miles from the McCracken County, Ky., Courthouse. A rate of 4.5 cents per hundredweight plus 1.5 cents for each 10 miles (or fraction thereof) in excess of 30 miles would apply. Proponents desired such differentials to achieve a closer relationship of Class I prices between the Paducah and Memphis markets. The Memphis cooperative stated that this proposal was merely an alternative to adoption of a specified higher Class I price level for the entire marketing area.

The area affected by the proposal includes four regulated plants, two at Mayfield and one each at Fulton and Murray. At Fulton, which is 49 miles from Paducah, the adjustment would produce a price 7.5 cents higher than at Paducah.

The Paducah Graded Milk Producers Association (in their brief) and handlers who would be affected, opposed the plus differentials. The association opposed the differentials on the grounds that it would result in different prices to producers in Southwest Kentucky depending on whether their milk moved to local plants or to plants in the city of Paducah. They pointed out that milk which is not needed for fluid milk requirements of plants in southwestern Kentucky moves to plants in the city of Paducah for Class I use.

About 45 percent of all Paducah order producers are located in the area where plus location differentials are proposed. Milk produced in such area is used to supply plants located in the city of Paducah as well as to supply the four local plants. Paducah, with a population of about 35,000,[1] represents the largest single milk consuming center in the marketing area. To obtain a full supply, therefore, handlers in the city of Paducah draw milk from the southwestern Kentucky area. If the proposed plus price adjustment were applied in this part of the supply area, milk could not be moved from there to Paducah except at a lower return to producers than milk sold to local plants. Therefore, higher prices at local plants than at Paducah would discourage the movement of milk to Paducah city plants where it is needed.

Further, evidence on the record did not show any need for a higher price at such locations than at Paducah to obtain an adequate supply at local plants. Neither the producer association nor handlers were of the opinion that such differentials were needed for this purpose. Proponent's position (Mid-South Milk Producers Association) was that the plus location differentials should apply if the Class I price were not increased in relation to Memphis as they requested in another proposal. The amendment to this order June 1, 1966 (31 F.R. 7693), relating the Class I price to the St. Louis order Class I price resulted in an increase greater than the amount of any of the plus location adjustments requested by proponent for plants regulated under this order.

It is concluded that the proposed plus location adjustments at plants located in the southwestern Kentucky part of the Paducah marketing area are not justified.

Rulings on proposed findings and conclusions. Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

Signed at Washington, D.C., on July 18, 1966.

CLARENCE H. GIRARD,
Deputy Administrator, Regulatory Programs.

[F.R. Doc. 66-7963; Filed, July 20, 1966; 8:51 a.m.]

[1] Official notice is taken of the "U.S. Census of Population, 1960—Kentucky" issued by the Bureau of the Census, U.S. Department of Commerce.

FEDERAL AVIATION AGENCY

[14 CFR Part 71]

[Airspace Docket No. 66–SO–60]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Agency is considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Jackson, Tenn., control zone and transition area.

The Jackson control zone is described in § 71.171 (31 F.R. 2065).

The control zone would be redesignated as:

a nonpoultry product are separately wrapped and are placed in a single immediate container bearing the name of both products, the net weight shown on such immediate container may be the total net weight of the two products, or such immediate container may show the net weights of the poultry product and the nonpoultry product separately.

* * * * *

14. In § 81.134 *Product specifications for labeling purposes*, the second sentence of paragraph (c) (4) (iii) would be amended to read:

§ 81.134 Product specifications for labeling purposes.

* * * * *

(c) *Poultry meat content of poultry food products.* * * *

(4) *Poultry rolls.* * * *

(iii) * * * If more than 2 percent of any liquid other than natural cookout juices is added, the product must be labeled to indicate that fact; e.g., "Turkey Roll with Broth." * * *

* * * * *

15. Section 81.205 would be amended to read:

§ 81.205 Suspension or termination of exemptions; causes and procedure.

(a) *Disciplinary—(1) Causes.* Any exemption of any person under section 15 of the Act may be suspended or terminated by the Administrator in a disciplinary proceeding, as provided in subparagraph (2) of this paragraph, whenever such person or any officer, employee or agent thereof acting within the scope of his employment or agency, has committed any act specified in § 81.25(a) (1) (i), (iv), or (vi) or has in any other way violated the Act or the regulations thereunder.

(2) *Procedure.* Any exemption of any person under section 15 of the Act may be suspended for a definite period or terminated in a formal disciplinary proceeding for any cause mentioned in subparagraph (1) of this paragraph, in accordance with the procedure prescribed in §§ 50.21 through 50.28–14 of this chapter of the rules of practice governing withdrawal of certain inspection and grading services set forth in Part 50 of this chapter, in any case in which it appears the offense was due to a careless disregard of the requirements under the Act or otherwise wilful; and may be summarily suspended for any such cause, pending decision in such a proceeding, in accordance with the procedure prescribed in § 50.29–1 of this chapter of said rules of practice in any case in which it appears that continuing the exemption may endanger the public health or the safety of any Department personnel or otherwise seriously jeopardize the integrity of the poultry inspection service.

(b) *Conditional (nondisciplinary).* In any situation in which the Director believes that disciplinary action is not necessary to obtain compliance with the applicable requirements, any exemption of any person under section 15 of the Act may be suspended as a nondisciplinary action in accordance with the procedure prescribed in §§ 50.11 and 50.12 of this chapter of said rules of practice for any correctible failure to comply with the Act or the regulations in this part. Such suspension shall terminate as soon as the cause therefor is corrected.

(c) *General.* The relevant provisions of §§ 50.1 through 50.3 and 50.30 through 50.33 of this chapter of said rules of practice shall also be applicable to proceedings under this section.

16. In § 81.301 *Eligibility of foreign countries for importation of products into the United States*, paragraph (a) would be amended by adding the following sentence immediately after the last sentence therein:

§ 81.301 Eligibility of foreign countries for importation of products into the United States.

(a) * * * After approval of the inspection system of a foreign country, the Administrator may, as often and to the extent deemed necessary, authorize representatives of the Department to review the system to determine that it is maintained in such a manner as to be the equivalent of the system maintained by the United States.

* * * * *

Done at Washington, D.C., this 18th day of July 1966.

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

[F.R. Doc. 66–7925; Filed, July 20, 1966; 8:48 a.m.]

[7 CFR Part 922]

HANDLING OF APRICOTS GROWN IN DESIGNATED COUNTIES IN WASHINGTON

Notice of Proposed Rule Making With Respect to Expenses and Rate of Assessment for 1966–67 Fiscal Year

Consideration is being given to the following proposals submitted by the Washington Apricot Marketing Committee, established under the marketing agreement, as amended, and Order No. 922, as amended (7 CFR Part 922), regulating the handling of apricots grown in designated counties in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), as the agency to administer the terms and provisions thereof: (1) That the expenses that are reasonable and likely to be incurred by the Washington Apricot Marketing Committee during the period from April 1, 1966, through March 31, 1967, will amount to $3,730 and (2) that there be fixed, at $0.80 per ton of apricots, the rate of assessment payable by each handler in accordance with § 922.41 of the aforesaid marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals should file same in quadruplicate with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after 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)).

Dated: July 18, 1966.

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

[F.R. Doc. 66–7961; Filed, July 20, 1966; 8:51 a.m.]

[7 CFR Part 945]

IRISH POTATOES GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREG.

Notice of Proposed Expenses and Rate of Assessment

Consideration is being given to the approval of proposed expenses and a proposed rate of assessment as hereinafter set forth, which were recommended by the Idaho-Eastern Oregon Potato Committee, established pursuant to Marketing Agreement No. 98, as amended, and Order No. 945, as amended (7 CFR Part 945), herein referred to collectively as the "order."

This marketing order regulates the handling of Irish potatoes grown in Idaho and Malheur County, Oreg., 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, U.S. 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)).

§ 945.219 Expenses and rate of assessment.

(a) *Expenses.* The reasonable expenses that are likely to be incurred during the fiscal period beginning June 1, 1966, and ending May 31, 1967, by the Idaho-Eastern Oregon Potato Committee, for its maintenance and functioning, and for such other purposes as the Secretary determines to be appropriate, will amount to $31,000.

(b) *Rate of assessment.* The rate of assessment to be paid by each handler in accordance with the amended marketing agreement and this part, shall be fourteen one-hundredths of a cent ($0.0014) per hundredweight, or equivalent quantity, of potatoes handled by him as the first handler thereof during the fiscal period.

(c) *Reserve.* Unexpended income in excess of expenses for the fiscal period ending May 31, 1967, may be carried over as a reserve.

(d) *Definition of terms.* Terms used in this section have the same meaning as when used in the said amended marketing agreement and this part.

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

Dated: July 18, 1966.

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

[F.R. Doc. 66–7962; Filed, July 20, 1966; 8:51 a.m.]

[7 CFR Part 1099]

[Docket No. AO–183–A13]

MILK IN PADUCAH, KY., MARKETING AREA

Notice of Recommended Decision and Opportunity To File Written Exceptions on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agrements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to proposed amendments to the tentative marketing agreement and order regulating the handling of milk in the Paducah, Ky., marketing area. Interested parties may file written exceptions to this decision with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, by the 5th day after publication of this decision in the FEDERAL REGISTER. The exceptions should be filed in quadruplicate. 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)).

Preliminary statement. The hearing on the proposed amendments to the tentative marketing agreement and to the order was conducted at Paducah, Ky., on November 17 and 18, 1965, pursuant to notice thereof which was issued October 21, 1965 (30 F.R. 13581).

The material issues on the record of the hearing relate to:

1. Marketing area.
2. Class I prices:

(a) Class I prices through June 1966, and

(b) Class I prices after June 1966.

3. Diversion of producer milk to nonpool plants.
4. Classification of shrinkage.
5. Location adjustments for handlers.
6. Butterfat differentials for handlers.
7. Seasonal adjustment of payments to producers under a "Louisville plan".
8. Classification of disposition as animal feed and miscellaneous and conforming changes.

Decisions have been issued dealing with all issues except No. 5 *Location adjustments for handlers.* The other issues were dealt with in decisions issued January 21, 1966 (31 F.R. 1152), April 25, 1966 (31 F.R. 6500), and May 26, 1966 (31 F.R. 7758). Therefore, this decision relates only to Issue No. 5.

Findings and conclusions. The following findings and conclusions on the material issue are based on evidence presented at the hearing and the record thereof:

5. *Location adjustments for handlers.* No change should be made in the handler location adjustments under the Paducah order.

A proposal by Mid-South Milk Producers Association of Memphis, Tenn., and several Memphis regulated handlers, would apply plus location adjustments to milk received at regulated plants in the southwestern Kentucky portion of the Paducah marketing area. These adjustments would apply at plants in the State of Kentucky located south of U.S. Highway No. 62, west of the Tennessee River and more than 20 miles from the McCracken County, Ky., Courthouse. A rate of 4.5 cents per hundredweight plus 1.5 cents for each 10 miles (or fraction thereof) in excess of 30 miles would apply. Proponents desired such differentials to achieve a closer relationship of Class I prices between the Paducah and Memphis markets. The Memphis cooperative stated that this proposal was merely an alternative to adoption of a specified higher Class I price level for the entire marketing area.

The area affected by the proposal includes four regulated plants, two at Mayfield and one each at Fulton and Murray. At Fulton, which is 49 miles from Paducah, the adjustment would produce a price 7.5 cents higher than at Paducah.

The Paducah Graded Milk Producers Association (in their brief) and handlers who would be affected, opposed the plus differentials. The association opposed the differentials on the grounds that it would result in different prices to producers in Southwest Kentucky depending on whether their milk moved to local plants or to plants in the city of Paducah. They pointed out that milk which is not needed for fluid milk requirements of plants in southwestern Kentucky moves to plants in the city of Paducah for Class I use.

About 45 percent of all Paducah order producers are located in the area where plus location differentials are proposed. Milk produced in such area is used to supply plants located in the city of Paducah as well as to supply the four local plants. Paducah, with a population of about 35,000,[1] represents the largest single milk consuming center in the marketing area. To obtain a full supply, therefore, handlers in the city of Paducah draw milk from the southwestern Kentucky area. If the proposed plus price adjustment were applied in this part of the supply area, milk could not be moved from there to Paducah except at a lower return to producers than milk sold to local plants. Therefore, higher prices at local plants than at Paducah would discourage the movement of milk to Paducah city plants where it is needed.

Further, evidence on the record did not show any need for a higher price at such locations than at Paducah to obtain an adequate supply at local plants. Neither the producer association nor handlers were of the opinion that such differentials were needed for this purpose. Proponent's position (Mid-South Milk Producers Association) was that the plus location differentials should apply if the Class I price were not increased in relation to Memphis as they requested in another proposal. The amendment to this order June 1, 1966 (31 F.R. 7693), relating the Class I price to the St. Louis order Class I price resulted in an increase greater than the amount of any of the plus location adjustments requested by proponent for plants regulated under this order.

It is concluded that the proposed plus location adjustments at plants located in the southwestern Kentucky part of the Paducah marketing area are not justified.

Rulings on proposed findings and conclusions. Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

Signed at Washington, D.C., on July 18, 1966.

CLARENCE H. GIRARD,
Deputy Administrator, Regulatory Programs.

[F.R. Doc. 66–7963; Filed, July 20, 1966; 8:51 a.m.]

[1] Official notice is taken of the "U.S. Census of Population, 1960—Kentucky" issued by the Bureau of the Census, U.S. Department of Commerce.

FEDERAL AVIATION AGENCY

[14 CFR Part 71]

[Airspace Docket No. 66–SO–60]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Agency is considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Jackson, Tenn., control zone and transition area.

The Jackson control zone is described in § 71.171 (31 F.R. 2065).

The control zone would be redesignated as:

Within a 5-mile radius of McKellar Field (latitude 35°35'55" N., longitude 88°54'55" W.); within 2 miles each side of the McKellar VOR 208° radial extending from the 5-mile radius zone to 8.5 miles SW of the VOR.

The Jackson transition area is described in § 71.181 (31 F.R. 2149).

The transition area would be redesignated as:

That airspace extending upward from 700 feet above the surface within a 9-mile radius of McKellar Field (latitude 35°35'55" N., longitude 88°54'55" W.); and that airspace extending upward from 1,200 feet above the surface within 8 miles E and 5 miles W of the McKellar VOR 208° radial, extending from the VOR to 12 miles SW; within 5 miles each side of the McKellar VOR 212° radial, extending from the VOR to 27 miles SW; and that airspace bounded on the N by V-140S, on the E by V-16N, on the S by V-16, and on the W by V-11E.

The current description of controlled airspace is predicated, in part, on the Martin radio beacon. This facility is scheduled to be decommissioned coincident with the establishment of the McKellar VOR, and it is necessary to alter the control zone and transition area to reflect predication on the McKellar VOR.

A prescribed instrument approach procedure proposed in conjunction with the establishment of the McKellar VOR requires alteration of the 1,200-foot transition area to provide additional controlled airspace for the protection of aircraft utilizing this procedure.

The proposed alteration of the control zone would provide a small amount of additional controlled airspace required for the protection of aircraft executing standard instrument approach procedures during descent below 1,000 feet above the surface.

The existing 700-foot transition area was predicated on Criteria II operations. Planned operations require a change in classification to Criteria III and necessitate an increase in dimension of the 700-foot transition area. The increase would provide controlled airspace protection for IFR aircraft during climb from 700 to 1,200 feet above the surface and during descent from 1,500 to 1,000 feet above the surface.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Area Manager, Memphis Area Office, Attention: Chief, Air Traffic Branch, Federal Aviation Agency, Post Office Box 18097, Memphis, Tenn. 38118. All communications received within 20 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No 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 Branch. 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 Southern Regional Office, Federal Aviation Agency, Room 724, 3400 Whipple Street, East Point, Ga.

These amendments are proposed under section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)).

Issued in East Point, Ga., on July 11, 1966.

WILLIAM M. FLENER,
Acting Director, Southern Region.

[F.R. Doc. 66-7898; Filed, July 20, 1966; 8:45 a.m.]

[14 CFR Part 121]

[Docket No. 7493; Notice No. 66-25]

TRAINING AND MINIMUM EXPERIENCE REQUIREMENTS; TURBOJET ENGINE POWERED AIRCRAFT

Notice of Proposed Rule Making

The Federal Aviation Agency is considering amending Part 121 of the Federal Aviation Regulations to specify additional operational, training, and minimum experience, requirements for pilots of turbojet engine powered airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice 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 August 29, 1966, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in light of the comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

The introduction of turbojet airplanes capable of taking off and landing on the shorter airport runways has resulted in ever increasing conversion of airline fleets from reciprocating engine powered and turbopropeller powered airplanes to short and medium range turbojet airplanes. Concomitant with this fleet conversion is the transition of pilot personnel to turbojet airplanes. In view of this rapid conversion of both equipment and personnel, the Agency believes that additional training and operational requirements are needed to insure the highest possible degree of safety in air carrier type operations.

The Agency therefore proposes to amend Federal Aviation Regulation Part 121 to include the following additional requirements:

Manual requirements. Each Part 121 operator would be required to include in its operations manual a procedure requiring that during each approach and landing the pilot not actually flying the airplane must, from a point not less than 500 feet above the field elevation, call out the altitude, airspeed, and rate of descent and any significant deviations from the programmed airspeed and desired descent rates. Compliance with this manual procedure would be required of the pilot on flight deck duty who is not actually flying the airplane.

Training and minimum experience requirements. The following additional training and minimum experience requirements would be prescribed:

I. *Pilot in command experience.* No person other than the pilot in command would be permitted to takeoff, approach, or land a turbojet engine powered airplane unless the pilot in command has served at least 100 hours as pilot in command in that type airplane except where the pilot in command in a particular case makes a decision that such a procedure would be a safer course of action due to special conditions such as a circling approach to the right or a pilot in commands' instrument failure.

II. *Minimum landings.* No pilot who has not previously served as pilot in command in a turbojet engine powered airplane in operations under this part would be permitted to serve as pilot in command of a turbojet airplane unless he has made at least 35 landings in that type airplane, including at least 6-day and 5-night, normal, VFR, full stop landings without reference to visual or electronic glide slope indications. However, the Administrator could reduce this requirement to 25 landings where the certificate holder submits evidence of, and certifies to, the above average ability of the pilot.

III. *Pilot in command training.* Before serving as pilot in command in a turbojet engine powered airplane, and when transitioning from a turbojet engine powered airplane with wing mounted engines to one with aft mounted engines, each pilot would be required to make and note the results of at least one high rate of descent maneuver. This maneuver would have to be initiated at a low altitude, in the landing configuration at idle thrust, and normal approach speed. The rate of descent would be maintained to a designated height above the ground (not less than 3,000 feet) and at that height recovery to level flight by properly rotating the airplane and using maximum permissible thrust would be made while still in the landing configuration.

These amendments are proposed under the authority of sections 313(a) and 601 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a) and 1421).

Issued in Washington, D.C., on July 14, 1966.

JAMES F. RUDOLPH,
Acting Director,
Flight Standards Service.

[F.R. Doc. 66-7899; Filed, July 20, 1966; 8:46 a.m.]

FEDERAL POWER COMMISSION

[18 CFR Parts 101, 141]

[Docket No. R-305]

ACCOUNTING AND REPORTING BY HYDROELECTRIC LICENSEES

Expenditures Relating to Fish, Recreation and Wildlife

JULY 14, 1966.

1. Notice is given pursuant to section 4 of the Administrative Procedure Act that the Federal Power Commission is considering the amendment of the Uniform System of Accounts prescribed for Class A and Class B public utilities and licensees by Part 101, Chapter I of Title 18 of the Code of Federal Regulations. It is also considering the addition of four new schedules to its FPC Form No. 1 prescribed for use by such licensees and others by § 141.1 of Title 18.

2. The amendments here under consideration are another step in our program to encourage the development of outdoor recreational potential and the protection and enhancement of the fish and wildlife resources of the country. Licensees are, of course, accounting for and reporting these expenditures in appropriate prime accounts but neither the present accounts nor the reporting requirements provide for the separate cost, revenue and expense data for fish, recreation, and wildlife facilities or activities. The absence of these data handicaps the Commission and other interested agencies in evaluating the cost and effectiveness of the program. It is for these reasons we believe that the information which we are now proposing to collect will not only aid us in the performance of our responsibilities under Part I of the Federal Power Act but will, as well, be of such a value to the public as to more than offset the added burden to the licensees.

3. The specific amendments to the Uniform System of Accounts, set out in precise detail below, generally do no more than add the words "fish, recreation and wildlife facilities" to the existing text of the appropriate electric plant instructions and accounts (balance sheet, electric plant, revenue, and expense accounts). In addition, however, we are also proposing to add appropriate "items" to those accounts now including "item lists," described in General Instruction 6, to expressly recognize the broader purposes set out in Electric Plant Instruction 8.H. and in the accounts we are proposing to revise. We will welcome any suggestions to that end, either for the addition of new "items" or a revision of an existing item list.

4. The new schedules which we are proposing to add to Annual Report No. 1 are set out in Attachments A, B, and C[1] hereto. As indicated above, they are intended to supply the cost, revenue and expense data with respect to fish, recreation and wildlife facilities necessary to evaluate the effectiveness of the several programs.

5. Accordingly, we are proposing—

(a) To amend FPC Annual Report Form No. 1, required by § 141.1, Chapter I of Title 18 of the Code of Federal Regulations, to be filed by Class A and Class B licensees, by adding the following new schedules, the texts of which are set out in the attachments hereto:[1]

Fish, Recreation, and Wildlife Plant (Subaccounts of 330, 331, 332, and 335).

Revenues From Fish, Recreation, and Wildlife Operations (Subaccounts of 456).

Operation and Maintenance Expenses of Fish, Recreation, and Wildlife Operations (Subaccounts of 537 and 545).

Accumulated Provisions for Depreciation of Fish, Recreation, and Wildlife Plant Included in Accounts 108, 109, 110.

(b) To amend Part 101, Subchapter C, of the said Title 18 by revising Electric Plant Instruction 8C; adding a new Electric Plant Instruction 15; and revising the following accounts as indicated:

(i) Electric Plant Instruction 8.C. is revised and a new Instruction 15, is added, as follows:

8. *Structures and improvements.*

* * * * *

C. Minor buildings and structures, such as valve towers, patrolmen's towers, telephone stations, fish, recreation, and wildlife facilities, etc., which are used directly in connection with or form a part of a reservoir, dam, waterway, etc., shall be considered a part of the facility in connection with which constructed or operated and the cost thereof accounted for accordingly.

* * * * *

15. *Hydraulic production plant.*

For the purpose of this system of accounts hydraulic production plant means all land and land rights, structures and improvements used in connection with hydraulic power generation, reservoirs, dams and waterways, water wheels, turbines, generators, accessory electric equipment, miscellaneous power plant equipment, roads, railroads and bridges, and structures and improvements used in connection with fish, recreation, and wildlife.

(ii) In Account 108, paragraph C(3) is revised to read:

108 Accumulated provision for depreciation of electric plant in service.

* * * * *

C. * * * (3) Hydraulic production: including separate records for (i) fish, (ii) recreation, and (iii) wildlife facilities; * * *

* * * * *

(iii) Account 330 is revised by adding a new paragraph as follows:

330 Land and land rights.

* * * * *

This account shall include the cost of land and land rights used in connection with (1) fish, (2) recreation, and (3) wildlife facilities. Separate subaccounts shall be maintained for each of the above.

(iv) Account 331 is revised by adding a new paragraph as follows:

331 Structures and improvements.

* * * * *

This account shall also include the cost in place of structures and improvements used in connection with (1) fish, (2) recreation, and (3) wildlife. Separate subaccounts shall be maintained for each of the above.

(v) Account 332 is revised by adding a new paragraph before the list of items, as follows:

332 Reservoirs, dams, and waterways.

* * * * *

This account shall also include the cost in place of facilities used in connection with (1) fish, (2) recreation, and (3) wildlife. Separate subaccounts shall be maintained for each of the above. (See electric plant instruction 8C.)

* * * * *

(vi) Account 335 is revised by adding a new paragraph before the list of items, as follows:

335 Miscellaneous powerplant equipment.

* * * * *

This account shall also include the cost of equipment used in connection with (1) fish, (2) recreation, and (3) wildlife. Separate subaccounts shall be maintained for each of the above.

* * * * *

(vii) In Account 336, Note A is revised to read:

336 Roads, railroads, and bridges.

* * * * *

NOTE A: Roads intended primarily for connecting employees' houses with the powerplant, and roads used primarily in connection with fish, recreation, and wildlife activities, shall not be included herein but in account 331, Structures and Improvements.

* * * * *

(viii) In the list of items appended to Account 398, revise item 3. to read:

398 Miscellaneous equipment.

* * * * *

3. Employees' recreation equipment.

* * * * *

(ix) Account 456 is revised by adding a new paragraph before the list of items, as follows:

456 Other electric revenues.

* * * * *

This account shall also include revenues received from operation of (1) fish, (2) recreation, and (3) wildlife facilities whether operated by the company or by contract concessionaires, such as revenues from leases, or rentals of land for cottages, homes or campsites. Separate subaccounts shall be maintained to classify the revenues by the above categories.

* * * * *

(x) Account 537 is revised by adding a new paragraph before the list of items, as follows:

537 Hydraulic expenses.

* * * * *

This account shall also include the cost of labor, materials used and other expenses incurred in connection with the

[1] Attachment A, B, and C filed as part of original document.

operation of (1) fish, (2) recreation, and (3) wildlife facilities. Separate subaccounts shall be maintained for each of the above.

* * * * *

(xi) In Account 542, the existing text is revised by adding the following new sentence:

542 Maintenance of structures.

* * * However, the cost of labor, materials used and expenses incurred in the maintenance of fish, recreation and wildlife facilities, the book cost of which is includible in account 331, Structures and Improvements, shall be charged to account 545, Maintenance of Miscellaneous Hydraulic Plant.

(xii) In Account 543, the existing text is revised by adding the following new sentence:

543 Maintenance of reservoirs, dams and waterways.

* * * However, the cost of labor, materials used and expenses incurred in the maintenance of fish, recreation and wildlife facilities, the book cost of which is includible in account 332, Reservoirs, Dams and Waterways, shall be charged to account 545, Maintenance of Miscellaneous Hydraulic Plant.

(xiii) Account 545 is revised by adding a new paragraph as follows:

545 Maintenance of miscellaneous hydraulic plant.

* * * * *

This account shall also include the cost of labor, materials used and other expenses incurred in the maintenance of (1) fish, (2) recreation, and (3) wildlife facilities. Separate subaccounts shall be maintained for each of the above.

6. These amendments to FPC Form No. 1 and the Uniform System of Accounts are proposed to be issued under the authority of the Federal Power Act, as amended, particularly sections 4, 10, 301, 302, 304, and 309 thereof (41 Stat. 1065, 1068; 49 Stat. 839, 842, 854, 855, 858; 16 U.S.C. 797, 803, 825, 825a, 825c, 825h).

7. Any interested person may submit to the Federal Power Commission, Washington, D.C. 20426, not later than September 1, 1966, data, views, and comments in writing concerning the proposed amendments. As noted above, we invite particularly suggestions for additions to or revisions of the "item lists" appended to the accounts we are proposing to amend and in paragraph H. of Electric Plant Instruction 8. An original and nine conformed copies should be filed with the Commission. In addition, interested persons wishing to have their comments considered in the clearance of the proposed amendments under provisions of the Federal Reports Act of 1942 may at the same time submit a conformed copy of their comments directly to the Clearance Officer, Office of Statistical Standards, Bureau of the Budget, Washington, D.C. 20503. Submissions to the Commission should indicate whether the person filing them requests a conference at the Federal Power Commission to discuss the schedules proposed to be added to the annual report form. The Commission will consider all such written submissions before acting on the proposed amendments.

By direction of the Commission.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-7900; Filed, July 20, 1966; 8:46 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

IMPORTATION OF CERTAIN MERCHANDISE DIRECTLY FROM HONG KONG

Available Certifications by the Government of Hong Kong

Notice is hereby given that certificates of origin issued by the Department of Commerce and Industry of the Government of Hong Kong under procedures agreed upon between that Government and the Foreign Assets Control are available with respect to the importation into the United States directly, or on a through bill of lading, from Hong Kong of the following additional commodity:

Foodstuffs, Chinese type, frozen.

[SEAL] MARGARET W. SCHWARTZ,
Director,
Office of Foreign Assets Control.

[F.R. Doc. 66-7889; Filed, July 20, 1966; 8:45 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

OUTER CONTINENTAL SHELF OFF LOUISIANA

Oil and Gas Lease Sale

Pursuant to section 8 of the Outer Continental Shelf Lands Act (67 Stat. 462; 43 U.S.C. sec. 1331 et seq.) and the regulations issued thereunder (43 CFR Part 3380) sealed bids addressed to the Manager, New Orleans Outer Continental Shelf Office, Bureau of Land Management, Room T-9003, Federal Office Building, 701 Loyola Avenue, New Orleans, La., or Post Office Box 53226, New Orleans, La. 70150, will be received until 9:30 a.m., c.s.t. on October 18, 1966, for the lease of oil and gas in certain areas of the Outer Continental Shelf, adjacent to the State of Louisiana. Bids will be opened at 10 a.m., c.s.t., October 18, 1966, in the Grand Ballroom of the Sheraton-Charles Hotel, 211 St. Charles Street, New Orleans, La. On that day bids may be delivered in person to the Manager, New Orleans Outer Continental Shelf Office, Bureau of Land Management, at the Grand Ballroom in the Sheraton-Charles Hotel between 8:30 a.m., c.s.t. and 9:30 a.m., c.s.t. No bids received by mail or in person after 9:30 a.m., c.s.t. will be accepted.

All bids must be submitted in accordance with applicable regulations, particularly 43 CFR 3382.1; 3382.3; 3382.4. Each bidder must submit the certification required by 41 CFR 60-1.6(b) and Executive Order No. 11246 of September 24, 1965, on Form 1510-12, January 1966. Bids may not be modified or withdrawn unless written modifications or withdrawals are received prior to the end of the period fixed for the filing of bids. Bidders are warned against violation of section 1860 of Title 18 U.S.C. prohibiting unlawful combination or intimidation of bidders. Attention is directed to the nondiscrimination clauses in section 2(k) of the lease agreement (Form 3380-1, February 1966). Bidders must submit with each bid, one-fifth of the amount bid, in cash or by cashier's check, bank draft, certified check, or money order, payable to the order of the Bureau of Land Management. The leases will provide for a royalty rate of one-sixth, and a yearly rental or minimum royalty of $5 per acre or fraction thereof. The successful bidder will be required to pay the remainder of the bid and the first year's rental of $5 per acre or fraction thereof and furnish an acceptable surety bond as required in 43 CFR 3384.1 prior to the issuance of each lease. Where applicable, the leases will be subject to the terms and conditions of the agreement of October 12, 1956, between the United States and the State of Louisiana.

Bids will be considered on the basis of the highest cash bonus offered for a tract but no total bid amounting to less than $25 per acre or fraction thereof will be considered. The U.S. Government reserves the right to reject any and all bids even though the bid may exceed the minimum referred to previously. Oil payment, overriding royalty, logarithmic or sliding scale bids will not be considered. No bid for less than a full tract, as listed below, will be considered. A separate bid, in a separate sealed envelope, must be submitted for each tract. The envelope should be endorsed "Sealed bid for oil and gas lease, Louisiana (insert number of tract) not to be opened until 10 a.m., c.s.t. October 18, 1966."

Official leasing maps in a set of 25, which contains the maps showing the tracts being offered for lease, can be purchased for $5 per set. The official leasing maps, copies of the lease form (Form 3380-1 February 1966) as well as the Compliance Report Certification (Form 1510-12 January 1966) may be obtained from the above listed Manager or the Director, Bureau of Land Management, Washington, D.C. 20240.

The tracts offered for bid are as follows:

LOUISIANA

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 1

(Approved June 8, 1954; Revised July 22, 1954 and Apr. 28, 1966)

West Cameron Area

Tract No.	Block	Description	Acreage
La. 1706	111	NE¼	1,250
La. 1707	135	All	5,000
La. 1708	177	All	5,000
La. 1709	181	E½ [1]	2,500

See footnotes at end of table.

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 2

(Approved June 8, 1954; Revised Apr. 28, 1966)

East Cameron Area

Tract No.	Block	Description	Acreage
La. 1710	65	All	5,000
La. 1711	66	S½	2,500
La. 1712	76	All	5,000
La. 1713	77	All	5,000
La. 1714	81	All	5,000
La. 1715	83	NE¼; S½	3,750

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 3

(Approved June 8, 1954; Revised June 25, 1954, July 22, 1954, and Apr. 28, 1966)

Vermilion Area

Tract No.	Block	Description	Acreage
La. 1716	43	That portion in Zone 3.**	4,746
La. 1717	65	All (4507.61 acres (in Zone 3 [2]) are less than, and 492.39 acres are more than, 3 geographical miles seaward of the line described in par. 1 of the Supplemental Decree of the U.S. Supreme Court entered Dec. 15, 1965, in United States v. Louisiana, No. 9, Original (382 U.S. 288)).	5,000
La. 1718	72	All	4,461.05
La. 1719	77	S½	2,500
La. 1720	85	All	5,000
La. 1721	97	All	5,000
La. 1722	98	All	5,000
La. 1723	114	All	5,000
La. 1724	128	All	5,000
La. 1725	132	All	4,886.77
La. 1726	165	All	5,000
La. 1727	244	All	5,000

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 3A

(Approved Aug. 7, 1959; Revised Apr. 28, 1966)

South Marsh Island Area

Tract No.	Block	Description	Acreage
La. 1728	20	All	5,000
La. 1729	55	All	5,000
La. 1730	59	All	5,000

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 4

(Approved June 8, 1954; Revised July 22, 1954 and Apr. 28, 1966)

Eugene Island Area

Tract No.	Block	Description	Acreage
La. 1731	45	All	5,000
La. 1732	52	All	5,000
La. 1733	64	All	5,000
La. 1734	90	N½; SW¼ (3717.25 acres (in Zone 3 [2]) are less than, and 32.75 acres are more than, 3 geographical miles seaward of the line described in par. 1 of the Supplemental Decree of the U.S. Supreme Court entered Dec. 15, 1965, in United States v. Louisiana, No. 9, Original (382 U.S. 288)).	3,750
La. 1735	101	All	5,000
La. 1736	116	W½	2,500
La. 1737	138	All	5,000
La. 1738	139	All	5,000
La. 1739	171	All	5,000
La. 1740	185	All	5,000

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 5
(Approved June 8, 1954; Revised Apr. 28, 1966)
Ship Shoal Area

Tract No.	Block	Description	Acreage
La. 1741	100	All (1576.79 acres (in Zone 3 [2]) are less than, and 3423.21 acres are more than, 3 geographical miles seaward of the line described in par. 1 of the Supplemental Decree of the U.S. Supreme Court entered Dec. 15, 1965, in United States v. Louisiana, No. 9, Original (382 U.S. 288)).	5,000

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 6
(Approved June 8, 1954; Revised July 22, 1954, Dec. 9, 1954, and Apr. 28, 1966)
South Timbalier Area

La. 1742	71	All	5,000
La. 1743	85	All	5,000
La. 1744	86	S½	2,500
La. 1745	136	All	5,000
La. 1746	188	All	5,000
La. 1747	189	All	5,000

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 7
(Approved June 8, 1954; Revised Apr. 28, 1966)
Grand Isle Area

La. 1748	85	All	4,539.89

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 7A
(Approved Sept. 8, 1959; Revised Mar. 7, 1961 and Apr. 28, 1966)
Grand Isle Area South Addition

La. 1749	86	All	4,539.89

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 8
(Approved June 8, 1954; Revised Apr. 28, 1966)
West Delta Area

La. 1750	33	That portion in Zone 3 [2]	2,206
La. 1751	42	All	5,000
La. 1752	43	All	5,000
La. 1753	95	All	5,000
La. 1754	96	All	3,665.07

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 10
(Approved June 8, 1954; Revised July 22, 1954 and Apr. 28, 1966)
Main Pass Area

La. 1755	7	That portion of the S½S½ which lies seaward of the line between Zones 1 and 2 as defined in the agreement between the United States and the State of Louisiana, Oct. 12, 1956.	935.17
La. 1756	91	SE¼; that portion of the N½ which is more than 3 geographical miles seaward from the line described in par. 1 of the Supplemental Decree of the U.S. Supreme Court entered Dec. 15, 1965, in United States v. Louisiana, No. 9, Original (382 U.S. 288); and that portion of the SW¼ which lies between (a) that line which is 3 geographical miles seaward from the line described in par. 1 of said Supplemental Decree (382 U.S. 288) and (b) the line between Zones 1 and 2 as defined in the agreement between the United States and the State of Louisiana, Oct. 12, 1956.	2,922.60

See footnotes at end of table.

OFFICIAL LEASING MAP, LOUISIANA MAP NO. 10
(Approved June 8, 1954; Revised July 22, 1954 and Apr. 28, 1966)
Mail Pass Area

Tract No.	Block	Description	Acreage
La. 1757	92	NE¼; S½	3,745.92

[1] Portion of tract lies within the Calcasieu Pass Safety Fairway where the erection of structures is not permitted unless approved by the Corps of Engineers, U.S. Army Engineering District, New Orleans. Exploration and development of areas underlying fairways may be undertaken by directional drilling from surface locations outside fairway boundaries.

[2] Zone 3 as that zone is defined in the agreement between the United States and the State of Louisiana, Oct. 12, 1956.

Bidders are requested to submit their bids in the following form:

Manager, Bureau of Land Management, Department of the Interior, Post Office Box 53226, T-9003 Federal Office Building, New Orleans, La. 70150.

OIL AND GAS BID

The following bid is submitted for an oil and gas lease on land of the Outer Continental Shelf specified below:

Area ---------- Official Leasing Map No. ----

Tract No.	Total amount bid	Amount per acre	Amount submitted with bid

---
(Signature)

(Address)

Important. The bid must be accompanied by one-fifth of the total amount bid. This amount may be in cash, money order, cashier's check, certified check, or bank draft.

A separate bid must be made for each tract.

JOHN O. CROW,
Acting Director,
Bureau of Land Management.

Approved: July 15, 1966.

STEWART L. UDALL,
Secretary of the Interior.

[F.R. Doc. 66-7927; Filed, July 20, 1966; 8:51 a.m.]

IDAHO

Notice of Proposed Withdrawal and Reservation of Lands

JULY 13, 1966.

The Bureau of Land Management has filed an application, Serial Number I-11 for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including the mining laws but not the mineral-leasing laws nor disposal of materials under the Act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604), as amended, subject to valid existing rights. The applicant desires the land for use as the Skookumchuck Recreation Area along the Salmon River.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Post Office Box 2237, Boise, Idaho 83701.

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

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

The lands involved in the application are:

BOISE MERIDIAN, IDAHO

T. 27 N., R. 1 E.,

Sec. 3, that part of lot 10 described as beginning at the meander corner of the bank of the Salmon River on the section line between sections 3 and 10;

Thence east along the section line 88 feet to a point, said point being the intersection of the section line with the center line of U.S. Highway 95;

Thence northerly along the center line of said highway 1,326 feet to a point, said point being the intersection of the highway center line with a boundary line between lots 7 and 10;

Thence west along said lot line 105 feet to a point, said point being the mean high water line on the right bank of the Salmon River;

Thence along the mean high water line in a southerly direction across the mouth of Skookumchuck Creek for a distance of 1,390 feet to a point, said point being the intersection of the mean high water line on the bank of the Salmon River with a section line between sections 3 and 10;

Thence east along said section line for a distance of 12 feet to the point of beginning.

The area described aggregates 4.5 acres, more or less, in Idaho County, Idaho.

ORVAL G. HADLEY,
Manager, Land Office.

[F.R. Doc. 66-7905; Filed, July 20, 1966; 8:46 a.m.]

[Idaho 017475]

IDAHO

Notice of Proposed Withdrawal and Reservation of Lands

JULY 13, 1966.

The Department of Agriculture has filed an application, Serial Number Idaho 017475 for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including the mining laws but not the mineral leasing laws nor disposals of materials under the Act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604), as amended. The applicant desires the land for public purposes as a scenic area adjacent to Upper Priest Lake within the Kaniksu National Forest.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Post Office Box 2237, Boise, Idaho 83701.

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

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

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

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

The lands involved in the application are:

BOISE MERIDIAN

KANIKSU NATIONAL FOREST

Upper Priest Lake "Scenic Area"

T. 63 N., R. 4 W.,
Sec. 30, lots 3, 4, 8 and 9, E½SW¼ and SW¼SE¼;
Sec. 31, lot 1, N½NE¼ lot 2, NE¼, NE¼NW¼, NE¼SE¼NW¼, N½NW¼SE¼NW¼, SE¼NW¼SE¼NW¼, N½SE¼SE¼NW¼, SE¼SE¼SE¼NW¼, NE¼SE¼, N½NW¼SE¼, SE¼NW¼SE¼, NE¼SE¼SE¼, N½NW¼SE¼SE¼, SE¼NW¼SE¼SE¼, N½SE¼SE¼SE¼ and SE¼SE¼SE¼SE¼;
Sec. 32, SW¼ and S½SE¼.

T. 63 N., R. 5 W.,
Sec. 23, S½SW¼NE¼NE¼, E½SW¼NE¼, SE¼NW¼SW¼NE¼, E½SW¼SW¼NE¼, SE¼NE¼, SE¼SE¼SW¼, NE¼SE¼, S½NW¼SE¼, NE¼NW¼SE¼, E½NW¼NW¼SE¼ and S½SE¼;
Sec. 24, S½NW¼NW¼NE¼, NE¼NW¼NW¼NE¼, SW¼NW¼NE¼, SE¼NE¼NE¼NW¼, NE¼SW¼NE¼NW¼, S½SW¼NE¼NW¼, SE¼NE¼NW¼, S½SE¼NW¼NW¼, S½NW¼, SW¼, NW¼SE¼ and S½SE¼;
Sec. 25;
Sec. 26, E½, E½NE¼NW¼, E½SW¼NE¼NW¼, E½SE¼NW¼, E½NW¼SE¼NW¼, NE¼SW¼SE¼NW¼, E½NE¼SW¼, E½SW¼NE¼SW¼, E½SE¼SW¼, NW¼SE¼SW¼, E½SW¼SE¼SW¼ and NW¼SW¼SE¼SW¼;
Sec. 35, N½NE¼, NE¼SW¼NE¼, E½NW¼SW¼NE¼, N½SE¼SW¼NE¼, N½SE¼NE¼, N½SW¼SE¼NE¼, SE¼SW¼SE¼NE¼, SE¼SE¼NE¼, NE¼NE¼NW¼, E½NW¼NE¼NW¼ and NE¼SE¼NE¼NW¼;
Sec. 36, N½NE¼, SW¼NE¼, N½NW¼SE¼NE¼, SW¼NW¼SE¼NE¼, NW¼SW¼SE¼NE¼, N½NW¼, N½SW¼NW¼, SW¼SW¼NW¼, N½SE¼SW¼NW¼, N½SE¼NW¼, N½SW¼SE¼NW¼ and SE¼SE¼NW¼.

The area described aggregates 3016.64 acres in Bonner County, Idaho.

ORVAL G. HADLEY,
Manager, Land Office.

[F.R. Doc. 66-7906; Filed, July 20, 1966; 8:46 a.m.]

[New Mexico 0560202, Classification No. 30-06-01]

NEW MEXICO

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

JULY 14, 1966.

Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411–18) and to the regulations in 43 CFR, Parts 2410 and 2411, it is proposed to classify the public lands together with any lands therein that may become public lands in the future within Roswell District Planning Units Nos. 6–05 and 6–07, and more generally described below, for retention for multiple-use management. Publication of this notice segregates the described lands from appropriation under the agricultural land laws (43 U.S.C. Parts 7 and 9; 25 U.S.C. sec. 334) and from public sales (43 U.S.C. sec. 1171), except for limited Bureau Motion offerings of isolated tracts as may become necessary for management improvement purposes.

For a period of 60 days from the date of publication of this notice in the FEDERAL REGISTER, all persons who wish to submit comments, suggestions, or objections in connection with the proposed classification may present their views in writing to the Roswell District Manager, Bureau of Land Management, Post Office Box 1397, Roswell, New Mexico 88201.

A public hearing on the proposed classification will be held on September 1, 1966, at 10 a.m. in the Library Annex, Carlsbad Municipal Library, Carlsbad, N. Mex.

The lands proposed to be classified are generally located as follows:

Bounded on the west by the Pecos River Valley; on the north by the Artesia-Lovington Highway (State Road 83); on the east by the Mescalero Ridge (Caprock); and on the south by the Texas-New Mexico State line.

The lands proposed to be classified are shown in detail on a map designated 30–06–01 on file in the Roswell District Office and at the Bureau of Land Management Land Office in Santa Fe, N. Mex.

The public lands in the areas described aggregate approximately 920,600 acres.

W. J. ANDERSON,
State Director.

[F.R. Doc. 66-7907; Filed, July 20, 1966; 8:46 a.m.]

[New Mexico 0559037]

NEW MEXICO

Notice of Classification of Lands

JULY 14, 1966.

Pursuant to section 2 of the Act of September 19, 1964 (43 U.S.C. 1412), the lands described below are hereby classified for disposal through exchange under section 8 of the Taylor Grazing Act of June 28, 1934 (48 Stat. 1272), as amended by the Act of June 26, 1936 (49 Stat. 1976; 43 U.S.C. 315g) for lands located within the Sacramento Division of the Lincoln National Forest.

The lands affected by this classification are located in Lea and Chavez Counties, N. Mex., and are described as follows:

NEW MEXICO PRINCIPAL MERIDIAN,
NEW MEXICO

T. 10 S., R. 21 E.,
Sec. 23, N½SE¼.

T. 9 S., R. 22 E.,
Sec. 19, lots 1, 2, 3 and 4;
Sec. 29, N½ and N½S½;
Sec. 30, NE¼NE¼.

T. 10 S., R. 22 E.,
Sec. 10, SE¼SE¼;
Sec. 11, SW¼SE¼;
Sec. 14, NE¼NW¼ and SW¼;
Sec. 15, SW¼;
Sec. 17, SW¼NE¼ and W½SE¼;
Sec. 20, W½SW¼ and S½SE¼;
Sec. 21, NW¼NW¼, S½NW¼ and S½SW¼;
Sec. 22, SW¼NE¼, S½NW¼, N½SW¼ and SE¼SE¼;
Sec. 26, N½NE¼, SE¼NE¼, E½SW¼ and W½SE¼;
Sec. 27, N½ and S½S½;
Sec. 28, E½W½ and W½E½;
Sec. 29, NE¼, NW¼NW¼ and S½.

T. 11 S., R. 22 E.,
Sec. 4, lots 2, 3 and 4, SW¼NE¼, S½NW¼, N½SW¼ and NW¼SE¼;
Sec. 5, lots 1, 2 and 3, S½NE¼, SE¼NW¼, N½SW¼, SE¼SW¼, and W½SE¼;
Sec. 6, lots 4, 5 and 6, SE¼NW¼, NE¼SW¼ and N½SE¼.

T. 25 S., R. 36 E.,
Sec. 26, W½SE¼ and W½E½SE¼;
Sec. 27;
Sec. 28, SE¼;
Sec. 33, E½;
Secs. 34 and 35.

T. 26 S., R. 36 E.,
Sec. 1, N½, SW¼ and NW¼SE¼;
Secs. 3, 4 and 5;
Sec. 8, N½NE¼, SW¼NE¼, W½, NW¼SE¼ and S½SE¼;
Sec. 9, N½ and SW¼SW¼;
Sec. 10, N½ and NE¼SE¼;
Secs. 13, 24 and 25;
Sec. 36, lots 1, 2, 3, 4 and N½N½.

T. 23 S., R. 37 E.,
Sec. 10, W½SE¼ and SE¼SE¼.

T. 24 S., R. 37 E.,
Sec. 21, W½NW¼ and NW¼SW¼;
Sec. 26, SW¼SW¼.

T. 26 S., R. 37 E.,
Sec. 6, lots 2 and 3.

The areas described aggregate 13,444.52 acres.

For a period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 721, Washington, D.C. 20240.

W. J. ANDERSON,
State Director.

[F.R. Doc. 66-7908; Filed, July 20, 1966; 8:46 a.m.]

UTAH

Notice of Delegation of Purchasing Authority

JULY 14, 1966.

Pursuant to authority contained in Order No. 698 of Director, Bureau of

Land Management, dated August 3, 1962, and Amendment No. 7, dated May 28, 1965, I hereby redelegate to the following employees of the Bureau of Land Management for the State of Utah, effective this date, authority to enter into contracts for materials and supplies and to make open market purchases within the limitation here indicated:

District Office: Administrative Assistants, $500 per purchase.

This authority shall be exercised in accordance with applicable limitations set forth in the Federal Property and Administrative Services Act of 1949, as amended, and in accordance with applicable policies, procedures, and controls prescribed by the General Services Administration.

R. D. NIELSON,
State Director.

[F.R. Doc. 66-7909; Filed, July 20, 1966; 8:47 a.m.]

[Planning Unit Code 72; Classification No. 1; Serial Number A 36]

ARIZONA

Notice of Proposed Classification of Public Lands

Notice is hereby given of a proposal to classify the lands described below for disposal under the State Indemnity Act (43 U.S.C. 851, 852) or the Recreation and Public Purposes Act (43 U.S.C. 869 et. seq.). This publication is made pursuant to the Act of September 19, 1964 (43 U.S.C. 1412).

This proposal has been discussed with State, county, and local government agencies, the Arizona Woolgrowers Association, and other interested parties of record. Information derived from discussions and other sources indicates that these lands meet the criterion of 43 CFR 2410.13(c)(1), which provides for disposal of lands "* * * suitable for use by a State or local government entity or agency for some noncommercial or nonindustrial governmental program or suitable for transfer to a non-Federal interest in a transaction which will benefit a Federal, State, or local governmental program." Publication in the FEDERAL REGISTER segregates the described lands from all forms of disposal under the public land laws, including the mining laws, except applications under the State Indemnity Act and the Recreation and Public Purposes Act.

Information concerning the lands is available for inspection and study in Room 3041, Federal Building, Phoenix, Ariz. For a period of 60 days from the date of this publication, interested parties may submit comments to the Manager, Bureau of Land Management, Room 3010, Federal Building, Phoenix, Ariz. 85025. The lands affected by this proposal are located in Pinal County and are described as follows:

GILA AND SALT RIVER MERIDIAN, PINAL COUNTY, ARIZ.

T. 1 N., R. 8 E.,	Acres
Sec. 7, lots 1 and 2, S½ lot 4, E½NW¼, NE¼, SE¼SW¼ and S½SE¼	458.01
Sec. 8, N½N½, N½SW¼NW¼, SE¼ and S½SW¼	420.00
Sec. 9, NW¼NW¼, N½NE¼NW¼, S½SE¼NE¼ and S½	400.00
Sec. 10, S½N½ and S½	480.00
Sec. 11, E½E½SW¼	40.00
Sec. 14, W½W½W½, E½SW¼SW¼ and E½E½NW¼	140.00
Sec. 23, W½W½	160.00
Sec. 26, W½W½, W½SE¼SW¼, N½NE¼, SE¼NE¼E½SW¼NE¼ and E½SE¼	400.00
Sec. 35, E½NE¼NE¼, W½SW¼NE¼, W½SE¼ and SE¼SE¼	160.00
Sec. 36, S½SE¼, NE¼NW¼SE¼, NE¼NW¼NE¼SE¼, N½NE¼SE¼NW¼, N½SE¼SE¼NW¼, N½SW¼SE¼NW¼, S½NW¼SE¼NW¼, NW¼NW¼SE¼NW¼, N½SE¼SW¼NW¼, S½N½SW¼NW¼ and NE¼NE¼SW¼NW¼	182.50
	2,790.51

Dated: July 14, 1966.

RILEY E. FOREMAN,
Acting State Director.

[F.R. Doc. 66-7920; Filed, July 20, 1966; 8:48 a.m.]

Office of the Secretary

WILLIAM R. REMALIA

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) None.
(2) None.
(3) None.
(4) None.

This statement is made as of July 1, 1966.

Dated: July 12, 1966.

W. R. REMALIA.

[F.R. Doc. 66-7911; Filed, July 20, 1966; 8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

IDAHO, IOWA, OKLAHOMA, AND TEXAS

Designation of Areas for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-named counties in the States of Idaho, Iowa, Oklahoma, and Texas, natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

IDAHO

Cassia.	Madison.
Fremont.	Teton.

IOWA

Mahaska.	Keokuk.
Washington.	

OKLAHOMA

Beckham.	Jackson.
Cotton.	Kiowa.
Ellis.	Marshall.
Greer.	Texas.
Harmon.	Tillman.
Haskell.	

TEXAS

Carson.	Moore.
Dallam.	Parmer.
Dallas.	Randall.
Gonzales.	Rockwall.
Hartley.	Sherman.
Lavaca.	Wheeler.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after June 30, 1967, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 15th day of July 1966.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 66-7926; Filed, July 20, 1966; 8:48 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 17517]

AIR CANADA

Notice of Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled proceeding is assigned to be held on July 26, 1966, at 10 a.m., e.d.s.t., in Room 911, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Milton H. Shapiro.

Dated at Washington, D.C., July 15, 1966.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 66-7933; Filed, July 20, 1966; 8:49 a.m.]

[Docket No. 17527; Order No. E-23957]

PACIFIC AIR LINES, INC.

Order To Show Cause; Nonstop Exemption Authorizations

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 15th day of July 1966.

On May 3, 1966, the California Public Utilities Commission (the Commission) granted to Pacific Southwest Airlines, Inc. (PSA), an intrastate carrier, a per-

manent certificate to operate between Los Angeles and San Jose.[1] Subsequently, on May 11, 1966, Pacific Air Lines, Inc. (Pacific), an interstate, federally regulated carrier sought through judicial processes to prohibit the implementation of such service.[2] Pacific's complaint in the court proceeding is predicated on two grounds: (1) That PSA's flights constitute unauthorized air transportation, since they are operated outside the boundaries of California,[3] and (2) that PSA's proposed operations would be a burden on interstate commerce. While the above case has not yet been decided by the district court, the Board proposes herein and in Order E–23958 issued contemporaneously herewith to take such actions as will permit PSA to continue its service in the Los Angeles-San Jose market and at the same time to minimize, insofar as possible, the adverse impact of the proposed operations on the federally subsidized carrier.

The Los Angeles-San Jose market for the year ended September 30, 1965, was Pacific's top market. Pacific carried in this market a total of 54,000 O&D passengers or 8.3 percent of its total system passengers, and because of the long-haul nature of the market, the $830,856 in passenger revenue in this market constitutes an even higher percentage of Pacific's total system passenger revenue. Thus, it is clear that the authorization and the introduction of the additional services of PSA into Pacific's prime market will adversely affect the profitability of and subsidy need of this local service carrier.

From all available information, it appears that PSA has already made substantial inroads into Pacific's traffic. For example, according to an affidavit [4] filed in support of Pacific's request for the previously mentioned restraining order, PSA instituted its new service on or about May 18, 1966.[5] Pacific claims that as a result of the reduced fare, faster time and greater number of seats available, PSA has, in its first full month of operation, completely dominated the market. We have been advised informally by Pacific that in June it managed to obtain approximately 4,000 passengers as compared with 8,900 in April, its last month of exclusive operation. Pacific contends that even this figure is deceptive because its share is steadily decreasing as exemplified by the fact that for the last four days of June (a normally high traffic period because of the July 4th holiday) it obtained a total of only 261 passengers.

Based on these allegations, we tentatively conclude that its initial efforts have enabled PSA to achieve a dominant portion of the market to the extreme detriment of the subsidized carrier.

The Board, pursuant to its responsibility to develop a national air transportation system, has attempted to fashion a balanced route system within the State of California with service to marginal traffic points as well as in more lucrative markets. In order to counteract the dilution of Pacific's revenues, we have tentatively determined to establish for the federally regulated carrier a regulatory environment which will permit it to compete more equally with PSA. Further, our proposed action is necessary to prevent a decline in Pacific's revenues which could lead to a serious deterioration of its service throughout its entire system.[6]

We have examined Pacific's system and tentatively determine that a grant of more liberal operating authority may afford the carrier the opportunity to obtain additional revenues to offset those reasonably expected to be lost to such carriers.[7] There are 11 markets, all within California, in which Pacific operates but on a restricted basis because of certificate limitations. For the year ended September 30, 1965, a total of 3,028,480 on-line O&D passengers moved in the 11 markets. Pacific's share of this traffic amounted to approximately one-half of 1 percent.[8] We cannot be certain that Pacific's entry, on a nonstop basis, into any of these markets would benefit the carrier in view of the existing substantial competitive service offered. However, liberalization of the carrier's operating rights will afford Pacific the opportunity to provide such services as it believes will improve its financial posture, pending the conclusion of the certificate proceeding we would institute which would involve the issues of certificate authority for Pacific in these markets.[9]

The 11 markets have experienced substantial growth [10] and there is no reason to believe that this trend will not continue. Consequently, Pacific's share should, at least in part, come from normal growth. We, of course, recognize that the carriers presently in the markets will experience some diversion. We are of the tentative view that the diversion these carriers may experience will not be of significant proportions and, in any event, that the public benefits resulting from the continued economic viability of Pacific far outweigh the competitive implications of our proposed action.

Based on the foregoing, we tentatively find and conclude that Pacific should be granted the required authority (pending a certificate proceeding to be subsequently initiated) [11] which will permit the carrier to operate on an unrestricted nonstop basis between the following pairs of points: [12]

Los Angeles-Sacramento, Los Angeles-San Francisco, Los Angeles-Oakland, Los Angeles-San Diego, Burbank-Sacramento, Burbank-San Francisco, Burbank-Oakland, Burbank-San Diego, San Diego-Sacramento, San Diego-San Francisco, San Diego-Oakland.

The Board also tentatively finds and concludes that the San Jose-Los Angeles operations of PSA and their impact on Pacific require that such relief as may be appropriate under the circumstances be made available to Pacific as expeditiously as possible. On the other hand, the scope of the temporary authority contemplated herein is such that we deem it necessary to accord any interested persons the opportunity to make their views known before final action is taken. Consequently, we have decided that a show cause procedure is the most expeditious means, consistent with the public interest, of providing such relief. Therefore, we will order interested persons to show cause, within the time specified herein, why the Board should not make final the tentative findings and conclusions herein and grant to Pacific exemption authority authorizing that carrier to operate on a nonstop basis between the pairs of points previously indicated.

We also tentatively find that the authorization to PSA to operate between San Jose and Los Angeles represents an unusual circumstance affecting the operations of Pacific which warrant the use of our exemption power. Under these circumstances, we tentatively find that enforcement of section 401 of the Act and the terms, conditions and limi-

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[1] California Public Utilities Commission, Order 70657.

[2] Pacific filed a complaint in the U.S. District Court for the Northern District of California seeking a permanent injunction against the authorized San Jose-Los Angeles service and requested a temporary restraining order pending action on its petition for permanent injunctive relief.

[3] Interstate air transportation is defined in sec. 101(21) of the Act to include "the carriage by aircraft of persons or property as a common carrier for transportation or hire * * * in commerce between * * * (a) a place in the United States * * * and a place in any other State of the United States * * * or between places in the same State of the United States through the airspace or any place outside thereof * * *." PSA, an intrastate operater, holds no authority from the Board to engage in interstate air transportation.

[4] Affidavit of C. A. Myhre, Executive Vice President of Pacific, Pacific Air Lines, Inc. v. Pacific Southwest Air Lines, Inc., Civil Action 45099, U.S. District Court for the Northern District of California, Southern Division.

[5] PSA offers 4 daily round trips with Electra aircraft at a one-way fare of $11.43. Pacific offers 6 daily flights in each direction with F–27 aircraft with a one-way fare of $15.50.

[6] Pacific's need for Federal subsidy support, which is already substantial ($3,694,997 in 1965) would be sharply accentuated due to the competitive thrust of PSA unless appropriate steps are taken now. Such increased reliance on subsidy would be inconsistent with the Board and congressional policy looking toward subsidy reduction wherever possible.

[7] We contemplate that any nonstop operations inaugurated pursuant to the proposed exemption authority, if made final, would be ineligible for subsidy.

[8] See Appendix A; filed as part of the original document.

[9] While we propose to limit our consideration to the 11 markets for the purpose of our proposed exemption, we contemplate the consideration in the certificate proceeding of any other pairs of points which in the view of the carrier would be of financial help.

[10] See Appendix C; filed as part of the original document.

[11] In this connection, we invite the carrier to file such applications as it may deem appropriate for possible consolidation in the contemplated certificate proceeding.

[12] See Appendix B for current restrictions; filed as part of the original document.

tations of the carrier's certificate insofar as they would prohibit the services contemplated herein, would be an undue burden on the carrier by reason of the unusual circumstances affecting its operations, and is not in the public interest.

In granting interested persons the opportunity to show cause why our tentative findings and conclusions should not be finally adopted, we expect such persons to support their objections with detailed answers, specifically setting forth the tentative findings and conclusions to which objection is taken. Such objections should be accompanied by arguments of fact or law supported by legal precedent and detailed economic analysis.

Accordingly, it is ordered, That:

1. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein and grant to Pacific an exemption pursuant to section 416(b) of the Act authorizing that carrier to provide nonstop service on a subsidy ineligible basis between the following pairs of points:

(a) Los Angeles-Sacramento.
(b) Los Angeles-San Francisco.
(c) Los Angeles-Oakland.
(d) Los Angeles-San Diego.
(e) Burbank-Sacramento.
(f) Burbank-San Francisco.
(g) Burbank-Oakland.
(h) Burbank-San Diego.
(i) San Diego-Sacramento.
(j) San Diego-San Francisco.
(k) San Diego-Oakland.

2. Any interested persons having objection to issuance of an order making final the proposed findings, conclusions and grant of the temporary exemption described herein shall, by August 1, file with the Board and serve upon all persons made parties to this proceeding a statement of objections, together with a summary of testimony, statistical data and other evidence expected to be relied upon to support the stated objection;

3. Answers to objections may be filed by any party by August 10;

4. If timely and property supported objections are filed, further consideration will be accorded the matters or issues raised by the objections before further action is taken by the Board; [10]

5. In the event no objections are filed, all further procedural steps will be deemed to have been waived and the Board may enter an order making final the tentative findings and conclusions set forth herein and grant the temporary exemption as set forth in paragraph 1 above; and

6. Copies of this order shall be served upon the following persons who are hereby made parties to this proceeding: American Airlines, Inc., Delta Air Lines, Inc., National Airlines, Inc., Bonanza Air Lines, Inc., Trans World Airlines, Inc., Western Air Lines, Inc., Pacific Air Lines, Inc. and United Air Lines, Inc.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 66-7934; Filed, July 20, 1966; 8:49 a.m.]

[10] All motions and/or petitions for reconsideration shall be filed within the period allowed for filing objections and no further such motions, requests or petitions for reconsideration of this order will be entertained. Nor shall the filing of any such motions, requests or petitions for reconsideration operate to stay the effectiveness of paragraph 2 above.

[Docket No. 17528; Order No. E-23958]

PACIFIC SOUTHWEST AIRLINES, INC.

Order To Show Cause; Exemption

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 15th day of July 1966.

Pacific Southwest Airlines, Inc. (PSA) is a common carrier of passengers by air between points in the State of California.[1] It has been operating for some 16 years, primarily between San Francisco and Los Angeles. On May 3, 1966, the Public Utilities Commission of the State of California awarded to PSA a certificate of public convenience and necessity authorizing the transportation of passengers by air between Los Angeles and San Jose, Calif. The PUC's action was taken pursuant to the recently enacted California Passenger Air Carrier Act, which became effective September 17, 1965, and which requires a certificate from the Commission before a person may engage in intrastate common carriage of passengers by air.[2] Operations under its new certificate were commenced by PSA on May 18, 1966, utilizing Electra aircraft. PSA plans, however, to inaugurate service with Boeing 727's later this month.[3]

In awarding the certificate to PSA the PUC acted over the objection of Pacific Air Lines, Inc., a local service carrier providing air transportation between points in California, Nevada, and Oregon, including Los Angeles-San Jose nonstop service, pursuant to a certificate issued by the Board.[4]

In opposing PSA's application Pacific alleged that it should be denied on conventional convenience and necessity grounds. It also alleged that the transportation was subject to Federal regulation because, among other things, flight outside the airspace above California would be involved. The Commission rejected Pacific's latter contention finding that "there is no evidence in this record * * * that any flight outside the State of California is contemplated." Pacific has petitioned the Supreme Court of California for review of the PUC's order, but has not assigned the foregoing determination as error.[5]

In addition to petitioning for judicial review of the PUC's order, Pacific filed a complaint against PSA in the U.S. District Court for the Northern District of California under section 1007 of the Federal Aviation Act, to enjoin PSA from operating between Los Angeles and San Jose without authorization from the Board under section 401. In support of its claim that PSA's Los Angeles-San Jose operations require authority under the Federal Aviation Act, Pacific alleges in its complaint that, in the performance of these operations, PSA must fly over international waters, i.e., the area beyond 3 nautical miles from the coastline at Santa Monica Bay adjacent to the Los Angeles International Airport.[6]

On May 12, 1966, the District Court denied an application by Pacific for a temporary restraining order to enjoin PSA's Los Angeles-San Jose operations. As previously indicated, PSA was then (and still is) utilizing Electra aircraft in this market and the court was apparently of the view that there had been an insufficient showing that PSA's operations into and out of the Los Angeles International Airport with this type of equipment necessarily or normally involve flight beyond the 3-mile limit. Since PSA's planned inauguration of jet service in the Los Angeles-San Jose market was several months off, the court made no attempt to determine whether such operations would involve flight through the airspace outside of the State. However, by stipulation of the parties, introduction of such service was enjoined for a period of 60 days. This restraint was subsequently extended, again by stipulation of the parties, until July 20, 1966, and final hearing on Pacific's complaint is scheduled for July 19.

During the pendency of the District Court proceeding the parties have made extensive use of the discovery procedures provided by the Federal Rules of Civil Procedure and all depositions, requests for admissions, answers thereto, etc., have been made available to the Board. From our review of this material, and of the pleadings filed in the case, it appears to us that PSA's B-727 flights between Los Angeles and San Francisco normally depart in a southwesterly direction and that, on a substantial number of the flights, the aircraft operates beyond the 3-mile limit before turning north and reentering the airspace over California.

[1] PSA holds no operating authority from the Board.

[2] The State certificate requirements are specifically inapplicable to the intrastate services of air carriers operating under certificates of public convenience and necessity issued by the Board under the Federal Aviation Act.

[3] In its operations between Los Angeles and San Francisco, PSA has for some time utilized B-727 aircraft.

[4] Pacific has been utilizing F-27 aircraft in its Los Angeles-San Jose service. The Board is advised, however, that on July 5, 1966, Pacific suspended all nonstop service in this market and proposed to recommence such service on July 20, 1966, with an initial schedule of two 727 nonstop round trips daily which may be increased upon delivery to Pacific of a second 727 in August 1966.

[5] In its petition for review the only Federal-State issue raised by Pacific is a contention that, because of the competitive impact of PSA's operations on Pacific, the Commission's order "unlawfully burdens interstate commerce."

[6] Pacific also relies upon the contention that the operations impose an unconstitutional burden on interstate commerce by reason of their impact upon it.

There appears to be no dispute that the same would be true on flights utilizing similar equipment between Los Angeles and San Jose. If so, it would follow that PSA's operations between Los Angeles, on the one hand, and San Francisco and San Jose, on the other, involve "air transportation" within the meaning of section 101(21), i.e., "between places in the same State * * * through the airspace over any place outside thereof." See Island Airlines v. CAB 352 F. 2d 735 (C.A. 9, 1965); Application of Starflite, Inc., Order E–21535 (1964). As such, they would, of course, unless exempted by the Board, be subject to economic regulation under the Federal Aviation Act.[7]

The question remains whether the Board should require PSA to seek a certificate and otherwise submit to economic regulation under the Federal Aviation Act as an alternative to cessation of its principal operations. We have tentatively concluded that it should not.

We recognize that Pacific's filings in the court proceeding indicate that PSA's operations, particularly in the San Jose-Los Angeles market, have had an adverse impact upon Pacific. However, by Order E–23957, issued contemporaneously herewith, we are proposing to broaden Pacific's operating authority. If the Board should ultimately take the action proposed therein, this would mitigate any adverse effect of PSA's operations on Pacific.

In the present circumstances, we tentatively conclude that PSA should not be required to submit to economic regulation by the Board. The transportation in question would not be within our jurisdiction but for very special circumstances. There is apparently nothing about air carriage between Los Angeles and San Francisco or San Jose which inevitably involves flight over international waters. Thus, the record in the court proceeding indicates that PSA's Electra flights very rarely entered airspace outside of California and then only because of weather conditions. See Application of Starflite, Inc., supra. It also indicates that PSA's Los Angeles-San Francisco jets are capable of and may turn northward well within the 3-mile limit. That they do not always do so appears to result from directions from FAA air Traffic Control that they proceed beyond the 3-mile limit because of heavy traffic conditions in the area.[8] Even when the PSA aircraft is directed beyond the 3-mile limit by Air Traffic Control, it apparently remains beyond the limit between 40 and 120 seconds. In short, to the extent that PSA may be engaged in "interstate air transportation", it is simply the result of a momentary intrusion into airspace outside of the State of California, directed by Air Traffic Control in the interest of air safety and necessitated by the volume of traffic at the Los Angeles International Airport.

In these circumstances the Board has tentatively concluded that enforcement of the provisions of Title IV of the Federal Aviation Act would be an undue burden upon PSA by reason of the limited extent of, or unusual circumstances affecting, the operations of PSA and is not in the public interest. We will, therefore, order interested persons to show cause by August 1, 1966, why the Board should not exempt PSA from the provisions of Title IV to the extent that the carrier may be engaged in "interstate air transportation" as a result of flight beyond the 3-mile limit when the carrier is landing or taking off at mainland California points. In granting interested persons an opportunity to show cause why such exemption should not be granted, we expect such persons to support their objections with arguments of fact or law, including detailed economic analysis and legal precedent. We specifically invite comments and suggestions as to the scope of the exemption to be granted, the terms, conditions and limitations which should be attached to such exemption, as well as the duration of the exemption.

Accordingly, it is ordered, That:

1. All interested persons are directed to show cause why the Board should not issue an order exempting PSA from the provisions of Title IV of the Federal Aviation Act to the extent that such provisions may be applicable by reason of the fact that PSA's operations involve flight beyond the 3-mile limit in connection with takeoff or landing at mainland California points.

2. Any interested persons having objection to the issuance of such an order shall, by August 1, 1966, file with the Board and serve upon all persons made parties to this proceeding a statement of objections supported by economic data and other evidence relied upon to support such objections.

3. Answers to objections may be filed by any party by August 10, 1966.

4. If timely and properly supported objections are filed, further consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board.

5. In the event no objections are filed, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with the tentative findings and conclusions set forth herein and grant the exemption as set forth in paragraph 1 above.

6. Copies of this order shall be served upon the following persons who are hereby made parties to this proceeding: American Airlines, Inc., Delta Air Lines, Inc., National Airlines, Inc., Pacific Air Lines, Inc., Trans World Airlines, Inc., United Air Lines, Inc., Western Air Lines, Inc., and the applicants for intervention in the District Court enforcement proceeding, i.e., the Public Utilities Commission of the State of California and the City of San Jose.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 66–7935; Filed, July 20, 1966; 8:49 a.m.]

[7] It is possible that the same situation may to some extent prevail in connection with PSA's operations at the San Francisco airport, though the materials presently before us do not focus upon this possibility.

[8] It also appears from the court record that the FAA cooperates with PSA so as to turn the aircraft northbound as rapidly as possible when it has reached the shoreline of Santa Monica Bay, depending upon other traffic.

[Docket No. 17532; Order No. E–23963]

SUPPLEMENTAL AIR CARRIERS

Order Granting Special Operating Authorization and Exemption

Adopted by the Civil Aeronautics Board, at its office in Washington, D.C., on the 15th day of July 1966.

Effective 6 a.m., e.d.s.t., July 8, 1966, the International Association of Machinists (IAM) struck United, Eastern, National, TWA, and Northwest. This strike continues. The Board in a series of orders[1] has issued special emergency exemption authority to the nonstruck carriers designed to alleviate to the greatest extent possible, the public inconvenience resulting from the strike. Despite these authorizations and the substantial effort of the nonstruck carriers to accommodate the public during this emergency, the capacity for air transportation being offered is insufficient to meet the requirements of the public, particularly in the major markets.[1a]

In Order E–23928, July 9, 1966, the Board among other things, authorized the supplemental air carriers to:

(a) Provide individually ticketed passenger services, provided that passengers involved hold tickets issued by a certificated combination route air carrier for authorized transportation over its route, at the fares currently in effect pursuant to the tariff of such route air carrier or competing carriers for the same service and under specific arrangements with such carriers.

We are advised that pursuant to this authority the supplemental carriers have attempted to enter into arrangements with the combination carriers, and some such arrangements have been made. However, practical difficulties in consummating the necessary agreements have prevented the supplemental carriers under that exemption from making the most effective contribution of which they are capable to the emergency needs. Under the continuing emergency situation we believe it is now appropriate to grant the supplemental carriers authority to directly engage in individually ticketed service to the extent here-

[1] Orders E–23926, 23927, and 23928.

[1a] Of course, we have recognized from the outset that there were no means of meeting satisfactorily the bulk of the emergency needs. With the continuation of the strike, additional action has become necessary.

inafter provided.[2] After analyzing the overall market situation we have determined that the greatest need for additional capacity exists in certain major markets. Therefore, we shall authorize the supplemental carriers to perform individually ticketed service in those markets listed below. This special operating authorization should permit the supplemental carriers to provide additional capacity to meet the emergency requirements.

In each of the listed markets 200 or more passengers a day were exchanged as of the third quarter of 1965, and 50 percent or more of the flights were performed by the struck carriers.

We have not included among the listed markets certain of the major markets in which the nonstruck route carriers certificated to serve those markets have increased their capacity. Further, we will not authorize the supplemental carriers to conduct individually ticketed services in those markets where the local service carriers are now conducting emergency service pursuant to the exemptions previously issued by the Board.

While the listed markets reflect our best judgment, on the information available to us, of the most critical needs, we stand ready to consider additions to, or deletions from the authority being granted by this order on the basis of matters presented at the hearing ordered herein, or upon specific application. We will, of course, continue to monitor the situation and will make changes on our initiative where necessary.

Because of the emergency nature of the situation and the obvious time limitation, we shall exempt the supplementals from the requirements of section 403 of the Act, provided that the rates charged by the supplementals are equal to those currently in effect for the struck carriers or the competing carriers for the same classes of services. In addition, we shall require the supplemental carriers to submit to the Board a daily report setting forth relevant traffic data with respect to any operations conducted pursuant to this order.

Based upon the foregoing facts and circumstances, the Board finds that the capacity for air transportation being offered by the holders of certificates of public convenience and necessity between the pairs of points listed below will be temporarily insufficient to meet the requirements of the public and that supplemental air carriers can provide additional service temporarily required in the public interest. Accordingly, the Board will issue to such supplemental air carriers special operating authorizations to engage in air transportation between such points, upon the terms and conditions set forth herein. The Board further finds that to provide for notice and protest of such special operating authorizations by air carriers certificated to provide service between the points involved, would unduly delay issuance of such special operating authorizations, taking into account the degree of emergency involved. However, we shall afford interested parties an opportunity to present their views orally before the Board on July 21, 1966;[3] however, any notice of objection or protest which is filed will not stay the effectiveness of this order.

The Board further finds that the enforcement of the provisions of section 403 of the Act and the Board's regulations thereunder, would be an undue burden upon the class of air carriers named herein by reason of the unusual circumstances affecting their operations and is not in the public interest.

Accordingly, it is ordered, That:

1. All supplemental air carriers holding currently effective certificates of public convenience and necessity or interim certificates or operating authorizations be and they hereby are granted special operating authorizations to engage in individually ticketed air transportation of persons between the pairs of points named below, subject to the condition that the fares charged for such transportation are equal to those currently in effect in the markets for the same types of service;

2. All supplemental carriers be and they hereby are exempted from the tariff filing requirements of section 403 of the Act and the Board's regulations thereunder, for the services authorized herein;

3. All supplemental carriers providing services pursuant to the special authorization granted herein shall file by telegram on a daily basis, with the Director, Bureau of Operating Rights, a report showing for each market (a) the number of flights operated, (b) aircraft type utilized (c) the number of passengers carried, and (d) number of tickets sold by the supplemental carrier or by another air carrier or travel agent;

4. Any interested persons objecting to any provision of this order will be afforded an opportunity to present their objections orally to the Board on July 21, 1966; and as a result of such objections, if any, the Board will make such modifications or amendments to this order as are deemed appropriate: *Provided,* That any objections shall not stay the effectiveness of this order;

5. This order shall become effective immediately and shall remain effective for 30 days unless extended or sooner terminated by further Board order;

6. This order may be amended or revoked as to individual markets, carriers or otherwise, at any time in the discretion of the Board without notice or hearing.

7. This order shall be served on all certificated air carriers and the Federal Aviation Agency.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[2] We would anticipate that it would continue to be in the economic interest of the carriers, as well as best suit the convenience of the public, for the carriers to operate so far as possible under the original terms of E-23928.

[3] Persons wishing to object shall notify the Chief Examiner no later than 4 p.m., July 20, 1966.

CITY PAIRS

Group 1—Struck carriers provide 100 percent of flights.

Chicago, Ill.	New York, N.Y.
Chicago, Ill.	Washington, D.C.
Chicago, Ill.	Washington, D.C.
Minneapolis, Minn.	Philadelphia, Pa.
Chicago, Ill.	New York, N.Y.
Denver, Colo.	New York, N.Y.
Chicago, Ill.	New York, N.Y.
Detroit, Mich.	Seattle, Wash.
Baltimore, Md.	New York, N.Y.
Chicago, Ill.	Philadelphia, Pa.
Detroit, Mich.	San Francisco, Calif.
Indianapolis, Ind.	Des Moines, Iowa.
San Francisco, Calif.	Norfolk, Va.
Pittsburgh, Pa.	Washington, D.C.
Detroit, Mich.	Las Vegas, Nev.
Kansas City, Mo.	Pittsburgh, Pa.
Milwaukee, Wis.	Pittsburgh, Pa.
Dayton, Ohio.	Pittsburgh, Pa.
New York, N.Y.	Portland, Oreg.
Charlotte, N.C.	San Francisco, Calif.
Cleveland, Ohio.	Chicago, Ill.
Boston, Mass.	Seattle, Wash.
Chicago, Ill.	New York, N.Y.
New York, N.Y.	Milwaukee, Wis.
Cleveland, Ohio.	Raleigh, N.C.
Chicago, Ill.	Washington, D.C.
Miami, Fla.	San Francisco, Calif.
Detroit, Mich.	Miami, Fla.
Los Angeles, Calif.	Minneapolis, Minn.
Chicago, Ill.	Pittsburgh, Pa.
Philadelphia, Pa.	Washington, D.C.
Hartford, Conn.	Richmond, Va.
Denver, Colo.	San Francisco, Calif.
Greensboro, N.C.	Fresno, Calif.
Detroit, Mich.	Los Angeles, Calif.
New York, N.Y.	Detroit, Mich.
Minneapolis, Minn.	Chicago, Ill.
Detroit, Mich.	Boston, Mass.
Cleveland, Ohio.	Chicago, Ill.
Milwaukee, Wis.	Chicago, Ill.
Cleveland, Ohio.	Columbus, Ohio.
St. Louis, Mo.	Atlanta, Ga.
New York, N.Y.	Detroit, Mich.
Cleveland, Ohio.	St. Louis, Mo.
Philadelphia, Pa.	Los Angeles, Calif.
Pittsburgh, Pa.	Miami, Fla.
New York, N.Y.	Minneapolis, Minn.
Seattle, Wash.	Rochester, Minn.
New York, N.Y.	Pittsburgh, Pa.
Columbus, Ohio.	Toledo, Ohio.
Los Angeles, Calif.	Salt Lake City.
Chicago, Ill.	Washington, D.C.
Dayton, Ohio.	Nashville, Tenn.
Washington, D.C.	St. Louis, Mo.

Group 2—Struck carriers provide more than 50 percent and less than 100 percent of flights.

Boston, Mass.	New York, N.Y.
Chicago, Ill.	Los Angeles, Calif.
New York, N.Y.	San Francisco, Calif.
Los Angeles, Calif.	New York, N.Y.
Detroit, Mich.	Pittsburgh, Pa.
Chicago, Ill.	San Francisco, Calif.
New York, N.Y.	San Francisco, Calif.
Cleveland, Ohio.	Chicago, Ill.
New York, N.Y.	Seattle, Wash.
Chicago, Ill.	Denver, Colo.
Seattle, Wash.	Washington, D.C.
Boston, Mass.	New York, N.Y.
Los Angeles, Calif.	St. Louis, Mo.
Chicago, Ill.	Miami, Fla.
Chicago, Ill.	San Francisco, Calif.
Atlanta, Ga.	Sacramento, Calif.
New York, N.Y.	St. Louis, Mo.
Chicago, Ill.	Washington, D.C.
Portland, Oreg.	Chicago, Ill.
Los Angeles, Calif.	San Francisco, Calif.
Kansas City, Mo.	New York, N.Y.
Los Angeles, Calif.	Houston, Tex.
Atlanta, Ga.	Columbus, Ohio.
Denver, Colo.	Los Angeles, Calif.
Baltimore, Md.	Las Vegas, Nev.
New York, N.Y.	New York, N.Y.
New York, N.Y.	New York, N.Y.
Washington, D.C.	Kansas City, Mo.
New York, N.Y.	

Group 2—Continued

San Francisco, Calif.	Seattle, Wash.
Chicago, Ill.	Louisville, Ky.
Los Angeles, Calif.	Tampa, Fla.
Houston, Tex.	Jacksonville, Fla.
New Orleans, La.	Chicago, Ill.
Atlanta, Ga.	Chicago, Ill.
Los Angeles, Calif.	Atlanta, Ga.
San Francisco, Calif.	Grand Rapids, Mich.
Spokane, Wash.	Moline, Ill.
New York, N.Y.	Tampa, Fla.
Chicago, Ill.	Baltimore, Md.
Atlanta, Ga.	Los Angeles, Calif.
Louisville, Ky.	Baltimore, Md.
Portland, Oreg.	Fresno, Calif.
Los Angeles, Calif.	Richmond, Va.
New York, N.Y.	Boston, Mass.
Miami, Fla.	San Francisco, Calif.
St. Louis, Mo.	Washington, D.C.
Salt Lake City, Utah.	

[F.R. Doc. 66-7936; Filed, July 20, 1966; 8:49 a.m.]

[Docket No. 17533; Order No. E-23964]

SATURN AIRWAYS, INC.

Order Granting Exemption

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 15th day of July 1966.

On July 14, 1966, Saturn Airways, Inc., by telegraphic application, sought relief from sections 401 and 403 of the Federal Aviation Act to the extent necessary to permit Saturn to perform a series of charter flights from Bermuda to New York carrying passengers holding Eastern Air Lines tickets who are unable to secure return transportation because of the strike.

Confirmation of the basic facts was wired to the Board by the Director of Civil Aeronautics in Bermuda. We have also been advised by Pan American World Airways of its inability to accommodate this traffic.

Saturn has sought specifically to charter an aircraft to a travel agent for the carriage of individually ticketed traffic. However, no application was filed on behalf of the travel agent, which would become an indirect carrier under the proposal. Under these circumstances, we are inclined to grant Saturn authority to carry these passengers on an individually ticketed basis, rather than as a charter to the travel agent, although we recognize that this may increase the business risk of the operation to Saturn.

Based upon the foregoing considerations, we find that the enforcement of Title IV of the Act, and any of the terms, conditions, or limitations otherwise attached to the exercise of Saturn's interim operating authority, insofar as such Title, terms, conditions, or limitations would preclude Saturn from providing up to seven flights from Bermuda to New York during the period ending July 25, 1966, would be an undue burden on such air carrier by reason of the limited extent of, and unusual circumstances affecting its operations, and would not be in the public interest.

Accordingly, it is ordered:

1. That Saturn be, and it hereby is exempted from Title IV of the Act, and the terms, conditions and limitations of its operating authority insofar as necessary to permit the carrier to operate up to seven flights in individually ticketed air transportation during the period ending July 25, 1966;

2. That Saturn shall establish charges for the service at the fares currently in effect in the market; and

3. That the order shall be effective immediately.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 66-7937; Filed, July 20, 1966; 8:49 a.m.]

DEPARTMENT OF COMMERCE

Maritime Administration

PHILADELPHIA NATIONAL BANK

Notice of Approval of Applicant as Trustee

Notice is hereby given that the Philadelphia National Bank, a national banking association, with offices at Broad and Chestnut Streets, Philadelphia, Pa., has been approved as a trustee pursuant to Public Law 89-346 and 46 CFR 221.21-221.30.

Dated: July 19, 1966.

M. I. GOODMAN,
Chief, Office of Ship Operations.

[F.R. Doc. 66-7983; Filed, July 20, 1966; 8:51 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 16440; FCC 66-627]

INTERNATIONAL TELECOMMUNICATION UNION

Second Notice of Inquiry Regarding Preparation for World Administrative Conference

In the matter of preparation for a World Administrative Conference of the International Telecommunication Union to consider amendment of the international radio regulations presently applicable to the maritime mobile radio service and new provisions for the radio requirements of the service of oceanography; Docket No. 16440.

1. On January 19, 1966, the Commission adopted its initial notice of inquiry in this docket to obtain comments and recommendations from interested persons for consideration by the Commission in preparing its recommendations to the Department of State, and also in discussions between Commission representatives and the Office of the President's Director of Telecommunications Management (ODTM). That notice of inquiry was issued prior to the time that the Administrative Council of the International Telecommunication Union (ITU) convened to consider the precise agenda for the World Administrative Radio Conference (WARC) relating to maritime mobile matters.

2. The Administrative Council has since met, devised a proposed agenda based on the proposals of individual administrations and circulated that proposal, telegraphically, to all members of the ITU for comment. The resultant agreed agenda adopted by the Council is contained in Appendix I hereto.[1] It will be noted that the WARC is now scheduled to convene on September 18, 1967, in Geneva, and is to complete its work within 7 weeks thereafter.

3. The Commission will collaborate with the Office of the Director of Telecommunications Management in the development of draft "Preliminary Views of the U.S." which each can recommend to the Department of State for transmittal abroad to other administrations for comment, prior to the submission of formal U.S. proposals to the ITU for the WARC. Those views will constitute the tentative proposals of the United States with respect to the specific agenda items set forth in Appendix I[1] and also on other matters related directly to the maritime services, appropriate for consideration by the WARC. The draft preliminary views also will be the subject of a further notice in this proceeding.

4. Accordingly, interested parties are invited to file with the Commission their views relative to the issues found in Appendix I.[1] It should be noted that many of the items on the agenda were anticipated correctly by interested parties filing in response to the initial notice. In such cases, comments may be limited to agenda items not previously commented upon.

5. Authority for the further inquiry instituted herein is contained in section 403 of the Communications Act of 1934, as amended. Comments in response to this inquiry, pursuant to § 1.415 of the Commission's rules, should be submitted on or before August 15, 1966, and reply comments on or before August 25, 1966. In accordance with the provisions of § 1.419 of the Commission's rules, an original and 14 copies of all statements or comments shall be furnished to the Commission. In reaching its decision in this proceeding, the Commission also may take into account other relevant information before it, in addition to the specific comments invited by this notice.

Adopted: July 13, 1966.

Released: July 18, 1966.

FEDERAL COMMUNICATIONS COMMISSION,[2]

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-7942; Filed, July 20, 1966; 8:50 a.m.]

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[1] Appendix A filed as part of original document.

[2] Commissioner Johnson absent.

[Docket No. 16258; FCC 66-648]

AMERICAN TELEPHONE & TELEGRAPH CO. ET AL.

Memorandum Opinion and Order

In the matter of American Telephone & Telegraph Co., and the Associated Bell System Cos., Docket No. 16258; charges for interstate and foreign communication service.

1. The Commission has before it a petition filed on July 6, 1966, by The Telephone Users Association, Inc., which seeks review of an order of the Commission's Telephone Committee (FCC 66M-789) released June 6, 1966, which denied petitioner leave to intervene in this proceeding. The petition is not in accordance with the Commission's rules in many respects and, therefore, is subject to being stricken. Nevertheless, we are not disposing of it on such technical grounds but will deal with it on the merits so far as they are ascertainable. Because of the imminent resumption of hearing sessions herein, due and timely execution of our functions and consideration for petitioner's interest in getting a prompt disposition of this matter require our action on the instant petition without waiting for responsive pleadings.

2. The petition assigns as the sole reasons warranting our reversal of the Telephone Committee's action the following, verbatim:

> Petitioner incorporates by reference here the papers filed in the U.S. Court of Appeals, D.C., as part of a petition for mandamus, which argue substantially as follows:
>
> (1) The parties so far admitted to standing consist of governmental agencies, NARUC, and multimillion dollar commercial concerns.
>
> (2) The millions of small household users and small businesses who pay the bulk of the phone bill are not represented unless TUA is admitted by reversal of the Order issued by the Telephone Committee.

3. The Telephone Committee denied petitioner's original petition to intervene on the grounds that it failed to comply with our rules of practice and procedure (47 CFR 1.223) in that (1) it was late, with no substantial and satisfactory showing of good cause for failure to file on time[1] and (2) it failed to show, with any specificity, the manner in which petitioner's participation would assist the Commission in the determination of the issues. The Committee noted that the explanation given by petitioner for the lateness in filing was the allegation that it "was not certain earlier [that] it could provide competent counsel," the designated counsel being the signer of the petition. It further noted that the manner in which the petitioner proposed to assist the Commission in the resolution of the issues was to provide the assistance of its counsel who has experience "in a telephone rate matter" and also that petitioner "expects to have at least one witness who has firsthand familiarity with operating techniques and who is expected to present testimony which will be of great interest to this Commission. T.U.A. may also present pertinent financial witnesses."

4. A review of the foregoing indicates that the Telephone Committee was clearly warranted in denying petitioner leave to intervene. The nebulous and uncertain nature of the proposed testimony gives rise to doubt as whether petitioner is fully cognizant of the nature of the issues to be determined herein. More particularly, the reason given for filing the petition some 6 months late is unacceptable without some explanation as to why petitioner was uncertain as to its ability to obtain competent counsel. Moreover, as will be developed, certain of the circumstances surrounding the petition create some doubt as to the good faith of this representation.

5. With regard to the consideration advanced for the first time in the petition for review, namely, that the "millions of small household users and small businesses" will not be represented unless petitioner is permitted to intervene, we are constrained to say that the Commission itself is charged with the statutory responsibility under the Communications Act of 1934, as amended, to insure that these telephone users, as well as all other members of the public, may obtain communications service at just and reasonable rates. Additionally, it is to be noted that there are already several representatives of user interests who are parties to the proceeding. These entities include large volume users as well as small business and householders. The latter are represented by such intervenors as, for example, the city and county of San Francisco, the city of Los Angeles, and the various State public utility regulatory authorities.

6. In the original petition to intervene, it is stated that The Telephone Users Association, Inc. "is a nonprofit association, chartered in the District of Columbia, whose specific functions relate to telephone rates and services, and the representation and protection of consumer interests in such matters." Nothing else is contained therein with respect to the nature of the association, the number or character of its membership or its officers. Neither of the pleadings gives any address for the association other than that of counsel who signed the pleadings. There was attached to the first petition a sheet containing facsimiles of three form postal cards addressed to the association purporting to authorize it to represent the signatories thereof before the Commission (without cost or financial obligation). The address for the association on the form cards is that of the same attorney. Thus, from what is now before us, it appears that the association is, for all intents and purposes, the alter ego of its attorney. Under such circumstances, the validity of the reason given for late filing, i.e., that the association "was not certain earlier it could provide competent counsel," appears insubstantial.

7. For the foregoing reasons, the memorandum opinion and order of the Telephone Committee released June 6, 1966 (FCC 66M-789) is affirmed.

Adopted: July 15, 1966.

Released: July 18, 1966.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-7953; Filed, July 20, 1966; 8:51 a.m.]

[Docket No. 16617; FCC 66M-976]

RAYMOND W. GILL

Scheduling of Prehearing Conference

In the matter of Raymond W. Gill, Dunn Loring, Va., Docket No. 16617; order to show cause why the license for radio station KMI-3224 in the citizens radio service should not be revoked.

Upon the Hearing Examiner's own motion: *It is ordered*, This 15th day of July 1966, that a prehearing conference in the above-captioned proceeding shall be convened in the offices of the Commission at Washington, D.C., on July 26, 1966, at 10 a.m., and further, that the parties, or their counsel, shall appear at the conference.

The prehearing conference will be held to consider: the possibility of stipulating with respect to facts; the date for commencement of hearing; the procedure at the hearing; and such other matters as may be proposed for expediting the hearing.

Released: July 15, 1966.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[F. R. Doc. 66-7954; Filed, July 20, 1966; 8:51 a.m.]

FEDERAL MARITIME COMMISSION

PACIFIC COAST-AUSTRALASIAN TARIFF BUREAU

Notice of a Petition Filed for Approval

Notice is hereby given that the following petition has been filed with the Commission for approval pursuant to section 14b of the Shipping Act, 1916, as amended (75 Stat. 762, 46 U.S.C. 814).

Interested parties may inspect a copy of the proposed contract form and of the petition at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to the proposed contract form and the petition including a request for hearing,

[1] The rules require that petitions to intervene be filed not more than 30 days after the issues in a proceeding are published in the FEDERAL REGISTER. The issues in this proceeding were so published on November 2, 1965 (30 F.R. 13885). The instant petition to intervene was filed June 1, 1966.

[1] Commissioners Cox, Wadsworth and Johnson absent; and Commissioner Loevinger concurring and issuing a statement filed as part of the original document.

if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the proposed contract form and of the petition (as indicated hereinafter), and the comments should indicate that this has been done.

Notice of application to institute a dual rate contract system and for approval of the form of exclusive patronage contract, filed by:

Edward D. Ransom, Esq., Lillick, Geary, Wheat, Adams & Charles, 311 California Street, San Francisco, Calif. 90014.

Notice is hereby given that the member lines of the Pacific Coast-Australasian Tariff Bureau have filed for approval pursuant to section 14(b) of the Shipping Act, 1916, an application to institute a dual rate contract system in the trade from Pacific Coast ports of the United States and Canada to New Zealand and all Australian states except western Australia. The application provides that noncontract rates shall be 15 percent higher than prevailing tariff rates which would, upon approval, become contract rates, all in accordance with the terms and conditions described in the form of contract filed for approval.

Dated: July 18, 1966.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 66-7947; Filed, July 20, 1966; 8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-3217, etc.]

ATLANTIC RICHFIELD CO.

Notice of Change in Name

JULY 14, 1966.

Take notice that on July 1, 1966, Atlantic Richfield Co., Post Office Box 2819, Dallas, Tex. 75221 (formerly the Atlantic Refining Co.), filed notices of change in name to advise the Commission that its corporate name had been changed from the Atlantic Refining Co. on May 3, 1966, all as more fully set forth in the notices which are on file with the Commission and open to public inspection.

Atlantic Richfield Co. requests that its certificates, rate schedules, and proceedings in which it is respondent be appropriately redesignated.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before August 5, 1966.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-7901; Filed, July 20, 1966; 8:46 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[811-940]

CAMBRIDGE GROWTH FUND, INC.

Notice of Filing of Application for Order Declaring That Company Has Ceased To Be an Investment Company

JULY 15, 1966.

In the matter of Cambridge Growth Fund, Inc., care of Charles D. Reeves, Jr., Venable, Baetjer & Howard Mercantile Trust Building, Baltimore and Calvert Streets, Baltimore, Md. 21202, 811-940.

Notice is hereby given that Cambridge Growth Fund, Inc. ("applicant"), a Delaware corporation and a management open-end diversified investment company registered under the Investment Company Act of 1940 ("Act"), has filed an application pursuant to section 8(f) of the Act for an order declaring that applicant has ceased to be an investment company. All persons are referred to the application on file with the Commission for a statement of the facts which are summarized below.

Applicant registered under the Act on April 25, 1960. At a special meeting on December 28, 1965, shareholders of the applicant voted to sell substantially all of its assets to Pilgrim Financial & Growth Fund, Inc. ("Pilgrim"), also a registered management open-end diversified investment company, in exchange for shares of capital stock of Pilgrim and to distribute the shares received to shareholders of the applicant and for dissolution of the applicant.

On January 4, 1966, applicant transferred to Pilgrim all of the shares of stock held in its portfolio and received in exchange therefor 17,507.283 shares of capital stock of Pilgrim. Of these shares 17,307.283 have been distributed to applicant's shareholders. Applicant's sole remaining assets are 200 shares of Pilgrim stock and $486.91 in cash. The cash is held by the law firm of Venable, Baetjer & Howard, as agent for Cambridge to pay accrued expenses. None of the officers, directors, employees or former stockholders of Cambridge has any access to these funds. Pursuant to an indemnity agreement between applicant and Pilgrim, the 200 shares of Pilgrim stock are held in escrow by Investment Companies Service Corp. ("Escrow Agent") 50 Congress Street, Boston, Mass. 02109, under an agreement between the Escrow Agent, Pilgrim and applicant to cover any losses, damages or expenses or other liabilities of applicant. There are no known liabilities for which said indemnity agreement is applicable. After settlement of all liabilities, if any, the shares remaining will be distributed to the former Cambridge shareholders by the Escrow Agent. A certificate of dissolution was filed by Cambridge with the Secretary of State of Delaware on February 15, 1966.

Section 8(f) of the Act provides, in pertinent part, that whenever the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order and upon the taking effect of such order the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than July 29, 1966, 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, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should 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 (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address 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 0-5 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 showing contained 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] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 66-7913; Filed, July 20, 1966; 8:47 a.m.]

[812-1853]

B. F. GOODRICH INTERNATIONAL FINANCE CO.

Notice of Filing of Application To Modify Order of Exemption

JULY 15, 1966.

Notice is hereby given that B. F. Goodrich International Finance Co. ("Applicant"), 277 Park Avenue, New York, N.Y., a Delaware corporation, has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") requesting the modification of an existing order of the Commission to exempt Applicant from all provisions of the Act. All interested persons are referred to the application on file with the Commission for a statement of the Applicant's representations which are summarized below.

Applicant was organized in order to finance the expansion and development of the foreign operations of the B. F. Goodrich Co. The Commission, on November 30, 1965, granted Applicant an exemption from all provisions of the Act (Investment Company Act, Release No. 4421) subject to certain stated conditions. One of the provisions of the

application under which the Commission's order was issued was that:

The Applicant will proceed as expeditiously as possible with the investment of its assets in the manner described in the foregoing paragraph. It is contemplated that pending the completion of the initial investment of the assets of the Applicant, and from time to time when changes in the Applicant's investments are pending, the Applicant may use a portion of its assets to make temporary investments in obligations of foreign governments or foreign financial institutions, payable either in U.S. dollars or other currencies. Such temporary investments shall not, at any time after completion of the initial investment of the assets of the Applicant, equal or exceed 40 percent of the value of the Applicant's total assets (exclusive of cash items).

Applicant requests an order exempting it from all provisions of the Act based upon the application as amended by substituting the following paragraph for the above quoted paragraph:

The Applicant will proceed as expeditiously as possible with the investment of its assets in the manner described in the foregoing paragraph. Pending the development of final investment plans, and from time to time thereafter in connection with changes in long term investments, the assets of Applicant may be invested on a temporary basis outside the United States or in time deposits in banks abroad.

Notice is further given that any interested person may, not later than July 29, 1966, 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 of law proposed to be controverted, or he may request that he be notified if the Commission should 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 (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address 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 0–5 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] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 66–7914; Filed, July 20, 1966; 8:47 a.m.]

[File No. 1–3782]

GREAT AMERICAN INDUSTRIES, INC.

Order Suspending Trading

JULY 15, 1966.

The common stock, 10 cents par value, of Great American Industries, Inc., being listed and registered on the American Stock Exchange, pursuant to provisions of the Securities Exchange Act of 1934 and the 6 percent cumulative preferred stock, Series A, $10 par value, being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period July 18, 1966, through July 27, 1966, both dates inclusive.

By the Commission.

[SEAL] ORVAL DUBOIS, *Secretary.*

[F.R. Doc. 66–7915; Filed, July 20, 1966; 8:47 a.m.]

PINAL COUNTY DEVELOPMENT ASSOCIATION

Order Suspending Trading

JULY 15, 1966.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the 5⅞ percent Industrial Development Revenue Bonds of Pinal County Development Association due April 15, 1989, otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934 that trading in such bonds be summarily suspended. This order to be effective for the period July 18, 1966, through July 27, 1966, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 66–7916; Filed, July 20, 1966; 8:47 a.m.]

[813–24]

PLAZA INVESTORS

Notice of Application for Exemption From Act as Employees' Securities Company

JULY 15, 1966.

Notice is hereby given that Plaza Investors ("applicant"), 1500 Meadow Lake Parkway, Kansas City, Mo., has filed an application pursuant to section 6(b) of the Investment Company Act of 1940 ("Act") for an order of the Commission exempting applicant from the provisions of section 7 of the Act. Applicant, in requesting such exemption, has agreed that it, and other persons in their transactions and relations with it, shall be subject to all other provisions of the Act and the respective rules and regulations promulgated under each of such provisions as though applicant were a registered investment company, other than the following: Section 8, except the requirement to furnish the information required by Items 3, 4, and 5 of the registration statement on Form N–8B–1 and to report to the Commission any changes in respect thereof, section 16 and section 18(i) to the extent necessary to permit the voting arrangements contemplated by applicant's cotenancy contract, section 20(a), section 22(d), section 22(e), section 22(f), section 30(a), section 30(b), section 30(d), only insofar as it would require the reports specified therein more often than annually, and section 32(a). All interested persons are referred to the application which is on file with the Commission for a statement of applicant's representations, which are summarized below.

Applicant is an investment club formed in 1947 by 28 employees and partners of Black & Veatch, consulting engineers, a partnership with offices at 1500 Meadow Lake Parkway, Kansas City, Mo. At present there are 212 members. One hundred and forty-two of these have named their spouses as joint tenants, as a matter of convenience in holding title, such joint tenants having no voting or other substantive rights. All of the members are, and must be, present or retired partners or employees of Black & Veatch, or of Black & Veatch International Co., a wholly owned subsidiary. Every such partner or employee of whom there are now a total of 547, is eligible to become a member. New employees are informed of their eligibility, but membership is entirely voluntary. Black & Veatch donates office facilities and clerical help and permits payroll deductions.

The governing instrument is a contract, providing for a cotenancy arrangement, and executed by all of the members, or "cotenants." Under the contract, new cotenants are admitted once a year, as of January 1, and pay in $100 for 10 "units" of ownership. Each month thereafter they are required to purchase one unit, and may purchase up to two additional units. There is no sales load or underwriting charge of any kind. Units are valued monthly on the basis of net asset value, and are "reapportioned" each year as of January 1 to reestablish the unit value at $10. No certificates are issued, and the units are not transferable.

A cotenant may withdraw all or any part of his interest in the assets at the end of any month provided that, in the case of partial withdrawals, he withdraws not less than 50 units in any month and his remaining interest is reduced to

not less than 22 units. The amount payable to the cotenant is the net asset value of the interest withdrawn less the expenses incurred in reducing such interest to cash. When a cotenant's interest is terminated, an equal number of units are offered to the remaining cotenants on a rotating alphabetical basis. These units are referred to as "reissued."

Under applicant's cotenancy contract, each cotenant has one vote rather than a number of votes based on the cotenant's financial interest. A majority vote of cotenants present at a meeting is required for most business decisions; an 80 percent vote of all cotenants is needed to amend or terminate the cotenancy contract.

There are no officers designated as such. However, the cotenants elect from among themselves a Bookkeeper, an Alternate Bookkeeper, and a Coordinator who perform certain administrative functions which might be considered analogous to those of officers. None of these individuals receive any compensation or have any financial interest in applicant except as cotenants.

Applicant does not have a board of directors designated as such. However, there is an investment committee whose functions might be considered in some respects analogous to those of a board of directors. The investment committee makes recommendations for the purchase and sale of securities. Actual transactions must be approved by the cotenants either at a meeting, or by letter ballot, except that the investment committee has been authorized by the cotenants to make purchases and sales recommended by Standard & Poors Investment Advisory Service, with whom applicant has an advisory agreement. The investment committee has 15 members, chosen on an alphabetical basis to serve for 5 months. Three members join the committee and three senior members leave it each month. The chairman of the committee is the first in alphabetical order of the members senior in point of service on the committee who have not previously served as chairman, and if all have previously served as chairman, then the first in alphabetical order of such senior members. All cotenants are required to serve in regular alphabetical order, unless excused by a majority vote of the other cotenants.

Each cotenant receives a monthly letter, containing, among other things, minutes of meetings of the cotenants and the investment committee, reports of any action taken, information of interest as to the securities held, such as stock splits, and a current unit valuation. Annually each cotenant receives a report showing, among other things, the securities held and the changes made during the year. The books and records are kept in an office in the building housing Black & Veatch and are available for examination by cotenants on request.

All securities are held in custody by Union National Bank, Kansas City, Mo., and all securities which are required to be registered are held in nominee registration, the nominee being "Plazco" which is a partnership composed of certain officers of the same bank.

Section 2(a)(13) of the Act provides that "Employees' securities company means any investment company or similar issuer all of the outstanding securities of which (other than short-term paper) are beneficially owned (A) by the employees or persons on retainer of a single employer or of two or more employers each of which is an affiliated company of the other, (B) by former employees of such employer or employers, (C) by members of the immediate family of such employees, persons on retainer, or former employees, (D) by any two or more of the foregoing classes of persons, or (E) by such employer or employers together with any one or more of the foregoing classes of persons."

Section 6(b) of the Act provides that "Upon application by any employees' security company, the Commission shall by order exempt such company from the provisions of [the Act] and of the rules and regulations [thereunder], if and to the extent that such exemption is consistent with the protection of investors. In determining the provisions to which such an order of exemption shall apply, the Commission shall give due weight, among other things, to the form of organization, and the capital structure of such company, the persons by whom its voting securities, evidence of indebtedness, and other securities are owned and controlled, the prices at which securities issued by such company are sold, and the sales load thereon, the disposition of the proceeds of such sales, the character of the securities in which such proceeds are invested, and any relationship between such company and the issuer of any such security."

Notice is further given that any interested person may, not later than August 4, 1966, at 5:30 p.m., submit to the Commission in writing a request for 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 applicant at the address 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 such date, as provided by Rule 0-5 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] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 66-7917; Filed, July 20, 1966; 8:47 a.m.]

[812-1857]

UNION FUND, INC.

Notice of Filing of Application

JULY 15, 1966.

Notice is hereby given that Union Fund, Inc. ("applicant"), 212 Center Street, Little Rock, Ark., a Delaware corporation and a registered, open-end, nondiversified management investment company, has filed an application pursuant to section 17(b) of the Investment Company Act of 1940 ("Act"). Applicant seeks an order exempting from the provisions of section 17(a) of the Act a proposed transaction whereby Arkansas Fund, Inc. ("transferor"), will transfer all of its assets to applicant in exchange for shares of applicant's common stock as a means of providing applicant with the initial net worth of $100,000 required by section 14(a) of the Act.

Under sections 2(a)(3) and 2(a)(29) of the Act each of the 18 persons who own all of the stock of transferor in equal parts is deemed to be a promoter of applicant and transferor is an affiliate of each such person, since each owns 5.56 percent of transferor's voting securities. One of the promoters, Mr. Jackson T. Stephens, is President of transferor and is also Chairman of the Board of Directors and owner of more than 50 percent of the outstanding voting securities of Union Life Insurance Co., an Arkansas corporation. Union Life owns 90 percent of the outstanding securities of Union Management Corp., applicant's investment adviser and principal underwriter. By reason of his stock ownership in Union Life, Mr. Stephens is a controlling person, and therefore an affiliated person, of Union Life and Union Management and Union Management is an affiliated person of applicant. Section 17(a) of the Act, as here pertinent, makes it unlawful for any promoter of applicant, or any affiliated person of a promoter, principal underwriter or affiliated person of applicant, to purchase securities from, or sell securities to, applicant unless the transaction is exempted by the Commission. All interested persons are referred to the application on file with the Commission for a statement of the representations made therein which are summarized below.

Transferor is an Arkansas corporation engaged in the business of investing in securities. As of October 15, 1965, its assets amounted to $144,111.60, including securities with an aggregate market value of $123,478.75. The shares of applicant's common stock to be received in exchange will be distributed by transferor to its 18 shareholders proportionately in accordance with their interests in transferor. Each stockholder will

acquire such shares for investment and not with a view to, or in connection with, distribution or redemption. It is anticipated by applicant that the transfer will be considered a tax free exchange and that the basis of the securities received by applicant will be their basis in the hands of transferor, that is, $89,103. Since the market value of such securities approximates $128,000, there is unrealized appreciation of about $38,000. Applicant will avoid Federal income tax by complying with Subchapter M of the Internal Revenue Code and distributing nearly all of its net income and capital gains to its shareholders. Applicant will establish on its books a reserve for possible income tax liability of 10 percent of the unrealized appreciation of the assets acquired from transferor above their tax basis, as of the effective date of the registration of applicant's securities under the Securities Act of 1933, in order to adjust for the potential tax liability of applicant's shareholders in the event of the sale by applicant at some future date of some or all of the assets acquired by it from transferor.

Notice is further given that any interested person may, not later than July 29, 1966, 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 (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address 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 0–5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued 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] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 66–7918; Filed, July 20, 1966; 8:47 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice No. 947]

MOTOR CARRIER, BROKER, WATER CARRIER, AND FREIGHT FORWARDER APPLICATIONS

JULY 15, 1966.

The following applications are governed by Special Rule 1.247 [1] of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with § 1.247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such request shall meet the requirements of section 1.247(d)(4) of the special rule, and shall include the certification required therein.

Section 1.247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

The publications hereinafter set forth reflect the scope of the applications as filed by applicants, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

No. MC 151 (Sub-No. 41), filed July 5, 1966. Applicant: LOVELACE TRUCK SERVICE, INC., 425 North Second Street, Terre Haute, Ind. 47808. Applicant's representative: R. W. Burgess, 8514 Midland, St. Louis, Mo. 63114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between points in Putnam County, Ill., on the one hand, and, on the other, points in Kentucky, Ohio, Tennessee, Georgia, Alabama, Florida, Mississippi, Louisiana, Arkansas, Texas, Kansas, Colorado, Missouri, Iowa, Michigan, Indiana, Minnesota, Wisconsin, Nebraska, North Dakota, South Dakota, Oklahoma, and Illinois. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago or Springfield, Ill.

No. MC 1641 (Sub-No. 71), filed June 30, 1966. Applicant: PEAKE TRANSPORT SERVICE, INC., Box 366, Chester, Nebr. 68327. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, between pipeline terminals of Kaneb Pipeline Co. located at Geneva and Norfolk, Nebr., Yankton, Mitchell, Wolsey, and Aberdeen, S. Dak., and Jamestown, N. Dak. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 2510 (Sub-No. 32), filed July 5, 1966. Applicant: ZIFFRIN TRUCK LINES, INC., 1120 South Division Street, Indianapolis, Ind. Applicant's representative: Ferdinand Born, 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk, in tank vehicles), between points in Putnam County, Ill., on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan,

[1] Copies of Special Rule 1.247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

Minnesota, Mississippi, Missouri, Nebraska, Ohio, Oklahoma, North Dakota, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 6380 (Sub-No. 8) (Correction), filed June 24, 1966, published in FEDERAL REGISTER, issue of July 7, 1966, corrected, and republished as corrected, this issue. Applicant: R. F. TRUESDELL, INC., 1616 West 47th Street, Ashtabula, Ohio 44004. Applicant's representative: T. Baldwin Martin, 700 Home Federal Building, Macon, Ga. 31201. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Corrugated fiberboard boxes*, knocked down flat, and *corrugated fiberboard packing supplies*, from Cockeysville, Md., to points in Delaware; Atlantic, Camden, Cape May, Cumberland, Gloucester, and Salem, N.J.; Adams, Bedford, Berks, Bucks, Chester, Cumberland, Dauphin, Delaware, Franklin, Fulton, Huntingdon, Juniata, Lancaster, Lebanon, Lehigh, Mifflin, Montgomery, Northumberland, Perry, Schuylkill, Snyder, and York Counties, Pa. (except Philadelphia, Pa.); Albemarle, Accomack, Caroline, Clarke, Culpeper, Essex, Fairfax, Fauquier, Frederick, King George, Lancaster, Loudoun, Madison, Northampton, Northumberland, Orange, Page, Prince William, Rappahannock, Richmond, Shenandoah, Spotslyvania, Stafford, Warren, and Westmoreland Counties, Va.; and Berkeley, Hampshire, Jefferson, and Morgan Counties, W. Va.; and to Scranton, Pa., Norfolk and Newport News, Va.; and Washington, D.C.; under contract with the Inland Container Corp., Cockeysville, Md. NOTE: The purpose of this republication is to include Washington, D.C., previously inadvertently omitted, in the destination territory. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 13893 (Sub-No. 9), filed July 5, 1966. Applicant: J. W. WARD TRANSFER, INC., Highway 13 East, Murphysboro, Ill. 62966. Applicant's representative: R. W. Burgess, 8514 Midland Boulevard, St. Louis, Mo. 63114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment) between points in Putnam County, Ill., on the one hand, and, on the other, points in Kentucky, Ohio, Tennessee, Georgia, Alabama, Florida, Mississippi, Louisiana, Arkansas, Texas, Kansas, Colorado, Missouri, Iowa, Michigan, Indiana, Minnesota, Wisconsin, Nebraska, North Dakota, South Dakota, Oklahoma, and Illinois. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago or Springfield, Ill.

No. MC 15975 (Sub-No. 7), filed July 5, 1966. Applicant: BUSKE LINES, INC., 123 West Tyler Avenue, Litchfield, Ill. 62056. Applicant's representative: R. W. Burgess, 8514 Midland Boulevard, St. Louis, Mo. 63114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between points in Putnam County, Ill., on the one hand, and, on the other, points in Kentucky, Ohio, Tennessee, Georgia, Alabama, Florida, Mississippi, Louisiana, Arkansas, Texas, Kansas, Colorado, Missouri, Iowa, Michigan, Indiana, Minnesota, Wisconsin, Nebraska, North Dakota, South Dakota, Oklahoma, and Illinois. NOTE: Applicant holds contract carrier authority in MC 43246 and subs thereunder, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago or Springfield, Ill.

No. MC 20847 (Sub-No. 2) (Amendment), filed March 3, 1966, published in FEDERAL REGISTER, issue of March 31, 1966, amended July 8, 1966, and republished, as amended, this issue. Applicant: HILLING MOVING AND STORAGE, INC., 1005–1019 South Q Street, Richmond, Ind. Applicant's representative: Donald W. Smith, Suite 511, Fidelity Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are ordinarily dealt in by retail stores and mail order houses*, in retail delivery only, for retail stores and mail order houses only, to retail customers only, from Richmond, Ind., to points in Butler, Darke, and Preble Counties, Ohio, and *returned, rejected or traded in merchandise*, on return. NOTE: The purpose of this republication is to add Butler County, Ohio, to the destination territory. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind.

No. MC 22195 (Sub-No. 123), filed July 1, 1966. Applicant: DAN DUGAN TRANSPORT COMPANY, a corporation, 41st and Grange Avenue, Post Office Box 946, Sioux Falls, S. Dak. 57101. Applicant's representative: J. P. Everist (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalts and road oils* (except emulsified asphalt) in bulk, in tank vehicles, from Alton, Iowa, to points in South Dakota. NOTE: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Minneapolis, Minn.

No. MC 22195 (Sub-No. 124), filed July 1, 1966. Applicant: DAN DUGAN TRANSPORT COMPANY, a corporation, 41st and Grange Avenue, Post Office Box 946, Sioux Falls, S. Dak. 57101. Applicant's representative: J. P. Everist (same as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalts and road oils* in bulk, in tank vehicles, from Alton, Iowa, to points in Minnesota. NOTE: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Minneapolis, Minn.

No. MC 23942 (Sub-No. 17), filed July 5, 1966. Applicant: THE SEACOAST TRANSPORTATION COMPANY, a corporation, 500 Water Street, Jacksonville, Fla. 32202. Applicant's representative: Richard D. Sanborn, Jr. (same address as applicant). Applicant is authorized in certificate No. MC 23942 (Part C) to transport, over regular routes, between named points therein, in North Carolina, South Carolina, Alabama, Florida, and Georgia, general commodities, without exceptions, but subject to restrictions, including certain keypoints. The purpose of the subject application is to seek authority to operate over the routes contained in MC 23942 (Part C) by linking the present keypoint of Savannah-Waycross-Patterson - Nahunta - Brunswick - Dupont, Ga. (considered as a single keypoint), with the keypoint of Albany and Thomasville, Ga., so that the keypoint restriction in said certificate will read as follows: Savannah - Waycross - Patterson - Nahunta - Brunswick - Dupont - Albany - Thomasville, Ga. (considered as one keypoint). The proposed authority is to be subject to the remaining keypoint restrictions and other restrictions contained in said certificate. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Waycross or Atlanta, Ga.

No. MC 29886 (Sub-No. 223) (Amendment), filed May 4, 1966, published in FEDERAL REGISTER, issue of May 19, 1966, amended July 7, 1966, and republished, as amended, this issue. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 West Sample Street, South Bend, Ind. 46621. Applicant's representative: Charles M. Pieroni (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles, and equipment and supplies* used or useful in the production and distribution of such articles, between the plantsite of Jones & Laughlin Steel Corp., Putnam County, Ill., on the one hand, and, on the other, points in Indiana, Iowa, Missouri, Wisconsin, Illinois, Michigan, Ohio, New York, Pennsylvania, New Jersey, Connecticut, Nebraska, Minnesota, and Kansas. NOTE: The purpose of this republication is to add Indiana to the destination territory. Applicant states that no duplicating authority is sought. Applicant states that it proposes to tack with existing authority, in which it is authorized to serve points in the United States. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 30837 (Sub-No. 332), filed July 1, 1966. Applicant: KENOSHA AUTO TRANSPORT CORPORATION, 4519–76 Street, Kenosha, Wis. 53141. Applicant's representative; Paul F. Sullivan, Colorado Building, 1341 G Street, Washington, D.C. 20005. Authority sought to

operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Seat cabs, set up, for use on agricultural implements and machines, and construction and industrial machines*, from Menomonee Falls, Wis., to points in Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, Pennsylvania, South Dakota, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 33278 (Sub-No. 16), filed July 5, 1966. Applicant: LEE AMERICAN FREIGHT SYSTEM, INC., 418 Olive Street, St. Louis, Mo. 63102. Applicant's representative: C. G. Phelps (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, between Putnam County, Ill., on the one hand, and, on the other, points in Texas, Louisiana, Arkansas, Oklahoma, Mississippi, Alabama, Kentucky, Ohio, Indiana, Pennsylvania, West Virginia, Michigan, Kansas, Missouri, Nebraska, Iowa, Minnesota, Wisconsin, North Dakota, South Dakota, and Tennessee. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Springfield, Ill.

No. MC 33278 (Sub-No. 17), filed July 5, 1966. Applicant: LEE AMERICAN FREIGHT SYSTEM, INC., 418 Olive, St. Louis, Mo. 63102. Applicant's representative: C. G. Phelps (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Iron and steel articles*, serving the plantsite of Jones & Laughlin Steel Co., at or near Hennepin, Ill., as an off-route point in connection with applicant's presently authorized regular route operations in the States of Illinois, Indiana, Missouri, Arkansas, Tennessee, Iowa, Michigan, Ohio, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Springfield, Ill.

No. MC 35320 (Sub-No. 90), filed June 27, 1966. Applicant: T.I.M.E. FREIGHT, INC., 2598 74th Street, Post Office Box 1120, Lubbock, Tex. 79408. Applicant's representatives: W. D. Benson, Jr., Ninth Floor, Citizens Tower, Lubbock, Tex. 79401, and Frank M. Garrison, Post Office Box 1120, Lubbock, Tex. 79408. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment) between Cincinnati, Ohio, and St. Louis, Mo.; from Cincinnati over Interstate Highway 74 to junction Interstate Highway 465, thence over Interstate Highway 465 to junction U.S. Highway 40 or Interstate Highway 70, and thence over U.S. Highway 40 or Interstate Highway 70 to St. Louis, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's presently authorized regular-route operations, with joinder at St. Louis, Mo., and Cincinnati, Ohio, and serving St. Louis, Mo., for the purpose of joinder only, as a change of route from U.S. Highway 50 as found in MC 35320, Sub. 75. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or any point convenient to the Commission.

No. MC 35469 (Sub-No. 37), filed June 30, 1966. Applicant: MODERN TRANSFER COMPANY, INC., 1300 Hanover Avenue, Allentown, Pa. Applicant's representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods and commodities in bulk, in tank vehicles) between points in Putnam County, Ill., on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Iowa, Illinois, Indiana, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Ohio, Oklahoma, North Dakota, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 44605 (Sub-No. 29), filed June 30, 1966. Applicant: MILNE TRUCK LINES, INC., 2200 South Third West Street, Salt Lake City, Utah 84115. Applicant's representative: Wood R. Worsley, 701 Continental Bank Building, Salt Lake City, Utah 84101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities requiring special equipment, commodities in bulk, and those injurious or contaminating to other lading), between Desert Center, Calif., and Vidal Junction, Calif., from Desert Center over unnumbered California highway through Rice, Calif., to Vidal Junction, and return over the same route, as an alternate route for operating convenience only, in connection with applicant's otherwise authorized operations, serving no intermediate points, and with service at Desert Center solely for the purpose of joinder with otherwise authorized regular route operations. NOTE: If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 48958 (Sub-No. 93), filed July 5, 1966. Applicant: ILLINOIS-CALIFORNIA EXPRESS, INC., 510 East 51st Avenue, Denver, Colo. 80216. Applicant's representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, livestock, alcoholic liquors, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), serving points in Putnam County, Ill., as off-route points in connection with applicant's presently authorized regular-route operations. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 48958 (Sub-94), filed July 7, 1966. Applicant: ILLINOIS-CALIFORNIA EXPRESS, INC., 510 East 51st Avenue, Denver, Colo. 80216. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Classes A and B explosives*, between Denver, Colo., and Santa Fe, N. Mex., as follows: (1) From Denver, over U.S. Highway 85 (Interstate Highway 25) to Santa Fe; and (2) From Denver, over U.S. Highway 85 to Walsenburg, Colo., thence over U.S. Highway 160 to Fort Garland, Colo., thence over Colorado Highway 159 to the Colorado-New Mexico State line, thence over New Mexico Highway 3 to Taos, N. Mex., thence over U.S. Highway 64 to Espanola, N. Mex., thence over U.S. Highway 84 to Santa Fe; and return over the same routes, serving no intermediate points, except serving Walsenburg, Colo., as point joinder only; as alternate routes for operating convenience only. NOTE: Applicant states that no duplicate authority is sought. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 55236 (Sub-No. 139), filed July 5, 1966. Applicant: OLSON TRANSPORTATION COMPANY, a corporation, 1970 South Broadway, Green Bay, Wis. 54306. Applicant's representative: G. R. Bailey (same as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk, in tank vehicles) between points in Putnam County, Ill., on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana Michigan, Minnesota, Mississippi Missouri, Nebraska, Ohio, Oklahoma, Pennsylvania, North Dakota, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Pittsburgh, Pa.

No. MC 59454 (Sub-No. 5), filed July 6, 1966. Applicant: L. CIERCIELLI AND SON, INCORPORATED, 1717 State Street, Hamden, Conn. Applicant's representative: Sidney L. Goldstein, 109 Church Street, New Haven, Conn. 06510. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cinder and concrete blocks, planks, slabs, and beams*, from North Haven, Conn., to points in Massachusetts, Rhode Island, New York, New Jersey, Maine, Vermont, and New Hampshire. NOTE: If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn.

No. MC 64112 (Sub-No. 32) (Correction), filed May 17, 1966, published in FEDERAL REGISTER issue of June 23, 1966, under MC 64114, Sub 32, and republished as corrected under MC 64112, Sub 32 this

issue. Applicant: NORTHEASTERN TRUCKING CO., a corporation, 2508 Starita Road, Post Office Box 1493, Charlotte, N.C. 28201. Applicant's representative: Harry Ross, 848 Warner Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal, poultry, fish, food and feed ingredients and supplements* thereto (except in bulk, in tank vehicles), from points in Lafourche Parish, La., to points in Mississippi, Alabama, Georgia, Florida, North Carolina, South Carolina, Virginia, Tennessee, Kentucky, Ohio, Indiana, West Virginia, Maryland, Pennsylvania, and the District of Columbia. NOTE: The purpose of this republication is to show the correct Docket No. MC 64112, Sub 32, erroneously shown as MC 64114, Sub 32 in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 64932 (Sub-No. 414), filed June 26, 1966. Applicant: ROGERS CARTAGE CO., a corporation, 1439 West 103d Street, Chicago, Ill. 60643. Applicant's representative: David Axelrod, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alcohol*, in bulk, in tank vehicles, from Muscatine, Iowa to points in Connecticut, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, and West Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Des Moines, Iowa.

No. MC 64932 (Sub-No. 416), filed July 5, 1966. Applicant: ROGERS CARTAGE CO., a corporation, 1439 West 103d Street, Chicago, Ill. 60643. Applicant's representative: David Axelrod, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from Meredosia, Ill., to points in New Jersey, New York, Oklahoma, Massachusetts, and Pennsylvania. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 71743 (Sub-No. 13), filed July 5, 1966. Applicant: BELLM FREIGHT LINES, INC., 1819 North 17th Street, St. Louis, Mo. 63106. Applicant's representative: R. W. BURGESS, 8514 Midland Boulevard, St. Louis, Mo. 63114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between points in Putnam County, Ill., on the one hand, and, on the other, points in Kentucky, Ohio, Tennessee, Georgia, Alabama, Florida, Mississippi, Louisiana, Arkansas, Texas, Kansas, Colorado, Missouri, Iowa, Michigan, Indiana, Minnesota, Wisconsin, Nebraska, North Dakota, South Dakota, Oklahoma, and Illinois. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Springfield, Ill.

No. MC 72545 (Sub-No. 6), filed June 30, 1966. Applicant: FRANK P. MANNER, doing business as MANNER TRUCKING SERVICE, Post Office Box 632, Orland, Calif. Applicant's representative: Pete H. Dawson, 4453 East Piccadilly Road, Phoenix, Ariz. 85018. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fire-trol* (a fire retardant), from Orland, Calif., to points in Montana. NOTE: If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz., or San Francisco, Calif.

No. MC 73688 (Sub-No. 15), filed July 5, 1966. Applicant: SOUTHERN TRUCKING CORPORATION, 546 Weakley Avenue, Post Office Box 7182, Memphis, Tenn. Applicant's representative: Charles H. Hudson, Jr., 417 Stahlman Building, Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles*, from points in Putnam County, Ill., to points in North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Minnesota, Iowa, Missouri, Arkansas, Wisconsin, Illinois, Michigan, Indiana, Ohio, Kentucky, Tennessee, Mississippi, Louisiana, Alabama, Georgia, and Florida; and *equipment, materials, and supplies used in the manufacturing or processing of iron and steel and iron and steel articles*, on return. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 76065 (Sub-No. 14), filed June 30, 1966. Applicant: EHRLICH-NEWMARK TRUCKING CO., INC., 248 West 35th Street, New York, N.Y. 10001. Applicant's representative: Martin Werner, 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel* loose on hangers, and *materials and supplies for the manufacture of wearing apparel* when moving on the same vehicle and at the same time with wearing apparel on hangers, between Laurel, Del., and Federalsburg, Md. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 88253 (Sub-No. 1), filed June 29, 1966. Applicant: PAUL SEELEY, 3605 Landbeck Road, Baltimore, Md. Applicant's representative: V. Baker Smith, 2107 Fidelity-Philadelphia Trust Building, Philadelphia, Pa. 19109. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by wholesale, retail, and chain grocery and food business houses, and in connection therewith, equipment, materials and supplies used in the conduct of such business*, between points in the territory bounded by a line beginning at Cape Charles, Va., and extending in a southerly direction along the Chesapeake Bay to the Atlantic Ocean; thence in a northerly direction along the Atlantic coast to the Delaware Bay, thence along the west shore of the Delaware Bay and Delaware River to Delaware City, Del., thence in a northerly direction on Delaware Highway 9 to junction of Delaware Highway 273, thence along Delaware Highway 273 to the Delaware-Maryland State line, thence north on the Delaware-Maryland State line to the Pennsylvania-Maryland-Delaware State line and thence west on the Pennsylvania-Maryland State line to the Susquehanna River; thence in a northwesterly direction along the east bank of the Susquehanna River, to Columbia, Pa., thence easterly on U.S. Highway 30 to Lancaster, Pa., and thence in a northerly direction on Pennsylvania Highway 72 to its junction with U.S. Highway 22; thence in a westerly direction on U.S. Highway 22 to its junction with Pennsylvania Highway 34; thence in a southwesterly direction along Pennsylvania Highway 34 to its junction with Pennsylvania Highway 274, continuing southwesterly on Pennsylvania Highway 274 to its junction with Pennsylvania Highway 75, thence south on Pennsylvania Highway 75 to its junction with U.S. Highway 30, thence west along U.S. Highway 30 to McConnellsburg, Pa., thence south on U.S. Highway 522 through Culpeper, Va., to its junction with Virginia Highway 3, thence southeasterly on Virginia Highway 3 to Fredericksburg, Va., thence southeasterly on U.S. Highway 17 to Gloucester Point, Va., thence across the Chesapeake Bay to Cape Charles, Va., including points on the above-described lines and highways, under a continuing contract, or contracts, with Acme Markets, Inc., of Philadelphia, Pa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 93003 (Sub-No. 50), filed June 30, 1966. Applicant: CARROLL TRUCKING COMPANY, a corporation, 4901 U.S. Highway 60 East, Post Office Box 5468, Huntington, W. Va. 25703. Applicant's representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, iron and steel products, and steelmill equipment, materials and supplies*, between points in Putnam County, Ill., on the one hand, and, on the other, points in Illinois, Indiana, Kentucky, Ohio, Pennsylvania, Virginia, and West Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Pittsburgh, Pa., or Washington, D.C.

No. MC 101474 (Sub-No. 13), Filed July 6, 1966. Applicant: RED TOP TRUCKING, INCORPORATED, 7020 Cline Avenue, Hammond, Ind. 46323. Applicant's representative: Ernest A. Brooks II, 1301 Ambassador Building, St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, iron and steel articles, and steelmill supplies, materials and equipment* used in the manufacture of iron and steel and iron and steel articles, between points in Putnam County, Ill., on the one hand, and, on the other, points in Arizona, Arkansas, California, Colorado, Idaho, Illinois, Indiana, Iowa,

Kansas, Louisiana, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Ohio, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wisconsin, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., Washington, D.C., or Chicago, Ill.

No. MC 102401 (Sub-No. 11), filed July 1, 1966. Applicant: TAYLOR HEAVY HAULING, INC., 20601 West Ireland Road, South Bend, Ind. 46614. Applicant's representative: Jerome Solomon, 1302 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, iron and steel articles, steelmill materials, supplies and equipment, and building materials*, between points in Putnam County, Ill., on the one hand, and, on the other, points in the United States, except Alaska and Hawaii. NOTE: If a hearing is deemed necessary, applicant does not specify a location.

No. MC 102567 (Sub-No. 113), filed July 5, 1966. Applicant: EARL CLARENCE GIBBON, doing business as EARL GIBBON PETROLEUM TRANSPORT, 235 Benton Road, Post Office Drawer 5357, Bossier City, La. 71010. Applicant's representative: Jo E. Shaw, 641 Bettes Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sulphate black liquor skimmings*, in bulk, in tank vehicles, from the plantsite of the International Paper Co. located at or near Redwood, Miss., to the plantsite of the International Paper Co. located at or near Springhill, La. (2) *spent hardwood cooking liquor*, in bulk, in tank vehicles, from the plantsite of the International Paper Co. located at or near Bastrop, La., to the plantsite of the International Paper Co. located at or near Redwood, Miss. NOTE: If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 105461 (Sub-No. 74), filed July 6, 1966. Applicant: HERR'S MOTOR EXPRESS, INC., Box 8, Quarryville, Pa. 17566. Applicant's representative: Robert R. Herr (same as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sheet metal boat pumps, fabricated sheet metal products, sheet metal building materials, metal heating and cooling materials and accessories, fittings, supplies, and tools* used in the installation of the above named commodities, from the plantsites of (1) Berger Bros. Co. in Lower Southampton Township, Bucks County, Pa., (2) Penn Supply & Metal Corp., Philadelphia, Pa., (3) Adelta Manufacturing Inc., Philadelphia, Pa., (4) Acme Manufacturing Co., Philadelphia, Pa., (5) Southwark Metal Manufacturing Co., Philadelphia, Pa., (6) Corbman Bros., Inc., Philadelphia, Pa., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, Vermont, Washington, D.C., Ashtabula, Belmont, Carroll, Columbiana, Cuyahoga, Geauga, Harrison, Jefferson, Lake, Lorain, Mahoning, Medina, Portage, Stark, Summit, Trumbull, Tuscarawas, and Wayne Counties, Ohio, and that part of West Virginia on and north of U.S. Highway 33. NOTE: Applicant states a grant of the above application would result in a partial duplication of authority and applicant agrees to cancel all of its present authority which would be duplicated by a grant of authority. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 106760 (Sub-No. 67), filed July 5, 1966. Applicant: WHITEHOUSE TRUCKING, INC., 2905 Airport Highway, Toledo, Ohio 43609. Applicant's representative: Robert W. Loser, 409 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and equipment and supplies used or useful in production and distribution of such articles*, between points in Putnam County, Ill., on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 107010 (Sub-No. 25), filed July 1, 1966. Applicant: D & R BULK CARRIERS, INC., Post Office Box 106, Auburn, Nebr. 68305. Applicant's representative: L. W. Richling, Post Office Box 106, Auburn, Nebr. 68305. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commercial chemicals, acids, fertilizers*, in bulk, in tank vehicles and *dry fertilizer*, from points in Woodbury County, Iowa, to points in North Dakota, South Dakota, Nebraska, Minnesota, Wisconsin, Wyoming, Colorado, Kansas, Missouri, and Illinois. NOTE: If a hearing is deemed necessary, applicant requests it be held at Sioux City, Iowa.

No. MC 108185 (Sub-No. 40), filed July 5, 1966. Applicant: DIXIE HIGHWAY EXPRESS, INC., 1900 Vanderbilt Road, Birmingham, Ala. 35202. Applicant's representative: Guy H. Postell, Suite 693, 1375 Peachtree Street NE., Atlanta, Ga. 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except livestock and commodities which require special equipment), serving the plantsite of Hussman Refrigerator Co., located at St. Charles Rock Road and Taussig Road, St. Louis County, Mo., as an off-route point in connection with applicant's presently authorized operation between St. Louis, Mo., and Paducah, Ky. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 110525 (Sub-No. 793), filed July 5, 1966. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representatives: Leonard A. Jaskiewicz, 1155 15th Street NW., Madison Building, Washington, D.C. 20005, and Edwin H. Van Deusen (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gear oil*, in bulk, in tank vehicles, from North Tonawanda, N.Y., to Mansfield, Ohio. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111434 (Sub-No. 65), filed July 5, 1966. Applicant: DON WARD, INC., 241 West 56th Avenue, Denver, Colo. Applicant's representative: J. Albert Sebald, 730 Equitable Building, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from points in Colorado, to points in Wyoming, Nebraska, Kansas, New Mexico, and Utah. NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo., Cheyenne, Wyo., or Albuquerque, N. Mex.

No. MC 111545 (Sub-No. 91), filed July 5, 1966. Applicant: HOME TRANSPORTATION COMPANY, INC., 1425 Franklin Road SE., Post Office Box 6426, Station A, Marietta, Ga. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, iron and steel articles, articles used in the manufacture of iron and steel or iron and steel articles and commodities used in the production and maintenance of steel plants*, between points in Putnam, County, Ill., on the one hand, and, on the other, points in Alabama, Florida, Georgia, North Carolina, South Carolina, Mississippi, Louisiana, Texas, Oklahoma, Arkansas, Tennessee, Kentucky, Kansas, Missouri, Illinois, Indiana, Ohio, Michigan, Wisconsin, Iowa, Nebraska, North Dakota, South Dakota, and Minnesota, traversing Virginia and West Virginia for operating convenience only. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 112697 (Sub-No. 13) (Amendment), filed May 18, 1966, published FEDERAL REGISTER issue of June 23, 1966, amended July 8, 1966, and republished, as amended, this issue. Applicant: SAMUEL A. BRASFIELD, doing business as B & S ENTERPRISES, 1727 Osborn Drive, Memphis, Tenn. 38127. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer ingredients*, in bags and dry bulk, (1) from Memphis, Tenn., to points in Arkansas, Mississippi, and Alabama, and Tennessee west of Tennessee Highway 13, (2) from points in Alabama to points in Arkansas, Mississippi, and Tennessee west of Tennessee Highway 13, and (3) from points in Arkansas to points in

Mississippi, Alabama, and Tennessee west of Tennessee Highway 13. NOTE: The purpose of this republication is to remove the seasonal restriction "between March 1 and June 15 inclusive," as previously published. If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 113678 (Sub-No. 260), filed July 5, 1966. Applicant: CURTIS, INC., 770 East 51st Avenue, Denver, Colo. 80216. Applicant's representative: Duane W. Acklie, Post Office Box 2028, Lincoln, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts*, cooked meats and frozen, from Denver, Colo., to points in South Dakota, Nebraska, Iowa, Illinois, Kansas, and Missouri. NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 114061 (Sub-No. 15), filed July 1, 1966. Applicant: SCHNEIDER'S TRANSFER, INC., Fourth and Maury Streets, Richmond, Va. 23222. Applicant's representative: Henry E. Ketner, 1208 State Planters Bank Building, Richmond, Va. 23219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale, retail, general, and chain grocery and food business houses, and, in connection therewith, *equipment, materials, and supplies* used in the conduct of such business (except commodities in bulk, in tank vehicles), from Bluefield, Danville, Lynchburg, Richmond, Roanoke, Culpeper, and South Boston, Va., to points in Virginia, under contract or continuing contract with the Great Atlantic & Pacific Tea Co., Inc., of New York, N.Y. NOTE: If a hearing is deemed necessary, applicant requests it be held at Richmond, Va., or Washington, D.C.

No. MC 114391 (Sub-No. 5), filed July 5, 1966. Applicant: MEADOR'S MOTOR LINES, INC., Highway 64, Post Office Box 101, Bolivar, Tenn. Applicant's representative: Edward G. Grogan, Suite 2020, First National Bank of Memphis, Memphis, Tenn. 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except commodities in bulk, household goods, commodities of unusual value, dangerous explosives, and commodities requiring special equipment), (1) between Lexington, Tenn., and Trezevant, Tenn.: From Lexington, over Tennessee Highway 22 to junction U.S. Highway 70 at Huntingdon, Tenn., thence over Alternate U.S. Highway 70 to junction Tennessee Highway 105, thence over Tennessee Highway 105 to Trezevant and return over the same route, serving all intermediate points; (2) between Lexington, Tenn., and the West Bank of the Tennessee River: From Lexington, over Tennessee Highway 22 to junction U.S. Highway 70 at Huntingdon, Tenn., thence over U.S. Highway 70 (Tennessee Highway 1) via Bruceton and Camden, Tenn., to the West Bank of the Tennessee River and return over the same route, serving all intermediate points; and (3) between Memphis, Tenn., and junction Interstate Highway 40 and Tennessee Highway 22, over Interstate Highway 40; and return over the same routes, serving no intermediate points, as an alternate route for operating convenience only. NOTE: If a hearing is deemed necessary, applicant requests it be held at Memphis or Nashville, Tenn.

No. MC 114608 (Sub-No. 17), filed July 5, 1966. Applicant: CAPITAL EXPRESS, INC., 1621 Century Avenue SW., Grand Rapids, Mich. 49509. Applicant's representative: Wilhelmina Boersma, 1600 First Federal Building, Detroit, Mich. 48226. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Household laundry equipment and parts thereof* when transported at the same time and in the same vehicle with said household laundry equipment, from Herrin and Effingham, Ill., to points in Michigan, Ohio, and Indiana, under contract or continuing contract with Kelvinator Division of American Motors Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich., Lansing, Mich., or Chicago, Ill.

No. MC 114608 (Sub-No. 20), filed July 5, 1966. Applicant: CAPITAL EXPRESS, INC., 1621 Century Avenue SW., Grand Rapids, Mich. 49509. Applicant's representative: Wilhelmina Boersma, 1600 First Federal Building Detroit, Mich. 48226. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Household laundry equipment and parts thereof* when transported at the same time and in the same vehicle with said household laundry equipment, from Herrin and Effingham, Ill., to Grand Rapids, Mich. NOTE: Applicant states in the authority herein, its service will be under contract with Kelvinator Division of American Motors Corp. If a hearing is deemed necessary, applicant requests it be held at Detroit or Lansing, Mich., or Chicago, Ill.

No. MC 115215 (Sub-No. 9) (Amendment), filed April 7, 1966, published in FEDERAL REGISTER, issue of April 28, 1966, amended July 5, 1966, and republished, as amended, this issue. Applicant: NEW TRUCK LINES, INC., 500 West Hampton Springs Avenue, Perry, Fla. Applicant's representative: Sol H. Proctor, 1730 American Heritage Life Building, Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, lumber products, forest products, poles, posts, and wood chips*, from points in Florida to points in Alabama, Georgia, Louisiana, Mississippi, North Carolina, and South Carolina; and *poles, posts, timbers, and wood chips*, on return. NOTE: Applicant states that the above proposed operation is to be restricted against the following: (1) Plywood and veneer, to points in North Carolina and points in South Carolina on and west of U.S. Highway 21; (2) plywood and veneer, from points in Florida west of the eastern boundary of Jefferson County, Fla.; (3) foreign wood, from Pensacola, Fla.; (4) poles, posts, and timbers, from points in Louisiana and Mississippi; (5) poles, from points in Columbia County, Fla.; (6) lumber and plywood, to Mobile, Ala.; (7) poles, from Mobile, Ala.; (8) construction and building materials (except fence), to points in Georgia; (9) authority to or from points in Bibb, Blount, Cullman, Jefferson, Saint Clair, Shelby, Talladega, Tuscaloosa (except Brownsville), and Walker Counties, Ala.; and (10) commodities, in bulk. The purpose of this republication is to attach restrictions to the proposed operation. If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Fla.

No. MC 115311 (Sub-No. 59), filed July 5, 1966. Applicant: J & M TRANSPORTATION CO., INC., Post Office Box 488, Milledgeville, Ga. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, iron and steel articles, equipment, materials and supplies used in the manufacture of iron and steel and iron and steel articles*, between points in Putnam County, Ill., on the one hand, and, on the other, points in North Carolina, South Carolina, Georgia, Alabama, Florida, Mississippi, Louisiana, Tennessee, Kentucky, Virginia, West Virginia, Texas, and Arkansas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 115826 (Sub-No. 149), filed July 5, 1966. Applicant: W. J. DIGBY, INC., Post Office Box 5088, Terminal Annex, Denver, Colo. 80217. Applicant's representative: John F. DeCock (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, dairy products and articles distributed by meat packinghouses*, as described in appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from points in Jefferson County, Idaho, to points in Indiana, Iowa, Kansas, Minnesota, Missouri, Nebraska, Nevada, Wisconsin, and the District of Columbia. NOTE: If a hearing is deemed necessary applicant requests it be held at Boise, Idaho.

No. MC 115931 (Sub-No. 14) (Amendment), filed June 17, 1966, published FEDERAL REGISTER issue of June 30, 1966, amended and republished, this issue. Applicant: BABCOCK & LEE TRANSPORTATION, INC., 1002 Third Avenue North, Billings, Mont. 59103. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime*, in bulk or in bags, from points in Carbon County, Mont., and Big Horn County, Wyo., to points in Colorado, Idaho, Montana, North Dakota, South Dakota, Washington, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Billings, Mont. The purpose of this republication is to broaden the origin territory.

No. MC 116048 (Sub-No. 16), filed July 5, 1966. Applicant: MANGUM TRUCKING COMPANY, INC., Arrowood, Post Office Box 3491, Charlotte, N.C. Applicant's representative: William J. Augello, Jr., 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in Lackawanna and Luzerne Counties, Pa., and Maplewood, N.J., to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, Tennessee, and Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 116273 (Sub-No. 73), filed June 30, 1966. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Avenue, Cicero, Ill. 60650. Applicant's representative: Robert G. Palusch (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Polyurethane*, in bulk, in tank vehicles, from McCook, Ill., to points in Indiana, Iowa, Michigan, Ohio, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 116763 (Sub-No. 92), filed June 28, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned, prepared or preserved foodstuffs*, from Coloma, Mich., to points in New York. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich.

No. MC 116763 (Sub-No. 93), filed July 5, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Post Office Box 81, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, paper products, paper items and allied lines, including woodenware and related items*, from Berlin, N.H.; Carthage, N.Y.; and points in Maine to points in Florida. NOTE: If a hearing is deemed necessary, applicant requests it be held at Tampa, Fla.

No. MC 116763 (Sub-No. 94), filed July 5, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Post Office Box 81, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers*, from Homerville, Ga., to points in Tennessee, Mississippi, Alabama, North Carolina, South Carolina, Pennsylvania, Maryland, Virginia, and West Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Tampa, Fla.

No. MC 116763 (Sub-No. 95), filed July 5, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Post Office Box 81, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, paper products, paper items, and allied lines*, from points in Indiana (except Indianapolis), Illinois (except Chicago), Michigan, and Wisconsin, and points in Champaign, Franklin, Hamilton, and Scioto Counties, Ohio, to points in Florida. NOTE: If a hearing is deemed necessary, applicant requests it be held at Tampa, Fla.

No. MC 117119 (Sub-No. 382), filed July 5, 1966. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Elm Springs, Ark. 72728. Applicant's representative: John H. Fordyce, 26 North College, Fayetteville, Ark. 72702. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen prepared foods and pies*, not baked, from Turlock, Calif., to points in Nevada. NOTE: If a hearing is deemed necessary, applicant requests it be held at San Francisco or Los Angeles, Calif.

No. MC 117883 (Sub-No. 88), filed June 29, 1966. Applicant: SUBLER TRANSFER, INC., East Main Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products* (except hides, and commodities in bulk in tank vehicles) from the plantsite of South Chicago Packing Co., located at or near Lemont, Ill., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to the transportation of traffic originating at the plantsite of South Chicago Packing at or near Lemont, Ill. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 118130 (Sub-No. 53), filed July 1, 1966. Applicant: BEN HAMRICK, INC., 2000 Chelsea Drive West, Fort Worth, Tex. 76134. Applicant's representative: Thomas F. Kilrey, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared frozen foods* and/or *pies*, not baked, from Wells, Minn., to Carrollton, Macon, Marshall, Milan, and Moberly, Mo. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 119726 (Sub-No. 8), filed July 6, 1966. Applicant: N. A. B. TRUCKING CO., INC., 939 Union Street, Indianapolis, Ind. Applicant's representative: James L. Beattey, 130 East Washington Street, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles*, between points in Putnam County, Ill., on the one hand, and, on the other, points in Tennessee, Georgia, Alabama, Florida, Mississippi, Louisiana, Arkansas, and Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind.

No. MC 119767 (Sub-No. 179), filed July 5, 1966. Applicant: BEAVER TRANSPORT CO., a corporation, 100 South Calumet, Post Office Box 339, Burlington, Wis. 53105. Applicant's representative: Fred H. Figge (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, except in bulk, from points in Fond du Lac and Winnebago Counties, Wis., to points in Ohio on and west of U.S. Highway 23. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Madison, Wis., or Minneapolis, Minn.

No. MC 119792 (Sub-No. 29), filed July 1, 1966. Applicant: CHICAGO SOUTHERN TRANSPORTATION CO., a corporation, 4000 Packers Avenue, Chicago, Ill. Applicant's representative: Joseph M. Scanlan, 111 West Washington Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses* as described in sections A and C in 61 M.C.C. 209, from St. Louis, Mo., to Plant City, Fla. NOTE: If a hearing is deemed necessary, applicant requests it be held at Tampa or Jacksonville, Fla.

No. MC 123067 (Sub-No. 48), filed June 30, 1966. Applicant: M & M TANK LINES, INC., Post Office Box 4174, North Station, Winston-Salem, N.C. Applicant's representative: Frank C. Philips, Post Office Box 612, Winston-Salem, N.C. 27102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid anhydrous ammonia*, in bulk, in tank vehicles, from Meredosia, Ill., to points in Indiana, Iowa, and Missouri. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 123067 (Sub-No. 49), filed June 30, 1966. Applicant: M & M TANK LINES, INC., Post Office Box 4174, North Station, Winston-Salem, N.C. Applicant's representative: Frank C. Phillips, Post Office Box 612, Winston-Salem, N.C. 27102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid nitrogen fertilizer solutions*, in bulk, in tank vehicles, from Meredosia, Ill., to points in Indiana, Iowa, and Missouri. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 124078 (Sub-No. 229) (Correction), filed May 19, 1966, published FEDERAL REGISTER issue of June 23, 1966, and republished, as corrected, this issue. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from Asheville, N.C., to points in Carter, Greene, Hawkins, Johnson, Sullivan, Unicoi, and Washington Counties, Tenn., Banks, Elbert, Fannin, Franklin, Gilmer, Habersham, Hart, Lumpkin, Rabun, Stephens, Towns, Union, and White Counties, Ga., and Abbeville, Anderson, Cherokee, Chester, Fair-

field, Greenville, Greenwood, Laurens, Newberry, Oconee, Pickens, Spartanburg, Union, and York Counties, S.C. NOTE: The purpose of this republication is to correct the spelling of Habersham County, Ga., which was shown as Hobersham in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 124078 (Sub-No. 235), filed June 30, 1966. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand*, in bulk, from Selma, Ala., to Columbus, Miss., and points within 10 miles thereof. NOTE: If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala.

No. MC 125079 (Sub-No. 2), filed July 1, 1966. Applicant: ARTHUR A. FREDA, 1107 Goodman Street, Pittsburgh, Pa. 15218. Applicant's representative: Arthur J. Diskin, 302 Frick Building, Pittsburgh, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Brick*, from Rocky Ridge (Thurmont), Frederick County, Md., to points in Allegheny, Beaver, Butler, Armstrong, and Westmoreland Counties, Pa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

MC 125458 (Sub-No. 4), filed June 30, 1966. Applicant: DWIGHT LEWIS, doing business as LEWIS GRAIN & PRODUCE, Box 262, Morton, Miss. Applicant's representative: Donald B. Morrison, Post Office Box 961, Jackson, Miss. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wooden pallets*, from Morton, Miss., to points in Alabama, Louisiana, and Tennessee, under contract with Morton Manufacturing Co., Inc., Morton, Miss. NOTE: If a hearing is deemed necessary, applicant requests it be held at Jackson, Miss., Baton Rouge, La., or New Orleans, La.

No. MC 125708 (Sub-No. 55) (Amendment), filed May 4, 1966, published in FEDERAL REGISTER, issue of May 19, 1966, amended May 27, 1966, and republished, as amended, this issue. Applicant: HUGH MAJOR, 150 Sinclair Avenue, South Roxana, Ill. 62087. Applicant's representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, iron and steel articles, farm machinery, and farm machinery parts*, from East Alton, Ill., to points in Alabama, Arkansas, Georgia, Indiana (except South Bend and Evansville), Kentucky (except Louisville), Louisiana, New Jersey, Ohio, Tennessee, Virginia, and Kansas. NOTE: The purpose of this republication is to enlarge the commodity description and to change the nature of the movements. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 125724 (Sub-No. 1), filed July 5, 1966. Applicant: SINGER TRANSPORT, INC., 376 Delaware Avenue, Jamestown, N.Y. 14701. Applicant's representative: H. James Abdella, Bank of Jamestown Building, Jamestown, N.Y. 14701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Antifriction devices, parts for such, raw materials and machinery*, between the plants and warehouses of TRW, Inc., located at Winstead, Conn., on the one hand, and, on the other, the plants and warehouses of Marlin-Rockwell Co., division of TRW, Inc., located at points in Chautauqua County, N.Y.; under contract with Marlin-Rockwell Co., division of TRW, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Buffalo, Syracuse, or Rochester, N.Y., or Erie, Pa.

No. MC 125887 (Sub-No. 3), filed June 17, 1966. Applicant: CAMPBELL TRANSPORTATION, INC., Route No. 3, Caldwell, Idaho. Applicant's representative: Dean E. Miller, Professional Building, 1801 Ellis Street, Caldwell, Idaho 83605. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Diammonium phosphate*, bagged and bulk, from points in Napa, Solano, Contra Costa, Alameda, Santa Clara, and San Mateo Counties, Calif., to points in Idaho, south of U.S. Highway 12. NOTE: If a hearing is deemed necessary, applicant requests it be held at Boise, Idaho.

No. MC 126456 (Sub-No. 2), filed July 1, 1966. Applicant: EL PASO AGRICULTURAL COMPANY, a corporation, Rural Route, El Paso, Ill. 61738. Applicant's representative: Richard J. Dalton, Gridley, Ill. Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Protein supplement*, sometimes called feed concentrate, mealy substance ordinarily transported in bulk, between West Branch, Iowa, and El Paso, Ill., from West Branch east on Interstate Highway 80 to junction U.S. Highway 51, thence south on U.S. Highway 51 to El Paso, Ill., under contract or continuing contract with El Paso Pellets, Unlimited. NOTE: If a hearing is deemed necessary, applicant requests it be held at Peoria, Ill., or Chicago, Ill.

No. MC 127303 (Sub-No. 5), filed July 1, 1966. Applicant: HENRY ZELLMER, doing business as ZELLMER TRUCK LINES, Box 441, Granville, Ill. Applicant's representative: Robert H. Levy, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages and related advertising materials*, from Minneapolis-St. Paul, Minn., to points in Illinois, Iowa, Michigan, and Wisconsin, and *bottles, empty containers, and other such incidental facilities* used in transporting the commodities specified above, on return. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 127920 (Sub-No. 1) (amendment), filed February 17, 1966, published FEDERAL REGISTER issue of March 18, 1966, amended July 5, 1966, and republished, as amended, this issue. Applicant: ROBERT E. TOMSCHE, doing business as VALLEY TRANSPORT CO., 524 Hillcrest Drive, Spring Valley, Minn. Applicant's representative: Rolfe E. Hanson, 303 Price Place, Madison, Wis. 53705. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum, and petroleum products*, in bulk, in tank vehicles, as defined by the Commission in 61 M.C.C. 209, (1) from the pipeline facilities of the Great Lakes Pipe Line Co., at or near Minneapolis, Alexandria, Marshall, and Mankato, Minn., to points in Wisconsin, (2) from the pipeline facilities of the Great Lakes Pipe Line Co., at or near Clear Lake, and Hudson, Iowa, to points in Wisconsin and Minnesota, (3) from the pipeline facilities of the Great Lakes Pipe Line Co., at or near Coralville, Iowa, to points in Wisconsin, and (4) from the pipeline facilities of the Great Lakes Pipe Line Co. at or near Rochester, Minn., to points in Wisconsin and Iowa, restricted to a service to be performed under a continuing contract or contracts with Bell Northern Oil Co., La Crosse, Wis. NOTE: The purpose of this republication is to add another origin point. If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.

No. MC 127957 (Amendment), filed February 21, 1966, published FEDERAL REGISTER issue of March 24, 1966, amended July 13, 1966, and republished, as amended, this issue. Applicant: DOMINICK SPINELLI, doing business as DIRECT AUTO SHIPPERS, 5540 Northwest 183d Street, Opa-locka, Fla. Applicant's representative: William J. Lippman, 1824 R Street NW., Washington, D.C. 20009. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used passenger automobiles* in driveaway service, between Miami, Fla., on the one hand, and, on the other, points in the United States (except points in Georgia). NOTE: The purpose of this republication is to broaden the scope of the proposed operation and to add applicant's representative. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla.

No. MC 128137 (Sub-No. 1), filed April 28, 1966. Applicant: ROSALIND WEISS, doing business as R. WEISS, 567 Arlington Place, Cedarhurst, N.Y. Applicant's representative: Arthur Levine, 11 Park Place, New York 7, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Women's and children's garments*, hanging and in cartons, from New York, N.Y., to New York, N.Y., in a circuitous manner, from New York thru the Lincoln Tunnel to junction New Jersey Highway 3, thence over New Jersey Highway 3 to junction U.S. Highway 46, thence over U.S. Highway 46 to junction U.S. Highway 202, and thence over U.S. Highway 202 to Morris Plains, N.J., and return over U.S. Highway 202 to junction U.S. Highway 46, thence over

U.S. Highway 46 to the New Jersey Turnpike, and thence over the New Jersey Turnpike to the Lincoln Tunnel, and thence thru the Lincoln Tunnel to New York, serving the intermediate points of Morris Plains and Lodi, N.J. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 128151 (Correction), filed April 28, 1966, published FEDERAL REGISTER issue of May 19, 1966, and republished, as corrected, this issue. Applicant: SHAMROCK TRUCKING CORPORATION, 266 Magnolia Avenue, Hillsdale, N.J. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Foam laminated cloth*, from East Rutherford, N.J., to points in North Carolina, South Carolina, West Virginia, Virginia, District of Columbia, Maryland, Delaware, New York, Pennsylvania, Massachusetts, Rhode Island, and Connecticut, and *commodities used in the manufacture of foam laminated cloth* (except in bulk) from the above destinations to East Rutherford, N.J., restricted to service under continuing contract with Laminac Inc., East Rutherford, N.J. NOTE: Common control may be involved. The purpose of this republication is to show applicant has applied for contract carrier authority, erroneously shown as common carrier authority in the previous publication. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 128203 (Sub-No. 1) (Correction), filed May 18, 1966, published in FEDERAL REGISTER, issue of June 16, 1966, under No. MC 88161 (Sub-No. 76), and republished, as corrected under No. MC 128203 (Sub-No. 1), this issue. Applicant: INLAND TRANSPORTATION CO., INC., 6737 Corson Avenue South, Seattle, Wash. 98101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Woodpulp*, in bales and rolls, from Cosmopolis, Wash., to Longview, Wash., and *fuel oil*, in bulk, in tank vehicles in Washington intrastate commerce on return. NOTE: Applicant holds common carrier authority in MC 88161 and subs thereunder, therefore, dual operations may be involved. The purpose of this republication is to show the correct docket number of the application as MC 128203 (Sub-No. 1), erroneously shown as MC 88161 (Sub-No. 76) in the previous issue. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 128302 (Sub-No. 1) (Correction), filed June 3, 1966, published in FEDERAL REGISTER, issue of June 23, 1966, corrected July 6, 1966, and republished, as corrected, this issue. Applicant: THE MANFREDI MOTOR TRANSIT COMPANY, a corporation, Route 87, Newbury, Ohio. Applicant's representative: A. Charles Tell, Columbus Center, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid concrete admixtures*, in bulk, in tank vehicles, from Cleveland, Ohio, to points in the United States (except points in Alaska, Arizona, California, Hawaii, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming). NOTE: The purpose of this republication is to correct information concerning the applicant's status as a contract carrier. Applicant is also authorized to conduct operations as a contract carrier in permit No. MC 112184 and subs thereunder; therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 128320 (Sub-No. 1), filed July 1, 1966. Applicant: ART QUIRING, 2301 Washington Street, Hamburg, Iowa. Applicant's representative: Donald E. Leonard, Box 2028, 605 South 14th Street, Lincoln, Nebr. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Hides*, from ports of entry in Washington on the international boundary line between the United States and Canada to Blaine, Wash., and Sherwood and Troutdale, Oreg. NOTE: The purpose of this application is to enable applicant to provide service from Vancouver, British Columbia, to Blaine, Wash., Sherwood and Troutdale, Oreg., under continuing contract with Bissinger & Co., 365 West Second, Vancouver, British Columbia. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 128322 (Sub-No. 2), filed July 5, 1966. Applicant: MAURICE TRAVER, doing business as KEN'S DELIVERY, 3415 Sixth Avenue, Sioux City, Iowa 51106. Applicant's representative: R. W. Wigton, 710 Badgerow Building, Sioux City, Iowa 51101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Electronic and electric-mechanical computers*, uncrated, from Sioux City, Iowa, to points in Big Stone, Lacquiparle, Lincoln, Lyon, Murray, Nobles, Pipestone, Rock, Traverse, and Yellow Medicine Counties, Minn., Cherry, Dixon, Dakota, and Thurston Counties, Nebr., and points in South Dakota, under a continuing contract or contracts with Burroughs Corp., Sioux City, Iowa. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Sioux City, Iowa, or Omaha, Nebr.

No. MC 128325 (Sub-No. 1), filed July 5, 1966. Applicant: RICHARD J. CODY, doing business as "MERIT" TRUCK WRECKER SERVICE, 2901 West 73d Avenue, Westminster, Colo. 80030. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Disabled and wrecked vehicles, tractors, trailers and motor vehicles as well as operative replacement units* to the scene, by towing and hauling, between points in Colorado, on the one hand, and, on the other, points in Utah, Wyoming, Montana, South Dakota, Nebraska, Oklahoma, Texas, New Mexico, Arizona, and Kansas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 128359, filed June 27, 1966. Applicant: JERSEY RENTALS, INC., 450 Market Street, Perth Amboy, N.J. Applicant's representative: Herman B. J. Weckstein, 1060 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cleaning compounds and materials and supplies* used in the manufacture of cleaning compounds, between Perth Amboy, N.J., on the one hand, and, on the other, points in Connecticut, Delaware, Georgia, Illinois, Indiana, Kansas, Kentucky, Maryland, Massachusetts, Michigan, Missouri, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and the District of Columbia under continuing contracts with Crescent Chemical Corp. of Perth Amboy, N.J. NOTE: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J.

No. MC 128370 (Amendment), filed January 28, 1966, published FEDERAL REGISTER, issue of February 17, 1966, under No. MC 7555 (Sub-No. 55), and republished, as amended, this issue. Applicant: TEXTILE MOTOR FREIGHT, INC., Post Office Box 7, Ellerbe, N.C. Applicant's representative: Jacob Billig, 1825 Jefferson Place NW., Washington, D.C. 20036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Heat processed citrus juice* in hermetically sealed containers when moving with fresh citrus fruits in containers, and *fresh fruit sections and salads* packed in glass (except frozen citrus products), from Plymouth, Fla., to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina, and Youngstown, Ohio, and Washington, D.C.; and (2) *fresh citrus fruits* in containers, and *fresh fruit sections and salads* packed in glass (except frozen citrus products), from points in Alachua, Bradford, Brevard, Broward, Charlotte, Citrus, Clay, Collier, Columbia, Dade, De Sota, Duval, Flagler Gilchrist, Glades, Hardee, Hendry, Hernando, Highlands, Hillsborough, Indian River, Lake, Lee, Levy, Manatee, Marion, Okeechobee, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Putnam, Saint Johns, Saint Lucie, Sarasota, Seminole, Sumter, and Volusia Counties, Fla., to points in the destination states enumerated in (1) above. Restriction: The operations authorized herein are to be limited to a transportation service to be performed under a continuing contract, or contracts, with Seald-Sweet Sales, Inc., of Tampa, Fla. NOTE: The purpose of this republication is to show that application has been amended to seek authority to operate as a contract carrier, rather than as a common carrier, as previously applied for under MC 7555 (Sub-No. 55) (published in FEDERAL REGISTER, issue of February 17, 1966); and, to restrict the commodities to be carried. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 128374, filed July 5, 1966. Applicant: BUSY JACK TRUCKING CORP., 323 Herkimer Street, Brooklyn, N.Y. 11216. Applicant's representative: Edward M. Alfano, 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in by a manufacturer of steel shelving, materials and parts thereof*, loose, uncrated and crated, from the plantsite of Jack Luckner Steel Shelving located in Brooklyn, N.Y., to points in New York, New Jersey, and Connecticut, and *returned shipments of the above-described commodities*, on return, under contract with Jack Luckner Steel Shelving. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 128378, filed June 27, 1966. Applicant: M TRANSPORT COMPANY, INC., Post Office Box 291, E. Alton, Ill. 62024. Applicant's representative: Charles E. Vaughn (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission and commodities in bulk, in tank vehicles), between points in Putnam County, Ill., on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Ohio, Oklahoma, North Dakota, South Dakota, Tennessee, Texas, Wisconsin, Pennsylvania, North Carolina, Maine, Vermont, New Hampshire, New Jersey, New York, Rhode Island, Virginia, West Virginia, Connecticut, Delaware, Maryland, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC-128380, filed July 6, 1966. Applicant: ROBERT G. ROBERT, 308 Smallwood Drive, Coraopolis, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, iron and steel articles, and equipment, materials and supplies used in the manufacture or processing of iron and steel articles* (except commodities in bulk, and oilfield and pipeline commodities as defined by the Commission), between points in Putnam County, Ill., on the one hand, and, on the other, points in Wisconsin, Iowa, Missouri, Arkansas, Louisiana, Mississippi, Alabama, Georgia, Florida, South Carolina, North Carolina, Virginia, West Virginia, Kentucky, Indiana, Michigan, Ohio, Pennsylvania, New Jersey, New York, Delaware, Maryland, and the District of Columbia. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., or any location set by the Commission.

No. MC 128381, filed July 1, 1966. Applicant: BLUE EAGLE TRUCK LINES, INC., Box 183, Highland Park, Ill. 60035. Applicant's representative: William P. Sullivan, 1825 Jefferson Place NW., Washington, D.C. 20036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Firefighting equipment, parts, and equipment, materials and supplies used in the manufacture, installation and repair thereof*, between Northbrook, Ill., Detroit, Mich., Atlanta, Ga., Memphis, Tenn., Delphi, Ind., and points in Pennsylvania, Ohio, and Wisconsin, under contract with General Fire Extinguisher Corp., of Northbrook, Ill. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 128381 (Sub-No. 1), filed July 1, 1966. Applicant: BLUE EAGLE TRUCK LINES, INC., Box 183, Highland Park, Ill. 60035. Applicant's representative: William P. Sullivan, 1825 Jefferson Place NW., Washington, D.C. 20036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Firefighting equipment, parts, and equipment, materials and supplies used in the manufacture, installation and repair thereof*, between Northbrook, Ill., Culver City, Calif., Dallas, Tex., Ogden, Utah, and Seattle, Wash., under contract with General Fire Extinguisher Corp. (Northbrook, Ill.), and the General Fire Extinguisher Corp. (Culver City, Calif.). NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 128382, filed July 1, 1966. Applicant: MAX B. ZUCKERMAN, doing business as M. B. ZUCKERMAN, 570 Seventh Avenue, New York, N.Y. 10018. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel* in cartons, from New York, N.Y., to Edison, N.J., under a continuing contract with W. T. Grant Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Newark, N.J.

MOTOR CARRIER OF PASSENGERS

No. MC 128379, filed June 30, 1966. Applicant: JEROME SENTER, 11 East 176th Street, Bronx, N.Y. 10453. Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Passengers*, for Borden Chemical Co., between New York, N.Y. (the Bronx), and Orangeburg, N.Y.; from New York over city streets to junction Interstate Highway 95 (also known as Cross Bronx Expressway), thence across the George Washington Bridge, thence north over U.S. Highway 9W to junction New Jersey Highway 340, thence north over New Jersey Highway 340 to junction New York Highway 303, and thence north over New York Highway 303 to Orangeburg, and return over the same route, serving no intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

APPLICATIONS FOR BROKERAGE LICENSES

No. MC 130004 (Correction), filed June 16, 1966, published FEDERAL REGISTER issue of July 9, 1966, and republished, as corrected, this issue. Applicant: McMULLEN TOURS, INC., 224 South Broad Street, Grove City, Pa. 16127. Applicant's representative: Charles J. Williams, 1060 Broad Street, Newark, N.J. For a license (BMC 5) to engage in operations as a *broker* at Butler, Erie, Franklin, and Grove City, Pa., in arranging for the transportation, in interstate or foreign commerce, of *passengers and their baggage*, between points in the United States, including Alaska and Hawaii. NOTE: Applicant states its president, Robert L. McMullen, holds a broker's license in No. MC 12606, and if the instant application is granted, a request for revocation of such license will be made. The purpose of this republication is to delete the phrase "in special and charter operations", inadvertently used.

No. MC 130005, filed July 1, 1966. Applicant: NORTHGATE TRAVEL AGENCY, INC., 144 Squire Road, Revere, Mass. Applicant's representative: Joseph Kalikow, Professional Building, 156 Broad Street, Lynn, Mass. 01901. For a license (BMC 5) to engage in operations as a *broker*, at Revere, Mass., in arranging for the transportation of passengers and their baggage, in groups, in charter operations, between points in the United States.

APPLICATION OF FREIGHT FORWARDER

No. FF-336, Garrett Forwarding Co., freight forwarder application, filed June 30, 1966. Applicant: GARRETT FORWARDING COMPANY, a corporation, 2055 Garrett Way, Post Office Box 4048, Pocatello, Idaho. Applicant's representative: Alan F. Wohlstetter, 1 Farragut Square South, Washington, D.C. 20006. Authority sought under Part IV of the Interstate Commerce Act as a freight forwarder in interstate or foreign commerce, in the forwarding of *used household goods, used automobiles, and unaccompanied baggage*, between points in the United States, including Alaska and Hawaii.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAVE BEEN REQUESTED

No. MC 1768 (Sub-No. 1) (Amendment), filed May 19, 1966, published FEDERAL REGISTER issue of June 16, 1966, amended June 17, 1966, and republished, as amended, this issue. Applicant: INLAND FREIGHTWAYS, INC., Foot of John Hay Avenue, Kearny, N.J. Applicant's representative: James J. Farrell, 201 Montague Place, South Orange, N.J. 07079. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), from points in New Jersey within 30 miles of New York, N.Y., to points in Hudson County, N.J. NOTE: The purpose of this republication is to show that the application has been amended to change the origin point from New York to New Jersey. Applicant

states that the above operations are limited to shipments having a subsequent transportation by freight forwarded or freight consolidator.

No. MC 30887 (Sub-No. 148), filed June 27, 1966. Applicant: SHIPLEY TRANSFER, INC., 49 Main Street, Reisterstown, Md. 21136. Applicant's representative: W. Wilson Corroum, 49 Main Street, Post Office Box 55, Reisterstown, Md. 21136. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Natural latex*, in bulk, in tank vehicles, from Baltimore, Md., to Simpsonville, S.C., and *refused or rejected shipments*, on return. NOTE: Applicant states tacking will exist at Baltimore, Md., with presently held authority from North Bergen, N.J., New York, N.Y., and Dover, Del.

No. MC 107010 (Sub-No. 26), filed July 7, 1966. Applicant: D & R BULK CARRIERS, INC., Post Office Box 106, Auburn, Nebr. 68305. Applicant's representative: R. E. Powell, Suite 621, Terminal Building, Lincoln, Nebr. 68508. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia and fertilizer solutions*, in bulk, in tank vehicles, and *dry fertilizer*, from the plantsite of Cominco American, Inc., approximately 6 miles northwest of Beatrice, Nebr., to points in North Dakota.

No. MC 107064 (Sub-No. 50), filed June 26, 1966. Applicant: STEERE TANK LINES, INC., 2808 Fairmount Street, Post Office Box 2998, Dallas, Tex. Applicant's representative: Hugh T. Matthews, 630 Fidelity Union Tower, Dallas, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer, fertilizer ingredients, and fertilizer compounds*, dry, in bulk, from Sheerin, Tex., to points in Colorado, Kansas, Nebraska, New Mexico, and Oklahoma.

No. MC 126244 (Sub-No. 2) (Amendment), filed April 28, 1966, published in FEDERAL REGISTER, issue of May 19, 1966, amended June 21, 1966, and republished, as amended, this issue. Applicant: ADAMS CARTAGE CO., INC., 357 Oak Street, Macon, Ga. Applicant's representative: T. Baldwin Martin, 700 Home Federal Building, Macon, Ga. 31201. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Materials and supplies used in the installation of board, building, wall or insulating, including plastic panels, lighting fixtures, furring, molding, fasteners, and/or adhesives*, when moving in the same vehicle with boards, building, wall or insulating, from Macon, Ga., to points in Alabama and Tennessee. NOTE: The purpose of this republication is to more clearly set forth the commodity description.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 66-7863; Filed, July 20, 1966; 8:45 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

JULY 18, 1966.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 40618—*Chlorine to Naheola, Ala.* Filed by O. W. South, Jr., agent (No. A4918), for interested rail carriers. Rates on chlorine, in tank carloads, from Evans City, Ala., to Naheola, Ala.

Grounds for relief—Market competition.

Tariff—Supplement 31 to Southern Freight Association, agent, tariff ICC S-600.

FSA No. 40619—*Joint motor-rail rates—Central and Southern.* Filed by Central and Southern Motor Freight Tariff Association, Inc., agent (No. 112), for interested carriers. Rates on property moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in southern territory, on the one hand, and points in central states territory, on the the other.

Grounds for relief—Motortruck competition.

Tariff—Supplement 46 to Central and Southern Motor Freight Tariff Association, Inc., agent, tariff MF-ICC 309.

FSA No. 40621—*Joint motor-rail rates—Rocky Mountain.* Filed by Rocky Mountain Motor Freight Bureau, Inc., agent (No. 16), for interested carriers. Rates on property moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points on line of GN Ry., in Montana, on the one hand, and points in middle west and southwestern territories, on the other.

Grounds for relief—Motortruck competition.

Tariffs—7th revised page 91 to Rocky Mountain Motor Tariff Bureau, Inc., agent, tariff MF-ICC 152, and other schedules named in the application.

FSA No. 40623—*Methanol from Military, Kans.* Filed by Western Trunk Line Committee, agent (No. A-2463), for interested rail carriers. Rates on methanol, in tank carloads, from Military, Kans., to Chicago, Ill.

Grounds for relief—Market competition.

Tariff—Supplement 183 to Western Trunk Line Committee, agent, tariff ICC A-4335.

FSA No. 40624—*Superphosphate from Florida points.* Filed by O. W. South, Jr., agent (No. A4919), for interested rail carriers. Rates on superphosphate, not defluorinated superphosphate, nor feed grade superphosphate, in bulk, in carloads, subject to minimum shipment of not less than 400 net tons, from points in Florida, to Helena and Helena, Crossing, Ark.

Grounds for relief—Rail-barge competition.

Tariff—Supplement 52 to Southern Freight Association, agent, tariff ICC S-415.

AGGREGATE-OF-INTERMEDIATES

FSA No. 40620—*Commodities between points in Texas.* Filed by Texas-Louisiana Freight Bureau, agent (No. 579), for interested rail carriers. Rates on cement and related articles, sisal padding and basic slag, in carloads, from, to, and between points in Texas, over interstate routes through adjoining States. Grounds for relief—Maintenance of depressed rates published to meet intrastate competition without use of such rates as factors in constructing combination rates.

Tariff—Supplement 55 to Texas-Louisiana Freight Bureau, agent, tariff ICC 998.

FSA No. 40622—*Methanol from Military, Kans.* Filed by Western Trunk Line Committee, agent (No. A-2462), for interested rail carriers. Rates on methanol, in tank carloads, from Military, Kans., to Chicago, Ill.

Grounds for relief—Maintenance of depressed rates published to meet market competition without use of such rates as factors in constructing combination rates.

Tariff—Supplement 183 to Western Trunk Line Committee, agent, tariff ICC A-4335.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 66-7950; Filed, July 20, 1966; 8:50 a.m.]

[Notice 216]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JULY 18, 1966.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules in Ex Parte No. MC 67 (49 CFR Part 240) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protest must certify that such service has been made. The protest must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) copies.

A copy of the application is on file, and can be examined, at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 83885 (Sub-No. 4 TA), filed July 14, 1966. Applicant: UNITED STATES TRUCKING CORPORATION, 66 Murray Street, New York 7, N.Y. Applicant's representative: Arthur Liberstein, 160 Broadway, New York, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Silver bars* for and on behalf of U.S. Government, from U.S. Bullion Depository, West Point, N.Y., to Engelhard Industries, Newark, N.J., for 150 days. Supporting shipper: General Services Administration, Transportation and Communications Service, Washington, D.C. Send protests to: Paul W. Assenza, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 346 Broadway, New York, N.Y. 10013.

No. MC 99234 (Sub-No. 5 TA), filed July 14, 1966. Applicant: WESTWAY MOTOR FREIGHT, INC., Post Office Box 388, 4350 Kendrick Street, Golden, Colo. 80402. Applicant's representative: Marion F. Jones, 420 Denver Club Building, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plant and warehouse sites of Fort Morgan Dressed Beef, Inc., at Fort Morgan, Colo., and Sterling Colorado Beef Packers at Sterling, Colo., restricted to traffic originating at such sites; to points in the States of Arizona, California, Idaho, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming, for 180 days. Supporting shippers: Sterling Colorado Beef Packers, Sterling, Colo.; Fort Morgan Dressed Beef, Inc., Fort Morgan, Colo. Send protests to: Luther H. Oldham, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 2022 Federal Building, 1961 Stout Street, Denver, Colo. 80202.

No. MC 107589 (Sub-No. 6 TA), filed July 14, 1966. Applicant: CONNECTICUT AND NEW YORK EXPRESS CORPORATION, 2115 Church Avenue, Brooklyn 26, N.Y. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Carbonated beverages*, from plant and warehouse sites of Shasta Beverage, a division of Consolidated Foods Corp., Philadelphia, Pa., to points in Union, Essex, Bergen, and Mercer Counties, N.J.; New York, N.Y., Nassau and Westchester Counties, N.Y., for 180 days. Supporting shipper: Sidney Kritzler, Joe Lowe Co., division, Consolidated Foods Corp., 110 Route 4, Post Office Box 200, Englewood, N.J. 07631. Send protests to: Robert E. Johnston, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 346 Broadway, N.Y. 10013.

No. MC 118468 (Sub-No. 23 TA), filed July 7, 1966. Applicant: UMTHUN TRUCKING CO., 910 South Jackson Street, Eagle Grove, Iowa 50533. Applicant's representative: J. Max Harding, 301 NSEA Building, 14th and J Streets, Lincoln, Nebr. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Building materials* (except lumber); *gypsum and gypsum products; wall, building or insulating boards; lime; materials, supplies, and accessories used in the installation and distribution of the aforementioned products*, from the plantsite or warehouses of the Celotex Corp. at or near Fort Dodge, Iowa, to points in Kansas, limited to a transportation service performed under continuing contract with The Celotex Corp. of Tampa, Fla., for 180 days. Supporting shipper: The Celotex Corp., 120 North Florida Avenue, Tampa, Fla. 33602. Send protests to: Ellis L. Annett, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 227 Federal Office Building, Des Moines, Iowa 50309.

No. MC 123639 (Sub-No. 95 TA), filed July 14, 1966. Applicant: J. B. MONTGOMERY, INC., 5150 Brighton Boulevard, Denver, Colo. 80216. Applicant's representative: E. R. Driskell (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses* (except hides and commodities in bulk), from points in Morgan and Logan Counties, Colo., to points in Arizona, California, Illinois, Indiana, Utah, Pennsylvania, Nebraska, Kansas, Michigan, Missouri, Wisconsin, Iowa, Nevada, New Jersey, New York, and Ohio, for 180 days. Supporting shippers: Sterling Colorado Beef Packers, Sterling, Colo.; Fort Morgan Dressed Beef Inc., Fort Morgan, Colo. Send protests to: Luther H. Oldham, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 2022 Federal Building, 1961 Stout Street, Denver, Colo. 80202.

No. MC 124078 (Sub-No. 236 TA), filed July 14, 1966. Applicant: SCHWERMAN TRUCKING CO., 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime*, in bulk, from Roberta, Ala., to the construction site on Interstate Highway 20, approximately 10 miles east of Brandon, Miss., for 150 days. Supporting shipper: Southern Cement Co., 16th Floor, Bank for Savings Building, Birmingham, Ala. 35203. Send protests to: W. F. Sibbald, Jr., District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 108 West Wells Street, Room 511, Milwaukee, Wis. 53203.

No. MC 124221 (Sub-No. 11 TA), filed July 14, 1966. Applicant: HOWARD BAER, 821 East Dunne Street, Post Office Box 127, Morton, Ill. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Ice cream, ice cream products, sherbets, water ices, and water ice products*, in containers for the Account of Sealtest Foods, Division of National Dairy Products Corp., restricted to shipments in mechanically refrigerated vehicles, from Nashville, Tenn., to Louisville, Ky., for 150 days. Supporting shipper: Sealtest Foods, Division of National Dairy Products Corp., 75 East Wacker Drive, Chicago, Ill. 60601. Send protests to: Raymond E. Mauk, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 1086, U.S. Courthouse and Federal Office Building, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 126456 (Sub-No. 3 TA), filed July 7, 1966. Applicant: EL PASO AGRICULTURAL COMPANY, Rural Route, El Paso, Ill. 61738. Applicant's representative: Richard J. Dalton, Gridley, Ill. Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Feed concentrate*, from West Branch, Iowa, over Interstate Route 80, east to Illinois Route 51, thence south to El Paso, Ill., serving no intermediate points, for 150 days. Supporting shipper: El Paso's Pellets Unlimited, Inc., Route No. 1, El Paso, Ill. 61738. Send protests to: Raymond E. Mauk, District Supervisor, Bureau of Operations and Compliance, Room 1086, Interstate Commerce Commission, U.S. Courthouse and Federal Office Building, 219 South Dearborn Street, Chicago, Ill. 60604.

MOTOR CARRIERS OF PASSENGERS

No. MC 128306 (Sub-No. 1 TA), filed July 7, 1966. Applicant: LAWRENCE C. STOKER, doing business as SUBURBAN COACH LINES, 8 London Road, Mail: Post Office Box 7291, Asheville, N.C., 28807. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, and express, mail, and newspapers*, in the same vehicle with passengers, from Asheville, N.C., to Hendersonville, N.C., to Brevard, N.C., and return over the same route serving intermediate points, from Asheville, over U.S. Highway 25 to Hendersonville, thence over U.S. Highway 64 to Brevard, N.C.; and return over same route serving all intermediate points, for 150 days. Supporting shippers: Southern Greyhound Lines, division of Greyhound Lines, Inc., 219 East Short Street, Lexington, Ky. 40507, Attention: John E. Adkins, vice president, traffic; WPNF, Brevard, N.C. 28712, Attention: Bruce O'Kelley, manager, sales and service; the Transylvania Times, Brevard, N.C. 28712, Attention: John I. Anderson, editor-general manager; Town of Brevard, 151 West Main Street, Brevard, N.C. 28712, Attention: Raymond F. Bennett, mayor. Send protests to: Rex E. Ginn, Acting District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 206, 327

North Tryon Street, Charlotte, N.C. 28202.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 66-7951; Filed, July 20, 1966; 8:50 a.m.]

[Notice 1385]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 18, 1966.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-68603. By order of July 15, 1966, the Transfer Board approved the transfer to Cletus A. Casey, doing business as Holmen-La Crosse Truck Line, Ettrick, Wis., of the operating rights of Wilmer Hanson and Gordon Craig, a partnership, doing business as Holmen-La Crosse Truck Line, Holmen, Wis., in certificate of registration, No. MC-120077 (Sub-No. 1), issued September 1, 1964, authorizing the transportation of common motor carrier of property over Route 53 between Galesville and La Crosse, over Route 93 between 53 and Trempealeau, and Trempealeau, County K between Trempealeau and Galesville. John C. Quinn, Trust Building, Galesville, Wis. 54630, attorney for applicants.

No. MC-FC-68840. By order of July 15, 1966, the Transfer Board approved the transfer to Lewis Bros. Stages, Inc., Salt Lake City, Utah, of certificates Nos. MC-77066 (Sub-No. 4), MC-77066 (Sub-No. 10), MC-77066 (Sub-No. 11), MC-77066 (Sub-No. 12), and MC-77066 (Sub-No. 13), issued August 9, 1950, October 29, 1952, June 17, 1952, August 14, 1959, and June 2, 1959, respectively, to Orson Lewis, doing business as Lewis Bros. Stages, Salt Lake City, Utah, the certificates authorizing in order, the transportation of: Passengers and their baggage, in charter operations, restricted to the transportation of passengers who are itinerant agricultural workers, over irregular routes, between points and places in Arizona, New Mexico, and Texas, on the one hand, and, on the other, points and places in Idaho, Oregon, and Utah; passengers and their baggage between Glendale and Las Vegas, Nev., and all intermediate points; passengers and their baggage between Ely and Glendale, Nev.; passengers and their baggage between Salt Lake City, Utah, and Ely, Nev., serving all intermediate points, and passengers and their baggage, newspapers, motion picture film, and express in shipments not to exceed 100 pounds in weight, between Salt Lake City, Utah, and Ely, Nev., serving all intermediate points. Irene Warr, 419 Judge Building, Salt Lake City, Utah, attorney for applicants.

No. MC-FC-68884. By order of July 15, 1966, the Transfer Board approved the transfer to Roy W. Milne and Meredith M. Milne, a partnership, doing business as Triple "M" Taxi, 1307 Fifth Street, Fairbury, Nebr., of permit No. MC-119942, issued January 31, 1966, to Roy W. Rinehart and Kathryn Rinehart, a partnership, doing business as Triple "M" Taxi, 1227 D Street, Fairbury, Nebr., authorizing the transportation of passengers and their baggage in the same vehicle with passengers; over irregular routes, between Belleville and Phillipsburg, Kans., and Council Bluffs, Iowa, on the one hand, and, on the other, Fairbury, Nebr.

No. MC-FC-68901. By order of July 15, 1966, the Transfer Board approved the transfer to Elton F. Burish, Wausau, Wis., of permits in Nos. MC-125512 (Sub-No. 2) and MC-125512 (Sub-No. 3), issued February 25, 1964, and October 7, 1965, respectively, to Ronald Detjens, Wausau, Wis., authorizing the transportation of: Wood chips, in bulk, from Trout Creek, Mich., and the facilities of Johnson Lumber Co. near Hermansville, Mich., to specified points in Michigan. Jerome A. Maeder, 602 Jackson Street, Wausau, Wis. 54401, attorney for applicants.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 66-7952; Filed, July 20, 1966; 8:51 a.m.]

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FEDERAL REGISTER

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PART II

Interstate Commerce Commission

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General Rules of Practice