

Contents

THE PRESIDENT

EXECUTIVE ORDER

- Delegating certain authority of the President to establish maximum per diem rates for Government civilian personnel in travel status 10601
- Rules governing granting, issuing, and verifying of United States passports..... 10603

AGRICULTURE DEPARTMENT

See Consumer and Marketing Service.

ATOMIC ENERGY COMMISSION

Notices

- American Atomics Corp.; petition..... 10619
- Army Department; amendment of byproduct, source and special nuclear material license..... 10619
- California Nuclear, Inc.; amendment to byproduct, source, and special nuclear material license..... 10620

CIVIL AERONAUTICS BOARD

Notices

- IATA traffic conference; agreement regarding charges to apply at U.S. airports..... 10620
- United-Pacific transfer case..... 10620

COAST GUARD

Rules and Regulations

- Artificial islands and fixed structures on outer continental shelf; lifefloats 10612

CONSUMER AND MARKETING SERVICE

Rules and Regulations

- Cherries, sweet, grown in Washington; expenses and rate of assessment 10611
- Dates, domestic, in California; free and restricted percentages and withholding factors for 1966-67 10611
- Prunes, dried, produced in California:
 - Determination relative to estimated season average price to producers 10611
 - Salable and reserve percentages for 1966-67 crop year..... 10612

Proposed Rule Making

- Milk in Minneapolis-St. Paul, Minn., marketing area; suspension or termination of certain provisions..... 10615

FEDERAL AVIATION AGENCY

Rules and Regulations

- Repair stations performing work on air carrier and commercial operators' aircraft..... 10612

FEDERAL COMMUNICATIONS COMMISSION

Notices

- International Telecommunications Union; world administrative conference; extension of time for comments..... 10621
- Lynn Mountain Broadcasting and WBEJ, Inc.; hearing..... 10621

FEDERAL MARITIME COMMISSION

Notices

- American Mail Line, Ltd., et al.; investigation and hearing..... 10621

FEDERAL POWER COMMISSION

Rules and Regulations

- Natural gas companies; uniform system of accounts; miscellaneous amendments..... 10605

Notices

- Hearings, etc.:
 - Atlantic Richfield Co. et al..... 10617
 - Gulf Resources, Inc., and Natural Gas Gathering Co., Inc 10619
 - Tenneco Oil Co. et al..... 10619

FISH AND WILDLIFE SERVICE

Notices

- Landry, Earl L.; loan application 10616

FOOD AND DRUG ADMINISTRATION

Rules and Regulations

- Food additives; components of paper and paperboard in contact with dry food..... 10606

Notices

- Food additives; filing of petitions:
 - Armour and Co..... 10616
 - Dow Chemical Co..... 10616
 - Schering Corp..... 10616
- Union Oil Company of California; filing of petition regarding pesticide 10616

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See Food and Drug Administration.

IMMIGRATION AND NATURALIZATION SERVICE

Rules and Regulations

- Nonimmigrant classes; submission of contractual evidence..... 10607

INTERIOR DEPARTMENT

See also Fish and Wildlife Service; Mines Bureau.

Notices

- Superintendent, Wind River Indian Agency; authority delegation 10616

INTERNAL REVENUE SERVICE

Proposed Rule Making

- Excise taxes; tax-free sale of oil seldom used as lubricant; hearing 10615

INTERSTATE COMMERCE COMMISSION

Notices

- Fourth section applications for relief 10625
- Motor carrier:
 - Temporary authority applications..... 10623
 - Transfer proceedings..... 10623

JUSTICE DEPARTMENT

See Immigration and Naturalization Service.

LABOR DEPARTMENT

See Wage and Hour Division.

MINES BUREAU

Rules and Regulations

- Methane-monitoring systems.... 10607

SMALL BUSINESS ADMINISTRATION

Notices

- Assistant Administrator for Administration; delegation of authority..... 10622

TREASURY DEPARTMENT

See Coast Guard.

WAGE AND HOUR DIVISION

Notices

- Certificates authorizing employment of learners at special minimum rates..... 10622

List of CFR Parts Affected

(Codification Guide)

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

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1966, and specifies how they are affected.

3 CFR	7 CFR	21 CFR
EXECUTIVE ORDERS:	923..... 10611	121..... 10606
7856 (provisionally superseded by	987..... 10611	
EO 11295)..... 10603	993 (2 documents)..... 10611, 10612	26 CFR
8820 (provisionally superseded by	PROPOSED RULES:	PROPOSED RULES:
EO 11295)..... 10603	1068..... 10615	48..... 10615
10621 (amended by EO 11294)..... 10601	8 CFR	30 CFR
10970 (superseded by EO 11294)..... 10601	214..... 10607	27..... 10607
11230 (amended by EO 11294)..... 10601	14 CFR	33 CFR
11294..... 10601	121..... 10612	144..... 10612
11295..... 10603	127..... 10612	
	145..... 10612	
	18 CFR	
	201..... 10605	
	204..... 10605	
	205..... 10606	

Presidential Documents

Title 3—THE PRESIDENT

Executive Order 11294

DELEGATING CERTAIN AUTHORITY OF THE PRESIDENT TO ESTABLISH MAXIMUM PER DIEM RATES FOR GOVERNMENT CIVILIAN PERSON- NEL IN TRAVEL STATUS

By virtue of the authority vested in me by Section 301 of Title 3 of the United States Code, and as President of the United States, it is ordered as follows:

SECTION 1. Executive Order No. 10621 of July 1, 1955, entitled "Delegation of Certain Functions of the President to the Secretary of Defense," is hereby amended by adding the following paragraph at the end of Section 1 thereof:

"(o) The authority vested in the President by section 3 of the Travel Expense Act of 1949, 63 Stat. 166, as amended (5 U.S.C. 836), to establish maximum rates of per diem allowances for civilian officers and employees of the Government to the extent that such authority pertains to travel status in localities in Alaska, Hawaii, the Commonwealth of Puerto Rico, the Canal Zone, and possessions of the United States."

SEC. 2. There is hereby delegated to the Secretary of State the authority vested in the President by Section 3 of the Travel Expense Act of 1949, 63 Stat. 166, as amended (5 U.S.C. 836), to establish maximum rates of per diem allowances for civilian officers and employees of the Government to the extent that such authority pertains to travel status in localities in any area (including the Trust Territory of the Pacific Islands) situated outside the United States, the Commonwealth of Puerto Rico, the Canal Zone, and the possessions of the United States.

SEC. 3. Executive Order No. 11230 of June 28, 1965, entitled "Delegating Certain Functions of the President to the Director of the Bureau of the Budget," as amended, is hereby further amended by substituting for paragraph (9) of Section 1 thereof the following:

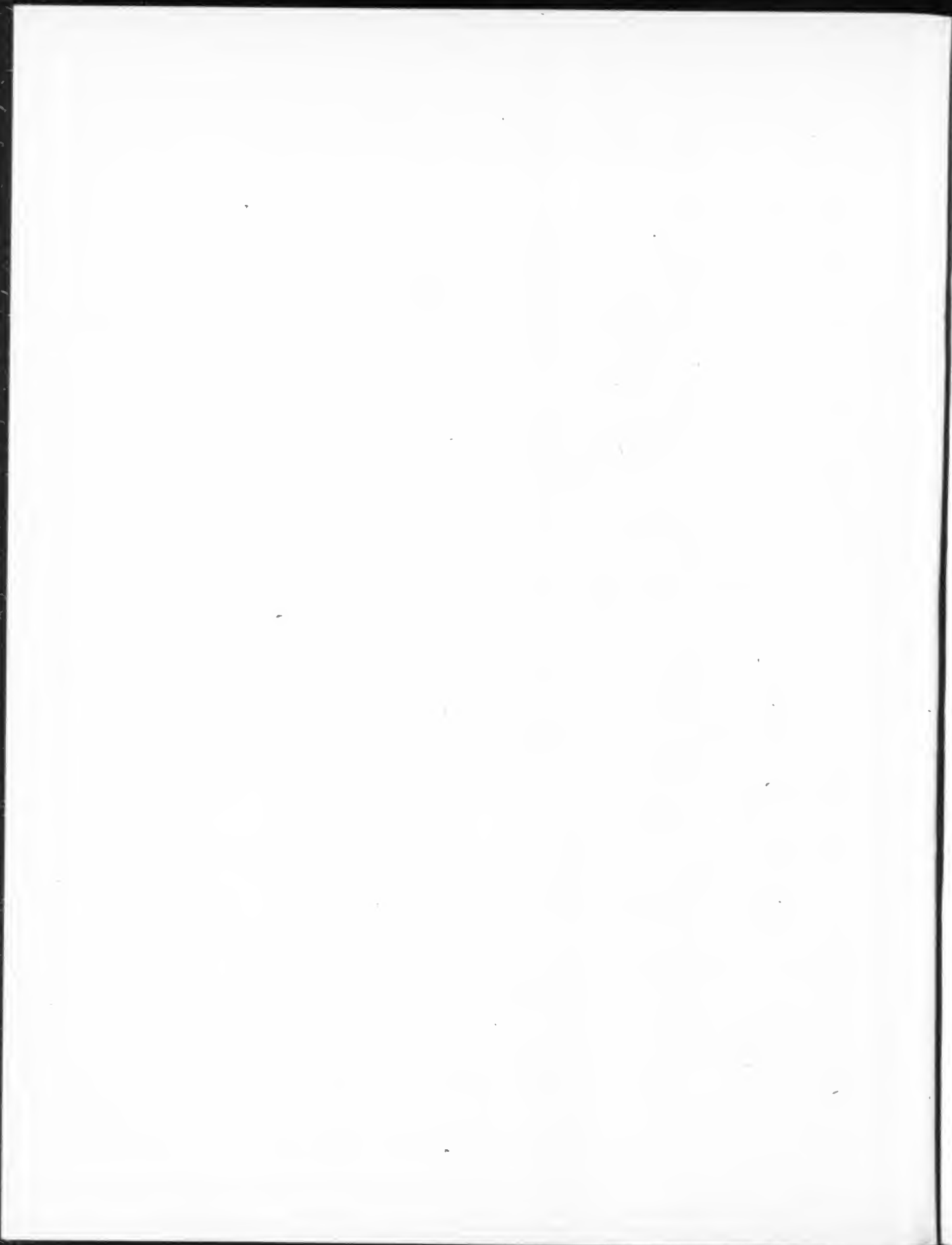
"(9) The authority vested in the President by Section 3 of the Travel Expense Act of 1949, 63 Stat. 166 (5 U.S.C. 836), to establish maximum rates of per diem allowances for civilian officers and employees of the Government to the extent that such authority pertains to travel status of such officers and employees while en route to, from, or between localities situated outside the 48 contiguous states of the United States and the District of Columbia."

SEC. 4. To the extent not heretofore superseded, Executive Order No. 10970 of October 27, 1961, is hereby superseded.

LYNDON B. JOHNSON

THE WHITE HOUSE,
August 4, 1966.

[F.R. Doc. 66-8687; Filed, Aug. 5, 1966, 2:03 p.m.]



Executive Order 11295

RULES GOVERNING THE GRANTING, ISSUING, AND VERIFYING OF
UNITED STATES PASSPORTS

By virtue of the authority vested in me by Section 301 of Title 3 of the United States Code, and as President of the United States, it is ordered as follows:

SECTION 1. *Delegation of authority.* The Secretary of State is hereby designated and empowered to exercise, without the approval, ratification, or other action of the President, the authority conferred upon the President by the first section of the Act of July 3, 1926 (22 U.S.C. 211a), to designate and prescribe for and on behalf of the United States rules governing the granting, issuing, and verifying of passports.

SEC. 2. *Superseded orders.* Subject to Section 3 of this order, the following are hereby superseded:

(1) Executive Order No. 7856 of March 31, 1938, entitled "Rules Governing the Granting and Issuing of Passports in the United States."

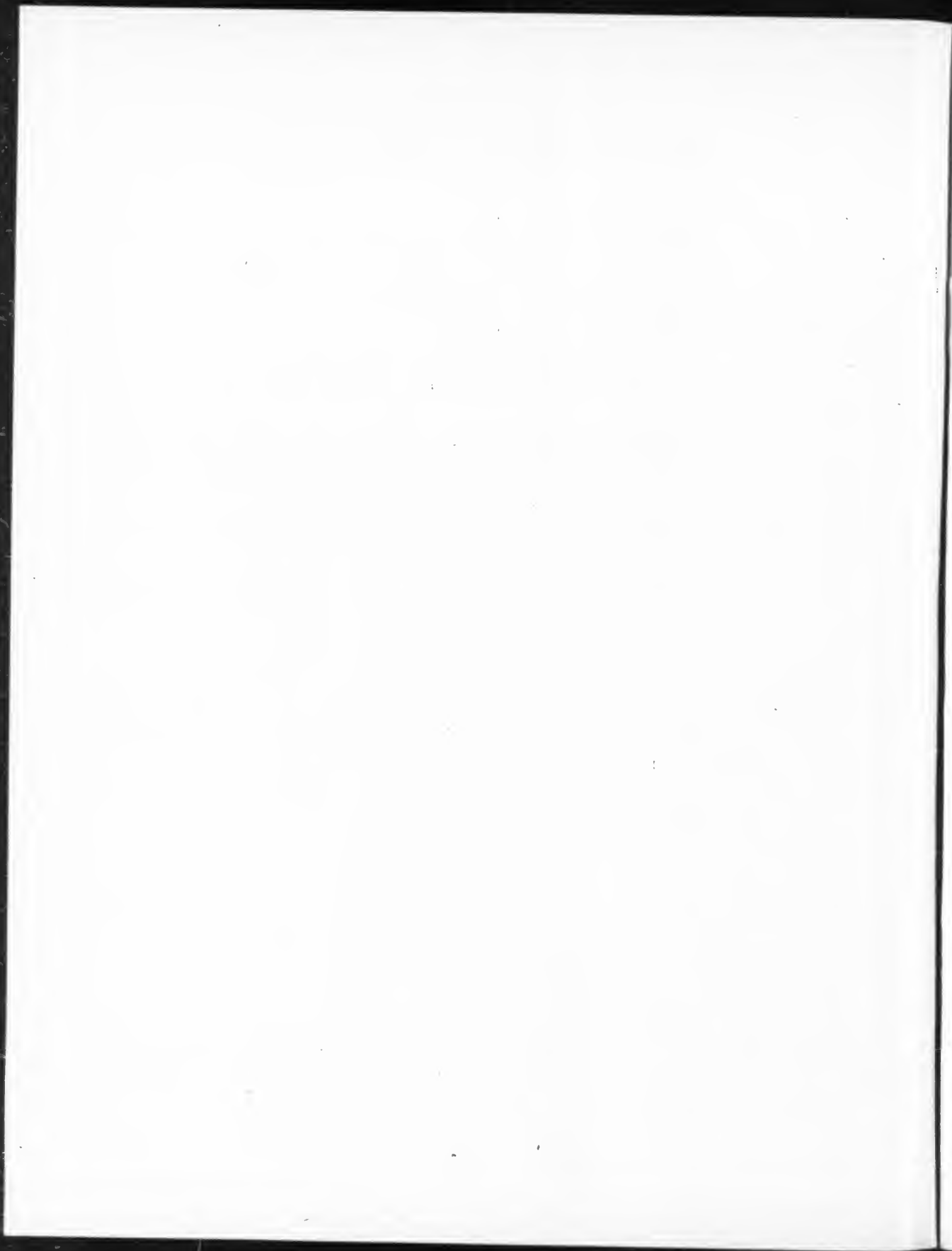
(2) Executive Order No. 8820 of July 11, 1941, entitled "Amending the Foreign Service Regulations of the United States."

SEC. 3. *Saving provisions.* All rules and regulations contained in the Executive order provisions revoked by Section 2 of this order, and all rules and regulations issued under the authority of those provisions, which are in force at the time of the issuance of this order shall remain in full force and effect until revoked, or except as they may be hereafter amended or modified, in pursuance of the authority conferred by this order, unless sooner terminated by operation of law.

LYNDON B. JOHNSON

THE WHITE HOUSE,
August 5, 1966.

[F.R. Doc. 66-8711; Filed, Aug. 8, 1966; 10:14 a.m.]



Rules and Regulations

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I—Federal Power Commission

[Docket No. R-307; Order 325]

MISCELLANEOUS AMENDMENTS TO CHAPTER

AUGUST 2, 1966.

Accounting for fees paid pursuant to Part 159 by natural gas pipeline companies in connection with certificate and other applications; Docket No. R-307.

Following a formal rulemaking proceeding initiated by a notice of proposed rulemaking in Docket No. R-282, the Commission, on January 5, 1966, issued Order No. 317 in which it promulgated Part 159 of its regulations under the Natural Gas Act prescribing fees to be paid by natural gas pipeline companies in connection with applications for certificates and certain other authorizations. 35 FPC _____, 31 F.R. 430, 18 CFR Part 159.

Although the regulation thus promulgated prescribed, in § 159.4, the accounting treatment to be followed in recording the fees, the order did not amend the specific accounts in the Uniform System of Accounts which were directed to be used. Consequently, we are now incorporating the accounting treatment there prescribed as a new Gas Plant Instruction in the system of accounts and revising the texts of the particular accounts involved in this matter to reflect the accounting treatment prescribed with respect to these fees.

The Commission finds:

(1) It is necessary and appropriate for the administration of the Natural Gas Act that the amendments set forth in this order be made to the Uniform System of Accounts Prescribed for Natural Gas Companies of all classes.

(2) Since the amendments herein prescribe accounting treatment of fees established after notice and opportunity to be heard, further notice under section 4 of the Administrative Procedure Act is unnecessary.

The Commission, acting pursuant to the authority of the Natural Gas Act, as amended, particularly sections 8 and 16 thereof (52 Stat. 825, 830; 15 U.S.C. 717g, 717o), orders:

PART 201—UNIFORM SYSTEM OF ACCOUNTS FOR NATURAL GAS COMPANIES

(A) The Uniform System of Accounts prescribed for Class A and Class B natural gas companies by Part 201, Sub-

chapter F of Chapter I, Title 18 of the Code of Federal Regulations, is amended by—

(1) Adding to the Gas Plant Instructions the following new paragraph 16:

Gas Plant Instructions

16. Fees for applications filed with the Commission. A. Fees for applications involving construction of property shall be accounted for as follows:

(1) All fees paid prior to the final disposition of the certificate application shall be charged to account 186, Miscellaneous Deferred Debits.

(2) If the certificate is granted and accepted, the amounts recorded in account 186 shall be cleared to account 107, Construction Work in Progress—Gas, and subsequently cleared to the appropriate plant accounts.

(3) If the certificate requested is not granted or is not accepted by the applicant, the fees recorded in account 186 shall be cleared to account 928, Regulatory Commission Expenses.

(4) All amounts paid after the Commission has granted the certificate shall be recorded in account 107, Construction Work in Progress—Gas, and subsequently cleared to the appropriate plant accounts.

B. All amounts paid related to certificate applications involving the acquisitions of facilities including those acquired by merger or pooling of interests shall be charged to account 928, Regulatory Commission Expenses.

C. All other fees for applications not involving construction or acquisition of facilities shall be charged to account 928, Regulatory Commission Expenses.

(2) Adding to Account 107, Construction work in progress—Gas, the following Note:

107 Construction work in progress—Gas.

NOTE: This account to include certificate application fees paid to the Federal Power Commission as provided for in gas plant instruction 16.

(3) Revising paragraph A of account 186, Miscellaneous deferred debits, to read as follows:

186 Miscellaneous deferred debits.

A. This account shall include all debits not elsewhere provided for, such as miscellaneous work in progress, construction certificate application fees paid prior to final disposition of the application as provided for in gas plant instruction 16A, and unusual or extraordinary expenses not included in other accounts which are in process of amortization, and items the final disposition of which is uncertain.

(4) Adding to Account 928, Regulatory commission expenses, the following under "Items":

928 Regulatory commission expenses.

ITEMS

3. All application fees except those involving construction certificate applications which have been approved. (See Gas Plant Instruction 16.)

PART 204—UNIFORM SYSTEM OF ACCOUNTS FOR CLASS C NATURAL GAS COMPANIES

(B) The Uniform System of Accounts prescribed for Class C natural gas companies by Part 204 of said Subchapter F is amended by—

(1) Adding to the Gas Plant Instructions the following new paragraph 13:

Gas Plant Instructions

13. Fees for applications filed with the Commission. A. Fees for applications involving construction of property shall be accounted for as follows:

(1) All fees paid prior to the final disposition of the certificate application shall be charged to account 183, Other Deferred Debits.

(2) If the certificate is granted and accepted, the amounts recorded in account 183 shall be cleared to the appropriate plant accounts.

(3) If the certificate requested is not granted or is not accepted by the applicant, the fees recorded in account 183 shall be cleared to account 928, Regulatory Commission Expenses.

(4) All amounts paid after the Commission has granted the certificate shall be recorded in account 107, Construction Work in Progress—Gas; and subsequently cleared to the appropriate plant accounts.

B. All amounts paid related to certificate applications involving the acquisition of facilities including those acquired by merger or pooling of interests shall be charged to account 928, Regulatory Commission Expenses.

C. All other fees for applications not involving construction or acquisition of facilities shall be charged to account 928, Regulatory Commission Expenses.

(2) Adding to Account 107, Construction work in progress—Gas, the following Note:

107 Construction work in progress—Gas.

NOTE: This account to include certificate application fees paid to the Federal Power Commission as provided for in gas plant instruction 13.

(3) Adding to Account 183, Other deferred debits, the following, after Item A(5):

183 Other deferred debits.

A. This account shall include the following classes of items:

(6) All fees related to certificate applications involving construction paid prior to the final disposition of the certificate application. If the certificate is granted and accepted, the amount recorded in this amount shall be credited with the amount applicable thereto and charged to the appropriate plant accounts. If the certificate requested is not granted or is not accepted by the applicant, the fees recorded in this account shall be cleared to account 928, Regulatory Commission Expenses.

(4) Adding to Account 928, Regulatory commission expenses, the following, under "Items":

928 Regulatory commission expenses.

ITEMS

3. All application fees except those involving construction certificate applications which have been approved. (See Gas Plant Instruction 13.)

PART 205—UNIFORM SYSTEM OF ACCOUNTS FOR CLASS D NATURAL GAS COMPANIES

(C) The Uniform System of Accounts prescribed for Class D natural gas companies by Part 205 of said Subchapter F is amended by—

(1) Revising present Gas Plant Instruction 2 to read as follows:

Gas Plant Instructions

2. *Components of construction cost.* The cost of construction of property chargeable to the gas plant accounts shall include, where applicable, fees for construction certificate applications paid after grant of certificate, the cost of labor, materials and supplies, transportation, work done by others for the utility, injuries and damages incurred in construction work, privileges and permits, special machine service, interest during construction and such portion of general engineering, administrative salaries and expenses, insurance, taxes and other analogous items as may be properly includible in construction costs.

(2) Adding to the Gas Plant Instructions the following new paragraph 7:

Gas Plant Instructions

7. *Fees for applications filed with the Commission.* A. Fees for applications involving construction of property shall be accounted for as follows:

(1) All fees paid prior to the final disposition of the certificate application shall be charged to account 183, Other Deferred Debits.

(2) If the certificate is granted and accepted, the amounts recorded in account 183 shall be cleared to the appropriate plant accounts.

(3) If the certificate requested is not granted or is not accepted by the applicant, the fees recorded in account 183 shall be cleared to account 776, Regulatory Commission Expenses.

(4) All amounts paid after the Commission has granted the certificate shall be recorded as a component of construction cost.

B. All amounts paid related to certificate applications involving the acquisition of facilities including those acquired by merger or pooling of interests shall be charged to account 776, Regulatory Commission Expenses.

C. All other fees for applications not involving construction or acquisition of facilities shall be charged to account 928, Regulatory Commission Expenses.

(3) Adding to account 183, Other Deferred Debits, the following, after Item A(5):

183 Other deferred debits.

(6) All fees related to certificate applications involving construction paid prior to the final disposition of the certificate application. If the certificate is granted and accepted, the amount recorded in this account shall be credited with the amount applicable thereto and charged to the appropriate plant accounts. If the certificate requested is not granted or is not accepted by the applicant, the fees recorded in this account shall be cleared to account 776, Regulatory Commission Expenses.

(4) Adding to Account 776, Regulatory commission expenses, the following, after Item C:

776 Regulatory commission expenses.

D. This account shall include all application fees except those involving construction certificate applications which have been approved. (See Gas Plant Instruction 7.)

(Secs. 8, 16, 52 Stat. 825, 830; 15 U.S.C. 717g, 717o)

(D) The amendments herein prescribed shall be effective September 2, 1966.

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

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-8635; Filed, Aug. 8, 1966; 8:45 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

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

COMPONENTS OF PAPER AND PAPERBOARD IN CONTACT WITH DRY FOOD

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 6B1931) filed by the American Cyanamid Co., Wayne, N.J. 07470, and other relevant material, has concluded that the food additive regulations should be amended to provide for the use of disodium *N*-octadecylsulfosuccinamate as a component of paper and paperboard intended for use in contact with dry food. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120; 31 F.R. 3008), § 121.2571(b)(2) is amended by inserting alphabetically in the list of substances a new item, as follows:

§ 121.2571 Components of paper and paperboard in contact with dry food.

- (b) * * *
- (2) * * *

List of substances	Limitations
* * *	* * *
Disodium <i>N</i> -octadecylsulfosuccinamate	-----
* * *	* * *

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW, Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

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

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

Dated: August 3, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-8663; Filed, Aug. 8, 1966;
8:48 a.m.]

Title 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

PART 214—NONIMMIGRANT CLASSES

Submission of Contractual Evidence

The following amendment to Chapter I of Title 8 of the Code of Federal Regulations is hereby prescribed:

Subdivision (i) *Petition for alien of distinguished merit and ability* of subparagraph (2) *Supporting evidence* of paragraph (h) *Temporary employees of § 214.2 Special requirements for admission, extension, and maintenance of status* is amended by deleting the existing eighth sentence and inserting the following sentence between the existing third and fourth sentences: "Copies of any written contracts between the petitioner and beneficiary, or a summary of the verbal contract or agreement under which the beneficiary will be employed if there is no written contract, shall also be annexed to the petition."

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

This order shall be effective on the date of its publication in the FEDERAL REGISTER. Compliance with the provisions of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U.S.C. 1003) as to notice of proposed rule making and delayed effective date is unnecessary in this instance because the rule prescribed by the order relates to agency procedure.

Dated: August 3, 1966.

RAYMOND F. FARRELL,
Commissioner of
Immigration and Naturalization.

[F.R. Doc. 66-8649; Filed, Aug. 8, 1966;
8:48 a.m.]

Title 30—MINERAL RESOURCES

Chapter I—Bureau of Mines, Department of the Interior

PART 27—METHANE-MONITORING SYSTEMS

Procedures for Investigations, Tests, and Certification

On June 22, 1966, notice of proposed rule making regarding revision of Bureau of Mines Schedule 32 was published in the FEDERAL REGISTER (31 F.R. 8630-3).

There being no relevant matter presented by interested persons, the revision

is, as proposed, adopted, subject to the following changes:

1. In § 27.1 the words "in gassy mines and tunnels" are changed to read "in gassy mines, tunnels, or other underground workings."

2. In paragraph (g) of § 27.2 the words "by chemical analysis" are changed to read "by air analysis."

3. In § 27.2(k) add "with" between "conformance" and "the."

Effective date. This revision shall become effective on the date of its publication in the FEDERAL REGISTER.

WALTER R. HEBBARD, Jr.,
Director, Bureau of Mines.

JULY 27, 1966.

Part 27 of Chapter I of Title 30 is revised to read as follows:

Subpart A—General Provisions

Sec.	Purpose.
27.1	Definitions.
27.2	Consultation.
27.3	Applications.
27.4	Letter of certification.
27.5	Certification of components.
27.6	Certification plate or label.
27.7	Fees.
27.8	Date for conducting tests.
27.9	Conduct of investigations, tests, and demonstrations.
27.10	Extension of certification.
27.11	Withdrawal of certification.

Subpart B—Construction and Design Requirements

27.20	Quality of material, workmanship, and design.
27.21	Methane-monitoring system.
27.22	Methane detector component.
27.23	Automatic warning device.
27.24	Power-shutoff component.

Subpart C—Test Requirements

27.30	Inspection.
27.31	Testing methods.
27.32	Tests to determine performance of the system.
27.33	Tests to determine explosion-proof construction.
27.34	Test for intrinsic safety.
27.35	Tests to determine life of critical components and subassemblies.
27.36	Test for adequacy of electrical insulation and clearances.
27.37	Tests to determine adequacy of safety devices for bulbs.
27.38	Tests to determine adequacy of windows and lenses.
27.39	Tests to determine resistance to vibration.
27.40	Test to determine resistance to dust.
27.41	Test to determine resistance to moisture.

AUTHORITY: The provisions of this Part 27 issued under sec. 5, 36 Stat. 370, as amended, and sec. 212(a), 66 Stat. 709; 30 U.S.C. 7, 482(a). Interpret or apply secs. 2, 3, 36 Stat. 370, as amended, and secs. 201, 209, 66 Stat. 692, 703; 30 U.S.C. 3, 5, 471, 479.

Subpart A—General Provisions

§ 27.1 Purpose.

The regulations in this part set forth the requirements for methane-monitoring systems or components thereof to procure certification for their incorpora-

tion in or with permissible equipment that is used in grassy mines, tunnels, or other underground workings; procedures for applying for such certification; and fees.

§ 27.2 Definitions.

As used in this part:

(a) "Bureau" means the Bureau of Mines of the U.S. Department of the Interior.

(b) "Applicant" means an individual, partnership, company, corporation, association, or other organization that designs, manufactures, or assembles and that seeks certification or preliminary testing of a methane-monitoring system or component.

(c) "Methane-monitoring system" means a complete assembly of one or more methane detectors and all other components required for measuring and signalling the presence of methane in the atmosphere of a mine, tunnel, or other underground workings, and shall include a power-shutoff component.

(d) "Methane detector" means a component for a methane-monitoring system that functions in a gassy mine, tunnel, or other underground workings to sample the atmosphere continuously and responds to the presence of methane.

(e) "Power-shutoff component" means a component of a methane-monitoring system, such as a relay, switch, or switching mechanism, that will cause a control circuit to deenergize a machine, equipment, or power circuit when actuated by the methane detector.

(f) "Flammable mixture" means a mixture of a gas, such as methane, natural gas, or similar hydrocarbon gas with normal air, that can be ignited.

(g) "Gassy mine or tunnel" means a mine, tunnel, or other underground workings in which a flammable mixture has been ignited, or has been found with a permissible flame safety lamp, or has been determined by air analysis to contain 0.25 percent or more (by volume) of methane in any open workings when tested at a point not less than 12 inches from the roof, face, or rib.

(h) "Letter of certification" means a formal document issued by the Bureau stating that a methane-monitoring system or subassembly or component thereof: (1) Has met the requirements of this part, and (2) is certified for incorporation in or with permissible or approved equipment that is used in gassy mines and tunnels.

(i) "Component" means a part of a methane-monitoring system that is essential to its operation as a certified methane-monitoring system.

(j) "Explosion proof" means that a component or group of components (sub-assembly) is so constructed and protected by an enclosure with or without a flame arrester(s) that, if a flammable mixture of gas is ignited within the enclosure, it will withstand the resultant pressure without damage to the enclosure and/or flame arrester(s). Also the enclosure and/or flame arrester(s) shall prevent the discharge of flame from

within either the enclosure or the flame arrester, or the ignition of any flammable mixture that surrounds the enclosure and/or flame arrester.¹

(k) "Normal operation" means that performance of each component as well as of the entire assembly of the methane-monitoring system is in conformance with the functions for which it was designed and for which it was tested by the Bureau.

(l) "Flame arrester" means a device so constructed that it will prevent propagation of flame or explosion from within the unit of which it is part to a surrounding flammable mixture.

(m) "Intrinsically safe equipment and circuitry" means equipment and circuitry that are incapable of releasing enough electrical or thermal energy under normal or abnormal conditions to cause ignition of a flammable mixture of the most easily ignitable composition.

(n) "Fail safe" means that the circuitry of a methane-monitoring system shall be so designed that electrical failure of a component which is critical in the Bureau's opinion will result in de-energizing the methane-monitoring system and the machine or equipment of which it is a part.

§ 27.3 Consultation.

By appointment, applicants or their representatives may visit the Bureau's Health and Safety Research and Testing Center, 4800 Forbes Avenue, Pittsburgh, Pa., 15213, to discuss with qualified Bureau personnel proposed methane-monitoring systems to be submitted in accordance with the regulations of this part. No charge is made for such consultation and no written report thereof will be made to the applicant.

§ 27.4 Applications.

(a) No investigation or testing for certification will be undertaken by the Bureau except pursuant to a written application, in duplicate, accompanied by all drawings, specifications, descriptions, and related materials and also a check, bank draft, or money order, payable to the Bureau of Mines, to cover the fees. The application and all related matters and correspondence concerning it shall be addressed to the Bureau of Mines, 4800 Forbes Avenue, Pittsburgh, Pa., 15213, Attention: Electrical-Mechanical Testing.

(b) Drawings, specifications, and descriptions shall be adequate in detail to identify fully all components and sub-assemblies that are submitted for investigation, and shall include wiring and block diagrams. All drawings shall include title, number, and date; any revision dates and the purpose of each revision shall also be shown on the drawing.

(c) For a complete investigation leading to certification, the applicant shall furnish all necessary components and material to the Bureau. The Bureau

¹ Explosion-proof components or sub-assemblies shall be constructed in accordance with the requirements of Part 18 of this subchapter.

reserves the right to require more than one of each component, subassembly, or assembly for the investigation. Spare parts and expendable components, subject to wear in normal operation, shall be supplied by the applicant to permit continuous operation during test periods. The applicant shall furnish special tools necessary to assemble or disassemble any component or subassembly for inspection or test.

(d) The applicant shall submit a plan of inspection of components at the place of manufacture or assembly. The applicant shall furnish to the Bureau a copy of any factory-inspection form or equivalent with the application. The form shall direct attention to the points that must be checked to make certain that all components or subassemblies of the complete assembly are in proper condition, complete in all respects, and in agreement with the drawings, specifications, and descriptions filed with the Bureau.

(e) The applicant shall furnish to the Bureau complete instructions for operating the assembly and servicing components. After completion of the Bureau's investigation, and before certification, if any revision of the instructions is required, a revised copy thereof shall be submitted to the Bureau for inclusion with the drawings and specifications.

§ 27.5 Letter of certification.

(a) Upon completion of investigation of a methane-monitoring system, or component or subassembly thereof, the Bureau will issue to the applicant either a letter of certification or a written notice of disapproval, as the case may require. If a letter of certification is issued, no test data or detailed results of tests will accompany it. If a notice of disapproval is issued, it will be accompanied by details of the defects, with a view to possible correction. The Bureau will not disclose, except to the applicant or his authorized representative, any information because of which a notice of disapproval has been issued.

(b) A letter of certification will be accompanied by an appropriate cautionary statement specifying the conditions to be observed for operating and maintaining the device(s) and to preserve its certified status.

§ 27.6 Certification of components.

In accordance with § 27.4, manufacturers of components may apply to the Bureau to issue a letter of certification. To qualify for certification, electrical components shall conform to the prescribed inspection and test requirements and the construction thereof shall be adequately covered by specifications officially recorded and filed with the Bureau. Letters of certification may be cited to fabricators of equipment intended for use in a certified methane-monitoring system as evidence that further inspection and test of the components will not be required.

§ 27.7 Certification plate or label.

A certified methane-monitoring system or component thereof shall be identified with a certification plate or

label which is attached to the system or component in a manner acceptable to the Bureau. The method of attachment shall not impair the explosion-proof characteristics of any enclosure. The plate or label shall be of serviceable material, acceptable to the Bureau, and shall contain the following inscription with spaces for appropriate identification of the system or component and assigned certificate number:

Manufacturer's Name.....
Description.....
(Name)
Model or Type No.....
Certified as complying with the applicable requirements of Schedule 32A.
Certificate No.....

§ 27.8 Fees.

(a) Detailed inspection—each assembled component.....	\$60
(b) Explosion testing—each explosion-proof enclosure.....	70
(c) Each series of tests to determine adequacy of design, materials, and/or construction.....	105
(d) Tests to determine safe operation and performance of a complete methane-monitoring system.....	200
(e) Tests to determine intrinsic safety.....	105
(f) Final examination and recording of drawings and specifications requisite to issuing a letter of certification.....	110
(g) Examining and recording drawings and specifications requisite to issuing an extension of certification, each 4 hours or fraction thereof.....	35
(h) Tests to assist an applicant in evaluating equipment intended for certification may be made at the discretion of the Bureau. Written requests for such tests shall be directed to the Bureau of Mines, 4800 Forbes Avenue, Pittsburgh, Pennsylvania, 15213, Attention: Electrical-Mechanical Testing. A deposit of \$200 shall be paid in advance when such tests have been authorized. The fees charged shall depend on the work performed based on normal charges. Any surplus will be refunded at the completion of the work, or applied to future work, on the same device, as directed by the applicant.....	

If an applicant is unable to determine the exact fee that should be submitted with his application, the information will be provided upon request addressed to the Bureau of Mines, 4800 Forbes Avenue, Pittsburgh, Pa., 15213, Attention: Electrical-Mechanical Testing. Any surplus from a fee submitted in excess of requirements will be refunded to the applicant upon completion or termination of the investigation or tests.

§ 27.9 Date for conducting tests.

The application, payment of necessary fees, and submission of required material will determine the order of precedence for testing when more than one application is pending. The applicant will be notified of the date on which tests will begin.

NOTE: If an assembly, subassembly, or component fails to meet any of the requirements, testing of it may be suspended and other items may be tested. However, if the

cause of failure is corrected, testing will be resumed after completing such other test work as may be in progress.

§ 27.10 Conduct of investigations, tests, and demonstrations.

The Bureau shall hold as confidential and shall not disclose principles or patentable features, nor shall it disclose any details of drawings, specifications, or related materials. The conduct of all investigations, tests, and demonstrations shall be under the sole direction and control of the Bureau, and any other persons shall be present only as observers, except as noted in paragraph (b) of this section.

(a) Prior to the issuance of a letter of certification, only Bureau personnel, representatives of the applicant, and such other persons as are mutually agreed upon may observe the investigations or tests.

(b) When requested by the Bureau, the applicant shall provide assistance in assembling or disassembling components, subassemblies, or assemblies for testing, preparing components, subassemblies, or assemblies for testing, and operating the system during the tests.

(c) After the issuance of a letter of certification, the Bureau may conduct such public demonstrations and tests of the certified methane-monitoring system or components as it deems appropriate.

§ 27.11 Extension of certification.

If an applicant desires to change any feature of a certified system or component, he shall first obtain the Bureau's approval of the change, pursuant to the following procedure:

(a) Application shall be made as for an original certification, requesting that the existing certification be extended to cover the proposed changes. The application shall include complete drawings, specifications, and related data, showing the changes in detail.

(b) The application will be examined by the Bureau to determine whether inspection and testing of the modified system or component or of a part will be required. The Bureau will inform the applicant whether testing is required; the component or components and related material to be submitted for that purpose; and the fee for testing.

(c) If the proposed modification meets the requirements of this part, a formal extension of certification will be issued, accompanied by a list of revised drawings and specifications which the Bureau has added to those already on file.

§ 27.12 Withdrawal of certification.

The Bureau reserves the right to rescind for cause any certification issued under this part.

Subpart B—Construction and Design Requirements

§ 27.20 Quality of material, workmanship, and design.

(a) The Bureau will test only equipment that, in its opinion, is constructed of suitable materials, is of good workmanship, is based on sound engineering

principles, and is safe for its intended use. Since all possible designs, arrangements, or combinations of components cannot be foreseen, the Bureau reserves the right to modify the construction and design requirements of components or subassemblies and the tests to obtain the degree of protection intended by the tests described in Subpart C of this part.

(b) Unless otherwise noted, the requirements stated in this part shall apply to explosion-proof enclosures and intrinsically safe circuits.

(c) All components, subassemblies, and assemblies shall be designed and constructed in a manner that will not create an explosion or fire hazard.

(d) All assemblies or enclosures—explosion-proof or intrinsically safe—shall be so designed that the temperatures of the external surfaces, during continuous operation, do not exceed 150° C. (302° F.) at any point.

(e) Lenses or globes shall be protected against damage by guards or by location.

(f) If the Bureau determines that an explosion hazard can be created by breakage of a bulb having an incandescent filament, the bulb mounting shall be so constructed that the bulb will be ejected if the bulb glass enclosing the filament is broken.

NOTE: Other methods that provide equivalent protection against explosion hazards from incandescent filaments may be considered satisfactory at the discretion of the Bureau.

§ 27.21 Methane-monitoring system.

(a) A methane-monitoring system shall be so designed that any machine or equipment, which is controlled by the system, cannot be operated unless the electrical components of the methane-monitoring system are functioning normally.

(b) A methane-monitoring system shall be rugged in construction so that its operation will not be affected by vibration or physical shock, such as normally encountered in mining operations.

(c) Insulating materials that give off flammable or explosive gases when decomposed shall not be used within enclosures where they might be subjected to destructive electrical action.

(d) An enclosure shall be equipped with a lock, seal, or acceptable equivalent when the Bureau deems such protection necessary for safety.

(e) A component or subassembly of a methane-monitoring system shall be constructed as a package unit or otherwise in a manner acceptable to the Bureau. Such components or subassemblies shall be readily replaceable or removable without creating an ignition hazard.

(f) The complete system shall "fall safe" in a manner acceptable to the Bureau.

§ 27.22 Methane detector component.

(a) A methane detector component shall be suitably constructed for incorporation in or with permissible and approved equipment that is operated in gassy mines and tunnels.

(b) A methane detector shall include:

(1) A method of continuous sampling of the atmosphere in which it functions.

(2) A method for actuating a warning device which shall function automatically at a methane content of the mine atmosphere between 1.0 to 1.5 volume percent. The warning device shall also function automatically at all higher concentrations of methane in the mine atmosphere.

(3) A method for actuating a power-shutoff component, which shall function automatically when the methane content of the mine atmosphere is 2.0 volume percent and at all higher concentrations of methane.

(4) A suitable filter on the sampling intake to prevent dust and moisture from entering and interfering with normal operation.

NOTE: This requirement for the methane detector may be waived if the design is such as to preclude the need of a filter.

(c) A methane detector may provide means for sampling at more than one point; provided, the methane detector shall separately detect the methane in the atmosphere at each sampling point with, in the Bureau's opinion, sufficient frequency.

§ 27.23 Automatic warning device.

(a) An automatic warning device shall be suitably constructed for incorporation in or with permissible and approved equipment that is operated in gassy mines and tunnels.

(b) An automatic warning device shall include an alarm signal (audible or colored light), which shall be made to function automatically at a methane content of the mine atmosphere between 1.0 to 1.5 volume percent and at all higher concentrations of methane.

(c) It is recommended that the automatic warning device be supplemented by a meter calibrated in volume percent of methane.

§ 27.24 Power-shutoff component.

(a) A power-shutoff component shall be suitably constructed for incorporation in or with permissible and approved equipment that is operated in gassy mines and tunnels.

(b) The power-shutoff component shall include:

(1) A means which shall be made to function automatically to deenergize the machine or equipment when actuated by the methane detector at a methane concentration of 2.0 volume percent and at all higher concentrations in the mine atmosphere.

(i) For an electric-powered machine or equipment energized by means of a trailing cable, the power-shutoff component shall, when actuated by the methane detector, cause a control circuit to shut down the machine or equipment on which it is installed; or it shall cause a control circuit to deenergize both the machine or equipment and the trailing cable.

NOTE: It is not necessary that power be controlled both at the machine and at the outby end of the trailing cable.

(ii) For a battery-powered machine or equipment, the methane-monitor power-shutoff component shall, when actuated by the methane detector, cause a control circuit to deenergize the machine or equipment as near as possible to the battery terminals.

(iii) For a diesel-powered machine or equipment, the power-shutoff component, when actuated by the methane detector, shall shut down the prime mover and deenergize all electrical components of the machine or equipment. Batteries are to be disconnected as near as possible to the battery terminals. Headlights which are approved under part 20 of this subchapter (Schedule 10, or any revision thereof) are specifically exempted from this requirement.

(2) An arrangement for testing the power-shutoff characteristic to determine whether the power-shutoff component is functioning properly.

Subpart C—Test Requirements

§ 27.30 Inspection.

A detailed inspection shall be made by the Bureau of the equipment and all components and functions related to safety in operation, which shall include:

(a) Examining materials, workmanship, and design to determine conformance with paragraph (a) of § 27.20.

(b) Comparing components and subassemblies with the drawings and specifications to verify conformance with the requirements of this part.

§ 27.31 Testing methods.

A methane-monitoring system shall be tested by the Bureau to determine its functional performance, and its explosion-proof and other safety characteristics. Since all possible designs, arrangements, or combinations cannot be foreseen, the Bureau reserves the right to make any tests or to place any limitations on equipment, or components or subassemblies thereof, not specifically covered herein, to determine and assure the safety of such equipment with regard to explosion and fire hazards.

§ 27.32 Tests to determine performance of the system.

(a) *Laboratory tests for reliability and durability.* Five hundred successful consecutive tests² for gas detection, alarm action, and power shutoff in natural gas-air mixtures³ shall be conducted to demonstrate acceptable performance as to reliability and durability of a methane-monitoring system. The tests shall be conducted as follows:

(1) The methane detector component shall be placed in a test gallery into which natural gas shall be made to enter at various rates with sufficient turbulence for proper mixing with the air in the gallery. To comply with the requirements of this test, the detector shall provide an impulse to actuate an alarm at a

² Normal replacements and adjustments shall not constitute a failure.

³ Investigation has shown that, for practical purposes, natural gas (containing a high percentage of methane) is a satisfactory substitute for pure methane in these tests.

predetermined percentage of gas and also provide an impulse to actuate a power shutoff at a second predetermined percentage of gas. (See §§ 27.21, 27.22, 27.23, and 27.24.)⁴

(b) *Field tests.* The Bureau reserves the right to conduct tests, similar to those stated in paragraph (a) of this section, in underground workings to verify reliability and durability of a methane-monitoring system installed in connection with a piece of mining equipment.

§ 27.33 Tests to determine explosion-proof construction.

Any assembly, subassembly, or component which, in the opinion of the Bureau, requires explosion-proof construction shall be tested in accordance with the procedures stated in Part 18 of this subchapter.

§ 27.34 Test for intrinsic safety.

Assemblies, subassemblies, or components that are designed for intrinsic safety shall be tested by introducing into the circuit(s) thereof a circuit-interrupting device which produces an electric spark from the current in the circuit. The circuit-interrupting device shall be placed in a gallery containing various flammable natural gas-air mixtures. To meet the requirements of this test, the spark shall not ignite the flammable mixture. For this test the circuit-interrupting device shall be operated not less than 100 times at 125 percent of the normal operating voltage of the particular circuit.

§ 27.35 Tests to determine life of critical components and subassemblies.

Replaceable components may be subjected to appropriate life tests at the discretion of the Bureau.

§ 27.36 Test for adequacy of electrical insulation and clearances.

The Bureau shall examine, and test in a manner it deems suitable, electrical insulation and clearances between electrical conductors to determine adequacy for the intended service.

§ 27.37 Tests to determine adequacy of safety devices for bulbs.

The glass envelope of bulbs with the filament incandescent at normal operating voltage shall be broken in flammable methane-air or natural gas-air mixtures in a gallery to determine that the safety device will prevent ignition of the flammable mixtures.

§ 27.38 Tests to determine adequacy of windows and lenses.

Impact tests. A 4-pound cylindrical weight with a one-inch diameter hemispherical striking surface will be dropped (free fall) to strike the window or lens in its mounting or the equivalent thereof at or near the center. At least three out of four samples shall withstand the impact according to the following table:

⁴ At the option of the Bureau, these tests will be conducted with dust or moisture added to the atmosphere within the gallery.

Overall lens diameter (inches)	Height of fall (inches)
Less than 4.....	6
4 to 5.....	9
5 to 6.....	15
Greater than 6.....	24

Lenses or windows of smaller diameter than 1 inch may be tested by alternate methods at the discretion of the Bureau.

§ 27.39 Tests to determine resistance to vibration.

(a) *Laboratory tests for reliability and durability.* Components, subassemblies, or assemblies that are to be mounted on permissible and approved equipment shall be subjected to two separate vibration tests, each of one-hour duration. The first test shall be conducted at a frequency of 30 cycles per second with a total movement per cycle of $\frac{1}{16}$ inch. The second test shall be conducted at a frequency of 15 cycles per second with a total movement per cycle of $\frac{1}{8}$ inch. Components, subassemblies, and assemblies shall be secured to the vibration testing equipment in their normal operating positions (with shock mounts, if regularly provided with shock mounts). Each component, subassembly and assembly shall function normally during and after each vibration test.

NOTE: The vibrating equipment is designed to impart a circular motion in a plane inclined 45° to the vertical or horizontal.

(b) *Field tests.* The Bureau reserves the right to conduct tests to determine resistance to vibration in underground workings to verify the reliability and durability of a methane-monitoring system or component(s) thereof where installed in connection with a piece of mining equipment.

§ 27.40 Test to determine resistance to dust.

Components, subassemblies, or assemblies, the normal functioning of which might be affected by dust, such as coal or rock dust, shall be tested in an atmosphere containing an average concentration (50 million minus 40 micron particles per cubic foot) of such dust(s) for a continuous period of 4 hours. The component, subassembly, or assembly shall function normally after being subjected to this test.

NOTE: Dust measurements, when necessary, shall be made by impinger sampling and light-field counting technique.

§ 27.41 Test to determine resistance to moisture.

Components, subassemblies, or assemblies, the normal functioning of which might be affected by moisture, shall be tested in atmospheres of high relative humidity (80 percent or more at 65°-75° F.) for continuous operating and idle periods of 4 hours each. The component or subassembly or assembly shall function normally after being subjected to those tests.

[F.R. Doc. 66-8654; Filed, Aug. 8, 1966; 8:46 a.m.]

Title 7—AGRICULTURE

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

PART 923—SWEET CHERRIES GROWN IN DESIGNATED COUNTIES IN WASHINGTON

Expenses and Rate of Assessment

On July 23, 1966, notice of rule making was published in the *FEDERAL REGISTER* (31 F.R. 10038) regarding proposed expenses and the related rate of assessment for the period beginning April 1, 1966, and ending March 31, 1967, pursuant to the marketing agreement as amended, and Order No. 923 as amended (7 CFR Part 923), regulating the handling of sweet cherries grown in designated counties in Washington. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). After consideration of all relevant matters presented including the proposals set forth in such notice which were submitted by the Washington Cherry Marketing Committee (established pursuant to said marketing agreement and order) it is hereby found and determined that:

§ 923.206 Expenses and rate of assessment.

(a) *Expenses.* Expenses that are reasonable and likely to be incurred by the Washington Cherry Marketing Committee during the period April 1, 1966, through March 31, 1967, will amount to \$13,020.

(b) *Rate of assessment.* The rate of assessment for said period, payable by each handler in accordance with § 923.41, is fixed at \$1 per ton of sweet cherries.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after publication in the *FEDERAL REGISTER* (5 U.S.C. 1001-1011) in that (1) the relevant provisions of said marketing agreement and this part require that the rate of assessment herein fixed shall be applicable to all assessable cherries handled during the aforesaid period, and (2) such period began on April 1, 1966, and said rate of assessment will automatically apply to all such cherries beginning with such date.

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

Dated: August 4, 1966.

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

[F.R. Doc. 66-8646; Filed, Aug. 8, 1966; 8:46 a.m.]

PART 987—DOMESTIC DATES PRODUCED OR PACKED IN A DESIGNATED AREA OF CALIFORNIA

Free and Restricted Percentages and Withholding Factors for 1966-67 Crop Year

Notice was published in the July 12, 1966, issue of the *FEDERAL REGISTER* (31 F.R. 9461) regarding a proposal to establish free and restricted percentages and withholding factors applicable to particular varieties of domestic dates for the 1966-67 crop year beginning August 1, 1966. The percentages are based on recommendations of the Date Administrative Committee and other available information, in accordance with the applicable provisions of the marketing agreement, as amended, and Order No. 987, as amended (7 CFR Part 987), regulating the handling of domestic dates produced or packed in a designated area of California. The amended marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The notice afforded interested persons opportunity to submit written data, views, or arguments with respect to the proposal.

After consideration of all relevant matter presented, including that in the notice, the information and recommendations submitted by the Committee, the written comments submitted pursuant to the notice, and other available information, it is found that to establish free percentages, restricted percentages, and withholding factors as hereinafter set forth will tend to effectuate the declared policy of the act.

Therefore, the free percentages, restricted percentages, and withholding factors for the 1966-67 crop year for marketable dates are, pursuant to §§ 987.44 and 987.45, established as follows:

§ 987.214 Free and restricted percentages, and withholding factors.¹

The various free percentages, restricted percentages, and withholding factors applicable to marketable dates of each variety shall be, for the crop year beginning August 1, 1966, and ending July 31, 1967, as follows: (a) Deglet Noor variety dates: Free percentage, 63.0 percent; restricted percentage, 37.0 percent; and withholding factor, 58.7 percent; (b) Zahidi variety dates: Free percentage, 75.0 percent; restricted percentage, 25.0 percent; and withholding factor, 33.3 percent; (c) Halawy variety dates: Free percentage, 100 percent; restricted percentage, 0 percent; and withholding factor, 0 percent; and (d) Khadrawy variety dates: Free percentage, 100 percent; restricted percentage, 0 percent; and withholding factor, 0 percent.

¹ The Date Administrative Committee included no countries other than the United States and Canada in its determination of trade demand.

It is further found that good cause exists for not postponing the effective time of this action until 30 days after publication in the *FEDERAL REGISTER* (5 U.S.C. 1003(c)) in that: (1) The relevant provisions of said marketing agreement and this part require that (a) free and restricted percentages and withholding factors established for a particular crop year shall be applicable during the entire crop year to all marketable dates, and (b) the withholding obligations based on the continued regulation from the preceding crop year shall be adjusted to the newly established percentages upon their establishment; and (2) the percentages and withholding factors established herein for the crop year beginning August 1, 1966, will apply, and adjustment thereto of handlers' withholding obligations are required, automatically with respect to all such dates.

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

Dated: August 3, 1966.

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

[F.R. Doc. 66-8647; Filed, Aug. 8, 1966; 8:46 a.m.]

PART 993—DRIED PRUNES PRODUCED IN CALIFORNIA

Determination Relative to Estimated Season Average Price to Producers

Under the marketing agreement, as amended, and Order No. 993, as amended (7 CFR Part 993), regulating the handling of dried prunes produced in California, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), the more restrictive grade regulation (7 CFR 993.601) and pack specifications as to size (7 CFR 993.501-993.518) are effective, as applicable, whenever the estimated season average price to producers for prunes does not exceed or is below the parity level specified in section 2(1) of the aforesaid act.

The present parity level is in excess of any prior season average price to producers. Based on this, the information submitted by the Prune Administrative Committee, and other available supply and demand information, it is determined that the estimated season average price to producers for prunes for the 1966-67 crop year beginning August 1, 1966, and for succeeding crop years, will not be at or in excess of the estimated average parity price for prunes for such crop years, and this determination shall continue in effect unless and until superseded by any subsequent determination.

Dated: August 4, 1966.

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

[F.R. Doc. 66-8660; Filed, Aug. 8, 1966; 8:47 a.m.]

PART 993—DRIED PRUNES PRODUCED IN CALIFORNIA

Salable and Reserve Percentages for 1966-67 Crop Year

Pursuant to the marketing agreement, as amended, and Order No. 993, as amended (7 CFR Part 993), regulating the handling of dried prunes produced in California, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), the Prune Administrative Committee has unanimously recommended salable and reserve percentages for California dried prunes of 100 percent and zero percent, respectively. These percentages would be applicable to all prunes received by handlers from producers and dehydrators during the 1966-67 crop year (beginning Aug. 1, 1966).

The Committee's recommendation is based on its estimate of 1966 California dried prune production at 135,000 tons, natural condition weight, and carry-in of 38,642 tons, natural condition weight. This would result in an estimated supply, processed weight equivalent, of 178,800 tons. The Committee also estimated 1966-67 domestic trade demand at 120,000 tons (processed weight) and foreign trade demand at 40,000 tons (processed weight), leaving a carryout on July 31, 1967, of 18,800 tons. A carryout of 25,000 tons is deemed desirable.

After consideration of the Committee's recommendation and supporting information, and other available information, it is found that to establish the salable and reserve percentages as hereinafter set forth will tend to effectuate the declared policy of the act.

Therefore, the salable and reserve percentages for prunes for the 1966-67 crop year are established as follows:

§ 993.202 Salable and reserve percentages for prunes for the 1966-67 crop year.

The salable and reserve percentages for the 1966-67 crop year shall be 100 percent and zero percent, respectively.

It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice and engage in public rulemaking procedure, and that good cause exists for making the provisions hereof effective upon publication in the FEDERAL REGISTER and not postponing the effective time until 30 days after such publication (5 U.S.C. 1003 (a) and (c)) in that: (1) The salable and reserve percentages of 80 percent and 20 percent, respectively, made effective for the 1965-66 crop year (30 F.R. 12383) apply (§ 993.55) to prunes received by handlers in the current crop year (1966-67) until salable and reserve percentages are established for that crop year; (2) after such establishment, the adjustments required § 993.55 will have to be made in the reserve obligations that have accrued up to the time of such establishment; (3) this action fixes the reserve percentage at zero for the 1966-67 crop year and thereby eliminates any reserve obligations that may have accrued prior thereto, with

respect to the 1966 crop; and (4) this action relieves restrictions on handlers.

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

Dated: August 4, 1966, to become effective upon publication in the FEDERAL REGISTER.

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

[F.R. Doc. 66-8710; Filed, Aug. 8, 1966; 9:46 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

SUBCHAPTER N—ARTIFICIAL ISLANDS AND FIXED STRUCTURES ON THE OUTER CONTINENTAL SHELF

[CGFR 66-44]

PART 144—LIFESAVING APPLIANCES

Subpart 144.01—Manned Platforms

PAINTERS PROVIDED FOR LIFEBOATS

Pursuant to the notice of proposed rule making published in the FEDERAL REGISTER of February 10, 1966 (31 F.R. 2602-2614), and the Merchant Marine Council Public Hearing Agenda dated March 21, 1966 (CG-249), the Merchant Marine Council held a public hearing on March 21, 1966, for the purpose of receiving comments, views and data. The proposals considered were identified as Items I to XII, inclusive.

This document is the fifth of a series regarding the regulations and actions considered at the 1966 public hearing and annual session of the Merchant Marine Council. This document contains the actions taken with respect to Item VI, regarding painters provided for lifeboats on manned platforms (CG-249, p. 106, 31 F.R. 2609). The proposal, as revised, is approved and set forth in this document. The actions of the Merchant Marine Council with respect to comments received are approved.

By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by section 632 of Title 14, U.S. Code, and Treasury Department Order 120 dated July 31, 1950 (15 F.R. 6521), and others specifically listed with the regulation below, the following amendment to § 144.01-10(a) is prescribed and shall be effective on October 1, 1966: *Provided*, That the requirements in this document may be complied with prior to the effective date specified in lieu of existing requirements:

§ 144.01-10 Equipment for lifeboats.

(a) Each lifeboat shall be provided with a painter. This painter shall be a manila rope not less than 2¾ inches in circumference and of a length not less than three times the distance from the deck where the lifeboat is stored to the low water line. Alternatively, the painter may be of other material pro-

vided it has equal strength to the size of manila rope specified and is not less than ½ inch in diameter.

(Sec. 633, 63 Stat. 545; 14 U.S.C. 633. Interpret or apply sec. 4, 67 Stat. 462, 43 U.S.C. 1333. Treasury Department Orders 167-15, Jan. 3, 1955, 20 F.R. 840; 167-17, June 29, 1955, 20 F.R. 4976)

Dated: August 3, 1966.

[SEAL] P. E. TRIMBLE,
Vice Admiral, U.S. Coast Guard,
Acting Commandant.

[F.R. Doc. 66-8657; Filed, Aug. 8, 1966; 8:46 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Docket No. 7056; Amdts. 121-21, 127-6, 145-7]

PART 121—CERTIFICATION AND OPERATIONS: DOMESTIC, FLAG, AND SUPPLEMENTAL AIR CARRIERS AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT

PART 127—CERTIFICATION AND OPERATION OF SCHEDULED AIR CARRIERS WITH HELICOPTERS

PART 145—REPAIR STATIONS

Repair Stations Performing Work on Air Carrier and Commercial Operators' Aircraft

The purpose of this amendment to Parts 121, 127, and 145 of the Federal Aviation Regulations is to clarify the requirements for repair stations performing maintenance, preventive maintenance, alterations, and required inspections on aircraft of air carriers and commercial operators. Primarily, the amendment adds a new section to Part 145 that requires repair stations to perform work on air carrier and commercial operators' aircraft in accordance with applicable sections of Parts 121 and 127 and the air carriers' or commercial operators' manuals. Moreover, the performance standards for repair stations have been amended to accommodate the foregoing changes, and Parts 121 and 127 have been amended to take into consideration the performance of maintenance, preventive maintenance, alterations and required inspections by certificated foreign repair stations.

This action was published as a notice of proposed rule making (30 F.R. 15296, Dec. 10, 1965) and circulated as notice 65-37 dated December 6, 1965.

A basic objection in principle to the entire proposal was voiced by one commentator to the effect that the new § 145.2 appeared to be a means of delegating basic FAA responsibility for repair station surveillance to the air carrier. The commentator, alleged that the scheme would be disadvantageous to the air carrier and even more so for a

carrier with a repair station certificate who would then be burdened with dual regulation.

The commentator does not explain how the proposed amendment would shift the basic FAA responsibility for repair station surveillance to the carriers. Section 121.363, cited by the commentator in support of its conclusion, makes the certificate holder (air carrier or commercial operator) primarily responsible for the airworthiness of its own aircraft and for the performance of maintenance on those aircraft even where arrangements have been made with another person for the performance of such work. The new § 145.2 merely requires that repair stations comply with the appropriate maintenance, preventive maintenance, and alteration subparts of Parts 121 and 127 when performing work for air carriers or commercial operators. It does not relieve the air carriers or commercial operators of the responsibility which they have always had as set forth in §§ 121.363 and 127.131 nor does it extend that responsibility.

As proposed, § 145.2(a) listed by number the sections of Subpart L, Part 121 and Subpart I, Part 127 with which a repair station performing maintenance, preventive maintenance, alterations, or required inspections for an air carrier or commercial operator having a continuous airworthiness program, need not comply. Omitted from the list were §§ 121.379 and 127.140 relating to the authority of certificate holders to perform these functions for itself, to perform them for other carriers, and to approve for return to service. Since it is clear that §§ 121.379 and 127.140 have no application to repair stations performing work for air carriers and commercial operators, § 145.2 has been changed to include these sections in the list of those for which compliance is not required.

Interpreting the proposed § 145.2(b) as requiring that a repair station performing maintenance, preventive maintenance, or alterations for air carriers or commercial operators have the same recordkeeping system as the air carriers or operators, one commentator recommended a change which, in effect, would allow the carrier or operator to accept the repair station system. In this connection, since the regulations applicable to an air carrier or commercial operator allow them to utilize any suitable system of recording maintenance, provided it includes certain information, this alternative is already available under the existing regulation, and the recommended change is unnecessary. Moreover, under Part 145 a repair station may retain a copy of the log or other record provided by the air carrier or commercial operator in meeting its reporting and recordkeeping requirements. Therefore the proposed new § 145.2(b) is unnecessary and has been deleted along with the related change proposed to § 145.79(b).

A comment was also received which appeared to be objecting to the proposed clarifying amendments to Parts 121 and

127 excepting from the airman certificate requirements, persons performing maintenance, alterations and required inspections in certificated foreign repair stations. However, this exception is based on the provisions of Part 145 governing foreign repair stations which state that station supervisors and inspectors do not need airman certificates, and, along with persons performing the work of the station, are not considered to be airmen within the meaning of section 101(7) of the Federal Aviation Act of 1958. Under this exception, it has been the practice of the Agency to permit U.S. air carriers to utilize the services of foreign repair stations notwithstanding the fact that such stations need not employ holders of U.S. mechanic certificates. Thus, the amendments as proposed were merely designed to clarify the provisions of Parts 121 and 127 insofar as foreign repair stations are concerned and to make them consistent with the manner in which they are being administered. Insofar as the comment may have been directed toward requiring airman certificates for personnel of all repair stations, domestic and foreign, it goes beyond the scope of this notice of proposed rule making.

One commentator, referring to "certificated foreign repair stations" as used in the proposed amendments to Parts 121 and 127, stated that the wording should further specify whether these are FAA certificated foreign repair stations. To preclude any misunderstanding as to what foreign repair stations are intended, §§ 121.378(a), 121.709(b), 127.139(a), and 127.319(b) have been further amended to identify the excepted repair stations as those certificated under the provisions of Subpart C of Part 145.

On March 25, 1966, the Agency amended Part 145 by adding Subpart D—Limited Ratings for Manufacturers. Notice 65-37, on which the present rule-making action is based, however, was issued earlier, December 6, 1965, and, therefore, did not speak directly to manufacturers with limited repair station ratings performing maintenance or preventive maintenance on, and approving for return to service, aircraft of air carriers and commercial operators. As proposed, however, new § 145.2, is applicable to all repair stations performing such work. Since manufacturers with limited repair station ratings may perform the work specified in § 145.2, and, in addition, qualify as certificated repair stations for which the performance standards of Part 43 are applicable, the performance standards of § 145.105 applicable to such manufacturers are amended to provide the same exception with respect to § 145.2 as contained in § 145.57 for other repair stations.

Other minor changes of an editorial or clarifying nature have been made. They are not substantive and do not impose any additional burden on regulated persons.

Interested persons have been afforded the opportunity to participate in the making of this amendment. All relevant material submitted has been fully considered.

In consideration of the foregoing, Parts 121, 127, and 145 of the Federal Aviation Regulations are amended as follows, effective September 8, 1966.

1. Part 121 is amended—

a. By amending § 121.378(a) to read as follows:

§ 121.378 Certificate requirements.

(a) Except for maintenance, preventive maintenance, alterations, and required inspections performed by repair stations certificated under the provisions of Subpart C of Part 145, each person who is directly in charge of maintenance, preventive maintenance, or alteration, and each person performing required inspections must hold an appropriate airman certificate.

b. By adding a flush final sentence to § 121.709(b) to read as follows:

§ 121.709 Airworthiness release or aircraft log entry.

(b)

Notwithstanding subparagraph (3) of this paragraph, after maintenance, preventive maintenance, or alterations performed by a repair station certificated under the provisions of Subpart C of Part 145, the airworthiness release or log entry required by paragraph (a) of this section may be signed by a person authorized by that repair station.

2. Part 127 is amended—

a. By amending § 127.139(a) to read as follows:

§ 127.139 Certificate requirements.

(a) Except for maintenance, preventive maintenance, alterations, and required inspections performed by repair stations certificated under the provisions of Subpart C of Part 145, each person who is directly in charge of maintenance, preventive maintenance, or alteration, and each person performing required inspections must hold an appropriate airman certificate.

b. By adding a flush final sentence to § 127.319(b) to read as follows:

§ 127.319 Airworthiness release or helicopter log entries.

(b)

Notwithstanding subparagraph (3) of this paragraph, after maintenance or alterations performed by a repair station certificated under the provisions of Subpart C of Part 145, the airworthiness release or log entry required by paragraph (a) of this section may be signed by a person authorized by that repair station.

3. Part 145 is amended—

a. By adding the following new section after § 145.1:

RULES AND REGULATIONS

§ 145.2 Performance of maintenance, preventive maintenance, alterations and required inspections for an air carrier or commercial operator under the continuous airworthiness requirements of Parts 121 and 127.

Each repair station that performs any maintenance, preventive maintenance, alterations, or required inspections for an air carrier or commercial operator having a continuous airworthiness program under Part 121 or Part 127 of this chapter shall comply with Subpart L of Part 121 (except §§ 121.363, 121.369, 121.373, and 121.379) or Subpart I of Part 127 (except §§ 127.131, 127.134, 127.136, and 127.140) of this chapter, as

applicable. In addition, such repair station shall perform that work in accordance with the air carrier's or commercial operator's manual.

b. By amending the first sentence of § 145.57(a) to read as follows:

§ 145.57 Performance standards.

(a) Except as provided in § 145.2, each certificated domestic repair station shall perform its maintenance and alteration operations in accordance with the standards in Part 43 of this chapter. * * *

c. By amending § 145.105 to read as follows:

§ 145.105 Performance standards.

Except as provided in § 145.2, each holder of a certificate issued under this subpart shall perform its maintenance and preventive maintenance operations in accordance with Part 43 of this chapter.

(Secs. 313(a), 601, 605, 607, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1425, 1427)

Issued in Washington, D.C., on August 2, 1966.

D. D. THOMAS,
Acting Administrator.

[F.R. Doc. 66-8684; Filed, Aug. 8, 1966; 8:45 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR Part 48]

MANUFACTURERS AND RETAILERS EXCISE TAXES

Exemption Certificates in Tax-Free Sale of Oil Seldom Used as Lubricant; Hearing

The proposed amendment to the regulations under section 4091 of the Code, to provide for the use of exemption certificates in the tax-free sale of oil seldom used as a lubricant, was published in the **FEDERAL REGISTER** for July 1, 1966.

A public hearing on the provisions of this proposed amendment to the regulations will be held on Thursday, August 18, 1966, at 10 a.m., e.d.s.t., Room 3313, Internal Revenue Building, 12th and Constitution Avenue NW., Washington, D.C.

Persons who plan to attend the hearing are requested to notify the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224, by August 15, 1966, Telephone (Washington, D.C.) 964-3935.

Lester R. Uretz,
Chief Counsel.

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

[F.R. Doc. 66-8652; Filed, Aug. 8, 1966;
8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 1068]

MILK IN MINNEAPOLIS-ST. PAUL, MINN., MARKETING AREA

Notice of Proposed Suspension or Termination

Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), the suspension or termination of a certain provision of the order regulating the handling of milk in the Minneapolis-St. Paul, Minn., marketing area is being considered.

The provision proposed to be suspended or terminated is in § 1068.11(b) as follows: "Provided, That any such person whose milk is received from the farm at a pool plant during any portion of the period July through October, inclusive, but subsequently in such 4-month period is received at a nonpool plant (except as provided above in this paragraph), shall not regain status as a producer prior to the next July 1."

This action has been requested by Twin City Milk Producers Association, with the support of four other cooperative associations representing over 83 percent of the producers delivering milk to the market. Because of the additional supplies of milk recently added to the market, the cooperative expressed the fear

that at times it may be necessary that some producer milk be delivered to non-pool plants during the next few months. The provision in question would cause the producer whose milk was received at the nonpool plant to lose his producer status until July 1, 1967, even though his milk were again received at a pool plant.

Petitioner stated that the provision has lost its original purpose under the order since it was an adjunct to the now-terminated base and excess plan. The petitioner considers this action is necessary pending a hearing to review the questions of producer status and of pool plant qualification.

All persons who desire to submit written data, views, or arguments in connection with the proposed suspension or termination should file the same with the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250, not later than 3 days from the date of publication of this notice in the **FEDERAL REGISTER**. All documents filed should be 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)).

Signed at Washington, D.C., on August 4, 1966.

CLARENCE H. GIRARD,
Deputy Administrator,
Regulatory Programs.

[F.R. Doc. 66-8670; Filed, Aug. 8, 1966;
8:47 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[Docket No. G-371]

EARL L. LANDRY

Notice of Loan Application

Earl L. Landry, Post Office Box 842, G. Callou, Houma, La. 70360, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used 35.1-foot registered length wood vessel to engage in the fishery for shrimp, oysters, sea trout, drum, sheepshead, and flounders.

Notice is hereby given pursuant to the provisions of Public Law 89-85 and Fisheries Loan Fund Procedures (50 CFR Part 250, as revised Aug. 11, 1965) that the above-entitled application is being considered by the Bureau of Commercial Fisheries, Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the Director, Bureau of Commercial Fisheries, within 30 days from the date of publication of this notice. If such evidence is received it will be evaluated along with such other evidence as may be available before making a determination that the contemplated operations of the vessel will or will not cause such economic hardship or injury.

DONALD L. MCKERNAN,
Director,

Bureau of Commercial Fisheries.

AUGUST 4, 1966.

[F.R. Doc. 66-8641; Filed, Aug. 8, 1966; 8:45 a.m.]

Office of the Secretary SUPERINTENDENT, WIND RIVER INDIAN AGENCY

Delegation of Authority

Delegation of authority to authorize the Superintendent of the Wind River Indian Agency to execute contracts for the cancellation of past indebtedness and the assumption of obligations for repayment of future expenditures.

1. The Superintendent, Wind River Indian Agency, Bureau of Indian Affairs, is authorized to perform the functions and exercise the authority vested in the Secretary of the Interior by section (b) of the Act of March 8, 1966 (P.L. 89-364, 80 Stat. 31), to sign contracts with landowners and water users on the Wind

River Indian Irrigation Project for the cancellation of past indebtedness and the assumption of obligations for repayment of future expenditures.

2. The authority granted in 1 above may not be redelegated.

JOHN A. CARVER, JR.,
Under Secretary of the Interior.

AUGUST 1, 1966.

[F.R. Doc. 66-8642; Filed, Aug. 8, 1966; 8:45 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

ARMOUR & CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 5B1597) has been filed by Armour & Co., Post Office Box 9222, Chicago, Ill. 60690, proposing an amendment to § 121.2527 *Antistatic agents in plastics* to provide for the safe use of *N,N*-bis(2-hydroxyethyl)alkyl(C₁₄-C₁₈) amine as an antistatic agent in molded or extruded polyethylene food containers.

Dated: August 3, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-8664; Filed, Aug. 8, 1966; 8:47 a.m.]

DOW CHEMICAL CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition has been filed by the Dow Chemical Co., Post Office Box 512, Midland, Mich. 48641, proposing the issuance of a regulation to provide for the safe use of metiolorpindol (3,5-dichloro-2,6-dimethyl-4-pyridinol) as an aid in the prevention of coccidiosis in growing chickens.

Dated: August 3, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-8665; Filed, Aug. 8, 1966; 8:47 a.m.]

SCHERING CORP.

Notice of Filing of Petition for Food Additives Dienestrol Diacetate, Zoalene, and Procaine Penicillin

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition has been filed by Schering Corp., Bloomfield, N.J. 07003, proposing amendments to § 121.207 *Zoalene* and § 121.266 *Dienestrol diacetate* to provide for the safe use of a combination drug containing dienestrol diacetate, zoalene, and procaine penicillin for use in chicken feed to improve carcass quality of market chickens by promoting fat distribution for tenderness and bloom, to prevent and control coccidiosis, and to aid in stimulating growth and improving feed efficiency.

Dated: August 3, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-8666; Filed, Aug. 8, 1966; 8:47 a.m.]

UNION OIL CO. OF CALIFORNIA

Notice of Filing of Petition Regarding Pesticide

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), notice is given that a petition (PP 7F0515) has been filed by Union Oil Co. of California, Post Office Box 76, Brea, Calif. 92821, proposing the establishment of exemptions from the requirement of tolerances for residues of the desiccants and defoliants ammonium nitrate formulated with ammonium chloride or ammonium thiosulfate in or on the raw agricultural commodities grain sorghum, peppers, potatoes, sweet potatoes, and tomatoes. The petition also requests exemption from the requirement of a tolerance for the residues of ammonium nitrate formulated with ammonium chloride and ammonium thiosulfate on the aforementioned crops and for ammonium nitrate alone on grain sorghum.

The analytical methods proposed in the petition for determining residues of these pesticide chemicals are: For nitrate, the method of Ulrich and Johnson, *Analytical Chemistry*, vol. 22 (1950), p. 1526; for chloride, a method involving potentiometric titration with silver nitrate; and for thiosulfate, the method described in *Textbook of Quantitative Inorganic Analysis* by Kolthoff and Sandell (1947).

Dated: August 3, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-8667; Filed, Aug. 8, 1966; 8:47 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-3699, etc.]

ATLANTIC RICHFIELD CO., ET AL.

Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates¹

JULY 29, 1966.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service heretofore authorized as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before August 22, 1966.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on all applications in which no protest or petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given: *Provided, however*, That pursuant to § 2.56, Part 2, Statement of General Policy and Interpretations, Chapter I of Title 18 of the Code of Federal Regulations, as amended, all permanent certificates of public convenience and necessity granting applications, filed after April 15, 1965, without further notice, will contain a condition² precluding any filing of an increased rate at a price in excess of that designated for the particular area of production for the period prescribed therein unless at the time of filing such certificate application, or within the time fixed herein for the filing of protests or petitions to intervene the Applicant indicates in writing that it is unwilling to accept such a condition. In the event Applicant is unwilling to accept such condition the application will be set for formal hearing.

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

JOSEPH H. GUTRIDE,
Secretary.

¹ This notice does not provide for consolidation for hearing of the several matters covered herein, nor should it be so construed.
² Does not apply to Docket No. CS66-140.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
G-3699 E 6-2-66	Atlantic Richfield Co. (successor to Mel Dar Corp.), Post Office Box 2819, Dallas, Tex. 75221.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., ³ Mustang Island Field, Nueces County, Tex.	17.24347	14.65
G-3711 C 7-12-66 D 7-12-66 E 7-5-66	Union Oil Co. of California, Union Oil Center, Los Angeles, Calif. 90017.	United Gas Pipe Line Co., Houma Field, Terrebonne and Lafourche Parishes, La.	23.25	15.025
G-8517 E 7-5-66	C. Crady Davis, et al. (successor to Gas Producers Corp.), 201 University Blvd., Denver, Colo. 80206.	El Paso Natural Gas Co., Greater Blanco Field, San Juan County, N. Mex.	12.0	15.025
G-10122 C 7-18-66	Continental Oil Co., Post Office Box 2197, Houston, Tex. 77001.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., ³ West Delta Area, Offshore Louisiana.	19.0	15.025
G-10146 C 7-18-66	Tidewater Oil Co., Post Office Box 1404, Houston, Tex. 77001.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., ³ West Delta Block 40, Offshore Jefferson and Plaquemines Parishes, La.	19.0	15.025
G-11824 E 7-5-66	Arthur Arnold (successor to Marathon Oil Co.), 5250 Greenwood Rd. Shreveport, La. 71102.	Arkansas Louisiana Gas Co., Jefferson Gas Field, Marion County, Tex.	7.680983	14.65
G-13105 E 7-5-66 as amended 7-19-66	C. Crady Davis, et al. (successor to Gas Producers Corp.).	Southern Union Gathering Co., Blanco-Mesaverde Gas Field, San Juan County, N. Mex.	13.00128	15.025
G-13882 E 7-5-66 as amended 7-19-66	do.	do.	13.00128	15.025
G-1714 E 6-20-66	El Pam Co., Inc. (Operator), et al. (successor to Paul Case), 800 Loma Linda Place, S.E., Albuquerque, N. Mex. 87108.	El Paso Natural Gas Co., Aztec Pool, San Juan County, N. Mex.	12.0	15.025
G-18435 C 7-13-66	Pan American Petroleum Corp. (Operator), et al., Post Office Box 591, Tulsa, Okla. 74102.	Michigan Wisconsin Pipe Line Co., Laverne Gas Area, Harper County, Okla.	18.5	14.65
G-19143 D 7-15-66	Arka Exploration Co., Post Office Box 1734, Shreveport, La. 71102 (partial abandonment).	Texas Gas Transmission Corp., Calhoun Field, Ouachita Parish, La.	(9)	-----
G-19719 C 7-18-66	Tidewater Oil Co.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., ³ South Timbaler S/2 Block 22, Offshore Jefferson and Lafourche Parishes, La.	19.0	15.025
G-19838 C 7-18-66	Continental Oil Co.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., ³ South Timbaler Bay Area, Offshore Louisiana.	19.0	15.025
CI60-475 C 6-30-66	Belco Petroleum Corp., 630 2d Ave., New York, N.Y. 10017.	El Paso Natural Gas Co., South Hogback Field, Lincoln County, Wyo.	15.384	15.025
CI61-1650 D 7-8-66	Amerada Petroleum Corp., Post Office Box 2040, Tulsa, Okla., 74102 (partial abandonment).	Lone Star Gas Co., West Velma Field, Stephens County, Okla.	(9)	-----
CI63-20 6-6-66 ⁴	Humble Oil & Refining Co. (Operator), et al., Post Office Box 2180, Houston, Tex. 77001.	Arkansas Louisiana Gas Co., Arkoma Area, Haskell County, Okla.	15.0	14.65
CI63-30 6-13-66 ⁵	Humble Oil & Refining Co., et al.	Arkansas Louisiana Gas Co., Cheniers Brake Field, Ouachita Parish, La.	18.333	15.025
CI63-1429 E 7-1-66	Cenard Oil & Gas Co. (successor Mike Abraham), Post Office Box 446, Dallas, Tex. 75221.	El Paso Natural Gas Co., Tapacito Pictured Cliffs Gas Pool, Rio Arriba County, N. Mex.	12.0	15.025
CI64-28 C 7-15-66	Robert P. Lammerts, 125 Park Ave., Oklahoma City, Okla. 73102.	Arkansas Louisiana Gas Co., North Cooper Field, Blaine County, Okla.	16.0	14.65
CI64-175 C 7-15-66	Pan American Petroleum Corp. (Operator), et al.	El Paso Natural Gas Co., Basin Dakota Field, San Juan County, N. Mex.	13.0	15.025
CI64-435 D 7-8-66	J. M. Huber Corp., 2401 East Second Ave., Denver, Colo. 80206 (partial abandonment).	Northern Natural Gas Co., Northrup (Upper Morrow) Field, Ochiltree County, Tex.	Declined in pressure	-----
CI65-52 E 6-10-66	C. E. Dixon (Operator), et al., (successor to J. L. Patton (Operator), et al.), 809 Soeyne Rd., Kilgore, Tex. 75662.	Arkansas Louisiana Gas Co., Washkom Field, Harrison County, Tex.	12.1536	14.65
CI65-54 C 7-11-66	Tenneco Oil Co. (Operator), et al., Post Office Box 2511, Houston, Tex. 77001.	Arkansas Louisiana Gas Co., South Pine Hollow Field, Pittsburg County, Okla.	15.0	14.65
CI65-301 C 4-8-66	Braden-Deem, Inc., agent (Operator), et al., c/o Robert G. Braden, president, 500 Farmers & Bankers Bldg., Wichita, Kans.	Panhandle Eastern Pipe Line Co., Lerado Field, Reno County, Kans.	13.0	14.65
CI-65-303 E 7-12-66	Regent Gas Producers, Inc., et al. (successor to Allied Producing Co.), 616 Spring Valley Dr., Charleston, W. Va. 25312.	Consolidated Gas Supply Corp., Sherman District, Boone County, W. Va.	25.0	15.325
CI65-543 C 3-7-66	Sinclair Oil & Gas Co., ⁶ Post Office Box 521, Tulsa, Okla. 74102.	Natural Gas Pipeline Co. of America, Indian Basin Area, Eddy County, N. Mex.	16.608	14.65
CI65-608 C 3-30-66	Marathon Oil Co. (Operator), et al., ⁶ 530 South Main St., Findlay, Ohio.	do.	16.608	14.65

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

See footnotes at end of table.

[Docket No. CI61-282]

GULF RESOURCES, INC., AND NATURAL GAS GATHERING CO., INC.**Notice of Petition To Amend**

AUGUST 2, 1966.

Take notice that on July 26, 1966, Gulf Resources, Inc. (Gulf), and Natural Gas Gathering Co., Inc. (Natural), c/o Tennessee Gas Pipeline Co., Post Office Box 2511, Houston, Tex. 77001, collectively referred to as Petitioners, filed in Docket No. CI61-282 a joint petition to amend the order of the Commission issued in said docket on May 10, 1966, for authorization for the liquidation and dissolution of Natural, all as more fully set forth in the petition which is on file with the Commission and open to public inspection.

The original certificate issued in the instant docket on May 10, 1966, authorized the construction and operation of certain facilities and the transportation of natural gas produced in various fields in Starr and Zapata Counties, Tex.

Petitioners state that Natural is a wholly owned subsidiary of Gulf and is the owner of an undivided one-half interest in all of the facilities, contracts, rights and obligations which are the subject of the order issued May 10, 1966, and which are involved in the proceeding in Docket No. CI61-282, Gulf owning the remaining undivided one-half interest.

Petitioners propose that Natural be liquidated and dissolved in accordance with the law and that in the course of dissolution of Natural all of its assets, properties, contracts and rights, subject to its obligations and liabilities, be distributed and transferred to Gulf, the sole owner of all the capital stock of Natural, in return for the surrender and cancellation of such stock.

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) and the regulations under the Natural Gas Act (157.10) on or before August 29, 1966.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-8636; Filed, Aug. 8, 1966; 8:45 a.m.]

[Docket Nos. G-16867, G-16906]

TENNECO OIL CO., ET AL.**Notice of Extension of Time**

AUGUST 2, 1966.

Upon consideration of the motion filed on July 25, 1966, by Tenneco Oil Co. for an extension of time within which to comply with the Commission's order to show cause issued June 1, 1966, in the above-designated matters;

Notice is hereby given that the time is extended to and including November 1, 1966, within which Tenneco Oil Co. (Operator), et al., shall comply with the aforementioned order.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-8637; Filed, Aug. 8, 1966; 8:45 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. FRM-30-24]

AMERICAN ATOMICS CORP.**Notice of Filing of Petition for Rule Making**

Please take notice that American Atomics Corp., 425 South Plumer Avenue, Tucson, Ariz., by letter dated July 22, 1966, has filed with the Commission a petition for rule making to amend the Commission's regulation, "Rules of General Applicability to Licensing of Byproduct Material," 10 CFR Part 30.

The amendment proposed by the petitioner would amend Part 30 so as to exempt from the licensing requirements of section 81 of the Atomic Energy Act of 1954, as amended, and of Part 30, self-luminous light sources, each containing not more than 1 millicurie of krypton 85, when installed in:

(a) Safety markers, signs and signals; and

(b) Commercial and industrial switching equipment and control panels.

A copy of the petition for rule making is available for public inspection in the Commission public document room at 1717 H Street NW., Washington, D.C.

Dated at Washington, D.C., this 2d day of August 1966.

For the Atomic Energy Commission.

W. B. McCool,
Secretary.

[F.R. Doc. 66-8630; Filed, Aug. 8, 1966; 8:45 a.m.]

[Docket No. 27-38]

DEPARTMENT OF THE ARMY**Notice of Amendment of Byproduct, Source and Special Nuclear Material License**

Please take notice that the Atomic Energy Commission has issued Amendment No. 1 to License No. 50-10023-1, held by the Department of the Army, Headquarters, U.S. Army, Alaska, which provides for renewal of the license for a period of 2 years.

The license provides for receipt and possession in Alaska of waste byproduct, source, and special nuclear material and

packaging and storage of such waste material at a facility located at Fort Richardson, Alaska.

The license amendment provides only for the continuation of activities previously authorized. The Commission has determined that prior public notice of proposed issuance of this amendment is not required since the amendment does not involve hazard considerations different from those previously evaluated.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the Commission's regulations, (10 CFR Part 2). If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order. Petitions to intervene or requests for public hearing may be filed with the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545.

For further details with respect to this amendment see the application dated February 14, 1966, which is available for public inspection in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

The text of the amendment is set forth below.

Dated at Bethesda, Md., August 1, 1966.

For the Atomic Energy Commission.

J. A. McBRIDE,
Director,

Division of Materials Licensing.

[License No. 50-10023-1; Amdt. 1]

The Atomic Energy Commission having found that:

A. The licensee's equipment, facilities, and procedures are adequate to protect health and minimize danger to life or property.

B. The licensee is qualified by training and experience to use the material for the purpose requested in accordance with the regulations in Title 10, Code of Federal Regulations, and in such manner as to protect health and minimize danger to life or property.

C. The application dated February 14, 1966, complies with the requirements of the Atomic Energy Act of 1954, as amended, and is for a purpose authorized by that Act.

D. Issuance of the amendment will not be inimical to the common defense and security or to the health and safety of the public. Byproduct, Source, and Special Nuclear Material License No. 50-10023-1 is amended in its entirety to read as follows:

Pursuant to the Atomic Energy Act of 1954, as amended, 10 CFR Part 30, "Rules of General Applicability to Licensing of Byproduct Material", 10 CFR Part 40, "Licensing of Source Material", and 10 CFR Part 70, "Special Nuclear Material", a license is hereby issued to the Department of the Army, Headquarters, U.S. Army, Alaska, to receive and

possess waste byproduct, source, and special nuclear material in the State of Alaska, and to package and store waste byproduct, source, and special nuclear material at the USARAL Radioactive Material Disposal Facility, USARAL Support Command, Fort Richardson, Alaska.

This license shall be deemed to contain the conditions specified in section 183 of the Atomic Energy Act of 1954, as amended, and is subject to the provisions of 10 CFR Part 20, "Standards for Protection Against Radiation", all other applicable rules, regulations, orders of the Atomic Energy Commission now or hereafter in effect, and to the following conditions.

1. The licensee shall possess, at any one time, not more than:

- A. 100 curies of byproduct material;
- B. 6,000 pounds of source material;
- C. 300 grams of special nuclear material.

2. Except as specifically provided otherwise by this license, the licensee shall receive, possess, package and store byproduct, source, and special nuclear material in accordance with the radiological safety procedures and limitations contained in the application for license dated April 15, 1963, and amendment thereto submitted February 26, 1964, by the Army's Office of the Deputy Chief of Staff for Logistics, and the application for license amendment dated February 14, 1966.

3. Operations shall be conducted under the supervision of individuals designated as Chief, Radiochemical Laboratory, Fort Richardson, Alaska, or Radiation Protection Officer, U.S. Army, Alaska.

4. The licensee shall store and package waste radioactive material only at Fort Richardson, Alaska.

5. The transportation of AEC-licensed material shall be subject to all applicable regulations of the Interstate Commerce Commission, U.S. Coast Guard, Federal Aviation Agency, and other agencies of the United States having jurisdiction.

When Interstate Commerce Commission regulations are not applicable to shipments by land of AEC-licensed material by reason of the fact that the transportation does not occur in interstate or foreign commerce, (1) the transportation shall be in accordance with the requirements relating to packaging of radioactive material, marking, and labeling of the package, placarding of the transportation vehicle, and accident reporting set forth in the regulations of the Interstate Commerce Commission in §§ 73.391-73.395, 49 CFR Part 73, "Regulations Applying to Shippers", and §§ 77.823, 77.860 (c) and (d), 49 CFR Part 77, "Regulations Applying to Shipments Made By Way Of Common, Contract, Or Private Carriers By Public Highways", and (2) any requests for modifications or exceptions to those requirements, any requests for special approvals referred to in those requirements, and any notifications referred to in those requirements shall be filed with, or made to, the Atomic Energy Commission.

This amendment shall be effective on the date issued, and the license, as amended, shall expire two years from the last day of the month in which this amendment is issued.

Date of issuance: August 1, 1966.

For the Atomic Energy Commission.

J. A. McBRIDE,
Director,
Division of Materials Licensing.

[F.R. Doc. 66-8631; Filed, Aug. 8, 1966; 8:45 a.m.]

[Docket No. 27-30]

CALIFORNIA NUCLEAR, INC.

Notice of Issuance of Amendment to Byproduct, Source, and Special Nuclear Material License

Please take notice that no request for a hearing or petition for leave to intervene has been filed following publication of the notice of proposed amendment of byproduct, source, and special nuclear material license. The Atomic Energy Commission has this date issued Amendment No. 5 to License No. 13-10042-1. The license amendment is substantially in the form set forth in the notice of proposed amendment published in the FEDERAL REGISTER on July 8, 1966, 31 F.R. 9371, except for a change in the radiation protection officer. Mr. J. Stewart Corbett, who was designated as radiation protection officer, is no longer an employee of California Nuclear, Inc. Mr. William D. Johnson has been designated as the new radiation protection officer. The Commission has determined on the basis of his previous training and experience that Mr. Johnson is qualified to serve in this position.

Dated at Bethesda, Md., August 3, 1966.

For the Atomic Energy Commission.

J. A. McBRIDE,
Director,
Division of Materials Licensing.

[F.R. Doc. 66-8632; Filed, Aug. 8, 1966; 8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 15574]

UNITED-PACIFIC TRANSFER CASE

Notice of Further Prehearing Conference

The Board by Order No. E-24023, dated July 28, 1966, reopened the above indicated proceeding to consider the issue of whether public convenience and necessity require and the Board should direct the amendment of Pacific Air Lines' certificate so as to suspend or terminate its authority to serve Stockton, Fresno, and Bakersfield, California.

Pursuant to the above order of the Board, a prehearing conference on the reopened issue will be held August 23, 1966, at 10 a.m., e.d.t., in Room 726, Universal Building, 1825 Connecticut Avenue, Washington, D.C. 20428.

Dated at Washington, D.C., August 3, 1966.

[SEAL]

HERBERT K. BRYAN,
Hearing Examiner.

[F.R. Doc. 66-8658; Filed, Aug. 8, 1966; 8:47 a.m.]

[Docket No. 16236; Order E-24040]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Regarding Charges To Apply at U.S. Airports

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 4th day of August 1966.

Agreement adopted by the Traffic Conferences of the International Air Transport Association relating to charges to apply at U.S. airports; Docket 16236, Agreement C.A.B. 18932.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations, between various air carriers, foreign air carriers, and other carriers, embodied in the resolution of International Air Transport Association (IATA) for application at U.S. airports. The agreement was adopted pursuant to the provisions of Resolution 512(b) (Air Cargo Rates, Airport-to-Airport) and has been assigned the above-designated C.A.B. agreement number.

The agreement proposes an added terminal service charge of \$1 for each delivery of documents by the carrier off its premises to persons other than the consignee named in the air waybill or his customs broker. The agreement additionally proposes certain changes to clarify the carriers' intent and assure uniform application of charges previously agreed upon and approved by the Board. Among other things, these revisions provide that each separate customs entry should identify a "part" of a multipiece shipment for which a separate release charge applies and that the storage charge for shipments, where applicable, applies to each shipment.

The minutes of meetings indicate that the added \$1 charge relates to the distribution of documents in connection with the disassembly of multipiece shipments. Hence, as a practical matter, the major impact of this charge would appear to fall on international air freight forwarders for the delivery of their individual house air waybills. This is a service over and above air transportation for which an added charge is appropriate and the charge does not appear unreasonable.

The Board, acting pursuant to sections 102, 204(a), and 412 of the Act, does not find the subject agreement to be adverse to the public interest or in violation of the Act.

Accordingly, it is ordered, That Agreement CAB 18932 is approved.

Any air carrier party to the agreement, or any interested person, may, within 15 days from the date of service of this order, submit statements in writing containing reasons deemed appropriate, together with supporting data, in support of or in opposition to the Board's action herein. An original and 19 copies of the statements should be filed with the Board's Docket Section. The Board

may, upon consideration of any such statements filed, modify or rescind its action herein by subsequent order.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL]

MABEL McCART,
Acting Secretary.

[F.R. Doc. 66-8659; Filed, Aug. 8, 1966;
8:47 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 16440]

INTERNATIONAL TELECOMMUNICATIONS UNION

Order Extending Time for Filing Comments and Reply Comments Regarding World Administrative Conference

In the matter of preparation for a World Administrative Conference of the International Telecommunications 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. The Commission has under consideration its Second Notice of Inquiry in the above entitled proceeding, and it appears that additional time will be necessary if interested parties are to have an opportunity to prepare meaningful and useful comments.

2. Accordingly, it is ordered that the time for filing comments in response to the Second Notice of Inquiry is extended from August 15, 1966, to August 31, 1966, and the time for filing reply comments is extended from August 25, 1966, to September 14, 1966.

Adopted: August 4, 1966.

Released: August 4, 1966.

FEDERAL COMMUNICATIONS
COMMISSION,¹

[SEAL]

BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-8658; Filed, Aug. 8, 1966;
8:46 a.m.]

[Docket Nos. 16794, 16795]

LYNN MOUNTAIN BROADCASTING AND WBEJ, INC.

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Roy C. Nelson, Fred P. Davis, William E. Hale, and C. M. Taylor doing business as Lynn Mountain Broadcasting, Elizabethton, Tenn., Docket No. 16794, File No. BFH-5193, Requests: 99.3mc, No. 257; 3 kw(H); 3 kw(V); -79 feet; WBEJ, Inc., Elizabethton, Tenn., Docket No. 16795, File No. BFH-

¹ Commissioners Cox, Loevinger, and Wadsworth absent.

5260, Requests: 99.3mc, No. 257; 3 kw; 116 feet; for construction permits.

1. The Commission, by the Chief, Broadcast Bureau, under delegated authority considered the above captioned and described applications for construction permits on

2. These applications are mutually exclusive in that operation by the applicants as proposed would cause mutually destructive interference.

3. Each of the applicants is qualified to construct and operate as proposed. However, because of their mutual exclusivity the Commission is unable to make the statutory finding that a grant of the subject applications would serve the public interest, convenience, and necessity, and is of the opinion that they must be designated for hearing in a consolidated proceeding on the issues set forth below.

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine which of the proposals would better serve the public interest.

2. To determine, in the light of the evidence adduced pursuant to the foregoing issue, which of the applications for construction permit should be granted.

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants pursuant to § 1.221 (c) of the Commission rules, in person or by attorney, shall, within 20 days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: August 3, 1966.

Released: August 4, 1966.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL]

BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-8656; Filed, Aug. 8, 1966;
8:46 a.m.]

FEDERAL MARITIME COMMISSION

[No. 06-45]

AMERICAN MAIL LINE, LTD., ET AL.

Order of Investigation and Hearing Regarding Agreement for Consol- idation or Merger

On May 25, 1966, American Mail Line, Ltd., American President Line, Ltd., and

the Pacific Far East Line, Inc., filed an agreement for the Commission's approval under section 15 of the Shipping Act, 1916 (46 U.S.C. 814). This agreement, FMC No. 9551, essentially seeks to accomplish two things; (1) to establish the machinery through which the lines may proceed toward an eventual merger or consolidation, and (2) between the time of the Commission's approval and the time of the eventual merger to permit the three lines to coordinate their sailings and to solicit traffic jointly.

Protests to Agreement No. 9551 were lodged by States Steamship Co. and the Matson Navigation Co. States questions the Commission's jurisdiction to approve the prospective merger or consolidation under section 15 of the Shipping Act, 1916. States also maintains that Agreement No. 9551 is an "agreement to agree" and that as such the Commission is "left to speculate as to the consequences that may follow approval". Matson contends that Agreement No. 9551 should be disapproved as detrimental to the commerce of the United States, contrary to the public interest, and otherwise in violation of the Shipping Act, 1916. Both protestants requested a hearing on the merits of Agreement No. 9551. Based upon the proposed agreement and the protests, the Commission is of the opinion that a question has been raised as to the extent of the Commission's jurisdiction over Agreement No. 9551, in whole or part, and over the ultimate agreement to merge or consolidate which is contemplated by Agreement No. 9551. Furthermore, the Commission is of the opinion that a question has been raised whether Agreement No. 9551, to the extent it is subject to section 15, should be approved, disapproved, or modified.

Therefore, it is ordered, That the Commission, pursuant to section 15 and section 22 of the Shipping Act, 1916 (46 U.S.C. 814, 821) hereby institutes an investigation to determine whether the Commission has jurisdiction over Agreement No. 9551, or any part thereof, and to the extent Agreement No. 9551 is subject to section 15, whether it should be approved, disapproved, or modified;

It is further ordered, That the carriers indicated in Appendix A are hereby made respondents in this proceeding;

It is further ordered, That States Steamship Co. and Matson Navigation Co. be named as petitioners in accordance with the Commission's rules of practice and procedure;

It is further ordered, That this proceeding be assigned for public hearing before an examiner of the Commission's Office of Hearing Examiners and that the hearing be held at a date and place to be determined and announced by the presiding examiner; and

It is further ordered, That this order be published in the FEDERAL REGISTER and a copy of such order be served upon each respondent;

Persons who desire to become a party to this proceeding shall file a petition for leave to intervene in accordance with Rule 5(1) (46 CFR 502.72) of the Commission's rules of practice and procedure no later than the close of business August 18, 1966, with copy to all parties;

And it is further ordered, That all future notices issued by or on behalf of the Commission in this proceeding, including notice of time and place of hearing or prehearing conference, shall be mailed directly to all parties of record.

By the Commission.

[SEAL]

THOMAS LISI,
Secretary.

APPENDIX A

RESPONDENTS

American Mail Line, 601 California Street, San Francisco, Calif. 94108.
American President Lines, 601 California Street, San Francisco, Calif. 94108.
Pacific Far East Line, Inc., 141 Battery Street, San Francisco, Calif. 94111.

PETITIONERS

Matson Navigation Co., 215 Market Street, San Francisco, Calif. 94111.
States Steamship Co., 320 California Street, San Francisco, Calif. 94104.

[F.R. Doc. 66-8671; Filed, Aug. 8, 1966; 8:47 a.m.]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority No. 1-A]

ASSISTANT ADMINISTRATOR FOR ADMINISTRATION

Delegation of Authority

Pursuant to the authority vested in me as Administrator of the Small Business Administration by the Small Business Act (72 Stat. 384), as amended, the Small Business Investment Act of 1958 (72 Stat. 689), as amended, Title IV of the Economic Opportunity Act of 1964 (78 Stat. 526), and Delegation of Authority from the Director of the Office of Economic Opportunity (29 F.R. 14764), authority is hereby delegated to the Assistant Administrator for Administration to perform any and all acts which I, as Administrator, am authorized to perform, including but not limited to authority to issue, modify, or revoke delegations of authority and regulations and to serve as alter ego to the Administrator and to continue to so serve in the event of the absence, resignation or incapacity of the Administrator, with respect to the activities of the Small Business Administration, except exercising authority under sections 7(a)(6), 9(d) and 11 of the Small Business Act, as amended.

This delegation is not in derogation of any authority residing in either the Executive Administrator or in the Deputy Administrators relating to the operations of their respective programs, nor does it affect the validity of any other delegations currently in force and effect.

Effective date. 5 p.m., August 5, 1966.

BERNARD L. BOUTIN,
Administrator.

[F.R. Doc. 66-8643; Filed, Aug. 8, 1966; 8:45 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING EM- PLOYMENT OF LEARNERS AT SPE- CIAL MINIMUM RATES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), and Administrative Order No. 579 (28 F.R. 11524) the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. The effective and expiration dates, occupations, wage rates, number or proportion of learners and learning periods, for certificates issued under general learner regulations (29 CFR 522.1 to 522.9), and the principal product manufactured by the employer are as indicated below. Conditions provided in certificates issued under the supplemental industry regulations cited in the captions below are as established in those regulations.

Apparel industry learner regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.20 to 522.25, as amended).

The following learner certificates were issued authorizing the employment of 10 percent of the total number of factory production workers for normal labor turnover purposes. The effective and expiration dates are indicated.

Best Form Foundations of Pennsylvania, Inc., 401 Broad Street, Johnstown, Pa.; effective 8-3-66 to 8-2-67 (brassieres, corselettes and girdles).

Burlington Manufacturing Co., Concordia, Mo.; effective 7-19-66 to 7-18-67 (men's work pants and work jackets).

Edinburg Manufacturing Corp., Edinburg, Va.; effective 7-20-66 to 7-19-67 (girl's shirts, pants and skirts).

Guin Garment Corp., Guin, Ala.; effective 7-15-66 to 7-14-67 (boys' shirts).

The Hercules Trousers Co., Wellston, Ohio; effective 7-30-66 to 7-29-67 (men's and boys' pants).

Honey Togs, Inc., 1504 North Main Street, Post Office Drawer 31, Gladewater, Tex.; effective 7-15-66 to 7-14-67 (children's pants, shorts, jumpers, blouses, and shirts).

Kellwood Co., Calhoun Division, Calhoun City, Miss.; effective 8-8-66 to 8-7-67 (boys' trousers).

Lewisburg Sportswear, Inc., Industrial Park, Lewisburg, Tenn.; effective 7-12-66 to 7-11-67 (boys' sport shirts).

Metro Pants Co., 254 East Elizabeth Street, Harrisonburg, Va.; effective 7-13-66 to 7-12-67 (men's and boys' pants).

Metro Pants Co., Bridgewater, Va.; effective 7-13-66 to 7-12-67 (men's and boys' pants).

Moyer Co., Commerce and Walnut Streets, Youngstown, Ohio; effective 7-24-66 to 7-23-67 (men's slacks).

Niemor Contractors, 310 Sherman Avenue, Newark, N.J.; effective 7-13-66 to 7-12-67 (men's and boys' outerwear jackets).

Oberman Manufacturing Co., Morrilton, Ark.; effective 7-16-66 to 7-15-67 (men's and boys' pants).

Ozark Manufacturing Co., Inc., 231 By Pass, Ozark, Ala.; effective 7-24-66 to 7-23-67 (ladies' blouses).

Pioneer Manufacturing Co., 83 Waller Street, Wilkes-Barre, Pa.; effective 7-20-66 to 7-19-67 (children's dresses).

Royal Manufacturing Co., Inc., Washington, Ga.; effective 7-22-66 to 7-21-67 (men's and boys' shirts).

Sharwell Manufacturing Co., Inc., 2000 Mill Lane, Williamsport, Pa.; effective 7-18-66 to 7-17-67 (ladies' blouses).

Stein-Way Clothing Co., Inc., 711 West Walnut Street, Johnson City, Tenn.; effective 7-18-66 to 7-17-67 (men's and boys' trousers and shorts).

Williamson-Dickie Manufacturing Co., Eagle Pass, Tex.; effective 7-25-66 to 7-24-67 (dungarees and outerwear jackets).

Wilson Shirt Co., 2604 Wilco Avenue, Augusta, Ga.; effective 7-24-66 to 7-23-67 (men's and boys' shirts and pants).

The following learner certificates were issued for normal labor turnover purposes. The effective and expiration dates and the number of learners authorized are indicated.

Atlantic Sportwear Co., 613 Main Street, Rockland, Maine; effective 7-23-66 to 7-22-67; 10 learners (men's and boys' pants).

Morris Maler Manufacturing Co., 320 North Arizona, Prescott, Ariz.; effective 7-22-66 to 7-21-67; 10 learners (ladies' blouses).

Rockingham Sleepwear Corp., Post Office Box 127, Mineral, Va.; effective 7-25-66 to 7-24-67; 10 learners (children's and women's sleepwear).

The following learner certificates were issued for plant expansion purposes. The effective and expiration dates and the number of learners authorized are indicated.

Blue Bell, Inc., Hanceville, Ala.; effective 8-1-66 to 1-31-67; 130 learners (men's and boys' dungarees).

Hagale Garment Manufacturing Co., Reeds Spring, Mo.; effective 7-15-66 to 1-14-67; 20 learners (men's and boys' pants).

Lewisburg Sportswear, Inc., Industrial Park, Lewisburg, Tenn.; effective 7-12-66 to 1-11-67; 20 learners (boys' sport shirts).

Manchester Industries, Inc., Manchester, Tenn.; effective 7-18-66 to 1-17-67; 25 learners (men's and boys' sport shirts).

Top Notch Manufacturing Co., Inc., 2101 Cypress Street, El Paso, Tex.; effective 7-20-66 to 1-19-67; 40 learners (overall).

Glove Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.60 to 522.65, as amended).

Indianapolis Glove Co., Inc., Richmond, Ind.; effective 7-30-66 to 7-29-67; 10 learners for normal labor turnover purposes (work gloves).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.30 to 522.35, as amended).

Paul-Bruce Manufacturing Co., 1010 Greenwood Street, Scotland Neck, N.C.; effective 7-25-66 to 6-29-67; 5 learners for normal labor turnover purposes (ladies' sleepwear) (replacement certificate).

Royal Manufacturing Co., Inc., Washington, Ga.; effective 7-22-66 to 7-21-67; 5 percent of the total number of factory production workers engaged in the production of men's and boys' woven shorts for normal labor turnover purposes (men's and boys' woven shorts).

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.9, as amended).

The following learner certificates were issued in Puerto Rico and the Virgin Islands to the companies hereinafter named. The effective and expiration dates, learner rates, occupations, learning periods and the number of learners authorized to be employed, are indicated.

Bonita, Inc., Avenida Industrial, Apartado 1127, Cayey, P.R.; effective 6-22-66 to 6-21-67; 5 learners for normal labor turnover purposes in the occupations of: (1) sewing machine operating, for a learning period of 320 hours at the rate of 85 cents an hour; and (2) pressing, for a learning period of 160 hours at the rate of 85 cents an hour (skirts).

Isabella Vieques Corp., Apartado 398, Vieques, P.R.; effective 7-1-66 to 6-30-67; 30 learners for normal labor turnover purposes in the occupation of sewing machine operating, for a learning period of 320 hours at the rate of 75 cents an hour (dress shirts).

Quality Products Co., Inc., 78-29 Kronprindsens Gade, Post Office Box 2446, Charlotte Amalie, St. Thomas, U.S. Virgin Islands; effective 7-6-66 to 7-5-67; 10 learners for normal labor turnover purposes in the occupation of watch assembling, for a learning period of 480 hours at the rates of \$1.10 an hour for the first 240 hours and \$1.15 an hour for the remaining 240 hours (assembling of watch movements).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at special minimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. Any person aggrieved by the issuance of any of these certificates may seek to review or reconsideration thereof within 15 days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 522.9. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in 29 CFR Part 528.

Signed at Washington, D.C., this 29th day of July 1966.

ROBERT G. GRONWALD,
Authorized Representative
of the Administrator.

[F.R. Doc. 66-8651; Filed, Aug. 8, 1966;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 1395]

MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 4, 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-68931. By order of July 29, 1966, the Transfer Board approved the transfer to Wakefield Grain & Feed, Inc., Wakefield, Nebr. 68784, of the operating rights of Virgil Ekberg, doing business as Wakefield Transfer, Wakefield, Nebr. 68784, in corrected certificate No. MC-50871, issued May 22, 1956, authorizing the transportation, over irregular routes, of general commodities, excluding household goods, commodities in bulk, and other, points in Dixon County, Nebr.

No. MC-FC 68935. By order of July 29, 1966, the Transfer Board approved the transfer to Elton Dost, doing business as D & R Truck Service, Jackson, Mo., of the operating rights of Elton Dost and Marvin Richter, a partnership, doing business as D. & R. Truck Service, Shawneetown, Mo., in certificate No. MC-29525, issued October 26, 1953, authorizing the transportation, over regular routes of livestock, from Shawneetown, Mo., to National Stock Yards, Ill., and of general commodities, excluding household goods and commodities, in bulk, and other specified commodities from National Stock Yards, Ill., to Shawneetown, Mo. Joseph R. Nacy, 117 West High Street, Post Office Box 352, Jefferson City, Mo. 65101, attorney for applicants.

No. MC-FC-68956. By order of July 29, 1966, the Transfer Board approved the transfer to Mary Evelyn Kuprevich, doing business as Clune Transfer, Wilkes-Barre, Pa. 18702, of the operating rights of Mary Clune, doing business as Clune Transfer, Wilkes-Barre, Pa., in certificate No. MC-96266, issued May 1, 1959, authorizing the transportation, over irregular routes, of household goods, as defined by the Commission, between Wilkes-Barre, Pa., and points within 5 miles of Wilkes-Barre, on the one hand, and, on the other, points in Pennsylvania, New York, New Jersey, and Connecticut. Elizabeth P. Mensch, Rural Delivery No. 3, Dallas, Pa. 18612, attorney for applicants.

No. MC-FC-68965. By order of July 29, 1966, the Transfer Board approved the transfer to Jean J. Brooks, doing business as T. & J. Brooks Express, Manasquan, N.J., of certificate No. MC-3968, issued May 8, 1951, to Jean J. Brooks and Thomas F. Brooks, a partnership, doing business as T. & J. Brooks Express, Manasquan, N.J., authorizing the transportation of: Flowers and florist supplies, between Brielle, N.J., and New York, N.Y., service is authorized to and from intermediate points and off-route points within 2 miles of specified routes. John M. Zachara, Post Office Box Z, Paterson, N.J. 07509, counsel for applicants.

No. MC-FC-68966. By order of July 29, 1966, the Transfer Board approved the transfer to Carl & Gene Towing

Service, Inc., Toledo, Ohio, of certificate Nos. MC-108804 (Sub-No. 1) and MC-108804 (Sub-No. 2), issued January 25, 1955, and April 8, 1965, to Charles F. Settles, doing business as Carl and Gene Towing Service, Toledo, Ohio, authorizing the transportation of: Wrecked or disabled motor vehicles, in truckaway service, between points in Lucas County, Ohio, on the one hand, and, on the other, points in Steuben County, Ind., and in Monroe, Lenawee, and Wayne Counties, Mich.; and wrecked, disabled, and replacement motor vehicles, by use of wrecker equipment only, between points in Lucas, Fulton, Williams, and Wood Counties, Ohio, on the one hand, and, on the other, points in Indiana, the Lower Peninsula of Michigan and specified territories in Pennsylvania and New York. Arthur R. Cline, 420 Security Building, Toledo, Ohio 43604, attorney for applicants.

No. MC-FC-68975. By order of July 29, 1966, the Transfer Board approved the transfer to Espanola, Inc., Lorain, Ohio, of the operating rights of Ernest Homer Watkins, Chippewa Lake, Ohio, in permit No. MC-116421, issued August 15, 1958, authorizing the transportation of olives, jellies, jams, and syrups, in containers, from Vermillion, Ohio, to points in Michigan, Illinois, Indiana, Pennsylvania, New York, New Jersey, Maryland, Delaware, West Virginia, Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Florida, and the District of Columbia, with empty containers and packing material used in transporting the same commodities from the above-specified destination points to Vermillion, Ohio. William M. Barrett, 1629 Broadway, Lorain, Ohio, attorney for applicants.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-8660; Filed, Aug. 8, 1966;
8:47 a.m.]

[Notice 228]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 4, 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 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 8948 (Sub-No. 70 TA), filed August 2, 1966. Applicant: WESTERN GILLETTE, INC., 2550 East 28th Street, Post Office Box 15274, Vernon Station, Los Angeles, Calif. 90058. Applicant's representative: Lloyd R. Guerra (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid oxygen and liquid nitrogen*, in bulk, in specially designed trailer equipment, from Union Carbide Corp., Fontana, Calif. plant to Hayden, Ariz., Hurley and Shiprock, N. Mex., for 180 days. Supporting shipper: Union Carbide Corp. (Linde Products Division), Etiwanda Avenue, Fontana, Calif. Send protests to: W. J. Huetig, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 68539 (Sub-No. 22 TA), filed August 2, 1966. Applicant: ROMANS MOTOR FREIGHT, INC., Ord, Nebr. Applicant's representative: Donald L. Stern, 630 National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed and feed ingredients*, from Cozad, Nebr., to points in Kansas, Colorado, Utah, Wyoming, South Dakota, and North Dakota, for 180 days. Supporting shipper: The O. A. Cooper Co., Humboldt, Nebr. 68376. Send protests to: Max H. Johnston, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 315 Post Office Building, Lincoln, Nebr. 68508.

No. MC 83217 (Sub-No. 27 TA), filed July 26, 1966. Applicant: DAKOTA EXPRESS, INC., 110 North Reid Street, Wilson Terminal Building, Post Office Box 533, Sioux Falls, S. Dak. 57101. Applicant's representative: Henry J. Schuette (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Sioux Falls, S. Dak., to Cody, Wyo., and Red Lodge, Mont., for 180 days. Supporting shipper: Nordica Frozen Foods, 1509 Industrial Avenue, Sioux Falls, S. Dak. 57104, Frank Zelenitz. Send protests to: J. L. Hammond, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 369, Federal Building, Pierre, S. Dak. 57501.

No. MC 97357 (Sub-No. 15 TA), filed August 2, 1966. Applicant: ALLYN TRANSPORTATION COMPANY, 14011 South Central Avenue, Los Angeles, Calif. 90059. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid oxygen and liquid nitrogen*, in bulk, in tank vehicles, from Fontana, Calif., to Hayden, Ariz.; Hurley and

Shiprock, N. Mex., for 180 days. Supporting shipper: Union Carbide Corp., Linde Products Division, 22 Battery Street, San Francisco, Calif. Send protests to: John E. Nance, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Federal Building Room 7708, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 125409 (Sub-No. 2 TA), filed August 2, 1966. Applicant: R. & R. TRUCKING CO., INC., R.F.D. 5, Hamamonton, N.J. Applicant's representative: Raymond A. Thistle, Jr., Suite 1408-09, 1500 Walnut Street, Philadelphia, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal cabinets and metal desks*, uncrated, from Brooklyn, N.Y., to points in Connecticut, Massachusetts, Rhode Island, New Jersey, Pennsylvania, Delaware, Maryland, Washington, D.C., Virginia, West Virginia under continuing contract with Duracold Corp., Brooklyn, N.Y., for 150 days. Supporting shipper: Duracold Corp., 847 East 52d Street, Brooklyn, N.Y. 11203. Send protests to: Raymond T. Jones, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 410 Post Office Building, Trenton, N.J. 08608.

No. MC 126727 (Sub-No. 1 TA), filed August 2, 1966. Applicant: GARDNER CARTAGE COMPANY, 2662 East 69th Street, Cleveland, Ohio 44104. Applicant's representative: Bernard S. Goldfarb, 1625 Illuminating Building, 55 Public Square, Cleveland, Ohio 44113. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Prestressed and precast structural concrete products*, from Cleveland, Ohio, to points in Michigan, Indiana, Kentucky, New York, Pennsylvania, and West Virginia, and return of *damaged and rejected products*, for 180 days. Supporting shipper: Cleveland Builders Supply Co., Cleveland, Ohio. Send protests to: G. J. Baccel, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 435 Federal Building, Cleveland, Ohio 44114.

No. MC 128389 TA (Correction), filed July 13, 1966, published FEDERAL REGISTER, issue of July 20, 1966, and republished as corrected this issue. Applicant: DOUGLAS R. LEWIS, JR., doing business as LEWIS TRANSPORTATION CO., Stone Road, Sudbury, Mass. Applicant's representative: George H. O'Brien, 33 Broad Street, Boston, Mass. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Expanded shale*, dry, in bulk, in dump vehicles, from Plainville, Mass., to points in Connecticut, Maine, New Hampshire, Rhode Island, and Vermont, for 180 days. Supporting shipper: Masslite, Inc., Post Office Box 1747, Plainville, Mass. 02762. Send protests to: James F. Martin, Jr., District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 30 Federal Street, Boston, Mass. 02110. Note: The pur-

pose of this republication is to show applicant's correct use.

No. MC 128470 TA, filed August 1, 1966. Applicant: HARRIS O. SMESTAD, doing business as H. O. SMESTAD, Post Office Box 299, Great Falls, Mont. 59401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, packinghouse products, and commodities* used by packinghouses as described in appendix I, 69 MCC 272, from points in Cascade County, Mont., to Fargo, N. Dak., Sioux City, Iowa; Chicago, Ill.; Los Angeles and San Francisco, Calif.; Portland, Ore.; Spokane and Seattle, Wash.; Salt Lake City, Utah; Denver, Colo.; Eau Claire, Madison, Milwaukee, and Green Bay, Wis., for 180 days. Supporting shipper: Needham Packing Corp., Post Office Box 2381, Great Falls, Mont. 59401. Send protests to: Paul J. Labane, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, U.S. Post Office Building, Billings, Mont. 59101.

No. MC 128474 TA, filed August 2, 1966. Applicant: MORE TRUCK LINES, 10680 Douglas Road, Anaheim, Calif. 92805. Applicant's representative: Russell & Schureman, 1010 Wilshire Boulevard, Los Angeles, Calif. 90017. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Roofing granules and roofing sand* in bulk, from Corona and Oceanside, Calif., to the port of entry on the international boundary line between the United States and Mexico at Calexico, Calif., for 180 days. Supporting shipper: Gasolina, Aceites Y Refacciones, S.A. Division Industrial, Carretera A San Luis KM. 13, Apdo. No. 818, Mexicali, B.C. Send protests to: W. J. Huetig, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 128475 TA, filed August 2, 1966. Applicant: GENE OSBORNE AUTO TRANSPORT, Pier 18, Embarcadero, San Francisco, Calif. 94105. Applicant's representative: Martin J. Rosen, 140 Montgomery Street, San Francisco, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used automobiles and trucks*, from points in California to points in Oregon, for 180 days. Supporting shippers: The application is supported by statements from 21 shippers which may be examined here at the Interstate Commerce Commission in Washington, D.C. Send protests to: William R. Murdoch, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif. 94102.

No. MC 128476 TA, filed August 2, 1966. Applicant: U & ME TRANSFER, INC., 621 First Street, Post Office Box 2525, West Palm Beach, Fla. Applicant's representative: Lee K. Spencer (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Telephone equipment, material and*

supplies having a prior or subsequent movement in Interstate Commerce, from West Palm Beach, Fla., to points in Palm Beach, Glades, Hendry and Broward Counties, Fla., for 180 days. Supporting shipper: Western Electric Co., Inc., 3300 Lexington Road, Winston-Salem, N.C. Send protests to: Joseph B. Teichert, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 1621, 51 Southwest First Avenue, Miami, Fla. 33130.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-8661; Filed, Aug. 8, 1966;
8:48 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 4, 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. 40662—*Sodium silicate to Newport, Tenn.* Filed by O. W. South, Jr., agent (No. A4929), for interested rail carriers. Rates on sodium silicate, other than dry, in tank carloads, from Cincinnati, Ohio, to Newport, Tenn.

Grounds for relief—Market competition.

Tariff—Supplement 103 to Southern Freight Association, agent, tariff ICC S-484.

FSA No. 40663—*Cement and related articles from Selma, Mo.* Filed by Southwestern Freight Bureau, agent (No. B-8886), for interested rail carriers. Rates on cement and related articles, in carloads, from Selma, Mo., to points in Arkansas and Missouri.

Grounds for relief—Carrier competition.

Tariff—Supplement 65 to Southwestern Freight Bureau, agent, tariff ICC 4587.

By the Commission:

[SEAL]

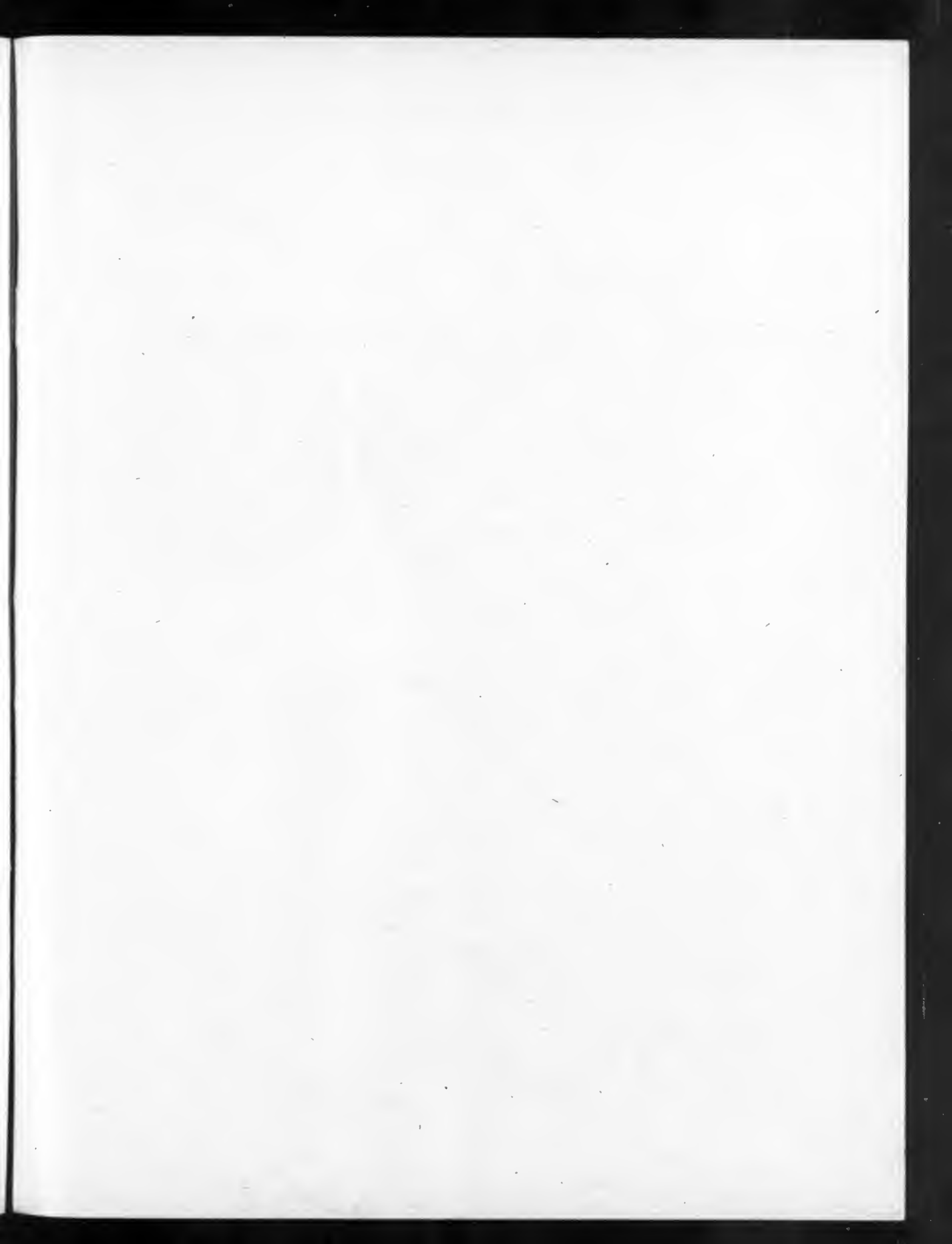
H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-8662; Filed, Aug. 8, 1966;
8:48 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—AUGUST

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published to date during August.

3 CFR	Page	8 CFR	Page	26 CFR	Page
PROCLAMATION:		204.....	10530	1.....	10468
3734.....	10411	212.....	10355, 10413	PROPOSED RULES:	
EXECUTIVE ORDERS:		214.....	10607	1.....	10394
1919½ (revoked in part by		9 CFR		48.....	10615
PLO 4066).....	10530	307.....	10414	28 CFR	
2216 (revoked in part by PLO		10 CFR		42.....	10388
4066).....	10530	20.....	10514	29 CFR	
3676 (revoked in part by PLO		71.....	10414	PROPOSED RULES:	
4066).....	10530	12 CFR		60.....	10580
6276 (revoked in part by PLOs		208.....	10356	30 CFR	
4064 and 4065).....	10530	13 CFR		27.....	10607
6583 (revoked in part by PLO		101.....	10466	33 CFR	
4064).....	10530	14 CFR		3.....	10359
7856 (provisionally superseded		39.....	10357, 10466, 10467	135.....	10359
by EO 11295).....	10603	71.....	10414,	144.....	10612
8820 (provisionally superseded		73.....	10467, 10515, 10516, 10571,	206.....	10360
by EO 11295).....	10603	91.....	10517	39 CFR	
10621 (amended by EO 11294).....	10601	97.....	10517	21.....	10359
10970 (superseded by EO		121.....	10518	24.....	10359
11294).....	10601	127.....	10612	PROPOSED RULES:	
11230 (amended by EO 11294).....	10601	145.....	10612	114.....	10470
11248 (amended by EO 11293).....	10507	288.....	10467	122.....	10470
11157 (amended by EO 11292).....	10447	225.....	10357	41 CFR	
11292.....	10447	PROPOSED RULES:		5-1.....	10528
11293.....	10507	61.....	10415, 10475, 10536	42 CFR	
11294.....	10601	71.....	10417-	58.....	10414
11295.....	10603	73.....	10420, 10536-10538, 10580	43 CFR	
5 CFR		91.....	10421, 10581	4.....	10468
213.....	10413	121.....	10538	PUBLIC LAND ORDERS:	
531.....	10567	127.....	10612	4064.....	10530
550.....	10567	145.....	10612	4065.....	10530
7 CFR		288.....	10467	4066.....	10530
301.....	10509	225.....	10357	4067.....	10531
409.....	10355	PROPOSED RULES:		4068.....	10531
722.....	10568	61.....	10415, 10475, 10536	PROPOSED RULES:	
728.....	10356, 10449	71.....	10417-	5430.....	10415
751.....	10461	73.....	10420, 10536-10538, 10580	45 CFR	
906.....	10461	91.....	10421, 10581	144.....	10575
908.....	10570	121.....	10538	202.....	10576
910.....	10413, 10570	127.....	10612	801.....	10468, 10576
923.....	10611	145.....	10612	PROPOSED RULES:	
925.....	10462	288.....	10467	131.....	10582
926.....	10571	225.....	10357	19 CFR	
931.....	10510	PROPOSED RULES:		3.....	10358
948.....	10463	303.....	10581	21 CFR	
987.....	10611	17 CFR		120.....	10574
993.....	10611, 10612	201.....	10573	121.....	10574, 10575, 10606
1001.....	10414	18 CFR		148h.....	10358
1015.....	10414	201.....	10605	PROPOSED RULES:	
1031.....	10464	204.....	10605	17.....	10415
1205.....	10510	205.....	10606	18.....	10415
1421.....	10464	PROPOSED RULES:		19.....	10415
1425.....	10514	131.....	10582	20.....	10415
PROPOSED RULES:		19 CFR		25.....	10415
51.....	10577	3.....	10358	31.....	10415
52.....	10471	21 CFR		22 CFR	
729.....	10471	120.....	10574	133.....	10575
946.....	10368	121.....	10574, 10575, 10606	49 CFR	
980.....	10368	148h.....	10358	77.....	10531
991.....	10532	PROPOSED RULES:		187.....	10469
Ch. XI.....	10532	17.....	10415	193.....	10469
1031.....	10369	18.....	10415	50 CFR	
1068.....	10615	19.....	10415	32.....	10576
1128.....	10371	20.....	10415		



PUBLIC PAPERS OF THE PRESIDENTS OF THE UNITED STATES

Now available

Lyndon B. Johnson
1963-64

Book I (November 22, 1963 to June 30, 1964)
Price \$6.75

Book II (July 1, 1964 to December 31, 1964)
Price \$7.00

Contents

- Messages to the Congress
- Public speeches and letters
- The President's news conferences
- Radio and television reports to the American people
- Remarks to informal groups

Published by

Office of the Federal Register
National Archives and Records Service
General Services Administration

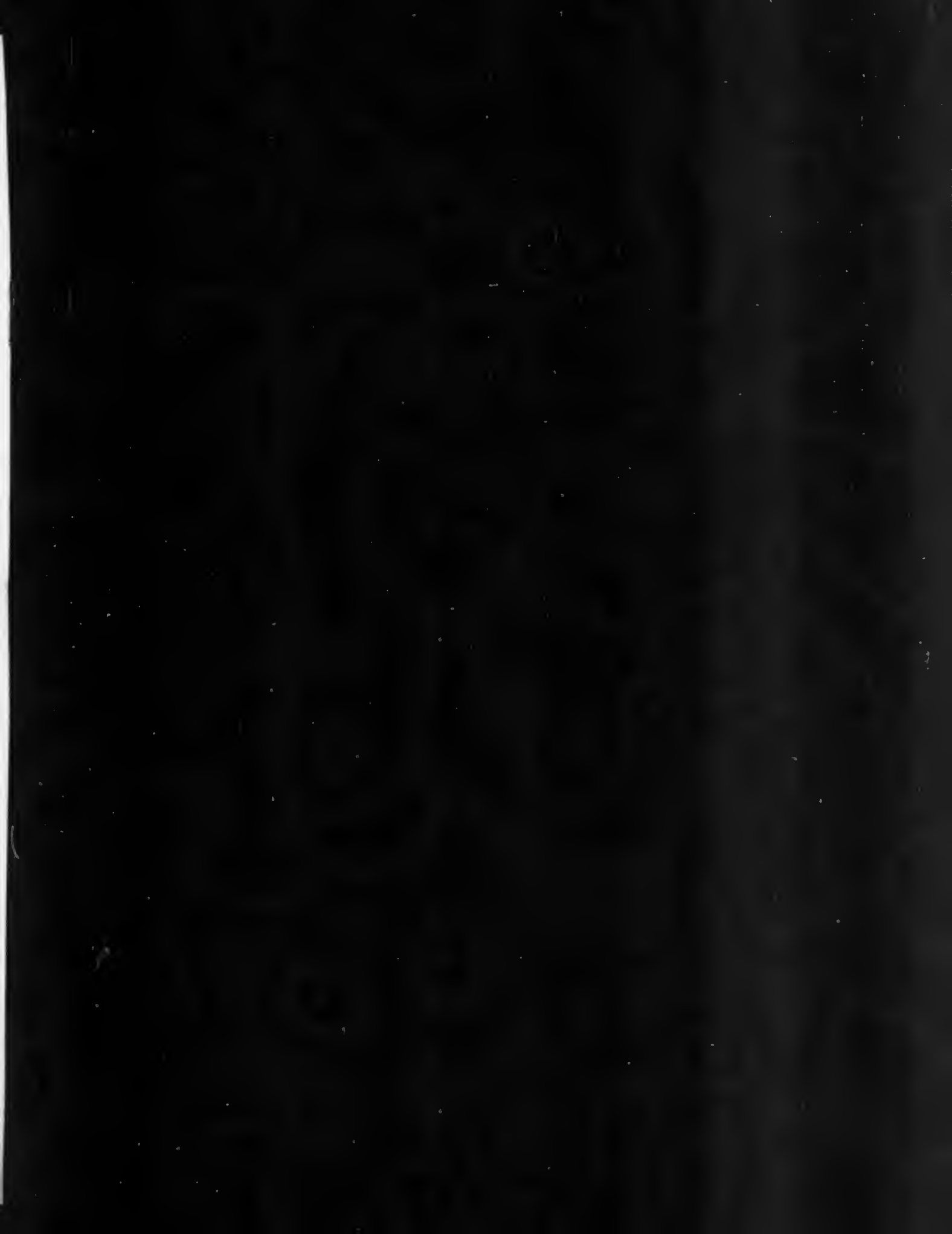
Order from

Superintendent of Documents
U.S. Government Printing Office
Washington, D.C. 20402



Prior volumes

Prior volumes covering most of the Truman administration and all of the Eisenhower and Kennedy years are available at comparable prices from the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402.



154

U
AUG 10 1966

US. N214
SOCIOLOGY & ECONOMICS

ROOM

DETROIT PUBLIC LIBRARY AUG 12 1966

FEDERAL REGISTER

VOLUME 31 • NUMBER 154

Wednesday, August 10, 1966 • Washington, D.C.

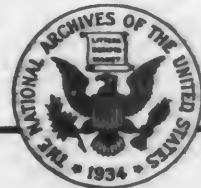
Pages 10627-10657

AUG. 10, 1966

Agencies in this issue—

- Agriculture Department
- Army Department
- Atomic Energy Commission
- Civil Aeronautics Board
- Commodity Credit Corporation
- Federal Aviation Agency
- Federal Maritime Commission
- Federal Power Commission
- Fish and Wildlife Service
- Internal Revenue Service
- International Commerce Bureau
- Interstate Commerce Commission
- Land Management Bureau
- Maritime Administration
- Securities and Exchange Commission
- Small Business Administration

Detailed list of Contents appears inside.



10627-10657