

# THE NATIONAL ARCHIVES OF THE UNITED STATES

# FEDERAL REGISTER

1934

VOLUME 27      NUMBER 45      THE UNIVERSITY OF MICHIGAN

Washington, Wednesday, March 7, 1962

MAR 16 1962

MAIN  
READING ROOM

## Contents

<p><b>Agricultural Marketing Service</b>  <b>PROPOSED RULE MAKING:</b>                  Potatoes; rescheduling of hearing sessions on proposed agreement and order, and correction of previous notice..... 2178</p> <p><b>RULES AND REGULATIONS:</b>                  Navel oranges grown in Arizona and designated part of California; handling limitation..... 2174</p> <p><b>Agricultural Research Service</b>  <b>NOTICES:</b>                  Certain humanely slaughtered livestock; identification of carcasses..... 2187</p> <p><b>PROPOSED RULE MAKING:</b>                  Hog cholera and other communicable swine diseases..... 2179</p> <p>Swine destroyed because of hog cholera..... 2178</p> <p><b>Agriculture Department</b>                  See also Agricultural Marketing Service; Agricultural Research Service.</p> <p><b>NOTICES:</b>                  Designation of areas for emergency loans:                  Alabama..... 2190                  Louisiana..... 2190</p> <p><b>Army Department</b>                  See also Engineers Corps.</p> <p><b>RULES AND REGULATIONS:</b>                  Relief assistance; miscellaneous amendments..... 2175</p> <p><b>Civil Aeronautics Board</b>  <b>NOTICES:</b>                  Reopened Puerto Rico passenger fare investigation; oral argument..... 2186</p> <p><b>Civil Service Commission</b>  <b>RULES AND REGULATIONS:</b>                  Exceptions from competitive service:                  Housing and Home Finance Agency..... 2173                  State Department..... 2173</p>	<p>Reinstatement of rights after service under section 625(b) of Foreign Assistance Act of 1961... 2173</p> <p><b>Defense Department</b>                  See Army Department; Engineers Corps.</p> <p><b>Emergency Planning Office</b>  <b>NOTICES:</b>                  Statements of business interests:                  Baker, Geoffrey..... 2210                  Blackman, Harold S..... 2210                  Ewing, Sam M..... 2210                  Horton, H. Burke..... 2210                  Lutes, Leroy..... 2210                  Warren, John E..... 2210                  Womack, W. Victor..... 2210</p> <p><b>Engineers Corps</b>  <b>RULES AND REGULATIONS:</b>                  Flood control; Twitchell Dam and Reservoir, Santa Maria River Basin, California..... 2177</p> <p><b>Federal Aviation Agency</b>  <b>PROPOSED RULE MAKING:</b>                  Controlled airspace; definition... 2183                  Federal airways and associated control areas..... 2184                  Jet route; alteration..... 2185</p> <p><b>RULES AND REGULATIONS:</b>                  Jet routes; alteration..... 2174</p> <p><b>Federal Communications Commission</b>  <b>NOTICES:</b>                  Standard broadcast applications ready and available for processing..... 2192</p> <p><i>Hearings, etc.:</i>                  Cassel, Thompson K., and Boca B/casters..... 2190                  Hershey Broadcasting Co., Inc., and Reading Radio, Inc..... 2191                  M &amp; M Telecasters et al..... 2191                  Western Broadcasting Co. and R. L. McAllister..... 2191                  Windber Community Broadcasting System and Ridge Radio Corp..... 2192</p>	<p><b>Federal Housing Administration</b>  <b>RULES AND REGULATIONS:</b>                  Mutual mortgage insurance and insured home improvement loans; eligibility requirements.. 2175</p> <p><b>Federal Maritime Commission</b>  <b>NOTICES:</b>                  Organization and functions..... 2186</p> <p><b>PROPOSED RULE MAKING:</b>                  Licensed independent freight forwarders, ocean freight brokers, and ocean-going common carriers; proposed substantive rules affecting practices..... 2185</p> <p><b>Federal Power Commission</b>  <b>NOTICES:</b>                  Sun Oil Co. et al.; hearing, etc.... 2209</p> <p><b>Federal Reserve System</b>  <b>NOTICES:</b>                  Liberty Bank and Trust Co.; order approving merger of banks.. 2186</p> <p><b>Federal Trade Commission</b>  <b>RULES AND REGULATIONS:</b>                  Central Construction Co. et al.; prohibited trade practices..... 2175</p> <p><b>Food and Drug Administration</b>  <b>PROPOSED RULE MAKING:</b>                  Food additive; filing of petition.. 2183</p> <p><b>Health, Education, and Welfare Department</b>                  See Food and Drug Administration.</p> <p><b>Housing and Home Finance Agency</b>                  See Federal Housing Administration.</p>
---	--	---

(Continued on next page)

**Interior Department**  
See Land Management Bureau.

**Interstate Commerce Commission**

NOTICES:  
Fourth section applications for relief..... 2208  
Lumber from Cimarron and Albuquerque, N. Mex., to Chicago, Ill.; report and order..... 2208  
Motor carrier:  
Alternate route deviation notices..... 2193  
Applications and certain other proceedings (2 documents)..... 2194, 2196, 2208  
Transfer proceedings.....  
Pacific Inland Tariff Bureau, Inc.; application for approval of agreement..... 2209

**Land Management Bureau**

NOTICES:  
Appeals to Director; authority delegation..... 2186

**Railroad Retirement Board**

RULES AND REGULATIONS:  
Employers' contributions and contribution reports; penalty for failure to pay assessment after notice and demand..... 2175

**Securities and Exchange Commission**

NOTICES:  
Directional Fund, Inc.; application for order..... 2186

**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.

Monthly, quarterly, and annual cumulative guides, published separately from the daily issues, include the section numbers as well as the part numbers affected.

<b>5 CFR</b>		<b>24 CFR</b>	
6 (2 documents).....	2173	203.....	2175
40.....	2173	<b>32 CFR</b>	
<b>7 CFR</b>		502.....	2175
907.....	2174	<b>33 CFR</b>	
PROPOSED RULES:		208.....	2177
900-999.....	2178	<b>46 CFR</b>	
<b>9 CFR</b>		PROPOSED RULES:	
PROPOSED RULES:		510.....	2185
56.....	2178		
76.....	2179		
<b>14 CFR</b>			
602.....	2174		
PROPOSED RULES:			
60.....	2183		
600.....	2184		
601.....	2184		
602.....	2185		
<b>16 CFR</b>			
13.....	2175		
<b>20 CFR</b>			
345.....	2175		
<b>21 CFR</b>			
PROPOSED RULES:			
121.....	2183		

Now Available

**CFR SUPPLEMENTS**  
(As of January 1, 1962)

The following Supplements are now available:

Title 14 (Parts 400-599) (Revised).....	\$0.65
Title 27.....	.30
Title 32 (Parts 1-39).....	.50
Title 38.....	1.25

Previously announced: 1961 Supplement to Title 3 (\$0.60); Title 7, Parts 1-50 (\$0.65); Parts 51-52 (\$0.70); Title 17 (\$1.00); Title 20 (\$0.40); Title 25 (\$0.50); Title 26, Part 1 (\$1.00-1.400) (\$0.40); Part 1 (\$1.401-1.860) (\$0.55); Part 1 (\$1.861 to end) to Part 19 (\$0.30); Parts 20-29 (\$0.30); Parts 30-39 (\$0.30); Parts 500-599 (\$0.30); Title 35 (\$0.30); Title 37 (\$0.30); Title 44 (\$0.30); Title 46, Parts 146-149 (1961 Supplement 2) (\$1.25); Title 49, Parts 91-164 (\$0.55); Parts 165 to end (\$0.30)

Order from Superintendent of Documents, Government Printing Office, Washington 25, D.C.



**FEDERAL REGISTER**

Telephone Worth 3-3261

Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Office of the Federal Register, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D.C.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15 cents) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D.C.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953. The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of books and pocket supplements vary.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER, or the CODE OF FEDERAL REGULATIONS.

# Rules and Regulations

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

#### Department of State

Effective upon publication in the FEDERAL REGISTER, subparagraph (10) is added to paragraph (c) of § 6.302 as set out below.

#### § 6.302 Department of State.

(c) Office of the Assistant Secretary for Congressional Relations. \* \* \*

(10) One Legislative Officer.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633)

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

[F.R. Doc. 62-2245; Filed, Mar. 6, 1962; 8:48 a.m.]

### PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

#### Housing and Home Finance Agency

Effective upon publication in the FEDERAL REGISTER, subparagraphs (38) and (39) are added to paragraph (a) of § 6.342 as set out below.

#### § 6.342 Housing and Home Finance Agency.

(a) Office of the Administrator. \* \* \*

(38) One Deputy Assistant Administrator (Program Policy).

(39) One Deputy Assistant Administrator (Urban Transportation).

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633)

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

[F.R. Doc. 62-2231; Filed, Mar. 6, 1962; 8:46 a.m.]

### PART 40—REINSTATEMENT RIGHTS AFTER SERVICE UNDER SECTION 625(b) OF THE FOREIGN ASSISTANCE ACT OF 1961

Effective upon publication in the FEDERAL REGISTER, a new Part 40 is added as set out below.

Sec.  
40.101 Purpose.  
40.102 Coverage.  
40.103 Definitions.  
40.104 Basic entitlement.  
40.105 Proposed termination.

Sec.  
40.106 Application for reinstatement.  
40.107 Reinstatement.  
40.108 Appeals to the Commission.

AUTHORITY: §§ 40.101 to 40.108, issued under sec. 625(b), 75 Stat. 449, and E.O. 10973, 26 F.R. 10469.

#### § 40.101 Purpose.

The regulations in this part govern reinstatements authorized by section 625 (b) of Public Law 87-195 (75 Stat. 424).

#### § 40.102 Coverage.

The regulations in this part apply to any of the following serving in a position in the Federal Government:

(a) A person serving in the competitive service under a career or career-conditional appointment.

(b) A person serving in the excepted service under an appointment without a specific time limitation.

(c) A person appointed or assigned under authority contained in the Foreign Service Act of 1946, as amended.

#### § 40.103 Definitions.

(a) "Act" means Public Law 87-195 (75 Stat. 424).

(b) "Former position" means the position that an employee was occupying at the time of his appointment to a position under authority of section 625(b) of the Act.

#### § 40.104 Basic entitlement.

Subject to the conditions specified in the regulations in this part, an employee who is appointed to a position under authority of section 625(b) of the Act is entitled, upon termination of that appointment for any reason other than his own misconduct or delinquency, to be reinstated in his former position or in one of like seniority, status, and pay in the same agency. If the functions with which the employee's former position was identified have been transferred to another agency, the employee's right to reinstatement shall be in the gaining agency.

#### § 40.105 Proposed termination.

At least forty-five days before termination of the appointment of an employee entitled to reinstatement, he and his former agency shall be notified, in writing, of the proposed termination. Notification is not required under this section, however, when:

(a) The termination is at the employee's own request, or

(b) The employee is reinstated without a break in service under an arrangement made between the agencies concerned.

#### § 40.106 Application for reinstatement.

Unless arrangement has been made for his reinstatement without a break in service under § 40.105(b), an employee who desires reinstatement must apply for reinstatement, in writing, no later than thirty days after his appointment

under authority of section 625(b) of the Act is terminated.

#### § 40.107 Reinstatement.

An employee eligible for reinstatement shall be reinstated as soon as possible after his application for reinstatement, filed in accordance with § 40.106, is received. In any event, he shall be restored (a) within thirty days after his application for reinstatement is received, or (b) upon termination of the appointment made under authority of section 625(b) of the Act, whichever is later.

#### § 40.108 Appeals to the Commission.

(a) *Right to appeal.* (1) If an agency determines that an employee who has applied for reinstatement is not eligible for reinstatement, it shall notify the employee as promptly as possible of its decision, of the basis therefor, and of the employee's appeal rights under the regulations in this part. The employee may appeal the decision to the Commission within ten days after he receives notice of the decision.

(2) If an agency fails to reinstate an employee within the time limits specified in § 40.106, the employee may appeal to the Commission within ten days after the applicable time limit expires.

(3) If an employee considers that his reinstatement is not in accordance with the Act and the regulations in this part, he may appeal to the Commission within ten days after his reinstatement becomes effective.

(b) *Where initial appeals are filed.* Initial appeals under this part are to be filed with the Chief, Appeals Examining Office, U.S. Civil Service Commission, Washington 25, D.C.

(c) *Finality of initial appeal decisions.* Unless further appealed under the provisions of paragraph (d) of this section, an appeal decision rendered by the Chief, Appeals Examining Office, is final.

(d) *Right to further appeal.* An initial appeal decision rendered by the Chief, Appeals Examining Office, may be further appealed to the Board of Appeals and Review, U.S. Civil Service Commission, Washington 25, D.C., within seven days after receipt of the decision. Such further appeal must be in writing and must contain the reasons for disagreement with the initial decision.

(e) *Finality of decisions by Board of Appeals and Review.* A decision by the Board of Appeals and Review is final. There is no further right of appeal.

(f) *General provisions governing appeals—(1) Delayed appeals.* In the discretion of the Commission, an appeal may be accepted after the time limits specified in paragraphs (a) and (d) of this section when the appellant shows that he was not notified of these limits, and was not otherwise aware of them, or that circumstances beyond his control prevented him from filing an appeal within the prescribed limits.

(2) *Appeal decisions.* The Commission will submit its decisions on appeals in writing to each appellant and to each agency concerned. An appeal decision may order that the reinstatement of an appellant be made retroactive to the date on which the applicable time limit specified in § 40.106 expired.

(3) *Cancellation of appeals.* The Commission will cancel an appeal, and the appellant and his agency will be so notified, upon receipt of the appellant's written request for cancellation or upon failure of the appellant to furnish information requested by the Commission.

(4) *Death of appellant.* A proper appeal filed prior to the death of an appellant will be processed to completion and adjudicated. As necessary, the Commission may direct corrective action and amendment of agency records to date of death.

(g) *The Commissioners.* The Commissioners may, in their discretion, reopen and reconsider any appeal decision made under this part.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 62-2244; Filed, Mar. 6, 1962;  
8:48 a.m.]

## Title 7—AGRICULTURE

### Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Navel Orange Reg. 8, Amdt. 1]

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

##### Limitation of Handling

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

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, en-

gage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restrictions on the handling of navel oranges grown in Arizona and designated part of California.

*Order, as amended.* The provisions in paragraph (b)(1)(i) of § 907.308 (Navel Orange Regulation 8, 27 F.R. 1754) are hereby amended to read as follows:

(i) District 1: 500,000 cartons.

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

Dated: March 2, 1962.

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

[F.R. Doc. 62-2248; Filed, Mar. 6, 1962;  
8:48 a.m.]

## Title 14—AERONAUTICS AND SPACE

### Chapter III—Federal Aviation Agency

#### SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket No. 61-FW-80]

#### PART 602—DESIGNATION OF JET ROUTES, JET ADVISORY AREAS AND HIGH ALTITUDE NAVIGATIONAL AIDS

##### Alteration of Jet Routes

On November 25, 1961, a notice of proposed rule making was published in the FEDERAL REGISTER (26 F.R. 11087) stating that the Federal Aviation Agency (FAA) proposed to alter Jet Routes Nos. 75, 85, and 89 between Miami, Fla., and Gainesville, Fla.

The Air Transport Association of America (ATA) offered no objection to the alteration of J-85 and J-89 but objected to the realignment of J-75 over the site of the Fort Myers, Fla. VOR because of the added mileage, and suggested that J-75 be aligned via the Lakeland VOR 167° and the Miami 294° True radials.

On March 1, 1961, a survey of civil jet operations indicated a total of 96 daily operations in the Miami area. Approximately sixty percent of these operations operated via Jet Routes Nos. 75, 85, and 89, to midwestern terminals. Jet traffic to and from Miami is normally climbing or descending in the area south of Lakeland, and while radar is used in the handling of these flights, the volume is such that, particularly during peak periods, an alternate routing for southbound flights is required for efficient handling of the many climb/descent problems involved.

Realignment of J-75 as proposed by the FAA will cause it to overlie an intermediate and low altitude airway from Lakeland via Fort Myers to Miami, thus facilitating the transition of jet aircraft between the high, intermediate, and low altitude structures. However, subsequent to issuance of the notice it has been determined that the radial of the Lakeland VOR which would overlie the low and intermediate altitude airways is 175° True rather than 174° True. This change is reflected in the description of J-75. No other comments were received.

Additionally, the Fort Myers VOR is scheduled to be relocated to a new site on the Page airport on or about March 8, 1962. (Airspace Docket No. 61-FW-93; 27 F.R. 562.) Relocation of the Fort Myers VOR will require slight changes in the terminal jet advisory areas based on this VOR. Since these changes are minor in nature and impose no additional burden on the public, such action is taken herein.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated herein and in the notice, the following actions are taken:

1. In § 602.100 *Jet routes* (26 F.R. 7080, 7576, 11729) the following changes are made:

(a) In Jet Route No. 75 "INT of the Miami 316° and the Gainesville, Fla., 167° radials; Gainesville;" is deleted and "INT of the Miami 296° and the Lakeland, Fla., 175° radials; Lakeland; Gainesville, Fla.;" is substituted therefor.

(b) In Jet Route No. 85 "INT of the Miami 316° and the Gainesville, Fla., 167° radials; Gainesville;" is deleted and "INT of the Miami 316° and the Lakeland, Fla., 154° radials; Lakeland; Gainesville, Fla.;" is substituted therefor.

(c) In Jet Route No. 89 "INT of the Miami 316° and the Gainesville, Fla., 167° radials; Gainesville;" is deleted and "INT of the Miami 316° and the Lakeland, Fla., 154° radials; Lakeland; Gainesville, Fla.;" is substituted therefor.

2. In § 602.300 *Terminal jet advisory areas* (26 F.R. 7083) the Miami, Fla., radar jet advisory areas (a) and (b) are amended to read:

a. Lakeland, Fla., via Fort Myers, Fla.; INT of Ft. Myers 137° and Biscayne Bay, Fla., 262° radials; to Biscayne Bay.

b. Copeland, Fla., INT (INT of Fort Myers, Fla., 137° and Miami, Fla., 269° radials) to Miami.

These amendments shall become effective 0001 e.s.t., May 3, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 28, 1962.

D. D. THOMAS,  
Director, Air Traffic Service.

[F.R. Doc. 62-2224; Filed, Mar. 6, 1962;  
8:46 a.m.]

## Title 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission [Docket 8378 c.o.]

#### PART 13—PROHIBITED TRADE PRACTICES

##### Central Construction Co. et al.

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, advantages, or connections*; § 13.15–250 *Qualifications and abilities*; § 13.155 *Prices*; § 13.155–33 *Demonstration reductions*; § 13.240 *Special or limited offers*. Subpart—Misrepresenting oneself and goods—business status, advantages or connections: § 13.1535 *Qualifications*; [Misrepresenting oneself and goods]—goods: § 13.1747 *Special or limited offers*; [Misrepresenting oneself and goods]—prices: § 13.1800 *Demonstration reductions*.<sup>1</sup>

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Central Construction Company et al., Omaha, Nebr., Docket 8378, Oct. 24, 1961]

*In the Matter of Central Construction Company, a Corporation, and Irving Herzog and Jack J. Schragger, Individually and as Officers of Said Corporation*

Consent order requiring an Omaha seller and installer of building siding to cease representing falsely in advertising and through its salesmen that it offered reduced prices to home and building owners who permitted their property to be used for demonstrations and advertising, and that it would pay them commissions on resulting sales to others; that said offers must be accepted at once; and that the soliciting salesman was an officer, co-owner, or engineer of the corporation.

The order to cease and desist is as follows:

*It is ordered.* That respondents Central Construction Company, a corporation, and its officers, and Irving Herzog and Jack J. Schragger, individually and as officers of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of building siding, or any other product, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from representing, directly or indirectly, that:

1. Any product is offered for sale at a reduced price from respondents' usual price, unless the price at which it is offered constitutes a reduction from the price at which the product has been usually and customarily sold by respondents in the recent regular course of business.

2. The homes or buildings of the purchasers of their products will be used for demonstration or advertising pur-

poses or that respondents will pay commissions to such purchasers when sales are made as a result of such demonstrations or advertising, or for any other reason, unless such is the fact.

3. Any offer must be accepted at any specific time or within any limited time, unless such is the fact.

4. Any person represents or is connected with the Central Construction Company or with any other company or person, in any manner or capacity, that is not in accordance with the facts.

By "Decision of the Commission", etc., report of compliance was required as follows:

*It is ordered.* That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: October 24, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA,  
Secretary.

[F.R. Doc. 62-2227; Filed, Mar. 6, 1962; 8:46 a.m.]

## Title 24—HOUSING AND HOUSING CREDIT

### Chapter II—Federal Housing Administration, Housing and Home Finance Agency

#### SUBCHAPTER C—MUTUAL MORTGAGE INSURANCE AND INSURED HOME IMPROVEMENT LOANS

#### PART 203—MUTUAL MORTGAGE INSURANCE AND INSURED HOME IMPROVEMENT LOANS

##### Subpart A—Eligibility Requirements

###### APPROVAL OF OTHER INSTITUTIONS

In § 203.4 paragraph (b) is amended to read as follows:

###### § 203.4 Approval of other institutions.

(b) *Special requirements applicable to supervised institutions.* (1) A mortgagee whose application for approval is filed after March 1, 1962 shall meet the following requirements:

(i) The mortgagee shall be subject to the inspection and supervision of a governmental agency which is required by law to make periodic examinations of the mortgagee's books and accounts; and

(ii) The mortgagee shall submit satisfactory evidence that it has sound capital funds of a value not less than \$100,000 or, if a mutual company or association without capital funds, that it has a net worth of not less than \$100,000.

(2) A mortgagee whose application for approval is filed on or before March 1, 1962 shall be required, within a period of time to be prescribed by the Commissioner, to increase its capital funds or net worth to not less than \$100,000.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interprets or applies sec. 203, 52 Stat. 10, as amended; 12 U.S.C. 1709)

Issued at Washington, D.C., March 1, 1962.

NEAL J. HARDY,  
Federal Housing Commissioner.

[F.R. Doc. 62-2247; Filed, Mar. 6, 1962; 8:48 a.m.]

## Title 20—EMPLOYEES' BENEFITS

### Chapter II—Railroad Retirement Board

#### PART 345—EMPLOYERS' CONTRIBUTIONS AND CONTRIBUTION REPORTS

##### Penalty for Failure To Pay Assessment After Notice and Demand

Pursuant to the general authority contained in section 12 of the act of June 25, 1938 (52 Stat. 1094, 1107; 45 U.S.C. 362), § 345.17 of Part 345 (20 CFR 345.17) of the regulations under such act is deleted by Board Order 62-17, dated February 1, 1962.

(Sec. 12, 52 Stat. 1107, as amended; 45 U.S.C. 362)

Dated: February 28, 1962.

By authority of the Board.

MARY B. LINKINS,  
Secretary of the Board.

[F.R. Doc. 62-2208; Filed, Mar. 6, 1962; 8:45 a.m.]

## Title 32—NATIONAL DEFENSE

### Chapter V—Department of the Army

#### SUBCHAPTER A—AID OF CIVIL AUTHORITIES AND PUBLIC RELATIONS

#### PART 502—RELIEF ASSISTANCE

##### Miscellaneous Amendments

1. Revise § 502.1 to read as follows:

###### § 502.1 Purpose and applicability.

(a) Sections 502.1 to 502.6 prescribe policy guidance and responsibilities for Department of the Army agencies with respect to operations involving participation in natural disaster relief activities. Although §§ 502.1 to 502.6 pertain primarily to military assistance rendered in the event of a major disaster as defined in § 502.3(b), they also provide guidance in situations wherein military assistance is rendered in an imminent emergency or other threatened disaster prior to a declaration of a major disaster.

(b) The provisions of §§ 502.1 to 502.6 are applicable to the 48 contiguous States, the District of Columbia, Alaska, Hawaii, United States territories, and areas of associated sovereignty.

(c) The provisions of §§ 502.1 to 502.6 apply generally except as otherwise set forth in directives of the Chief of Engineers and pertinent to Civil Works Programs.

2. Add paragraph (d) to § 502.2, and in § 502.3, revise paragraphs (h), (i), and (j), as follows:

<sup>1</sup> New.

§ 502.2 Statutory and policy provisions.

(d) Executive Order 10773, July 1, 1958 (23 F.R. 5061), as amended.

§ 502.3 Definitions.

(h) *Office of Emergency Planning (OEP)*. Federal agency coordinating disaster relief under delegated authority of the President.

(i) *Director (OEP)*. Director of the Office of Emergency Planning.

(j) *Area Director*. Director of a geographical Area Office of the Office of Emergency Planning.

3. In § 502.4, revise the last sentence of paragraph (a); revise the introductory portion of paragraph (b) and revise subparagraphs (2) and (3) of paragraph (b); and in paragraph (d), revise subparagraphs (1)(ii) and (2), to read as follows:

§ 502.4 Responsibilities.

(a) *General*. \* \* \*

The Director of the Office of Emergency Planning is delegated the authority conferred upon the President by sections 3 and 5(a) of the Act.

(b) *Office of Emergency Planning*. The Director, Office of Emergency Planning (OEP) has been designated by the President to coordinate the activities of Federal agencies to provide disaster relief assistance in major disasters, and will call upon any Federal agency to utilize its available personnel, equipment, supplies, and facilities in accordance with the authority contained in the Act.

(2) When the facilities of another Federal agency are deemed necessary, directives will be issued and arrangements made at the seat of Government with the head of the agency concerned. When such action is approved, agreement will be made between the local administrative head of the Federal agency concerned and the Area Director (OEP) outlining the limitations within which such agency will act, and prescribing that in those cases where reimbursement for supplies, equipment, or services are required, the monetary limitation must be within the funds allotted for that purpose. It is contemplated that any Federal agency called upon will furnish adequate supervision of its own effort and the only (OEP) inspection required will be of a coordinating nature.

(3) The Director (OEP) may delegate any authority or function delegated or assigned him by the provisions of Executive Order 10773, July 1, 1958, to any other officer or officers of OEP, or with the consent of the head, to any other Federal agency.

(d) *Armed Forces of the United States*. \* \* \*

(1) \* \* \*

(ii) Upon commitment of Army resources or the receipt of information that a disaster or imminent emergency exists which will probably require Army assistance, the Commanding General,

United States Continental Army Command, will notify immediately the Deputy Chief of Staff for Military Operations, Department of the Army, Washington 25, D.C. It is essential that the maximum degree of coordinating effort, exchange of information, and a clear understanding of functional responsibilities be maintained between major commanders concerned and Area Directors of both OEP and the American Red Cross.

(2) *Corps of Engineers*. (i) Under Public Law 99, 84th Congress, the Corps of Engineers has statutory authority as a civil function for Federal efforts incident to flood fighting, flood rescue work, and the repair or restoration of flood control works. Assistance in flood fighting and rescue work is supplementary to State and local government or private agency efforts, and not in substitution therefor. In accordance with appropriate instructions issued by the Chief of Engineers, the ZI army commanders concerned will be furnished pertinent information on dangerous floods or other natural disasters foreseen or occurring, including activities by the Corps of Engineers. The closest cooperation, including timely exchange of useful information between District and Division Engineers, appropriate ZI army commanders, Commanding General, United States Continental Army Command, Area Directors of the Office of Emergency Planning, American Red Cross, State and local governments, is necessary to mitigate the results of natural disasters. The emergency employment of Army resources in the relief of human suffering is the responsibility of the Commanding General, United States Continental Army Command. Preplanned procedures for domestic emergencies, coordinated between Division and District Engineers of the Corps of Engineers and ZI army commanders, will include provisions covering flood emergencies. Field officers of the Corps of Engineers are authorized to request ZI Army Commanders to provide such resources as are required and available for use in flood fighting under direction of the Corps' Division and District Engineers.

(ii) Area Directors of the Office of Emergency Planning may request a Division Engineer of the Corps of Engineers to aid State and local government agencies by furnishing disaster assistance which is beyond statutory authority of the Corps of Engineers. In such event, the Division Engineer contacted will notify the ZI army commander concerned and obtain his concurrence before such assistance is furnished. The above concurrence is not required when there has been a determination that actual emergency conditions no longer exist, and when the responsible ZI army commander has withdrawn military support in accordance with § 502.5(e), or when responsibility has been yielded to the Army Chief of Engineers.

4. In § 502.5, revise paragraphs (a)(1) and (d), to read as follows:

§ 502.5 Department of the Army policies.

(a) \* \* \*

(1) The overruling demands of humanity compel immediate action to prevent starvation, extreme suffering, and/or loss of life, in which event the Commanding General, United States Continental Army Command, with delegated authority and responsibilities in accordance with § 502.4(b)(3), will use personnel, supplies, and equipment under his control within his own discretion and will notify the Deputy Chief of Staff for Military Operations, Department of the Army, Washington 25, D.C., and the Director, OEP (giving the names of the OEP Area Director concerned), by the most expeditious communication means available; and

(d) The Commanding General, United States Continental Army Command, and the ZI army commanders will effect the closest cooperation with the appropriate agencies concerned with disaster relief activities. The Commanding General, United States Continental Army Command, will establish liaison with Operational Headquarters, OEP, Executive Offices Building, 17th and Pennsylvania Avenue NW., Washington 25, D.C. The ZI army commanders; Commanding General, United States Army, Alaska; Commanding General, United States Army, Pacific; and the Commanding General, United States Army, Caribbean, will establish liaison with Area Directors of OEP whose region encompasses areas within the Army command concerned, in order to facilitate exchange of information and to provide for immediate operating arrangements, should the need arise at a later time. Personnel, equipment and supplies, located in ZI army areas, other than the affected ZI army area, will be utilized to assist in disaster relief activities when the need is great and where a deficiency exists after consideration of all resources, including local resources in the disaster area and where movement of these resources will not compromise an assigned tactical or defense mission. This assistance will be coordinated by the Commanding General, United States Continental Army Command, without reference to Headquarters, Department of the Army.

5. In § 502.6, revise paragraph (b), to read as follows:

§ 502.6 Actions required.

(b) *Major disasters*. The Act of September 30, 1950 (Public Law 875, 81st Cong.), as amended, in no way precludes Department of the Army action, when required, in emergencies, pending determination by the President that a disaster is a major disaster under the terms of law. Department of the Army action to afford assistance subsequent to such finding will be in accordance with §§ 502.1 to 502.6. Upon Presidential Proclamation of a major disaster, Department of the Army assistance will be subject to coordination by OEP, acting

on behalf of the President. In the event that requests from OEP would involve commitment of Army controlled resources required to perform assigned tactical or defense missions, or other resources which are not under the jurisdiction of the Commanding General, United States Continental Army Command, such requests will be sent by the Commanding General, United States Continental Army Command to the Deputy Chief of Staff for Military Operations, Department of the Army, Washington 25, D.C., stating the need thereof and whether the necessary resources should be made available.

[C 2, AR 500-60, January 16, 1962] (Sec. 3012, 70A Stat. 157; 10 U.S.C. 3012)

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

[F.R. Doc. 62-2212; Filed, Mar. 6, 1962; 8:45 a.m.]

## Title 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter II—Corps of Engineers, Department of the Army

#### PART 208—FLOOD CONTROL REGULATIONS

##### Twitchell Dam and Reservoir, Santa Maria River Basin, California

Pursuant to the provisions of section 7 of the Act of Congress approved 22 December 1944 (58 Stat. 890; 33 U.S.C. 709), § 208.79 is hereby prescribed to govern

the use and operation of Twitchell Dam and Reservoir on the Cuyama River, Santa Maria River Basin, California, for flood-control purposes.

#### § 208.79 Twitchell Dam and Reservoir, Santa Maria River basin, California.

The Bureau of Reclamation shall supervise the operation of Twitchell Dam and Reservoir in the interest of flood control as follows:

(a) A storage space in Twitchell Reservoir of 89,000 acre-feet below elevation 651.5 shall be reserved for flood control at all times.

(b) Releases from the flood-control storage space shall be made in accordance with the "Outlet Gate Operation Schedule for Flood-Control Storage" currently in force. The schedule currently in force as of the promulgation of this section is dated January 31, 1962, File No. 373/123, and is on file in the Office of the Chief of Engineers, Department of the Army, Washington 25, D.C., and in the Office of the Commissioner of Reclamation, Washington, D.C. Revisions of the "Outlet Gate Operation Schedule for Flood-Control Storage" may be developed from time to time as necessary by the Corps of Engineers and the Bureau of Reclamation. Each such revision shall be effective upon the date specified in the approval thereof by the Chief of Engineers and the Commissioner of Reclamation and from that date until replaced shall be the "Outlet Gate Operation Schedule for Flood-Control Storage" currently in force for the purposes of this section. Copies of the "Outlet Gate Operation Schedule for Flood-Control Storage" currently in force shall be kept on file in and may be

obtained from the office of the District Engineer, Corps of Engineers and the Regional Director, Bureau of Reclamation, in charge of the locality.

(c) Nothing in this section shall be construed to require dangerously rapid changes in magnitudes of releases. The regulations of this section shall not be construed to require that releases be made in a manner that would be inconsistent with requirements for protecting the dam and reservoir from major damage.

(d) The Bureau of Reclamation shall see that the District Engineer, Corps of Engineers, Department of the Army in charge of the locality, is currently advised of reservoir release, reservoir storage and such other operating data as the district engineer may request, and also of those basic operating criteria which affect the schedule of operation.

(e) The flood-control regulations of this section are subject to temporary modification by the District Engineer, Corps of Engineers, if found necessary in time of emergency. Request for and action on such modification may be made by any available means of communication and the action taken by the district engineer shall be confirmed in writing under date of same day to the Office of the Regional Director, Bureau of Reclamation in charge of the operations.

[Regs., January 31, 1962, ENG CW-EY] (Sec. 7, 58 Stat. 890; 33 U.S.C. 709)

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

[F.R. Doc. 62-2213; Filed, Mar. 6, 1962; 8:45 a.m.]

# Proposed Rule Making

## DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[ 7 CFR Ch. IX ]

[Docket No. AO 342]

### NATIONAL POTATO MARKETING AGREEMENT AND ORDER

#### Rescheduling of Public Hearing Sessions and Correction

Notice of public hearing with respect to a proposed National Potato Marketing Agreement and Order was published in the FEDERAL REGISTER February 20, 1962 (27 F.R. 1556). Such notice set forth the times and places for the hearing sessions and the terms and provisions of the proposal.

Notice is hereby given of the rescheduling of the public hearing sessions to be held at the times and places hereinafter specified.

As previously announced, the public hearing sessions will be held at the New Commodore Hotel, 42d Street and Lexington Avenue, New York, New York, beginning March 12, 1962; Secor Hotel, Jefferson and Superior Streets, Toledo, Ohio, beginning March 19, 1962; and Radisson Hotel, 45 South Seventh Street, Minneapolis, Minnesota, beginning March 22, 1962.

The following rescheduled hearing sessions will be held at Latter Day Saints Hall, 140 North Garfield Street, Pocatello, Idaho, beginning March 27, 1962; American Legion Hall, 1301 17th Street, Bakersfield, California, beginning April 5, 1962; Auditorium, Public School Administration Building, 910 West Eighth Street, Amarillo, Texas, beginning April 12, 1962; and Henry Grady Hotel, 210 Peachtree Street, Atlanta, Georgia, beginning April 17, 1962.

The first day of the New York session of the hearing will commence at 10 a.m., local time, and the first day of the sessions in the other cities will commence at 9 a.m., local time. Each session shall continue as long as necessary and, instead of specific termination dates as previously scheduled, shall be terminated as determined by the presiding officer.

**Correction.** In § —.84 *Termination or suspension*, paragraph (c) is corrected to read as follows:

(c) The Secretary shall terminate the provisions of this part at the end of any fiscal period whenever he finds that such termination is favored by a majority of producers who, during the preceding marketing season, have been engaged in the production for market of potatoes: *Provided*, That such majority has, during such period produced for market more than fifty percent of the volume of such potatoes produced for market; but such termination shall be effective only if announced at least 30 days prior to the end of the then current fiscal period.

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

Dated: March 2, 1962.

JOHN P. DUNCAN, Jr.,  
Assistant Secretary.

[F.R. Doc. 62-2234; Filed, Mar. 6, 1962; 8:47 a.m.]

Agricultural Research Service

[ 9 CFR Part 56 ]

### SWINE DESTROYED BECAUSE OF HOG CHOLERA

#### Notice of Proposed Rule Making

Notice is hereby given in accordance with section 4 of the Administrative Procedure Act (5 U.S.C. 1003), that, pursuant to the provisions of sections 3 and 11 of the Act of May 29, 1884, as amended (21 U.S.C. 114, 114a), and section 2 of the Act of February 2, 1903, as amended (21 U.S.C. 111), it is proposed to add a new Part 56 to Chapter I, Subchapter B, Title 9, Code of Federal Regulations, relating to payment of indemnity for swine destroyed because of hog cholera, to read:

- Sec.
- 56.1 Definitions.
  - 56.2 Cooperation with States.
  - 56.3 Appraisal of swine.
  - 56.4 Care and feeding of swine under quarantine; disposal after slaughter.
  - 56.5 Mortgages against swine.
  - 56.6 Destruction of swine.
  - 56.7 Payments to owners for swine destroyed.
  - 56.8 Claims not allowed.

#### § 56.1 Definitions.

For the purpose of this part, the following words, names, and terms shall be construed, respectively, to mean:

(a) "The Department" means the United States Department of Agriculture.

(b) "Division" means the Animal Disease Eradication Division of the Agricultural Research Service, United States Department of Agriculture.

(c) "Destroyed" means condemned under State authority and destroyed by slaughter or by death otherwise.

(d) "Hog Cholera" means the contagious, infectious, and communicable disease of swine commonly known as hog cholera.

(e) "Mortgage" means any mortgage, lien, or other security or beneficial interest held by any person other than the one claiming indemnity.

(f) "State" means any State, Territory, the District of Columbia, or Puerto Rico.

#### § 56.2 Cooperation with States.

Upon determination by the Director of the Division of the existence of hog cholera, and upon agreement of the authorities of the State to enforce quarantine restrictions and orders and directives properly issued in the control and

eradication of hog cholera, he is authorized to cooperate with the proper State authorities in the eradication of such disease.

#### § 56.3 Appraisal of swine.

(a) Swine affected with or exposed to hog cholera which are to be destroyed and indemnities paid therefor under this part shall be appraised at their actual value at the place and time of appraisal by a representative of the Division and a representative of the State jointly, except that, if the owner and State authorities approve, such swine may be appraised by a representative of the Division alone. Swine may be appraised in groups providing they are the same type and providing that where appraisal is by the head each animal in the group is the same value per head or where appraisal is by the pound each animal in the group is the same value per pound.

(b) The Division may decline to accept any such appraisal that appears to it to be unreasonable or out of proportion to the value of similar swine of a like quality. Appraisals shall not exceed any limit set by the State or other agency which is cooperating with the Division in the payment of indemnity because of hog cholera.

#### § 56.4 Care and feeding of swine under quarantine; disposal after slaughter.

Expenses for the care and feeding of swine held for destruction and the expense of destruction, burial, incineration, etc., and/or transportation and other expenses incidental to their slaughter will not be paid by the Department, unless the payment of such expense is specifically authorized or approved by the Director of Division.

#### § 56.5 Mortgages against swine.

Any indemnity claim for swine destroyed pursuant to the requirements contained in this part shall be presented on forms furnished by the Division on which the owner of the swine shall certify that the swine covered thereby, are, or are not, subject to any mortgage as defined in this part. If the owner states there is a mortgage, forms furnished by the Division shall be signed by the owner and by each person holding a mortgage on the swine, consenting to the payment of any indemnity allowed to the person specified thereon.

#### § 56.6 Destruction of swine.

(a) Swine affected with or exposed to hog cholera which are to be destroyed and indemnities paid therefor under this part shall be destroyed only after obtaining the written agreement of the owner to accept, as compensation in full from the United States, an amount not to exceed 50 percent of the difference between the appraisal value and the salvage value, except that in the case of purebred swine the compensation from the United States shall not exceed \$50 per head.



(b) Such swine shall be destroyed promptly after appraisal and disposal by burial or burning unless otherwise provided by the Director of Division.

(c) The destruction of swine and the burial, burning, or other disposal of carcasses of swine pursuant to the regulations in this part shall be supervised by a Department employee who shall prepare and transmit to the Director of Division a report identifying the swine and showing the disposition thereof.

§ 56.7 Payments to owners for swine destroyed.

(a) Owners of swine destroyed in accordance with this part may be paid an indemnity not to exceed 50 percent of the difference between the appraised value of each swine so destroyed and the net salvage received by the owner thereof: *Provided, however*, That no such payment shall exceed any limit set by the State or other agency which is cooperating with the Division in the eradication of hog cholera.

(b) Federal indemnity shall not exceed \$50 per head for purebred swine.

(c) Swine presented for appraisal as purebred shall be accompanied by their certificate of registry at the time of appraisal, or they shall be appraised as grades: *Provided, however*, That in the absence of such proof of purebreeding the Director of Division may grant a reasonable time for the presentation of their certificate of registration to the appraiser.

§ 56.8 Claims not allowed.

(a) The Department will not allow claims arising out of the destruction of swine unless they have been previously appraised, and the owners thereof shall have executed agreements, in compliance with this part.

(b) The Department will not allow claims if the claimant has failed to comply with any of the Department regulations pertaining to hog cholera, and the cleaning and disinfection of his premises or conveyances as deemed necessary by Director of Division to destroy hog cholera virus.

(c) If there is substantial evidence that the owner or his agent has in any way been responsible for any attempt unlawfully or improperly to obtain indemnity funds for such swine.

The proposed new part would provide for indemnities which might be paid for swine destroyed under cooperative State-Federal programs for the eradication of hog cholera. It is considered necessary as existing regulations do not provide for such indemnity payments.

Any person who wishes to submit written data, views, or arguments concerning the foregoing proposed regulations may do so by filing them with the Director, Animal Disease Eradication Division, Agricultural Research Service, United States Department of Agriculture, Washington 25, D.C., within 45 days after publication hereof in the FEDERAL REGISTER.

Done at Washington, D.C., this 1st day of March 1962.

M. R. CLARKSON,  
Acting Administrator,  
Agricultural Research Service.

[F.R. Doc. 62-2251; Filed, Mar. 6, 1962; 8:48 a.m.]

[ 9 CFR Part 76 ]

HOG CHOLERA, AND OTHER COMMUNICABLE SWINE DISEASES

Notice of Proposed Rule Making

Notice is hereby given in accordance with section 4 of the Administrative Procedure Act (5 U.S.C. 1003) that, pursuant to the provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, and the Act of September 6, 1961 (21 U.S.C. 111-113, 115, 117, 120, 121, 123-126; 75 Stat. 481), it is proposed to amend Part 76, Subchapter C, Chapter I, Title 9, Code of Federal Regulations, to read as follows:

GENERAL PROVISIONS

- Sec. 76.1 Definitions.
- 76.2 Notice relating to existence of hog cholera, quarantine and regulations.
- 76.3 General restrictions.
- MOVEMENT OF VIRULENT VIRUS AND SWINE TREATED WITH VIRULENT VIRUS
- 76.4 Interstate movement of virulent hog cholera virus prohibited, except as provided.
- 76.5 Interstate movement of swine treated with virulent virus prohibited, except as provided.
- MOVEMENT OF DISEASED AND EXPOSED SWINE
- 76.6 Interstate movement of diseased and exposed swine prohibited, except as provided.
- INTERSTATE MOVEMENTS OF SWINE AND SWINE PRODUCTS
- 76.7 Movements to recognized slaughtering centers, public stockyards, or approved stockyards or livestock markets.
- 76.8 Interstate movement of swine for feeding, breeding, or stocking purposes prohibited, except as provided.
- 76.9 Movements from public stockyards, or approved stockyards or livestock markets.
- 76.10 Other movements for feeding, breeding, or stocking purposes.
- 76.11 Movement of swine and swine products from a quarantined area.
- 76.12 Movement of swine and swine products through a quarantined area.
- 76.13 Movement of swine and swine products for special processing.
- 76.14 Special processing of swine products.
- 76.15 Movement of specially processed swine products.
- 76.16 Approved stockyards and livestock markets.
- 76.17 Notice relating to spread of disease through raw garbage.
- 76.18 Movement of swine fed raw garbage and products from swine fed raw garbage.
- 76.19 Other movements.

CLEANING AND DISINFECTION OF VEHICLES AND FACILITIES

- Sec. 76.30 Disinfection of vehicles which have contained interstate movements of diseased swine.
- 76.31 Cleaning and disinfecting vehicles and facilities.
- 76.32 Cleaning and disinfecting public stockyards, and approved stockyards and livestock markets.
- 76.33 Disinfectants to be used.

GENERAL PROVISIONS

§ 76.1 Definitions.

As used in this part, the following terms shall have the meanings set forth in this section.

(a) *Administrator*. The Administrator of the Agricultural Research Service, United States Department of Agriculture, or any other official of such Service to whom authority has heretofore been delegated or may hereafter be delegated to act in his stead.

(b) *Division*. The Animal Disease Eradication Division, Agricultural Research Service, United States Department of Agriculture.

(c) *Director of Division*. The Director of the Division or any other official of the Division to whom authority has heretofore been delegated or may hereafter be delegated to act in his stead.

(d) *Garbage*. Waste consisting in whole or in part of animal waste resulting from handling, preparing, cooking, and consuming of food including the offal from animal carcasses or parts thereof, but excluding such waste from ordinary household operations which is fed directly to swine on the same premises.

(e) *Raw garbage*. Garbage that has not been heated throughout to boiling or equivalent temperature (usually 212° F. at sea level) for 30 minutes, or heated according to a method specifically approved by the Director of Division.

(f) *Cooked garbage*. Garbage that has been heated throughout to boiling or equivalent temperature (usually 212° F. at sea level) for 30 minutes, or heated according to a method specifically approved by the Director of Division.

(g) *State*. Any State, Territory, the District of Columbia, or Puerto Rico.

(h) *Interstate*. From one State into or through any other State.

(i) *Quarantined area*. A State or area quarantined under this part because of hog cholera or other contagious, infectious, or communicable disease of swine.

(j) *Non-quarantined area*. Any State or area not quarantined under this part because of hog cholera or other contagious infectious, or communicable disease of swine.

(k) *Person*. Any person, company, or corporation.

(l) *Moved or movement*. Shipped, transported or otherwise moved, or delivered or received for movement, by any person, by land, water, or air.

(m) *Public stockyard*. A stockyard where trading in livestock is carried on; where yarding, feeding, and watering

facilities are provided by the stockyard, transportation, or similar company; and where Federal inspection is maintained for the inspection of livestock for communicable disease. Such stockyards are listed in § 78.14(a) of this chapter.

(n) *Approved stockyard or livestock market.* Any place where swine are assembled for public auction or private sale which is under State or Federal supervision, with an accredited veterinarian performing inspection and treatment of swine as prescribed in the regulations in this part, and which has been approved by the Director of the Division under § 76.16.

(o) *Recognized slaughtering center.* Any point where slaughtering facilities are provided and to which animals are regularly shipped and slaughtered.

(p) *Swine product.* Any carcass, part or offal of swine.

(q) *Special processing.* Subjecting a swine product to heat treatment in accordance with the requirements contained in § 76.14.

(r) *Hog cholera.* The contagious, infectious, and communicable disease of swine commonly known as hog cholera.

(s) *Clean stockyard.* A public stockyard in a quarantined area which is found by the Director of Division to be free from hog cholera and other contagious, infectious, and communicable diseases of swine.

(t) *Official vaccinates.* Swine vaccinated against hog cholera by one of the methods prescribed in § 76.10(a) under the supervision of a Federal or State veterinary official, permanently identified as such a vaccinate as specified in this part, and reported at the time of vaccination to the appropriate State or Federal agency.

**§ 76.2 Notice relating to existence of hog cholera, quarantines, and regulations.**

(a) Notice is hereby given that hog cholera exists in swine in each State.

(b) There are no areas presently quarantined because of hog cholera or other contagious, infectious, or communicable disease of swine.

(c) Notice is hereby given that the Administrator has determined that the prohibition of the interstate movement of virulent hog cholera virus, with the exceptions as specified in § 76.4, is necessary in order to effectuate the eradication of hog cholera.

(d) Notice is hereby given that in order to effectually suppress and extirpate hog cholera and other contagious, infectious, and communicable diseases of swine, to prevent the spread and dissemination of the contagion thereof, and to protect the livestock of the United States, the regulations in this part are promulgated to govern the interstate movement of swine.

**§ 76.3 General restrictions.**

Swine or swine products referred to in this part may not be moved interstate except in accordance with the regulations in this part.

**MOVEMENT OF VIRULENT VIRUS AND SWINE TREATED WITH VIRULENT VIRUS**

**§ 76.4 Interstate movement of virulent hog cholera virus prohibited, except as provided.**

On and after January 1, 1963, virulent hog cholera virus shall not be moved interstate except that:

(a) In specific cases and under such conditions as he may impose, the Director of the Animal Disease Eradication Division may authorize the interstate movement of stated quantities of virulent hog cholera virus for particular purposes, if he determines that such movement will not endanger swine or impair the hog cholera eradication program. Such shipments shall be accompanied by permits issued by the Animal Disease Eradication Division.

(b) In specific cases and under such conditions as he may impose, the Director of the Animal Inspection and Quarantine Division may authorize the interstate movement of stated quantities of virulent hog cholera virus for export, research, or biologics production, if he determines that such movement will not endanger swine or impair the hog cholera eradication program. Such shipments shall be accompanied by permits issued by the Animal Inspection and Quarantine Division.

**§ 76.5 Interstate movement of swine treated with virulent virus prohibited, except as provided.**

On and after July 1, 1963, swine treated with virulent hog cholera virus, shall not be moved interstate, except as provided in this section.

(a) Swine treated with virulent virus, and not known to be affected with hog cholera, may be moved interstate if:

(1) Such swine have not been treated with virulent hog cholera virus within 30 days immediately prior to movement interstate and are consigned for immediate slaughter; or

(2) Such swine have not been treated with virulent hog cholera virus within 30 days immediately prior to movement interstate; are accompanied by a permit from the appropriate official of the State of destination; are moved interstate under such conditions as may be imposed by the Director of Division in order to prevent such swine from endangering other swine and impairing the hog cholera eradication program; and are accompanied interstate by a certificate issued by the Division specifying any such conditions imposed regarding the specific movement.

(b) Swine treated with virulent hog cholera virus for research and biologics production, and not known to be affected with hog cholera, may be moved interstate under such conditions as may be imposed by the Director of the Animal Inspection and Quarantine Division in order to prevent such swine from endangering other swine and impairing the hog cholera eradication program.

**MOVEMENT OF DISEASED AND EXPOSED SWINE**

**§ 76.6 Interstate movement of diseased and exposed swine prohibited, except as provided.**

(a) No swine which are affected with hog cholera shall be moved interstate for any purpose.

(b) No swine known to be, or suspected of being, exposed to hog cholera shall be moved interstate except as provided in §§ 76.11 and 76.13.

**INTERSTATE MOVEMENTS OF SWINE AND SWINE PRODUCTS**

**§ 76.7 Movements to recognized slaughtering centers, public stockyards, or approved stockyards or livestock markets.**

Swine not known to be affected with or exposed to hog cholera may be moved interstate to a recognized slaughtering center for immediate slaughter, or to a public stockyard, or to an approved stockyard or livestock market, and shall not be diverted en route for any other purpose.

**§ 76.8 Interstate movement of swine for feeding, breeding, or stocking purposes prohibited except as provided.**

No swine shall be moved interstate for feeding, breeding, or stocking purposes, except as provided in §§ 76.9 and 76.10.<sup>1</sup>

**§ 76.9 Movements from public stockyards, or approved stockyards or livestock markets.**

(a) Swine not known to be affected with or exposed to hog cholera may be moved interstate for feeding, breeding, or stocking purposes from public stockyards or approved stockyards or livestock markets, to States the laws, rules, or regulations of which provide for the segregation or quarantine of imported hogs for a period of not less than three weeks, if:

(1) The swine are inspected by a Division inspector or accredited veterinarian at such yard or market; and

(2) The swine, upon such inspection, are found free from symptoms of hog cholera, in a thrifty condition, and are treated by a competent veterinarian under Division supervision, or by an accredited veterinarian in an approved stockyard or livestock market, in a portion of the yard or market set aside for that purpose, in accordance with the provisions of paragraph (b) of this section: *Provided, however,* That swine officially vaccinated at least 21 days prior to inspection are not required to be so treated but are subject to other provisions of this paragraph. The temperature of each animal shall be taken before treatment, and only those which exhibit a temperature of less than 104° F. shall be permitted to be moved interstate under this section; and

<sup>1</sup>In each instance the regulations of the State of destination should be consulted before shipments are made.

(3) The swine are permanently identified as official vaccinates by individual eartag or other proper individual identification; and

(4) After receiving such treatment, the swine are disinfected in a 2 percent solution of a permitted cresylic disinfectant and held in noninfectious pens for at least three hours before being loaded for interstate movement; and

(5) The swine are accompanied by a certificate issued by a Division inspector at the public stockyard, or the accredited veterinarian at the approved stockyard or livestock market, showing place and date of issue, destination of shipment, record of official vaccination, and the permanent identification of the swine; and

(6) The swine are transported in cleaned and disinfected cars or other vehicles.

(b) *Simultaneous inoculation method.* Swine required under this section to be treated shall be given simultaneous inoculation with anti-hog cholera serum or antibody concentrate and modified live virus vaccine, prepared under license from the Secretary of Agriculture. The dosage of serum or antibody concentrate used with modified live virus vaccine shall be as follows:

(1) The dosage of serum or antibody concentrate for the treatment of swine shall in no instance be less than the respective dosage specified in subparagraph (2) of this paragraph. The dosage of modified live virus vaccine for the treatment of swine should be the respective dosage suggested in subparagraph (3) of this paragraph.

(2) Dosage of anti-hog cholera serum or antibody concentrate: Except for swine under 30 pounds in weight, the dosage of serum should not exceed one cc. per pound body weight, or 1/2 cc. per pound body weight if antibody concentrate is used.

Weight of swine (pounds)	Minimum dose of serum (cubic centimeters)	Minimum dose antibody concentrate (cubic centimeters)
Suckling pigs.....	20	10
20-40.....	30	15
40-90.....	35	17.5
90-120.....	45	22.5
120-150.....	55	27.5
150-180.....	65	32.5
180 and over.....	75	37.5

(3) Dosage of modified live virus vaccine: The dosage of modified live virus vaccine should be that recommended on the product label by the licensed manufacturer for use with the amounts of anti-hog cholera serum or antibody concentrate given in subparagraph (2) of this paragraph (b).

**§ 76.10 Other movements for feeding, breeding, or stocking purposes.**

Swine not known to be affected with or exposed to hog cholera may be moved interstate for feeding, breeding, or stocking purposes to any destination if:

(a) The swine are vaccinated not less than 21 days nor more than 1 year prior to movement interstate either as prescribed in § 76.9(b) or are vaccinated

with killed or inactivated hog cholera virus vaccine prepared under license from the Secretary of Agriculture with the dosage recommended on the product label by the licensed manufacturer; and

(b) The swine are permanently identified as official vaccinates by individual eartag or other proper individual identification; and

(c) The swine are accompanied by a certificate issued by an accredited veterinarian specifying the permanent individual identification of the swine and showing consignee, consignor, and record of vaccination as prescribed in paragraph (a) of this section.

**§ 76.11 Movement of swine and swine products from a quarantined area.**

(a) Movement of swine: Swine may be moved interstate under this part from a quarantined area to an establishment specifically approved for the purpose by the Director of Division for immediate slaughter and special processing at such establishment if accompanied by a certificate of a veterinarian of the Division or a veterinarian specifically approved for this purpose by the Director of Division, stating that veterinary inspection of such swine on the premises of origin just prior to movement therefrom disclosed no evidence of hog cholera or other contagious, infectious, or communicable disease.

(b) Movement of swine products:  
 (1) Swine products may be moved interstate under this part from a quarantined area if such products are moved to an establishment specifically approved for the purpose by the Director of Division for special processing at such establishment and are accompanied by a permit obtained by the owner or shipper from an inspector of the Division.

(2) The following swine products may be moved interstate under this part from a quarantined area under such conditions as may be prescribed by the Director of Division to prevent the spread of hog cholera and other contagious, infectious, or communicable diseases: (i) Swine products which have been processed in the course of normal establishment procedures in a manner approved by said Director as adequate to prevent the spread of hog cholera and other contagious, infectious, or communicable diseases; (ii) swine products derived from swine, permitted interstate movement under this part which were moved from a non-quarantined area directly to a clean stockyard in a quarantined area and which were slaughtered immediately upon their removal from such stockyard, at an establishment specifically approved for the purpose by said Director in a manner approved by said Director as adequate to prevent the spread of hog cholera and other contagious, infectious, or communicable diseases, and, if required by said Director, processed in a manner approved by him; (iii) swine products derived from swine, permitted interstate movement under this part, which were moved from a non-quarantined area directly to a slaughtering establishment in a quarantined area and there slaughtered immediately upon arrival, under con-

ditions approved by said Director. The provisions of subparagraph (1) of this paragraph shall not be applicable to such movements.

(c) Swine and swine products in transit between points in non-quarantined areas through any quarantined area shall not be deemed to be moved from the quarantined area under this section.

**§ 76.12 Movement of swine and swine products through a quarantined area.**

Swine or swine products which are moved interstate in transit between points in non-quarantined areas through any quarantined area shall not be unloaded in any quarantined area unless all facilities to be used therein in connection with the unloading have been approved for such purpose by the Division and have been cleaned and disinfected before such use in a manner approved by the Division and under the supervision of a person authorized for the purpose by the Division.

**§ 76.13 Movement of swine and swine products for special processing.**

Swine which have been exposed to hog cholera, or other contagious, infectious, or communicable disease, and swine products derived from such swine, moved interstate to an establishment for slaughter and special processing, or for special processing, as the case may be, shall be moved under Division seals or accompanied by a representative of the Division or a person specifically authorized for the purpose by the Director of Division.

**§ 76.14 Special processing of swine products.**

All Swine products required under the regulations in this part to be specially processed shall be heated throughout according to the following schedules:

(a) Boneless swine products shall be heated to an internal temperature of at least 156° F. momentarily, or to an internal temperature of at least 145° F. for 15 minutes.

(b) Swine products containing bone shall be heated to an internal temperature of at least 156° F. for 15 minutes.

**§ 76.15 Movement of specially processed swine products.**

Except as provided in §§ 76.11 and 76.18, swine products which have been specially processed may be moved interstate without restriction under this part.

**§ 76.16 Approved stockyards and livestock markets.**

(a) Notices containing lists of stockyards and livestock markets approved for the purposes of the regulations in this part will be published in the FEDERAL REGISTER. Information with respect to these stockyards and livestock markets may also be obtained from the Division.

(b) The Director of Division is hereby authorized to approve stockyards and livestock markets for the purposes of the regulations in this part when he determines that the inspection and handling of swine are adequate to effectuate the purposes of the regulations in this part; and to remove any stockyard or

market from the approved list when he finds that the inspection or handling of swine at such stockyard or market is no longer adequate to effectuate the purposes of such regulations.

**§ 76.17 Notice relating to spread of disease through raw garbage.**

Notice is hereby given that there is reason to believe raw garbage is one of the primary media through which the contagion of hog cholera, swine erysipelas, trichinosis, tuberculosis, and other contagious, infectious, and communicable diseases of swine is disseminated, and that one or more of such diseases exists in each State. Notice is hereby given also that there is reason to believe that if certain foreign diseases, such as foot-and-mouth disease and African swine fever, gain entrance into the United States, the contagion of such diseases may be spread through the medium of raw garbage. Therefore, the regulations in this part are deemed necessary in order to more effectually prevent, suppress, and extirpate such diseases, to prevent the interstate spread thereof, and to guard against the dissemination of diseases from foreign countries.

**§ 76.18 Movement of swine fed raw garbage and products from swine fed raw garbage.**

(a) *Movement of swine.* Swine which have been fed any raw garbage may be moved interstate under this part to a slaughtering establishment specifically approved for the purpose by the Director of Division for immediate slaughter and special processing at such establishment in a manner approved by the Director as adequate to prevent the spread of disease, if accompanied by a certificate of an inspector of the Agricultural Research Service, showing that the establishment to which the animals are consigned has been specifically approved by the Director, that the inspector has made an inspection of all swine on the premises of origin within 48 hours of the movement interstate, and that the inspection did not disclose any evidence of contagious, infectious, or communicable disease.

(b) *Movement of swine products.* (1) Swine products produced at an establishment operating under the Meat Inspection Act of March 4, 1907, as amended (34 Stat. 1260; 21 U.S.C. 71 et seq.), which handles products of swine fed any raw garbage, but specially processes such products separate and apart from other swine products, keeps the products properly identified, and otherwise handles the products in a manner approved by the Director of Division as adequate to prevent the spread of disease, may be moved interstate without other restriction under this section.

(2) Swine products produced at an establishment operating under the Meat Inspection Act of March 4, 1907, as amended, which handles any products of swine fed any raw garbage and does not handle all such products as specified in subparagraph (1) of this paragraph, may be moved interstate under this section if accompanied by a certificate signed by an inspector of the Agricul-

tural Research Service (i) identifying the products to be moved interstate and stating that, insofar as he has been able to determine, such products were derived from swine which had not been fed any raw garbage, or (ii) identifying the products to be moved interstate and stating that such products have been handled as specified in subparagraph (1) of this paragraph.

**§ 76.19 Other movements.**

The Director of Division may authorize the interstate movement of swine or swine products, not otherwise authorized under this part, under such conditions as he may prescribe to prevent the spread of hog cholera or other contagious, infectious, or communicable diseases. The appropriate livestock sanitary officials of the States involved shall be promptly notified of any such action.

**CLEANING AND DISINFECTION OF VEHICLES AND FACILITIES**

**§ 76.30 Disinfection of vehicles which have contained interstate movements of diseased swine.**

Any railroad car, boat, truck, or other vehicle which has contained an interstate movement of swine affected with a contagious, infectious, or communicable disease shall be cleaned and disinfected as soon as possible after the swine are unloaded and before further use to move swine. Any vehicle that has contained an interstate movement of swine destined to a place where Division inspection is maintained shall not be moved from such place until a Division inspector has ascertained the condition of the animals and the vehicle has been released or has been cleaned and disinfected, and directed by the inspector, in accordance with §§ 71.4 to 71.11 of this subchapter.

**§ 76.31 Cleaning and disinfecting vehicles and facilities.**

(a) Any railroad car, boat, truck, or other vehicle, and its equipment, and all other facilities, including facilities for receiving, shipping, loading, unloading, and delivering swine and for feeding, watering, and resting swine, which are used in connection with the interstate movement of swine, shall be kept clean.

(b) The Director of Division may require the thorough cleaning and disinfecting of any vehicle or facility which has been used in connection with the interstate movement of any swine which have been fed any raw garbage or swine products derived from such swine, or swine infected with or exposed to hog cholera or other contagious, infectious, or communicable disease, or which the Director has reason to believe may have been so infected or exposed, when he determines that such cleaning and disinfecting is necessary to guard against the spread of disease.

(c) The carrier shall be responsible for having all railroad cars, boats, trucks, and other vehicles, and their equipment, cleaned and disinfected as required under this section, and the owner of other facilities shall be responsible for having such facilities cleaned and disinfected as required under this section.

(d) The cleaning and disinfecting required by this section shall be done without expense to the Division.

(e) The following prescribed method of cleaning and disinfecting railroad cars, boats, trucks, and other vehicles and their equipment shall be used: Remove all litter, feed, and manure from all portions of each car, boat, truck, or other vehicle including all ledges and framework outside, and handle such litter, feed, and manure in such manner as not to expose livestock to any disease contained therein; clean the interior and the exterior of each such vehicle and its equipment; saturate the entire interior surface including all doors, endgates, portable chutes, and similar equipment with disinfectants as prescribed in § 76.33. The following prescribed method of cleaning and disinfecting of other facilities shall be used: Empty all troughs, racks, and other feeding and watering appliances; remove all litter, feed, and manure from the floors, posts, or other parts, and handle such litter, feed, and manure in such manner as not to expose livestock to any disease contained therein; saturate the entire surface of the fencing, troughs, chutes, floors, walls, and all other parts with disinfectants as prescribed in § 76.33.

**§ 76.32 Cleaning and disinfecting public stockyards, and approved stockyards and livestock markets.**

(a) The Director of the Animal Disease Eradication Division may require the thorough cleaning and disinfecting of any public stockyard, or any approved stockyard or livestock market, or any portion thereof, which has been used in the handling of swine which have been fed any raw garbage, or of swine infected with or exposed to hog cholera or other contagious, infectious, or communicable disease, or which the Director has reason to believe may have been so infected or exposed, when he determines that such cleaning and disinfecting are necessary to guard against the spread of disease. Any stockyard or market, or any portion thereof, so required to be cleaned and disinfected shall not be used in handling swine until after the cleaning and disinfecting have been completed. Such cleaning and disinfecting shall be done without expense to the Division, except as provided under the provisions of Part 53 of this chapter.

(b) The following prescribed method of cleaning and disinfecting shall be used: Empty all troughs, racks, and other feeding and watering appliances; remove all litter, feed, and manure from the floors, posts, and other parts, and handle such litter, feed, and manure in such manner as not to expose livestock to any disease contained therein; and saturate the entire surface of the fences, troughs, chutes, floors, walls, and all other parts with one of the disinfectants prescribed in § 76.33.

**§ 76.33 Disinfectants to be used.**

The disinfections required under the regulations in this part shall be performed with one of the following; except that in disinfections required because of hog cholera such disinfections shall be

performed with the disinfectant as specified under paragraph (d) of this section:

(a) Soda ash (sodium carbonate) used at the rate of one pound to three gallons of water.

(b) Sal soda used at the rate of 13½ ounces to one gallon of water.

(c) Lye (sodium hydroxide) used at the rate of 13 ounces to five gallons of water. (Due to the extreme caustic nature of sodium hydroxide solution, precautionary measures such as the wearing of rubber gloves and boots to protect the hands and feet, and goggles to protect the eyes, should be taken by those engaged on the disinfection job. It is also advisable to have an acid solution, such as vinegar, in readiness in case any of the sodium hydroxide solution should come in contact with any part of the body.)

(d) Permitted cresylic disinfectant in the proportion of at least 4 fluid ounces to 1 gallon of water, as prescribed under §§ 71.10 and 71.11 of this subchapter.

Any person who wishes to submit written data, views, or arguments concerning the proposed amendment may do so by filing them with the Director, Animal Disease Eradication Division, Agricultural Research Service, United States Department of Agriculture, Washington 25, D.C., within 45 days after publication of this notice in the FEDERAL REGISTER.

Done at Washington, D.C., this 1st day of March 1962.

M. R. CLARKSON,  
Acting Administrator,  
Agricultural Research Service.

[F.R. Doc. 62-2249; Filed, Mar. 6, 1962; 8:48 a.m.]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[ 21 CFR Part 121 ]

FOOD ADDITIVES

Notice of Filing of Petition

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 707) has been filed by E. I. du Pont de Nemours and Company, Inc., Wilmington 98, Delaware, proposing the amendment of § 121.2510 of the food additive regulations to provide for the safe use of ethylene-vinyl acetate copolymers, containing no more than 10 percent vinyl acetate, in the production of packaging materials, containers, and equipment intended for use in contact with food.

Dated: February 28, 1962.

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

[F.R. Doc. 62-2228; Filed, Mar. 6, 1962; 8:46 a.m.]

## FEDERAL AVIATION AGENCY

[ 14 CFR Part 60 ]

[Reg. Docket No. 1000; Draft Release 62-8]

### CONTROLLED AIRSPACE

#### Proposed Definition

Pursuant to the authority delegated to me by the Administrator (14 CFR Part 405), notice is hereby given that the Federal Aviation Agency has under consideration a proposal to amend the Civil Air Regulations, Part 60, § 60.60, *Controlled Airspace*, as hereinafter set forth.

Interested persons may participate in the making of the proposed rule by submitting such written data, views or arguments as they may desire. Communications should be submitted in duplicate to the Docket Section of the Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C. All communications received prior to March 22, 1962, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available for examination by interested persons in the Docket Section when the prescribed date for the return of comments has expired. Because of the large number of comments which we anticipate receiving in response to this draft release, we will be unable to acknowledge receipt of each reply.

Civil Air Regulations Amendment No. 60-21 (26 F.R. 570) was adopted on January 16, 1961. In the course of its development, both the written comments received in response to Draft Release 60-8, published in the FEDERAL REGISTER on May 7, 1960 (25 F.R. 4083), and the oral comments received at the public hearing of August 10, 1960 (25 F.R. 6706), were carefully analyzed and given consideration. The intent of that Amendment, as stated in its preamble, was to provide additional uncontrolled airspace wherein Visual Flight Rules (VFR) operations may be conducted in conditions of flight visibility of more than one and less than three miles.

Among other things, Amendment 60-21 created a new type of controlled airspace called "transition area." This term refers to the controlled airspace designated for the use of Instrument Flight Rules (IFR) operations during transition between the en route and terminal phases of flight. Although the transition area may be designated for other purposes, those purposes are not pertinent to the proposal contained herein and will not be discussed further.

A "transition area" is defined, in part, as extending " \* \* \* upward from 1,200 feet or higher above the surface when designated to complement control zones \* \* \* " The definition of "control zone" states, in part, that a control zone is " \* \* \* normally a circular area of five statute miles in radius with extensions where necessary \* \* \* "

The prefatory material to Amendment 60-21, in discussing the size of control

zones, indicated an intent of the Agency to develop criteria designed specifically for use in the establishment of controlled airspace in determining the lateral dimensions of control zones and control zone extensions. It also stated that the amount of controlled airspace designated would be dictated entirely by the requirements of IFR operations. Criteria were subsequently developed and have been adopted for Agency use in determining size of control zones and transition areas as well.

The implementation of CAR Amendment 60-21 in actual terminal area cases has resulted in an increase in the size of control zones, a requirement for substantial modification of instrument approach procedures and, in general, an adverse effect on IFR operations without a commensurate benefit to VFR users. The increase in the size of control zones would also, in some cases, incorporate satellite uncontrolled airports into the control zone.

Expansion of the control zones is the result of the requirement to provide controlled airspace to contain IFR operations between the surface and 1,200 feet above the surface. Were the base of transition areas adjacent to control zones lowered to 700 feet above the surface, application of the present criteria indicates that a control zone of five statute miles in radius with extensions where necessary to include instrument approach and departure paths will be adequate in most cases.

On December 1, 1961, the Air Transport Association (ATA) formally petitioned the Agency to amend the definition of transition area contained in CAR 60.60 to provide for transition areas extending upward from 700 feet or higher above the surface when designated to complement control zones. The ATA stated that such a change would, in many cases, result in a control zone of lesser size and would reduce the requirement to modify instrument approach procedures. The Aircraft Owners and Pilots Association (AOPA), on December 19, 1961, submitted a petition which was similar to that of the ATA. The AOPA, however, tempered its recommendation by stating that the lateral dimensions of transition areas should normally be 10 miles in radius.

Current implementation of CAR Amendment 60-21 dictated prompt action to consider the petitions submitted by ATA and AOPA. Therefore, the Agency invited Washington representatives of the aviation community to participate in an informal meeting on February 7, 1962, to discuss the two proposals and to determine the positions of other users. In attendance at this meeting were representatives of the following airspace user organizations:

Air Transport Association.  
Aircraft Owners & Pilots Association.  
Air Line Pilots Association.  
Air Traffic Control Association.  
Department of the Air Force.  
Department of the Army.  
Department of the Navy.  
General Aviation Council.

National Association of State Aviation Officials.  
National Aviation Trades Association.  
National Business Aircraft Association.  
National Pilots Association.

In the course of the meeting, it was found that the AOPA is agreeable to the designation of transition areas with lateral dimensions exceeding ten miles from the center of the airport when the requirements of IFR operations clearly dictate. The AOPA recommended, however, that ten or fifteen mile transition areas with a base of 700 feet above the surface and a circular configuration be established as the general standard and that deviation from these two sizes should occur only when required in specific cases. This recommendation was based primarily upon the requirement for standardization and simpler charting. In all other aspects, the petitions of the AOPA and the ATA appeared to be identical. All other user representatives present either endorsed the ATA proposal or offered no objections. Industry representatives unanimously urged that the Agency make the proposal the subject of a notice of proposed rule making as quickly as possible and further recommended that the usual 60-day period for comment in response to the proposal be reduced. The group was also unanimous in recommending that the Agency stop processing terminal airspace cases implementing Amendment 60-21 pending a final decision regarding the proposal.

In view of the unanimity of user representatives at the informal meeting, it has been determined that sufficient justification exists to propose the amendment of the definition of transition area. Accordingly, it is proposed that the base of the transition areas shall be designated to extend upward from 700 feet or higher above the surface when designated to complement control zones. It is emphasized that while the floor of transition areas may be designated at a level 700 feet above the surface, such designation would be made only to the extent required by IFR operations. The retention of the smaller control zones will, in many cases, avoid the incorporation of uncontrolled satellite airports within the zone. Also, it would obviate in many, but not all cases, the changing of instrument approach procedures. This policy would provide considerable benefit both to the VFR and IFR airspace users. No specific lateral limit or circular configuration is proposed. The size and configuration of the transition area would be based solely upon the operational considerations pertinent to the case under review. A standard circular configuration would, in many cases, result in more controlled airspace than is required for IFR operations. Activities at satellite airports could thus be restricted by unnecessarily establishing the floor of transition areas at 700 feet. It is the Agency's intent to designate transition areas with the minimum lateral dimensions consistent with the requirements for such airspace. To specify lateral dimensions by regulation would reduce the flexibility required for the efficient designation of controlled airspace.

Pending the resolution of this proposal, processing of terminal airspace cases under CAR Amendment 60-21 has been halted. While both the aviation industry and the Agency wish to release for VFR use such controlled airspace as is not necessary for IFR operations, it is not considered practical to proceed with cases under Amendment 60-21 when reprocessing of such cases might later be required. To expedite the decision regarding the proposal contained herein, the comment period in response to the notice of proposed rule making is reduced to fifteen days as recommended by the industry representatives at the informal meeting. It is emphasized that this reduction in the comment period is exceptional and is established only in view of the unanimous nature of the recommendation received and the urgency of the matter at hand.

In consideration of the foregoing, it is proposed that Part 60 of the Civil Air Regulations (14 CFR Part 60) be amended as follows:

1. By amending § 60.60 to revise the definition of controlled airspace to read in part as follows:

*Controlled airspace. \* \* \**

(4) Transition areas extend upward from 700 feet or higher above the surface when designated to complement control zones;

This amendment is proposed under the authority of section 307 of the Federal Aviation Act of 1958 (72 Stat. 749, 49 U.S.C. 1348).

Issued in Washington, D.C., on February 28, 1962.

D. D. THOMAS,  
Director, Air Traffic Service.

[F.R. Doc. 62-2221; Filed, Mar. 6, 1962;  
8:46 a.m.]

#### [ 14 CFR Parts 600, 601 ]

[Airspace Docket No. 61-NY-115]

### FEDERAL AIRWAYS AND ASSOCIATED CONTROL AREAS

#### Proposed Alteration

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering amendments to §§ 600.6026, 600.6232, 600.6297, 600.6427, 600.6839, 601.6026, 601.6297, and 601.6427 of the regulations of the Administrator, the substance of which is stated below.

The Federal Aviation Agency has under consideration the following actions:

1. Low altitude VOR Federal airway No. 26 is designated in part from Salem, Mich., to Cleveland, Ohio. It is proposed to extend Victor 26 and its associated control areas from the Cleveland VORTAC via the intersection of the Cleveland VORTAC 214° and the Tiverton, Ohio, VOR 343° True radials; to the Tiverton VOR.

2. Low altitude VOR Federal airway No. 232 is designated in part from Sandusky, Ohio, to Chardon, Ohio. It is proposed to realign this segment of Victor 232 from the Sandusky VORTAC via the intersection of the Sandusky VORTAC

063° and the Chardon VORTAC 280° True radials to the Chardon VORTAC.

3. Low altitude VOR Federal airway No. 297 is designated from Mansfield, Ohio, to Carleton, Mich. It is proposed to realign Victor 297 and its associated control areas from the Akron, Ohio, VORTAC, via the Strongsville, Ohio, VOR; the intersection of the Strongsville VOR 306° and the Carleton VORTAC 117° True radials; to the Carleton VORTAC, excluding the portion within Canada.

4. Low altitude VOR Federal airway No. 427 is designated in part from Navarre, Ohio, to Berea, Ohio. It is proposed to redesignate this segment of Victor 427 and its associated control areas from the Navarre VORTAC to the intersection of the Navarre VORTAC 352° and the Akron, Ohio, VOR 289° True radials (Kent Intersection). This would revoke the segment between Kent and Berea.

5. Low altitude VOR Federal airway No. 839 is designated in part from Navarre, Ohio, to Cleveland, Ohio. It is proposed to redesignate this segment of Victor 839 from the Navarre VORTAC via the intersection of the Navarre VORTAC 352° and the Cleveland VORTAC 109° True radials; to the Cleveland VORTAC.

The proposed alteration of the airway structure in the Cleveland Metropolitan Area would provide the designated routes required by the revised Cleveland terminal area traffic control procedures. It is realized that there would be less than 15° separation between Victor 297 and Victor 42 emanating from the Akron VORTAC. However, aircraft operating along these airway segments would be provided separation on a procedural basis. The control areas associated with Victor 232 are so designated that they would automatically conform to the altered airway. The vertical extent of the control areas associated with those segments of airways considered herein would extend from 700 feet above the surface to the base of the continental control area. Separate actions would be initiated to implement on an area basis Amendment 60-21 to Part 60 of the Civil Air Regulations.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Eastern Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, Federal Building, New York International Airport, Jamaica 30, N.Y. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal

contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on February 28, 1962.

CLIFFORD P. BURTON,  
*Acting Chief,*  
*Airspace Utilization Division.*

[F.R. Doc. 62-2222; Filed, Mar. 6, 1962;  
8:46 a.m.]

**[ 14 CFR Part 602 ]**

[Airspace Docket No. 62-WA-12]

**JET ROUTE**

**Proposed Alteration**

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering an amendment to § 602.100 of the regulations of the Administrator, the substance of which is stated below.

Jet Route No. 78 is presently designated in part from the Amarillo, Tex., VORTAC via the intersection of the Amarillo VORTAC 082° and the Tulsa, Okla., VORTAC 257° True radials to the Tulsa VORTAC. This segment of J-78 closely parallels a segment of Jet Route No. 6 from Amarillo to Oklahoma City, Okla., and a segment of J-8 from Oklahoma City to Tulsa.

The Federal Aviation Agency has under consideration the realignment of J-78 between Amarillo and Tulsa to overlie

the segments of J-6 and J-8 described above. Such action would improve the efficiency of the air traffic control service provided on these routes. The jet advisory area associated with J-78 is so designated that it would automatically conform with the altered jet route. Accordingly, no amendment relating to such jet advisory area would be necessary.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Airspace Utilization Division. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on February 28, 1962.

CLIFFORD P. BURTON,  
*Acting Chief,*  
*Airspace Utilization Division.*

[F.R. Doc. 62-2223; Filed, Mar. 6, 1962;  
8:46 a.m.]

**FEDERAL MARITIME COMMISSION**

**[ 46 CFR Part 510 ]**

[Docket No. 973]

**LICENSED INDEPENDENT FREIGHT FORWARDERS, OCEAN FREIGHT BROKERS, AND OCEANGOING COMMON CARRIERS**

**Proposed Substantive Rules Affecting Practices; Amendment**

On February 24, 1962, the Commission, pursuant to provisions of section 4, Administrative Procedure Act (5 U.S.C. 1003), and sections 43 and 44 of the Shipping Act, 1916 (75 Stat. 522, 523, and 766), published in the FEDERAL REGISTER (27 F.R. 1775) "notice of proposed rule making" along with proposed Part 510, Subpart B to Chapter IV, Subchapter B of Title 46. Now, pursuant to the foregoing authority, the Commission hereby amends said proposed rules by adding to Subpart B, § 510.21 thereof the following new paragraph:

(m) The term "Beneficial interest" for the purpose of this part includes, but is not limited to, any lien interest in; right to use, enjoy, profit, benefit, or receive any advantage, either proprietary or financial, from; the whole or any part of a shipment or cargo, arising by operation of law or by agreement, expressed or implied.

In all other respects the notice of February 24, 1962, remains as initially published.

By order of the Federal Maritime Commission.

THOMAS LISI,  
*Secretary.*

FEBRUARY 26, 1962.

[F.R. Doc. 62-2253; Filed, Mar. 6, 1962;  
8:48 a.m.]

# Notices

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[Bureau Order 692]

### APPEALS TO THE DIRECTOR

#### Delegation of Authority

MARCH 1, 1962.

SECTION 1. Pursuant to the authority and subject to the limitations contained in Order No. 2583 of the Secretary of the Interior, the Chief, Division of Appeals of the Bureau of Land Management, and the Branch Chiefs of this Division, are authorized to sign all decisions and all correspondence involving appeals to the Director, Bureau of Land Management, filed pursuant to 43 CFR Parts 161 and 221.

SEC. 2. Bureau Order No. 683 of August 21, 1961, and any redelegations pursuant thereto, are hereby revoked.

H. R. HOCHMUTH,  
*Acting Director.*

[F.R. Doc. 62-2229; Filed, Mar. 6, 1962;  
8:46 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 9523 etc.]

### REOPENED PUERTO RICO PASSENGER FARE INVESTIGATION

#### Notice of Oral Argument

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in the above-entitled proceeding is assigned to be heard on March 21, 1962 at 10 a.m., e.s.t., in Room 1027, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before the Board.

Dated at Washington, D.C., March 1, 1962.

[SEAL] FRANCIS W. BROWN,  
*Chief Examiner.*

[F.R. Doc. 62-2246; Filed, Mar. 6, 1962;  
8:48 a.m.]

## FEDERAL MARITIME COMMISSION

[Commission Order 1 (Amended), Amdt. 1]

### ORGANIZATION AND FUNCTIONS

The basic order is hereby amended by a restatement of section 5.03 and the addition of a new section 8.03.

5.03 The Office of the Secretary is responsible for preparing agenda and dockets of matters subject to action by the Federal Maritime Commission and the preparation of minutes with respect to such actions; receiving and processing formal complaints and staff recommendations for investigation and hear-

ing involving violations of the Shipping Act, 1916, as amended, and other applicable law, including the (a) reviewing of complaints for sufficiency and compliance with the Commission's rules of practice and procedure; (b) assigning official docket numbers to such complaints and orders of investigation and hearing; (c) serving copies of such complaints and orders upon the respondent(s); and (d) subsequent to Hearing Examiners' decisions or other disposition of cases by Hearing Examiners, ruling upon requests for enlargements of time for the filing of exceptions to decisions and replies thereto, including ruling upon late filings of exceptions or replies thereto, and processing all other motions and petitions to the Commission for action; issuing orders and notices of actions of the Commission; receiving formal communications, petitions, notices, documents and other instruments directed to the Chairman and/or the Commission and maintaining official files and records with respect thereto; authenticating instruments or documents of the Commission; administering oaths; and issuing subpoenas at the direction of the Commission.

\* \* \* \* \*

8.03 The Executive Director is designated as the Chairman of the Special Permission Committee with authority to prescribe rules for the conduct of Committee activities, including the recording of actions and recommendations.

Dated: March 1, 1962.

THOS. E. STAKEM,  
*Chairman.*

[F.R. Doc. 62-2252; Filed, Mar. 6, 1962;  
8:48 a.m.]

## FEDERAL RESERVE SYSTEM

### LIBERTY BANK AND TRUST CO.

#### Order Approving Merger of Banks

In the matter of the application of Liberty Bank and Trust Company for approval of merger with Bank of Orchard Park.

There has come before the Board of Governors, pursuant to section 18(c) of the Federal Deposit Insurance Act (12 U.S.C. 1828(c)), an application by Liberty Bank and Trust Company, Buffalo, New York, a member bank of the Federal Reserve System, for the Board's prior approval of the merger of Bank of Orchard Park, Orchard Park, New York, with and into Liberty Bank and Trust Company, under the charter and title of the latter.

Pursuant to said section 18(c), notice of the proposed merger, in form approved by the Board of Governors, has been published, and reports on the competitive factors involved in the proposed transaction have been furnished by the Comptroller of the Currency, the Fed-

eral Deposit Insurance Corporation, and the Department of Justice and have been considered by the Board.

It is ordered, For the reasons set forth in the Board's Statement<sup>1</sup> of this date, that said merger be, and hereby is, approved, provided that said merger shall not be consummated (a) sooner than seven calendar days after the date of this Order or (b) later than three months after said date.

Dated at Washington, D.C., this 28th day of February 1962.

By order of the Board of Governors,

[SEAL] MERRITT SHERMAN,  
*Secretary.*

[F.R. Doc. 62-2226; Filed, Mar. 6, 1962;  
8:46 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 811-924]

### DIRECTIONAL FUND, INC.

#### Notice of Application for Order De- claring That Company Has Ceased To Be an Investment Company

FEBRUARY 27, 1962.

Notice is hereby given that an application has been filed pursuant to section 8(f) of the Investment Company Act of 1940 for an order of the Commission declaring that the Directional Fund, Inc. ("Applicant"), 107 East 38th Street, New York 16, New York, a registered management open-end non-diversified company has ceased to be an investment company. The application represents that Applicant has not engaged in any business of any kind or nature since its incorporation, no money or securities or assets of any kind or nature has ever been paid into or owned by the Applicant; that Applicant does not have and never has had any shareholders; and that it has been determined by Applicant that it will not engage in business as an investment company.

Section 8(f) of the Act provides, in part, that whenever the Commission upon application finds that a registered investment company has ceased to be an investment company, it shall so declare by order and that upon the taking effect of such order the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than March 20, 1962, at 5:30 p.m., submit to the Commission in writing a request

<sup>1</sup> Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington 25, D.C., or to the Federal Reserve Bank of New York. Dissenting statement of Governor Mitchell also filed as part of the original document and available upon request.



for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon applicant. Proof of such service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the showing contained in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 62-2230; Filed, Mar. 6, 1962; 8:46 a.m.]

## DEPARTMENT OF AGRICULTURE

### Agricultural Research Service

#### CERTAIN HUMANELY SLAUGHTERED LIVESTOCK

##### Identification of Carcasses

Pursuant to section 4 of the Act of August 27, 1958 (7 U.S.C. 1904) and the statement of policy thereunder in 9 CFR Part 181 the following table lists the establishments operated under Federal inspection under the Meat Inspection Act (21 U.S.C. 71 et seq.) which were officially reported on February 1, 1962, as humanely slaughtering and handling on that date the species of livestock respectively designated for such establishments in the table. Establishments reported after February 1, as using humane methods on February 1 or a later date in February, will be listed in a supplemental list. Previously published lists represented establishments reported in January or February 1962 as humanely slaughtering and handling the designated species of livestock on January 1 or some later date in January 1962 (27 F.R. 991 and 1325). The establishment number given with the name of the establishment is branded on each carcass of livestock inspected at that establishment. The table should not be understood to indicate that all species of livestock slaughtered at a listed establishment are slaughtered and handled by humane methods unless all species are listed for that establishment in the table. Nor should the table be understood to indicate that the affiliates of any listed establishment use only humane methods:

Name of establishments	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Armour and Co.	2AD	☉	☉				
Do.	2AT	☉					
Do.	2AU	☉					
Do.	2C	☉					
Do.	2E	☉					
Do.	2F	☉					
Do.	2H	☉					
Do.	2HT	☉					
Do.	2LT	☉					
Do.	2SD	☉					
Do.	2WN	☉					
Swift and Co.	3AC	☉					
Do.	3AE	☉					
Do.	3AF	☉					
Do.	3AN	☉					
Do.	3AW	☉					
Do.	3B	☉					
Do.	3C	☉					
Do.	3CC	☉					
Do.	3D	☉					
Do.	3E	☉					
Do.	3F	☉					
Do.	3FF	☉					
Do.	3K	☉					
Do.	3L	☉					
Do.	3N	☉					
Do.	3NN	☉					
Do.	3R	☉					
Do.	3S	☉					
Do.	3U	☉					
Do.	3W	☉					
Do.	6C	☉					
Lykes Bros., Inc.	8	☉					
Do.	8B	☉					
Pauly Packing Co., Inc.	10	☉					
Hygrade Food Products Corp.	12	☉					
Do.	12A	☉					
Do.	12C	☉					
Do.	12D	☉					
Do.	12G	☉					
Do.	12P	☉					
Mickelberrys Food Products Co.	16	☉					
John Morrell and Co.	17	☉					
Do.	17A	☉					
Do.	17D	☉					
C. Flukbeiner, Inc.	18	☉					
The Cudahy Packing Co.	19	☉					
The Cudahy Packing Co. of Nebraska	19E	☉					
Wilson and Co., Inc.	20N	☉					
Do.	20Q	☉					
Do.	20Y	☉					
Swift and Co.	23	☉					
Brander Meat Co.	25	☉					
The Sperry and Barnes Co.	27C	☉					
Patrick Cudahy, Inc.	28	☉					
Kreinberg and Krasny, Inc.	30	☉					
Roegelein Provision Co.	32	☉					
Valleydale Packers, Inc.	34	☉					
Montana Packing Co., Inc.	37	☉					
Pocomoke Provision Co.	39	☉					
Armour and Co.	40	☉					
Sunnyland Packing Co.	43	☉					
Stark Wetzal and Co., Inc.	44	☉					
Do.	44A	☉					
Idaho Meat Packers	46	☉					
Consolidated Dressed Beef Co., Inc.	47	☉					
Laekawanna Beef and Provision Co.	49	☉					
Nevada Meat Packing Co.	52	☉					
Midwestern Beef, Inc.	53	☉					
Sunnyland Packing Co. of Alabama	56	☉					
Glover Packing Co. of Amarillo	60	☉					
Glover Packing Co.	60A	☉					
Selkirk Realty Co.	65	☉					
Somerville Packing Co.	66	☉					
The Quaker Oats Co.	67E	☉					
Minchs Wholesale Meats, Inc.	72	☉					
Brown Thompson & Son	73	☉					
Armour and Co.	75	☉					
The Braun Brothers Packing Co.	79	☉					
City Packing Co.	80	☉					
The Cudahy Packing Co.	81	☉					
Edgar Packing Co.	84	☉					
Excel Packing Co., Inc.	86	☉					
The E. Kahns Sons Co.	89	☉					
Hygrade Food Products Corp.	90	☉					
Sugardale Provision Co.	92	☉					
The Val Decker Packing Co.	95	☉					
John Engelhorn and Sons	97	☉					
A. Kochs Sons	98	☉					
Armour and Co.	100	☉					
Liberty Packing Co.	101	☉					
Swift and Co.	104	☉					
J. Lynn Cornwell, Inc.	107	☉					
Wilson and Co., Inc.	111	☉					
Hoffman Packing Co., Inc.	112	☉					
Morris Packing Co.	113	☉					
West Coast Meat Co., Inc.	117	☉					
Wilson and Co., Inc.	119	☉					
Marhoefer Packing Co., Inc.	121	☉					
E. J. Archie and Sons, Inc.	122	☉					
City Dressed Beef	125	☉					
Peyton Packing Co., Inc.	126	☉					
John Roth and Sons, Inc.	130	☉					
Tobin Packing Co., Inc.	133	☉					
Armour and Co.	139	☉					
Edward J. Klucner, Inc.	142	☉					
Cornland Dressed Beef, Inc.	157	☉					
Armour and Co.	158	☉					
Joel E. Harrell and Sons, Inc.	162	☉					
Swift and Co.	166A	☉					
Southwest Meat Packing Co.	171	☉					

NOTICES

Name of establishments	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
K. Shapiro, Inc.	173	(*)	(*)	(*)		(*)	
Armour and Co.	177						
Peerless Packing Co.	180						
Monrose Beef Co.	181						
The Rath Packing Co.	186						
Do.	186C						
Do.	186F						
Krey Packing Co.	192						
John Morrell and Co.	196						
Hyman Packing Co.	197						
United Fryer and Stillman, Inc.	198						
George A. Hornel and Co.	199						
Do.	199D						
Do.	199I						
Do.	199N						
Mid Valley Beef Co., Inc.	201						
Cudahy Packing Co.	202						
Engle Packing Co., Inc.	205						
Heinz's Riverside Abattoir, Inc.	210						
S. Adams Packing Co.	211						
Penn Packing Co.	212						
Elburn Packing Co.	213						
Knip Packing Co.	213C						
Fred Doid and Sons Packing Co.	214						
Lincoln Meat Co.	217						
York Packing Co., Inc.	220						
Gwaltney, Inc.	221A						
Armour and Co.	222						
De Jong Packing Co.	223						
Hygrade Food Products Corp.	224						
Do.	224B						
Gold Merit Packing Co., Inc.	232						
Waldt Schilling and Co., Inc.	235						
Raskin Packing Co.	237						
Armour and Co.	238						
P. D. and J. Meats	240						
Greenwood Packing Plant	242						
L. Klayman & Co.	243						
Iowa Beef Packers, Inc.	245						
John Morrell and Co.	246						
Harper Realty Corp.	247						
Swift and Co. Meats, Inc.	249						
Frosty Morn Meats, Inc.	250						
Balentine Packing Co., Inc.	258						
The Jones Dairy Farm	263						
Pacific Meat Co., Inc.	267						
Houston Packing Co.	271						
Tog Packing Co., Inc.	273						
Elliott Packing Co.	274						
Wilson and Co., Inc.	275						
American Stores Co.	279						
Booker Packing Co.	281						
Agar Packing Co., Inc.	282						
Figge and Hutwelker Co.	283						
Solano Meat Co.	285						
Western Packing Co.	288						
Arbogast and Bastian Co.	289						
The H. H. Meyer Packing Co.	290						
San Jose Meat Co.	291						
Sloux City Dressed Pork, Inc.	292						
Gus Juengling and Son, Inc.	298						
Great Falls Meat Co.	301						
Commercial Packing Co., Inc.	302						
Union Packing Co.	305						
Do.	305A						
Star Packing Co.	306						
Survall Packing Co.	307						
Melton Provision Co.	311						
Ideal Packing Co., Inc.	312						
Rudys Farm Co.	315						
Webb Packing Co.	316						
Greater New York Packing Co., Inc.	317A						
Stadler Packing Co., Inc.	320						
Turlock Meat Co.	325						
Frisco Packing Co.	327						
C. and M. Meat Packing Corp.	329						
Royal Packing Co.	331						
Sokolik Packing Co.	331A						
Shapiro Packing Co., Inc.	332						
Great Western Packing Co., Inc.	334						
Nobles Independent Meat Co.	335						
Chino Valley Meat Packing Co., Inc.	336						

Name of establishments	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Midland Empire Packing Co., Inc.	339	(*)	(*)	(*)		(*)	
Des Moines Packing Co.	340						
Peters Packing Co., Inc.	341						
State Packing Co., Inc.	344						
Anza Packing Co.	345						
Union Packing Co.	351						
Samuels E. Tex Packing Co.	353						
Fresno Meat Packing Co.	354						
McCandless Pack Co., Inc.	355						
Hell Packing Co.	357						
Marks Meat Co.	362						
Meyers Packing Co.	363						
United Dressed Beef Co.	364						
James Allan and Sons	365						
Boyling Provision Co., Inc.	372						
Eschler Packing Co.	374						
Cross Bros. Meat Packers, Inc.	376						
Emge Packing Co., Inc.	380						
Smithfield Packing Co., Inc.	382						
American Stores Co.	384						
Liebmann Packing Co.	388						
Dugdale Packing Co.	390						
Roth Packing Co.	394						
The Jacob Schlichers Sons Co.	395						
Dubuque Packing Co.	396						
Logan Packing Co.	397						
Watsonville Dressed Beef, Inc.	398						
Superior Packing Co.	399						
Los Banos Abattoir	400						
Endlich Packing Co., Inc.	410						
Alpine Packing Co.	412						
The Lundy Packing Co.	413						
Frosty Morn Meats	414						
Philadelphia Boneless Beef Co.	418						
Murray Packing Co., Inc.	421						
E. W. Kneip, Inc. of Iowa	422						
The Collins Packing Co.	423						
Hebron Packing Co., Inc.	425						
Lone Star Packing Co.	433						
Monarch Meat Packing Co.	435						
Queen Packing Corp.	436						
Schneider Packing Co.	439						
Omaha Dressed Beef Co., Inc.	441						
Prime Packing Co., Inc.	443						
Del Curto Meat Co.	445						
Peerless Packing Co., Inc.	448						
Swift and Co.	459						
Morris Rifkin and Sons, Inc.	460						
Pioneer Boneless Beef, Inc.	461						
Lancaster Packing Co.	462						
Litvak Packing Co.	465						
Becwar Packing Co.	467						
Corn Husker Packing Co.	468						
Eckert Packing Co.	471						
Armour and Co.	477						
Midletown Beef Co., Inc.	483						
St. Cloud Meat Packing Co.	485						
East Tennessee Packing Co.	487						
Memphis Butchers Association, Inc.	488						
Nebraska Beef Co.	489						
Goldring Packing Co., Inc.	490						
Mid State Packers, Inc.	494						
Helm Brothers Packing Co.	496						
Greenlee Pack Co.	501						
Swift and Co.	505						
B. Rothschild and Co.	506						
Frosty Morn Meats	507						
Gruensfelder Packing Co.	508						
Armour and Co.	509						
Shen Valley Meat Packers, Inc.	511						
Capital Packing Co.	513						
Illinois Packing Co.	521						
Pearl Packing Co., Inc.	524						
Armour and Co.	528						
Smallwood Packing Co., Inc.	529						
Omaha Packing Co.	532						
Rosenthal Packing Co., Inc.	535						
Pepper Packing Co.	536						
Oscar Mayer and Co., Inc.	537A						
Do.	537C						
Midwest Packing Co.	537C						
United Dressed Meats, Inc.	546						



Name of establishments	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
A. F. Moyer and Sons, Inc.....	1311.....	(*)	(*)	(*)	-----	-----	-----
McCabe Packing Plant.....	1312.....	(*)	(*)	(*)	-----	-----	-----
P. & H. Packing Co., Inc.....	1313.....	(*)	(*)	-----	-----	-----	-----
H. and H. Packing Co.....	1315.....	(*)	(*)	-----	-----	(*)	-----
443 establishments reported.							

Done at Washington, D.C., this 28th day of February 1962.

C. H. PALS,  
Director, Meat Inspection Division,  
Agricultural Research Service.

[F.R. Doc. 62-2250; Filed, Mar. 6, 1962; 8:48 a.m.]

Office of the Secretary  
ALABAMA

Designation of Area for Emergency  
Loans

For the purpose of making emergency loans pursuant to section 321(a) of Public Law 87-128 (7 U.S.C. 1961) it has been determined that in Mobile County, Alabama, natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named county after December 31, 1962, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 1st day of March 1962.

ORVILLE L. FREEMAN,  
Secretary.

[F.R. Doc. 62-2235; Filed, Mar. 6, 1962;  
8:47 a.m.]

LOUISIANA

Designation of Areas for Emergency  
Loans

For the purpose of making emergency loans pursuant to section 321(a) of Public Law 87-128 (7 U.S.C. 1961) it has been determined that in the hereinafter named parishes in the State of Louisiana, natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

LOUISIANA

Caldwell Ouachita

Pursuant to the authority set forth above, emergency loans will not be made in the above-named parishes after June 30, 1962, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 1st day of March 1962.

ORVILLE L. FREEMAN,  
Secretary.

[F.R. Doc. 62-2236; Filed, Mar. 6, 1962;  
8:47 a.m.]

FEDERAL COMMUNICATIONS  
COMMISSION

[Docket Nos. 14550, 14551; FCC 62-245]

THOMPSON K. CASSEL ET AL.

Order Designating Applications for  
Consolidated Hearing on Stated  
Issues

In re applications of Thompson K. Cassel, Boca Raton, Florida, Docket No. 14550, File No. BP-13544, Requests: 740 kc, 500 w, DA, Day, Class II; Fred S. Grunwald tr/as Boca B/Casters, Boca Raton, Florida, Docket No. 14551, File No. BP-14568, Requests 740 kc, 1 kw, DA, Day, Class II; for construction permits.

At a session of the Federal Communications Commission held at its office in Washington, D.C., on the 28th day of February 1962;

The Commission having under consideration the above-captioned and described applications;

It appearing, that, except as indicated by the issues specified below, each of the instant applicants is legally, technically, financially, and otherwise qualified to construct and operate the instant proposals; but that the instant proposals for Boca Raton are mutually exclusive; and

It further appearing, that, according to data supplied by Thompson K. Cassel, interference from existing stations to his proposed operation will result in a population loss of 16.5 percent of those residing within the proposed 0.5 mv/m normally protected contour; and that such loss is excessive pursuant to § 3.28(d) of the Commission rules; but that a waiver of said Rule has been requested by Mr. Cassel; and

It further appearing, that, in view of the foregoing, 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 the applications must be designated for hearing in a consolidated proceeding upon the issues set forth below:

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the instant 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 the areas and populations which would receive primary serv-

ice from each of the instant applicants and the availability of other primary service to such areas and populations.

2. To determine whether interference received from Stations WKIS, Orlando, Florida; CMKJ, Holguin, Cuba; and CMCA, Havana, Cuba, would affect more than ten percent of the population within the normally protected primary service area of the instant proposal of Thompson K. Cassel, in contravention of § 3.28(d)(3) of the Commission's rules, and, if so, whether circumstances exist which would warrant waiver of said section.

3. To determine, on a comparative basis, which of the instant proposals would better serve the public interest, convenience, and necessity in the light of the evidence adduced pursuant to the foregoing issues and the record made with respect to the significant differences between the applicants as to:

(a) The background and experience of each having a bearing on the applicant's ability to own and operate the proposed standard broadcast station.

(b) The proposal of each with respect to the management and operation of the proposed station.

(c) The programming services proposed in each of the said applications.

4. To determine, in the light of the evidence adduced pursuant to the foregoing issues which, if either, of the instant applications should be granted.

It is further ordered, That in the event of a grant of either of the instant proposals, pending a final decision in Docket No. 14419 with respect to presunrise operation with daytime facilities, the present provisions of § 3.87 of the Commission rules are not extended to this authorization, and such operation is prohibited.

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants, pursuant to § 1.140 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 § 1.362(b) of the Commission's rules, give notice of the hearing either individually, or, if feasible, jointly, within the time and in the manner prescribed in such rules, and shall advise the Commission of the publication of such notice as required by § 1.362(g) of the rules.

It is further ordered, That, the issues in the above-captioned proceeding may be enlarged by the Examiner, on his own motion or on petition properly filed by a party to the proceeding, and upon sufficient allegation of fact in support thereof, by the addition of the foregoing issue: To determine whether the funds available to the applicant will give reasonable assurance that the proposals

set forth in the application will be effectuated.

Released: March 2, 1962.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 62-2254; Filed, Mar. 6, 1962;  
8:48 a.m.]

[Docket Nos. 14269, 14270; FCC 62-232]

**HERSHEY BROADCASTING CO., INC.,  
AND READING RADIO, INC.**

**Memorandum Opinion and Order  
Amending Issues**

In re applications of Hershey Broadcasting Company, Inc., Hershey, Pennsylvania, Docket No. 14269, File No. BPH-3246; Reading Radio, Inc., Reading, Pennsylvania, Docket No. 14270, File No. BPH-3322, for construction permits (FM).

1. The Commission has before it for consideration a motion to enlarge issues, filed by Reading Radio, Inc., on October 9, 1961, together with pleadings properly filed in response thereto.

2. We are asked to add the following issue: "To determine whether and to what extent the corporate stockholder and the individual principals of applicant Hershey Broadcasting Company, Inc., occupy a position of influence over the population of Hershey, Pennsylvania, and whether a grant of the subject application would tend unduly to further or to concentrate such influence."

This issue is requested by Reading Radio, Inc., whose application for an FM station at Reading, Pennsylvania, was consolidated for hearing with the mutually exclusive FM application of Hershey Broadcasting Company, Inc., at Hershey, Pennsylvania, by Order released September 13, 1961 (FCC 61-1112). In addition to the standard engineering areas and populations issues, the designation order includes a 307(b) issue.

3. In support of its request, Reading alleges that the sole stockholder in the Hershey Broadcasting Company is the Hershey Estate which owns or operates in the community of Hershey, Pennsylvania, an unincorporated place in Derry Township with a population of 6,815 the Hershey Department Store, Hotel Hershey Inn, Hershey Community Club, Hershey Hospital, Hershey Lumber Products, a number of Hershey farms, the extraction plant, garage, gasoline filling station, fertilizing plant, abattoir, laundry, creamery, bakery, and experimental candy kitchen, as well as Hershey Park, Sports Arena, the golf courses, and the electric, telephone, water and sewage utility systems. Reading further alleges that the sole stockholder of the Hershey Estate is the Hershey Trust Company which controls 70 percent of the issued shares of the Hershey Chocolate Corporation which employs

3,605 persons. The Trust Company, in turn, exists as trustee for the benefit of the Milton Hershey School, an industrial school for orphans, founded about 1903 by Mr. and Mrs. Hershey. Reading contends that this integration of Hershey Broadcasting Company and the controlling economic interests in Hershey, Pennsylvania, warrants addition of the issue. It quotes the following language from our decision in Midland Broadcasting Company, 3 RR 1961 (1948): "Just as we believe that the public interest is served by diversifying the media of communications, so do we feel that the public interest of a community is served by likewise diversifying the influences which are exercised over its members."

4. Hershey in its opposition distinguishes Midland on the ground that in that case economic domination was considered only as a comparative factor, and was not in issue as a disqualifying factor. Hershey further contends that the addition of such a disqualifying issue is not warranted. It asserts that many other independent businesses exist in its community; that the founder of Hershey, and his successors have and are engaged in philanthropic, educational, and charitable activities.

5. The Broadcast Bureau disagrees with Hershey, and contends that Reading's factual allegations raise a substantial question as to the economic influence exercised by the interests controlling Hershey Broadcasting. The Bureau further argues, in effect, that whether economic concentration should be considered as a comparative factor or as a disqualifying issue is one which turns upon the degree of concentration presented.

6. It is clear from Reading's allegations that the interests related to Hershey Broadcasting represent a substantial force in the economic life of Hershey, Pennsylvania. Under these circumstances, we think that the effect which such economic interests may have on the ultimate issue of whether a grant of Hershey's application would be in the public interest, should be made on the basis of an evidentiary record concerning these interests. The issue requested will be added, subject to changes in phraseology.

Accordingly, it is ordered, This 28th day of February 1962, that the Motion for enlargement of issues filed October 9, 1961, by Reading Radio, Inc., is granted; and

It is further ordered, That the designation order released September 13, 1961 (FCC 61-1112), is amended by renumbering Issue 4 as Issue 5 and by the addition of the following issue:

4. To determine whether and to what extent the corporate stockholder and the individual principals of applicant Hershey Broadcasting Company, Inc., occupy a position of economic dominance over the population of Hershey, Pennsylvania, and whether a grant of the subject application would tend unduly

to further or to concentrate such economic dominance.

Released: March 2, 1962.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 62-2255; Filed, Mar. 6, 1962;  
8:48 a.m.]

[Docket Nos. 14360-14363; FCC 62M-312]

**M & M TELECASTERS ET AL.**

**Order Continuing Hearing**

In re applications of L. E. Manseau and Daniel E. Molina, d/b as M & M Telecasters, Santa Maria, California, Docket No. 14360, File No. BPCT-2891; Mill Acquistapace, James H. Ranger, Burns Rick, Marion A. Smith, and Ed J. Zuchelli, d/b as Central Coast Television Santa Maria, California, Docket No. 14361, File No. BPCT-2903; Thomas B. Friedman, tr/as Elson Electronics Company, Santa Maria, California, Docket No. 14362, File No. BPCT-2904; Santa Maria Telecasting Corporation, Santa Maria, California; Docket No. 14363, File No. BPCT-2919; for construction permits for new television broadcast stations.

On February 28, 1962, counsel for Thomas B. Friedman, tr/as Elson Electronics Company, filed a motion for additional time to comply with the requirements of the timetable previously established. Counsel for the other parties have no objection to the proposed extension.

Accordingly, it is ordered, This 1st day of March 1962, that Friedman's motion for additional time is granted, and the dates are extended as follows:

1. Exchange of applicants' affirmative direct written cases from March 12 to April 12, 1962, 5 p.m.
2. Receipt of notification of witnesses desired for cross-examination from March 26 to April 26, 1962.
3. Hearing from April 16 to Tuesday, May 15, 1962, at 10 a.m., in the offices of the Commission, Washington, D.C.

Released: March 2, 1962.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 62-2256; Filed, Mar. 6, 1962;  
8:48 a.m.]

[Docket Nos. 13796, 13803; FCC 62M-301]

**WESTERN BROADCASTING CO. AND  
R. L. McALISTER**

**Order for Prehearing Conference  
Following Remand**

In re applications of David P. Pinkston and Leroy Elmore, d/b as Western Broadcasting Company, Odessa, Texas,

<sup>1</sup> Commissioners Hyde, Craven and Cross dissenting.

Docket No. 13796, File No. BP-12329; R. L. McAlister, Odessa, Texas, Docket No. 13803, File No. BP-13058; for construction permits.

On the Hearing Examiner's own motion: *It is ordered*, This 27th day of February 1962, that a prehearing conference in the above-captioned proceeding will be held on March 13, 1962, at 10:00 a.m., in the offices of the Commission at Washington, D.C., to make appropriate procedural arrangements for the hearing to be held, at a date yet to be determined, pursuant to the Commission's Memorandum Opinion and Order (FCC 62-219) released February 26, 1962.

Released: March 1, 1962.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 62-2267; Filed, Mar. 6, 1962;  
8:49 a.m.]

[Docket Nos. 13736, 14282; FCC 62-236]

### WINDBER COMMUNITY BROADCAST- ING SYSTEM AND RIDGE RADIO CORP.

#### Memorandum Opinion and Order Amending Issues

In re applications of Dr. E. Z. Eperjessy, Louis Popp and William H. Myers, d/b as Windber Community Broadcasting System, Windber, Pennsylvania, Docket No. 13736, File No. BP-13475; Ridge Radio Corporation, Windber, Pennsylvania, Docket No. 14282, File No. BP-13682; for construction permits.

1. The Commission has for consideration (1) a Petition to Clarify and/or Enlarge the Issues, filed November 30, 1961, by Associated Broadcasters, Inc. (WORK), York, Pennsylvania (WORK); (2) an Opposition, filed December 12, 1961, by Ridge Radio Corporation, Windber, Pennsylvania (Ridge); (3) a Reply to Opposition, filed December 14, 1961, by WORK; (4) Comments of the Broadcast Bureau, filed December 22, 1961; (5) Reply to Bureau's Comments, filed December 28, 1961, by WORK; (6) Reply to Bureau's Comments, filed December 28, 1961, by Ridge.

2. This proceeding presently involves the applications of Dr. E. Z. Eperjessy, Louis Popp, and William H. Myers, d/b as Windber Community Broadcasting System, Windber, Pennsylvania (Community), and of Ridge Radio Corporation, Windber, Pennsylvania, for construction permits for AM stations to operate on 1350 kc at 1 kw power, day. Prior to the designation of the instant proceeding for hearing, Community had participated in a prior hearing on its application; potential interference to Station WORK was in issue and WORK was a party to that proceeding. The Initial Decision in that proceeding (released February 20, 1961; FCC 61D-17; Mimeo No. 661) found that Community's proposal would cause minimal interference to Station WORK, and that such interference was outweighed by the new services proposed by Community; such

Decision looked toward a grant of Community's proposal.

3. Following the U.S. Court of Appeals decision in *Ridge Radio Corporation v. F.C.C.*, 110 U.S. App. D.C. 277, 292 F. 2d 770, 21 RR 2060 (1961), the Commission severed Community's application from the prior proceeding, and remanded it to the Hearing Examiner pending further Commission Order. By Order released October 10, 1961 (FCC 61-1185; Mimeo No. 9746), the applications of Ridge and Community were designated for hearing on the standard comparative issue, and the choice between the two applications was directed to be made on the basis of the standard comparative issue and " \* \* \* the record heretofore made in the hearing on the application of the Windber Community Broadcasting System \* \* \*". By Order released December 14, 1961 (FCC 61M-1958; Mimeo No. 14142), the Acting Chief Hearing Examiner made WORK a party to the instant proceeding in response to WORK's petition to intervene filed simultaneously with the instant petition.

4. Petitioner requests clarification of whether the interference issue in the prior proceeding in which Community and WORK were parties is in issue in the instant proceeding; if not in issue in the present proceeding, petitioner requests that the issues be enlarged to add an interference issue. Petitioner submits engineering affidavits showing that each proposal will cause interference to Station WORK.

5. The Bureau favors addition of standard areas and populations and interference issues, and revision of one of the present issues so as to exclude reference to the Community record made at the hearing in the prior proceeding.

6. Petitioner filed its petition to enlarge well after the time specified in 47 CFR 1.141(b). Not until six weeks following the release of the designation Order did petitioner (a) seek to become a party to the proceeding and (b) file its instant petition. Although the petitioner could not file its petition to enlarge until it became a party, it has not shown good cause for the six week delay in seeking to become a party, and the petition will therefore be denied as untimely.

7. In view of the engineering showing made by petitioner that interference will be received by it from Community and Ridge, the Commission will on its own motion add an interference issue and an areas and populations issue.<sup>1</sup> While the interference shown by petitioner is small, as Ridge contends in its opposition, this interference might be of significance insofar as the comparative aspects of this proceeding are concerned. In view of the issues added herein, reliance on any portion of the record of the prior proceeding becomes unnecessary, and the reference to such record will accordingly be deleted from the issues in this proceeding.

<sup>1</sup>In the original proceeding on Community's application, 1950 Census data was used. In the further proceeding herein ordered, 1960 Census data is to be used.

Accordingly, it is ordered, This 28th day of February 1962, That the Petition to Clarify and/or Enlarge the Issues, filed November 30, 1961, by Associated Broadcasters, Inc. (WORK), is denied, for untimely filing: *And it is further ordered*, That present Issues 1 and 2 are renumbered as Issues 3 and 4, respectively; that Issue 4 is amended to read as stated below; that the issues in this proceeding, on the Commission's own motion, are enlarged by the addition of Issues 1 and 2 below; and that the additional and amended issues in the above-captioned proceeding shall read as follows:

1. To determine the areas and populations which would receive primary service from each of the proposed operations and the availability of other primary service to such areas and populations.

2. To determine whether each of the subject proposals would cause objectionable interference to Station WORK, York, Pennsylvania, or any other existing standard broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other primary service to such areas and populations.

4. To determine, in the light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

Released: March 2, 1962.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 62-2258; Filed, Mar. 6, 1962;  
8:49 a.m.]

[List 32; FCC 62-249]

### STANDARD BROADCAST APPLI- CATIONS READY AND AVAILABLE FOR PROCESSING

MARCH 2, 1962.

Notice is hereby given, pursuant to § 1.354(c) of the Commission rules, that on April 10, 1962, the standard broadcast applications listed below will be considered as ready and available for processing, and that pursuant to § 1.106(b) (1) and § 1.361(c) of the Commission rules, an application, in order to be considered with any application appearing on the list set forth below or with any other application on file by the close of business on April 9, 1962 which involves a conflict necessitating a hearing with an application on this list, must be substantially complete and tendered for filing at the offices of the Commission in Washington, D.C., by whichever date is earlier: (a) The close of business on April 9, 1962 or (b) the earlier effective cut-off date which a listed application or any other conflicting application may have by virtue of conflicts necessitating a hearing with applications appearing on previous lists.

<sup>2</sup>Dissenting statement of Commissioner Bartley filed as part of the original document.

The attention of any party in interest desiring to file pleadings concerning any pending standard broadcast application pursuant to section 309(d)(1) of the Communications Act of 1934, as amended, is directed to § 1.359(i) of the Commission rules for provisions governing the time of filing and other requirements relating to such pleadings.

Adopted: February 28, 1962.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE, Acting Secretary.

Applications From the Top of the Processing Line

- BP-8548 WVOK, Birmingham, Ala. Voice of Dixie, Inc. Has: 690 kc, 50 kw, DA, Day. Req: 690 kc, 50 kw, Day.
- BP-11397 WKEE, Huntington, W. Va. Geyer Broadcasting Co. Has: 800 kc, 1 kw, Day. Req: 800 kc, 5 kw, Day.
- BR-11574 New, Indianapolis, Ind. Ralph Luke Walton. Req: 810 kc, 250 w, Day.
- BP-11668 WRWJ, Selma, Ala. Central Alabama Broadcasting Co. Has: 1570 kc, 1 kw, Day. Req: 1570 kc, 5 kw, Day.
- BP-13519 KLPR, Oklahoma City, Okla. Big Chief Broadcasting Co., Inc. Has: 1140 kc, 1 kw, Day. Req: 1140 kc, 500 w, 1 kw-LS, DA-N, U.
- BP-14081 New, North Atlanta, Ga. J. Lee Friedman. Req: 680 kc, 5 kw, DA-1, U.
- BP-14199 WEEP, Mount Oliver, Pa. Golden Triangle Broadcasting, Inc. Has: 1080 kc, 1 kw, Day (Pittsburgh, Pa.). Req: 1070 kc, 500 w, DA-1, U (Mount Oliver, Pa.).
- BP-14294 KHOT, Madera, Calif. Glomor Music Broadcasters, Inc. Has: 1250 kc, 500 w, DA, Day. Req: 1250 kc, 500 w, Day.
- BP-14380 New, Houma, La. Gulf South Broadcasters, Inc. Req: 1010 kc, 500 w, DA, Day.
- BP-14386 New, Maplewood, Minn. Ramsey Broadcasting Co. Req: 1010 kc, 250 w, DA, Day.
- BP-14387 New, Pinellas Park, Fla. Pinellas Radio Co. Req: 570 kc, 500 w, DA, Day.
- BP-14413 New, Oakland, Md. Oakland Radio Station Corp. Req: 1050 kc, 500 w, Day.
- BP-14450 KCSR, Chadron, Nebr. Community Service Radio Co. Has: 1450 kc, 250 w, U. Req: 610 kc, 1 kw, Day.
- BP-14468 WFMW, Madisonville, Ky. Messinger Broadcasting Co., Inc. Has: 730 kc, 250 w, Day. Req: 730 kc, 500 w, Day.
- BP-14515 WISN, Milwaukee, Wis. The Hearst Corp. Has: 1150 kc, 5 kw, DA-1, U. Req: 1130 kc, 10 kw, 50 kw-LS, DA-2, U.
- BP-14525 WODY, Bassett, Va. WYTI, Inc. Has: 900 kc, 250 w, DA, Day. Req: 900 kc, 500 w, DA, Day.
- BP-14539 New, Owensville, Mo. Franklin County Broadcasting Co., Inc. Req: 1220 kc, 250 w, Day.
- BP-14580 New, Everett, Pa. Dennis A. Sleighter and Willard D. Sleighter. Req: 1050 kc, 250 w, Day.

- BP-14591 WGBS, Miami, Fla. Storer Broadcasting Co. Has: 710 kc, 10 kw, 50 kw-LS, DA-2, U. Req: 710 kc, 50 kw, DA-2, U.
- BP-14639 New, Sauk Rapids, Minn. Tri-County Broadcasting Co. Req: 800 kc, 250 w, Day.
- BP-14758 KMIS, Portageville, Mo. New Madrid County Broadcasting Co. Has: 1050 kc, 250 w, Day. Req: 1050 kc, 1 kw, Day.
- BP-14773 New, Kaukauna, Wis. Fox River Communications, Inc. Req: 1050 kc, 1 kw, DA, Day.
- BP-14780 WPRW, Manassas, Va. Prince William Broadcasting Corp. Has: 1460 kc, 500 w, Day. Req: 1460 kc, 5 kw, DA-2, U.
- BP-14781 WAGN, Menominee, Mich. Men-Mar Broadcasting Corp. Has: 1340 kc, 250 w, U. Req: 1340 kc, 250 w, 1 kw-LS, U.
- BP-14784 New, Burgaw, N.C. Pender Broadcasting Co. Req: 1470 kc, 1 kw, Day.
- BP-14786 New, Kenosha, Wis. Service Broadcasting Corp. Req: 1500 kc, 250 w, DA, Day.
- BP-14787 WBYS, Canton, Ill. Fulton County Broadcasting Co. Has: 1560 kc, 250 w, Day. Req: 1560 kc, 10 kw, DA, Day.
- BP-14789 WIFM, Elkin, N.C. Tri-County Broadcasting Co., Inc. Has: 1540 kc, 250 w, Day. Req: 1540 kc, 1 kw, Day.
- BP-14790 KLMX, Clayton, N. Mex. Ari-Ne-Mex Broadcasting Corp. Has: 1450 kc, 250 w, U. Req: 1450 kc, 250 w, 1 kw-LS, U.
- BP-14791 New, Blue Earth, Minn. Faribault County Broadcasting Co. Req: 1560 kc, 250 w, Day.
- BP-14792 KCVR, Lodi, Calif. KCVR Radio. Has: 1570 kc, 1 kw, Day. Req: 1570 kc, 5 kw, DA, Day.
- BP-14794 KWIP, Merced, Calif. Yosemite Broadcasters, Inc. Has: 1580 kc, 500 w, Day. Req: 1580 kc, 1 kw, Day.
- BP-14795 WONN, Lakeland, Fla. WONN, Inc. Has: 1230 kc, 250 w, U. Req: 1230 kc, 250 w, 1 kw-LS, U.
- BP-14796 WWFA, Williamsport, Pa. Summit Enterprises, Inc. Has: 1340 kc, 250 w, U. Req: 1340 kc, 250 w, 1 kw-LS, U.
- BP-14797 New, Fort Wayne, Ind. Fort Wayne Broadcasting Co. Req: 1090 kc, 5 kw, DA, Day.
- BP-14798 KANE, New Iberia, La. New Iberia Broadcasting Co. Has: 1240 kc, 250 w, U. Req: 1240 kc, 250 w, 1 kw-LS, U.
- BP-14799 KWOR, Worland, Wyo. Joseph P. Ernst. Has: 1340 kc, 250 w, U. Req: 1340 kc, 250 w, 1 kw-LS, U.
- BP-14801 KDZA, Pueblo, Colo. Pueblo Radio Co., Inc. Has: 1230 kc, 250 w, U. Req: 1230 kc, 250 w, 1 kw-LS, U.
- BP-14803 KRKC, King City, Calif. KRKC, Inc. Has: 1570 kc, 250 w, Day. Req: 1490 kc, 250 w, 1 kw-LS, S.H.
- BP-14807 New, Baraboo, Wis. Baraboo Broadcasting Corp. Req: 740 kc, 250 w, Day.
- BMP-9486 WKBA, Vinton, Va. Roanoke-Vinton Radio, Inc. Has: 1550 kc, 1 kw, Day. Req: 1550 kc, 10 kw, DA, Day.
- BP-14811 New, Hamden, Conn. Continental Broadcasting Co. Req: 1530 kc, 1 kw, DA, Day.

- BP-14812 New, Elizabeth, N.J. Radio Elizabeth, Inc. Req: 1530 kc, 500 w, Day.
- BP-14822 WTTF, Tiffin, Ohio. WTTF, Inc. Has: 1600 kc, 500 w, DA, Day. Req: 1600 kc, 1 kw, DA, Day.
- BP-14823 New, Hastings, Minn. Hastings Broadcasting Co. Req: 1460 kc, 1 kw, Day.
- BP-14824 WKIP, Poughkeepsie, N.Y. Dutchess County Broadcasting Corp. Has: 1450 kc, 250 w, U. Req: 1450 kc, 250 w, 1 kw-LS, U.
- BP-14827 KWLC, Decorah, Iowa. Luther College. Has: 1240 kc, 250 w, U (Shares KDEC). Req: 1240 kc, 250 w, 1 kw-LS, U.
- BP-14828 KDEC, Decorah, Iowa. Scenic Broadcasting Co., Inc. Has: 1240 kc, 250 w, U (Shares KWLC). Req: 1240 kc, 250 w, 1 kw-LS, U.
- BP-14834 WLAN, Lancaster, Pa. Peoples Broadcasting Co. Has: 1390 kc, 1 kw, DA-N, U. Req: 1390 kc, 1 kw, 5 kw-LS, DA-2, U.
- BP-14835 New, Ellsworth, Wis. Ellsworth Broadcasting Co. Req: 1430 kc, 500 w, Day.

Application Deleted From Public Notice of August 2, 1960 (FCC 60-936) (25 F.R. 7410)

- BP-13309 New, Alexander City, Ala. Radio Alexander City. Req: 910 kc, 500 w, Day. (Assigned new file number: BP-15236.)

Application Deleted From Public Notice of December 9, 1960 (FCC 60-1471) (25 F.R. 12849)

- BP-13665 New, New Port Richey, Fla. Jasmin Properties, Inc. Req: 1400 kc, 250 w, Day. (Assigned new file number: BP-15233.)

Applications Deleted From Public Notice of January 27, 1961 (FCC 61-111) (26 F.R. 992)

- BP-13694 New, Williams, Ariz. Frank S. Barc, Jr. Req: 730 kc, 250 w, Day. (Assigned new file number: BP-15228.)
- BP-13735 New, Camden, Ark. Ouachita Valley Radio Corp. Req: 610 kc, 500 w, Day. (Assigned new file number: BP-15213.)

Application Deleted From Public Notice of December 4, 1961 (FCC 61-1425) (26 F.R. 11749)

- BP-14708 New, Kingsport, Tenn. Model City Broadcasting Corp. Req: 1400 kc, 250 w, U. (Assigned new file number: BP-15241.)

[F.R. Doc. 62-2259; Filed, Mar. 6, 1962; 8:49 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 200]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

MARCH 2, 1962.

The following letter-notices of proposals to operate over deviation routes for operating convenience only with service at no intermediate points have been filed with the Interstate Commerce Commission, under the Commission's deviation rules revised, 1957 (49 CFR 211.1

(c) (8)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 211.1(d) (4)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 211.1(e)) at any time but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's deviation rules revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

#### MOTOR CARRIERS OF PROPERTY

No. MC 59583 (Deviation No. 5), THE MASON & DIXON LINES, INC., Eastman Road, Kingsport, Tenn., filed February 23, 1962. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route between Greensboro and Asheville, N.C., over Interstate Highway 40, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over pertinent service routes as follows: From High Point, N.C., over U.S. Highway 70 to Asheville; from High Point, N.C., over U.S. Highway 70 to Salisbury, N.C., thence over U.S. Highway 29 to Kings Mountain, N.C., thence over U.S. Highway 74 to Asheville; and from Greensboro over U.S. Highway 29 to Charlotte, N.C., thence over U.S. Highway 21 to Rock Hill, N.C., and return over the same routes.

No. MC 69512 (Deviation No. 1), THUNDERBIRD FREIGHT LINES, INC., 1515 South 22d Avenue, Phoenix, Ariz., filed February 26, 1962. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From the junction of U.S. Highway 60 and Riverside Freeway (also known as U.S. Highway 91 and California Highway 18), over Riverside Freeway to junction Santa Ana Freeway (also known as U.S. Highway 101 and Interstate Highway 5), thence over Santa Ana Freeway to Los Angeles, Calif., and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Los Angeles over U.S. Highway 60 to Indio, Calif.; also from Los Angeles over U.S. Highway 60 to junction U.S. Highway 99, thence over U.S. Highway 99 to Indio, Calif., and return over the same routes.

No. MC 76266 (Deviation No. 7), MERCHANTS MOTOR FREIGHT, INC., 2625 Territorial Road, St. Paul 14, Minn., filed February 23, 1962. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Denver,

Colo. over Interstate Highway 80S to junction Interstate Highway 80, thence over Interstate Highway 80 to Chicago, Ill., and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Denver over U.S. Highway 6 to Sterling, Colo., thence over U.S. Highway 138 to junction U.S. Highway 30, thence over U.S. Highway 30 to junction Alternate U.S. Highway 30, thence over Alternate U.S. Highway 30 to junction U.S. Highway 6, thence over U.S. Highway 6 to junction Iowa Highway 149, thence over Iowa Highway 149 to junction U.S. Highway 30, thence over U.S. Highway 30 to junction Alternate U.S. Highway 30, thence over Alternate U.S. Highway 30 to Chicago, and return over the same route.

No. MC 94137 (Deviation No. 1), B. & R. TRUCK LINES, INC., 310 North Main Street, Williamstown, Ky., filed February 23, 1962. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Cincinnati, Ohio over interstate Highway 75 to junction Kentucky Highway 330, at Corinth, Ky., and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Cincinnati, over Kentucky Highway 17 to junction Kentucky Highway 14, thence over Kentucky Highway 14, to junction U.S. Highway 25, thence over U.S. Highway 25 to Corinth, and return over the same route.

No. MC 105957 (Deviation No. 6), DELTA MOTOR LINE, INC., P.O. Box 8367, Jackson, Miss., filed February 26, 1962. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Memphis, Tenn. over U.S. Highway 51 to junction Interstate Highway 57, near Dongola, Ill., thence over Interstate Highway 57 to junction Illinois Highway 37, near Marion, Ill., thence over Illinois Highway 37 to Salem, Ill., and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Memphis over U.S. Highway 61 to junction U.S. Highway 63 (formerly U.S. Highway 61), thence over U.S. Highway 63, via West Memphis, Ark., to junction unnumbered highway (formerly U.S. Highway 61), thence over unnumbered highway, via Marion, Jericho, Clarksdale, and Turrell, Ark., to junction U.S. Highway 61, thence over U.S. Highway 61 to Cape Girardeau, Mo., thence across the Mississippi River to Illinois Highway 146, thence over Illinois Highway 146 to McClure, Ill., thence over Illinois Highway 3 to Murphysboro, Ill., thence over Illinois Highway 13 to Pyatts, Ill., thence over Illinois Highway

152 to Du Quoin, Ill., thence over U.S. Highway 51 to Sandoval, Ill., thence over U.S. Highway 50 to Salem, and return over the same route.

No. MC 104004 (Deviation No. 23), ASSOCIATED TRANSPORT, INC., 380 Madison Avenue, New York 17, N.Y., filed February 19, 1962. Carrier's representative John P. Tynan, same address. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Baltimore, Md. over Maryland Highway 3 to junction U.S. Highway 301, thence over U.S. Highway 301 to junction U.S. Highway 17, thence over U.S. Highway 17 to junction Interstate Highway 64, thence over Interstate Highway 64 to Norfolk, Va., and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over pertinent service routes as follows: From Baltimore over U.S. Highway 40 to junction U.S. Highway 13, thence over U.S. Highway 13 to Norfolk, and from Baltimore over U.S. Highway 1, via Washington, D.C., Richmond and Petersburg, Va., to junction U.S. Highway 460, thence over U.S. Highway 460 to Norfolk, and return over the same routes.

No. MC 116523 (Deviation No. 1), KEYSTONE TRUCK LINES, INC., 321 Heavy Traffic Way, Tulsa, Okla., filed February 21, 1962. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Kansas City, Mo. over U.S. Highway 69 to Savanna, Okla., and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Kansas City over U.S. Highway 169 to Tulsa, Okla., thence over U.S. Highway 64 to junction U.S. Highway 62, thence over U.S. Highway 62 to junction Oklahoma Highway 72, thence over Oklahoma Highway 72 to junction U.S. Highway 266, thence over U.S. Highway 266 to U.S. Highway 69, thence over U.S. Highway 69 to Savanna, and return over the same route.

By the Commission.

[SEAL] HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 62-2238; Filed, Mar. 6, 1962;  
8:47 a.m.]

[Notice 426]

#### MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

MARCH 2, 1962.

The following publications are governed by the Interstate Commerce Commission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209, and 211 of the Interstate Commerce Act



and certain other proceedings with respect thereto.

All hearings and prehearing conferences will be called at 9:30 a.m., United States standard time (or 9:30 a.m., local daylight saving time, if that time is observed), unless otherwise specified.

APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

MOTOR CARRIERS OF PROPERTY

The applications immediately following are assigned for hearing at the time and place designated in the notice of filing as here published in each proceeding. All of the proceedings are subject to the Special Rules of Procedure for Hearing outlined below:

SPECIAL RULES OF PROCEDURE FOR HEARING

(1) All of the testimony to be adduced by applicants' company witness shall be in the form of written statements which shall be submitted at the hearing at the time and place indicated.

(2) All of the written statements by applicants' company witnesses shall be offered in evidence at the hearing in the same manner as any other type of evidence. The witnesses submitting the written statements shall be made available at the hearing for cross-examination, if such becomes necessary.

(3) The written statements by applicants' company witnesses, if received in evidence, will be accepted as exhibits. To the extent the written statements refer to attached documents such as copies of operating authority, etc., they should be referred to in the written statement as numbered appendices thereto.

(4) The admissibility of the evidence contained in the written statements and the appendices thereto, will at the time of offer, be subject to the same rules as if the evidence was produced in the usual manner.

(5) Implementing oral evidence to correct errors or to supply inadvertent omissions in the written statements is permissible.

No. MC 222 (Sub-No. 26), filed November 27, 1961. Applicant: NEW YORK CONSOLIDATED FREIGHTWAYS CORP., 1540 West Market Street, Akron 13, Ohio. Applicant's representative: E. R. Kershner, 715 South 25th Avenue, Bellwood, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, livestock, green hides, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment), serving points in Mentor Township (Lake County), Ohio as off-route points in connection with carrier's regular-route operations to and from Cleveland, Ohio.

**NOTE:** Applicant states it is under the complete control of Consolidated Freightways Corporation of Delaware, which, along with Knaus Truck Lines, Inc., is a wholly owned subsidiary of Consolidated Freight-

ways, Inc. Consolidated Freightways Corporation of Delaware also controls Foster Freight Lines, Inc. (an Indiana intrastate carrier), Wheeler Transfer and Storage Company (a Wisconsin intrastate carrier), and Canadian Freightways, Ltd., a motor common carrier operating in Canada.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

No. MC 1936 (Sub-No. 16), filed October 19, 1961. Applicant: B. & P. MOTOR EXPRESS, INC., 51st Street and A.V. R.R., Pittsburgh 1, Pa. Applicant's attorney: Henry M. Wick, Jr., 1515 Park Building, Pittsburgh 22, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, livestock, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), serving points in Mentor Township, Lake County, Ohio, as off-route points in connection with applicant's authorized regular route operations to and from Cleveland, Ohio.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

No. MC 29910 (Sub-No. 55), filed October 2, 1961. Applicant: ARKANSAS-BEST FREIGHT SYSTEM, INC., 301 South 11th Street, Fort Smith, Ark. Applicant's attorney: Edwin C. Reminger, 905 The Leader Building, Cleveland 14, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, livestock, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the plant site of the W. S. Tyler Co., located in Mentor Township, Lake County, Ohio, as an off-route point in connection with applicant's regular-route operations to and from Cleveland, Ohio.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

No. MC 30311 (Sub-No. 20), filed October 25, 1961. Applicant: A.C.E.-FREIGHT, INC., 395 Baird Street, P.O. Box 1290, Akron 9, Ohio. Applicant's attorney: Edwin C. Reminger, 905 The Leader Building, Cleveland 14, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), serving points in Mentor Township (Lake County), Ohio, as an off-route point in connection with carrier's regular-route operations to and from Cleveland, Ohio.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

No. MC 32474 (Sub-No. 27), filed September 21, 1961. Applicant: KEESHIN TRANSPORT SYSTEM, INC., 321 Wabash Street, Toledo 2, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods* as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading); serving Mentor Township, Lake County, Ohio, as an off-route point in connection with applicant's authorized regular-route operations from and to Cleveland, Ohio.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

No. MC 40302 (Sub-No. 32), filed January 8, 1962. Applicant: FEDERAL EXPRESS, INC., 4930 North Pennsylvania Street, Indianapolis, Ind. Applicant's attorney: Ferdinand Born, 1019 Chamber of Commerce Building, Indianapolis 4, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading); serving points in Mentor Township, Lake County, Ohio, as off-route points in connection with applicant's present regular-route operations to and from Cleveland, Ohio.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

No. MC 43654 (Sub-No. 52), filed October 30, 1961. Applicant: DIXIE OHIO EXPRESS, INC., P.O. Box 750, 237 Fountain Street, Akron 9, Ohio. Applicant's attorney: Edwin C. Reminger, 905 The Leader Building, Cleveland 14, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, Commodities in bulk, and those requiring special equipment), serving points in Mentor Township (Lake County) Ohio, as off-route points in connection with applicant's regular-route operations to and from Cleveland, Ohio.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

No. MC 67646 (Sub-No. 54), filed December 6, 1961. Applicant: HALL'S MOTOR TRANSIT CO., a corporation, Fifth and Vine Streets, Box 738, Sunbury, Pa. Applicant's attorney: John E. Fullerton, 131 State Street, Harrisburg, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving Mentor (Lake County), Ohio, as an intermediate point, and points in Mentor Township (Lake County), Ohio, as intermediate and off-route points in connection with applicant's authorized regular-route operations between Johnsonburg, Pa., and Cleveland, Ohio.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

No. MC 74120 (Sub-No. 10), filed October 9, 1961. Applicant: STRICKLAND MOTOR FREIGHT LINES, INC., P.O. Box 5689, Dallas 2, Tex. Applicant's attorney: Edwin C. Reminger, 905 The Leader Building, Cleveland 14, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), serving points in Mentor Township, Lake County, Ohio, as off-route points in connection with applicant's authorized regular-route operations.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

No. MC 109095 (Sub-No. 12), filed November 29, 1961. Applicant: ANDERSON MOTOR SERVICE, INC., 1516 North 14th Street, St. Louis, Mo. Applicant's attorney: B. W. LaTourette, Jr., Suite 1230 Boatmen's Bank Building, St. Louis 2, Mo. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 MCC 467, commodities in bulk, and those requiring special equipment), serving Mentor, Ohio, as an off-route point in connection with applicant's presently authorized regular route operations to and from Cleveland, Ohio.

**HEARING:** May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Henry C. Darmstadter.

By the Commission.

[SEAL] HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 62-2239; Filed, Mar. 6, 1962; 8:47 a.m.]

[Notice 427]

### MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

MARCH 2, 1962.

The following publications are governed by the Interstate Commerce Commission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209, and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings and prehearing conferences will be called at 9:30 a.m., United States standard time (or 9:30 a.m., local daylight saving time, if that time is observed), unless otherwise specified.

#### APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

##### MOTOR CARRIERS OF PROPERTY

No. MC 249 (Sub-No. 1), filed October 19, 1961. Applicant: ANDY KINDSVATER, Box No. 1037, Dodge City, Kans. Applicant's attorney: Arthur L. Claussen, 303 New England Building, Topeka, Kans. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed and feed ingredients* (except liquids in bulk), (1) from Kansas City and St. Joseph, Mo., to points in Kansas on and south of Kansas Highway 96 and on and west of U.S. Highway 281; (2) between Salina, Kans., on the one hand, and, on the other, points in Oklahoma on and west of U.S. Highway 81; (3) from Lubbock, Tex., to points in Kansas on and south of Kansas Highway 96 and on and west of U.S. Highway 281, and also the point of Salina, Kans.; and (4) from points in Oklahoma on and west of U.S. Highway 81 to points in Kansas on and south of Kansas Highway 96 and on and west of U.S. Highway 281.

**HEARING:** April 24, 1962, at the Hotel Pick Kansas, Topeka, Kans., before Examiner Joseph A. Reilly.

No. MC 730 (Sub-No. 201), filed October 26, 1961. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., a corporation, 1417 Clay Street, Oakland, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulfuric acid*, in bulk, in tank vehicles, from Anaconda, Mont., to points in Latah and Nez Perce Counties, Idaho.

**NOTE:** Applicant states it "controls through stock ownership the freight forwarder operations of Pacific and Atlantic Shippers, Inc., and its affiliated companies, Permit No. FF-52".

**HEARING:** April 12, 1962, at the Public Utilities Commission, State House, Boise, Idaho, before Joint Board No. 83, or, if the Joint Board waives its right to participate, before Examiner Samuel C. Shoup.

No. MC 730 (Sub-No. 204), filed February 12, 1962. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., a corporation, 1417 Clay Street, Oakland, Calif. Authority sought to operate as a *common carrier*, by motor vehicle,

over irregular routes, transporting: (1) *Petroleum and petroleum products*, in bulk, in tank vehicles, from Chico, Calif., and points within 5 miles thereof, to points in Curry, Josephine, Jackson, Klamath, and Lake Counties, Oreg., and (2) *rejected and contaminated shipments* of the same products from the specified destination territory to the described origin area and to points in Alameda and Contra Costa Counties, Calif.

**HEARING:** April 26, 1962, in the Interstate Commerce Commission Hearing Room, 410 Southwest 10th Avenue, Portland, Oreg., before Joint Board No. 11, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 903 (Sub-No. 33), filed January 5, 1962. Applicant: FALWELL FAST FREIGHT, INC., P.O. Box 937, Lynchburg, Va. Applicant's attorney: Harry C. Ames, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between Greensboro, N.C., on the one hand, and on the other, points in West Virginia on and south of U.S. Highway 60.

**HEARING:** April 13, 1962, at the U.S. Court Rooms, Richmond, Va., before Joint Board No. 292.

No. MC 2202 (Sub-No. 224), filed December 18, 1961. Applicant: ROADWAY EXPRESS, INC., 147 Park Street, Akron, Ohio. Applicant's attorney: William O. Turney, 2001 Massachusetts Avenue NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Junction of U.S. Highway 601 and North Carolina Highway 268 South of Mount Airy, N.C. and Junction of U.S. Highway 601 and U.S. Highway Alternate 21 North of Charlotte, N.C.; from the Junction of U.S. Highway 601 and North Carolina Highway 268 over U.S. Highway 601, to the Junction of U.S. Highway 601 and U.S. Highway Alternate 29 as an alternate route for operating convenience only, and return over the same route, serving no intermediate points.

**HEARING:** April 20, 1962, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 103.

No. MC 11207 (Sub-No. 205), filed January 16, 1962. Applicant: DEATON TRUCK LINE, INC., 3409 10th Avenue North, Birmingham, Ala. Applicant's attorney: A. Alvis Layne, Pennsylvania Building, Washington 4, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum prod-*

ucts, in containers, from Good Hope, La., to points in Alabama, Georgia, and Florida, and empty containers or other such incidental facilities (not specified) used in transporting the commodities specified, and damaged or rejected shipments, on return.

**HEARING:** April 30, 1962, at the Federal Office Building, 600 South Street, New Orleans, La. before Examiner Allen W. Hagerty.

No. MC 22182 (Sub-No. 15), filed January 3, 1962. Applicant: NU-CAR CARRIERS, INC., Front and Pennell Streets, Chester, Pa. Applicant's attorney: Harry C. Ames, Jr., Transportation Building, Washington, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New automobiles*, in secondary movements, from Norfolk, Va., to points in North Carolina and South Carolina.

**NOTE:** Applicant states said movements are to be restricted or limited to the transportation of traffic originating at plants of the Ford Motor Company, including its Divisions, and having a prior movement to Norfolk by rail.

**HEARING:** April 12, 1962, at the U.S. Court Rooms, Richmond, Va., before Joint Board No. 196.

No. MC 25798 (Sub-No. 65) (Amendment), filed January 22, 1962, published FEDERAL REGISTER issue February 28, 1962, republished as amended this issue. Applicant: CLAY HYDER TRUCKING LINES, INC., P.O. Box 1075, Dade City, Fla. Applicant's attorney: Thomas F. Kilroy, 1000 Connecticut Avenue NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen potato products*, from Easton, Maine, to points in Alabama, Louisiana, Arkansas, Tennessee, Mississippi, Texas, and Georgia, points in Florida on and west of U.S. Highway 319. Restriction: Applicant states the proposed service at the Georgia points will be restricted to unloading of shipments at points in Alabama, Mississippi, and Louisiana, and at the Florida points restricted to shipments which have been partially unloaded at points in Alabama and Georgia.

**NOTE:** The purpose of this republication is to add Florida as a destination point.

**HEARING:** Remains as assigned, April 18, 1962, at 346 Broadway, New York, N.Y., before Examiner James Anton.

No. MC 30844 (Sub-No. 60), filed January 29, 1962. Applicant: KROBLIN REFRIGERATED EXPRESS, INC., P.O. Box 218, Sumner, Iowa. Applicant's attorneys: Stockton, Linville, Lewis, and Mitchell, The 1650 Grant Street Building, Denver 3, Colo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Bananas*, from Houston, Tex., to points in Minnesota, Wisconsin, Illinois, Nebraska, Kansas, Colorado, and Missouri.

**HEARING:** March 26, 1962, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Examiner Isadore Freidson.

No. MC 31600 (Sub-No. 520), filed January 10, 1962. Applicant: P. B. MUTRIE MOTOR TRANSPORTATION, INC., Calvary Street, Waltham, Mass. Applicant's attorney: Harry C. Ames, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, in tank vehicles, from Boston, Mass., to points in California.

**HEARING:** April 11, 1962, at the Mark Twain Hotel, St. Louis, Mo., before Examiner Joseph A. Reilly.

No. MC 36473 (Sub-No. 70), filed February 5, 1962. Applicant: CENTRAL TRUCK LINES, INC., 1005 Jackson Street, Tampa, Fla. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment), (1) between Bainbridge, Ga., and the junction of Florida Highway 269-A and U.S. Highway 90 (approximately three (3) miles east of Chattahoochee, Fla.); from Bainbridge over Georgia Highway 97 to the Georgia-Florida State line, thence over Florida Highway 269-A to the junction of Florida Highway 269-A and U.S. Highway 90 (approximately three (3) miles east of Chattahoochee, Fla.), and return over the same route, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's regular-route operations. Restriction: Said alternate route shall not be used for transporting traffic to or from points in Georgia other than those points that applicant is presently authorized to serve located on and south of a line extending from the Alabama-Georgia State line over U.S. Highway 80 to Savannah, Ga., (2) Between Jacksonville, Fla. and the junction of U.S. Highway 10 and U.S. Highway 90, approximately three (3) miles west of Sanderson, Fla.; from Jacksonville over U.S. Highway 10 to its junction with U.S. Highway 90 approximately three (3) miles west of Sanderson, and return over the same route, serving all intermediate points, and (3) Between Valdosta, Ga. and Ashburn, Ga.; from Valdosta over U.S. Highway 75 to Ashburn, and return over the same route, serving all intermediate points.

**HEARING:** April 9, 1962, at the U.S. Court Rooms, Tampa, Fla., before Joint Board No. 64, or, if the Joint Board waives its right to participate, before Examiner Richard H. Roberts.

No. MC 42487 (Sub-No. 524), filed October 30, 1961. Applicant: CONSOLIDATED FREIGHTWAYS CORP. OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. Applicant's attorney: Ronald E. Poelman (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except household goods as defined by the Commission, those requiring special equipment, and those of unusual value) between Preston and Downey, Idaho; from

Preston over U.S. Highway 91 to Downey and return over the same route with service at Downey for joinder only, serving no intermediate points as an alternate route for operating convenience only, in connection with applicant's regular-route operations.

**NOTE:** Common control may be involved.

**HEARING:** April 12, 1962, at the Public Utilities Commission, State House, Boise, Idaho, before Joint Board 49, or, if the Joint Board waives its right to participate, before Examiner Samuel C. Shoup.

No. MC 52458 (Sub-No. 164), filed January 26, 1962. Applicant: T. I. McCORMACK TRUCKING CO., INC., U.S. Route 9, Woodbridge, N.J. Applicant's attorney: Chester A. Zyblut, 1700 K Street NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Acids and chemicals* in bulk, in tank vehicles, from Boston, Mass., to points in California and rejected shipments, on return.

**HEARING:** April 11, 1962, at the Mark Twain Hotel, St. Louis, Mo., before Examiner Joseph A. Reilly.

No. MC 52709 (Sub-No. 148), filed November 22, 1961. Applicant: RINGSBY TRUCK LINES, INC., a Nebraska corporation, 3201 Ringsby Court, Denver 5, Colo. Applicant's representative: Eugene St. M. Hamilton, 3201 Ringsby Court, Denver 5, Colo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, in tank vehicles, from Boston, Mass. to points in California.

**NOTE:** Applicant states that it "controls United Freight, Inc. (Docket FF 155) and Inter State Express, Inc. (Docket FF 102), both of which are wholly owned by applicant; Arizona Pacific Tank Lines (MC-109584); Fortier Transportation Co. under temporary management (MC-108398); and Colonial and Pacific Frigidways, Inc. (MC-111138), temporary."

**HEARING:** April 11, 1962, at the Mark Twain Hotel, St. Louis, Mo., before Examiner Joseph A. Reilly.

No. MC 61403 (Sub-No. 75) (Amendment), filed January 22, 1962, published FEDERAL REGISTER issue February 14, 1962, amended February 20, 1962, republished as amended this issue. Applicant: THE MASON AND DIXON TANK LINES, INC., Eastman Road, Kingsport, Tenn. Applicant's attorney: S. S. Eisen, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Phenol*, in bulk, in tank vehicles, from Siloam, Ky., and points within ten (10) miles thereof, to North Tonawanda, N.Y., and to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Michigan, Mississippi, Missouri, Minnesota, North Carolina, Ohio, South Carolina, Tennessee, Texas, and Wisconsin; and (2) *Benzene*, in bulk, in tank vehicles, from points in Alabama, Indiana, Illinois, Ohio, Michigan, and Missouri, to Siloam, Ky., and points within ten (10) miles thereof.

**NOTE:** The purpose of this republication is to change Tonawanda, N.Y., to North

Tonawanda, N.Y., as a destination point in the transportation of Phenol, in bulk, in tank vehicles.

**HEARING:** Remains as assigned, March 27, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Joseph A. Reilly.

No. MC 64658 (Sub-No. 3), filed November 22, 1961. Applicant: **BOTTOMS-FISKE TRUCK LINES, INC.**, P.O. Box 1189, High Point Road, High Point, N.C. Applicant's attorney: Francis W. McInery, Commonwealth Building, 1625 K Street NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission in 17 M.C.C. 467, commodities in bulk, and those requiring special equipment), between Siler City, N.C., and Fayetteville, N.C., (1) from Siler City over U.S. Highway 421 to Sanford, N.C., thence over North Carolina Highway 87 to Fayetteville and return over the same route, serving all intermediate points, and the off-route point of Fort Bragg, N.C.; and (2) from Siler City over U.S. Highway 64 to Pittsboro, N.C., thence over U.S. Highway 15 to Sanford, N.C., thence over North Carolina Highway 87 to Fayetteville, and return over the same route, serving all intermediate points, and the off-route point of Fort Bragg, N.C.

**NOTE:** Applicant states it is controlled by Old Dominion Freight Line, Inc., through the latter's ownership of all of the capital stock of the former.

**HEARING:** April 17, 1962, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 103.

No. MC 70662 (Sub-No. 93), filed January 29, 1962. Applicant: **CANTLAY & TANZOLA, INC.**, 2550 East 28th Street, Los Angeles, Calif. Applicant's representative: Lloyd R. Guerra (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum and petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles; from Chico, Calif., and points within ten miles thereof, to points in Josephine, Jackson, Klamath, Lake, and Harney Counties, Ore., and (2) *rejected and contaminated shipments of the above-described commodities*, on return, from the specified destination territory to points in Contra Costa and Alameda Counties, Calif.

**NOTE:** (1) Applicant states that Chico, Calif., as the point of origin named herein is a pipeline terminal area. The above described petroleum products move from manufacturing points in Contra Costa and Alameda Counties, Calif., through the pipeline to Chico, for distribution beyond as herein applied for. In the circumstances applicant on return of rejected and contaminated shipments of the products named herein seeks authority to return these products to their origin manufacturing points in Contra Costa and Alameda Counties, since it is not practical for them to return to Chico, point of origin in the application and

return by pipeline to origin manufacturing and distribution points in Contra Costa and Alameda Counties. (2) Applicant states it is the sole owner of the stock of Western Truck Lines, Ltd., MC 8948.

**HEARING:** April 26, 1962, in the Interstate Commerce Commission Hearing Room, 410 Southwest 10th Avenue, Portland, Ore., before Joint Board No. 11, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 73688 (Sub-No. 5), filed February 6, 1962. Applicant: **SOUTHERN TRUCKING CORP.**, 546 Weakley Street, Memphis, Tenn. Applicant's attorney: Charles H. Hudson, Jr., 407 Broadway National Bank Building, Nashville, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Composition building materials*, made from wood fibers with adhesive binder, including *materials and accessories for the installation thereof*, not to exceed 2 percent by weight of the shipment, from Arkadelphia, Ark., to points in Tennessee on and west of U.S. Highways 31 and 31W, and points in Mississippi on and north of U.S. Highway 82; and (2) *Building and roofing tile*, wood and cement combined, including *materials and accessories for the installation thereof*, not to exceed 2 percent by weight of the shipment, from Arkadelphia, Ark., to points in Tennessee on and west of U.S. Highways 31 and 31W, and points in Mississippi on and north of U.S. Highway 82.

**NOTE:** Applicant states that all of the above transportation is restricted to the use of flat bed or side board trailers only.

**HEARING:** March 27, 1962, at the Arkansas Commerce Commission, Justice Building, State Capitol, Little Rock, Ark., before Joint Board No. 229, or if the Joint Board waives its right to participate, before Examiner Laurence E. Masoner.

No. MC 79695 (Sub-No. 21), filed July 25, 1961. Applicant: **STEEL TRANSPORTATION CO., INC.**, 4000 Cline Avenue, East Chicago, Ind. Applicant's attorney: Robert W. Loser, 409 Chamber of Commerce Building, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, as described in Appendix V, *Descriptions in Motor Carrier Certificates*, Ex Parte MC-45; from Chicago, Ill., points in the Chicago, Ill., Commercial Zone, 1 M.C.C. 673, and Chicago Heights, Ill., to Henderson, Louisville, Owensboro, and Paducah, Ky., St. Louis, Mo., points in Iowa on and east of U.S. Highway 218 from Keokuk to Cedar Rapids and on and east of Iowa Highway 13 from Cedar Rapids to Marquette, points in Ohio on and west of U.S. Highway 23 from Toledo to Columbus, on and west of U.S. Highway 62 from Columbus to Washington Court House, and on and west of U.S. Highway 22 from Washington Court House to Cincinnati, Ohio, including points in the Commercial Zone of Cincinnati as defined in Cincinnati Commercial Zone, 26 M.C.C. 49, and points in Wisconsin in the counties of Columbia, Crawford, Dane, Dodge, Fond du Lac, Grant,

Greene, Iowa, Jefferson, Lafayette, Kenosha, Ozaukee, Racine, Richland, Rock, Sauk, Sheboygan, Walworth, Washington, and Waukesha (except points in Kenosha and Racine Counties on and east of U.S. Highway 41), and *returned or rejected shipments*, on return; and (2) *Nonferrous metals*, when moving in the same vehicle at the same time with Iron and Steel Articles, as described in Appendix V, *Descriptions in Motor Carrier Certificates*, Ex Parte MC-45; from Chicago, Ill. to Cincinnati, Ohio.

**HEARING:** April 23, 1962, at the Midland Hotel, Chicago, Ill., before Examiner Henry C. Darmstadter.

No. MC 83539 (Sub-No. 82), filed January 8, 1962. Applicant: **C. & H. TRANSPORTATION CO., INC.**, 1935 West Commerce Street, P.O. Box 5876, Dallas, Tex. Applicant's attorney: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City 3, Okla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Machinery, equipment, materials and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products (except the stringing and picking up of pipe in connection with main or trunk pipe lines), and *commodities*, the transportation of which because of size or weight requires the use of special equipment, from points in Ohio to points in Kansas and Mississippi; (B) *machinery, equipment, materials and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products (except the stringing and picking up of pipe in connection with main or trunk pipe lines), from points in Arkansas, Kansas, Louisiana, Mississippi, Oklahoma, and Texas to points in Ohio; and (C) *road and bridge building machinery and equipment* between points in Ohio, on the one hand, and on the other, points in Arkansas, Louisiana, Mississippi, New Mexico, and Oklahoma.

**NOTE:** Applicant states that this application seeks removal of Ohio Gateway limitations.

**HEARING:** April 17, 1962, at the Baker Hotel, Dallas, Tex., before Examiner Allen W. Hagerty.

No. MC 88161 (Sub-No. 63), filed January 2, 1962. Applicant: **INLAND TRANSPORTATION CO., INC.**, 6737 Corson Avenue, South, Seattle, Wash. Applicant's representative: S. A. Cole, 5047 Colorado Avenue, Seattle, Wash. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from the Port of Entry on the International Boundary Line between the United States and Canada, at or near Blaine, Wash., to points in Whatcom, Skagit, Snohomish, King, and Island Counties, Wash., and *rejected and contaminated shipments* on return.

**HEARING:** April 17, 1962, in the Washington Public Service Commission Insurance Building, Olympia, Wash., before Joint Board No. 237, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 89617 (Sub-No. 14), filed February 13, 1962. Applicant: LEWIS TRUCK LINES, INC., 1501 Second Avenue, Conway, S.C. Applicant's attorney: Frank A. Graham, Jr., 707 Security Federal Building, Columbia 1, S.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber* (except plywood and veneer) from points in Horry County, S.C., to points in Georgia and Florida.

**HEARING:** April 27, 1962, at the U.S. Court Rooms, Columbia, S.C., before Joint Board No. 354.

No. MC 92983 (Sub-No. 401), filed January 7, 1962. Applicant: ELDON MILLER, INC., 330 East Washington Street, Iowa City, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, from points in Alabama, California, and Kentucky to Turner, Kans.

**HEARING:** April 17, 1962, at the Park East Hotel, Kansas City, Mo., before Examiner Joseph A. Reilly.

No. MC 95540 (Sub-No. 371) (Amendment), filed June 12, 1961, published issue of January 17, 1962, amended February 21, 1962, and republished as amended this issue. Applicant: WATKINS MOTOR LINES, INC., Albany Highway, Thomasville, Ga. Applicant's attorney: Joseph H. Blackshear, 205 Jackson Building, Gainesville, Ga. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Vinegar, wine, juices, foodstuffs and edible oils*, in bulk, from Baltimore, Md., Kansas City, Mo., New Orleans, La., Savannah, Ga., Wilmington, N.C., and points in California, Illinois, Iowa, New York, and Virginia to points in Alabama, Florida, and Georgia.

**NOTE:** The purpose of this amendment is to clarify the commodity description.

**HEARING:** March 26, 1962, at 680 West Peachtree Street NW., Atlanta, Ga., before Examiner Lacy W. Hinely.

No. MC 103880 (Sub-No. 244) (Amendment), filed January 19, 1962, published FEDERAL REGISTER issue February 14, 1962, amended February 19, 1962, republished as amended this issue. Applicant: PRODUCERS TRANSPORT, INC., 224 Buffalo Street, New Buffalo, Mich. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied Petroleum products*, in bulk, in tank vehicles, from the plant site of the Panhandle Eastern Pipeline Co., new New Baltimore, Mich., to points in Indiana and Ohio.

**NOTE:** The purpose of this republication is to show the proposed movement to be from the plant site as shown above, rather than one as previously published.

**HEARING:** Remains as assigned April 18, 1962, at the Midland Hotel, Chicago, Ill. before Joint Board No. 9.

No. MC 103993 (Sub-No. 159), filed January 29, 1962. Applicant: MORGAN DRIVE-AWAY, INC., 500 Equity Building, Elkhart, Ind. Applicant's attorney: John E. Lesow, 3737 North Meridian Street, Indianapolis 8, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers*, designed to be drawn by passenger automobiles, in initial movements, in truckaway service, from points in Ohio (except from Trotwood, Ohio) to points in the United States, including Alaska, but excluding Hawaii. (2) *Campers and camper coaches*, designed for installation on pickup trucks, in initial movements, in truckaway service, from points in Ohio to points in the United States, including Alaska, but excluding Hawaii. (3) *Empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified in (1) and (2) above, on return.

**HEARING:** April 16, 1962, at the New Post Office Building, Columbus, Ohio, before Examiner Henry C. Darmstadter.

No. MC 106373 (Sub-No. 27), filed January 17, 1962. Applicant: THE SERVICE TRANSPORT CO., a corporation, 11910 Harvard Avenue, Cleveland, Ohio. Applicant's attorney: Herbert Baker, 50 West Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Plaster, plasterboard, wallboard, lime products and gypsum products* and (2) *mineral wool, mineral wool products, asbestos shingles, asbestos siding, asbestos wallboard, accessories used in the installation of asbestos products, lathing, ribbing, plaster grounds, and nails, when any of such commodities are shipped in mixed shipments with plaster, plasterboard, wallboard, lime products or gypsum products*, from the site of National Gypsum Co. plant at or near Clarence Center, N.Y. to points in Ohio and that part of Pennsylvania on and west of U.S. Highway 219, and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities, on return.

**HEARING:** April 18, 1962, at the New Post Office Building, Columbus, Ohio, before Examiner Henry C. Darmstadter.

No. MC 106965 (Sub-No. 186), filed February 23, 1962. Applicant: M. I. O'BOYLE & SON, INC., doing business as O'BOYLE TANK LINES, 1825 Jefferson Place NW., Washington 6, D.C. Applicant's attorney: Dale C. Dillon (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feldspar and feldspar by-products, including pulverized sand*, from points in Mitchell and Yancey Counties, N.C., to points in Georgia, Illinois, Indiana, Kentucky, Maryland, New Jersey, Ohio, Pennsylvania, South Carolina, West Virginia, and Tennessee.

**HEARING:** March 16, 1962, at the Offices of the Interstate Commerce Com-

mission, Washington, D.C., before Examiner Frank R. Saltzman.

No. MC 107028 (Sub-No. 28), filed January 19, 1962. Applicant: ACME TRANSPORTATION, INC., 2832 Giant Road, San Pablo, Calif. Applicant's attorney: Edward M. Berol, 100 Bush Street, 21st Floor, San Francisco 4, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products* in bulk, in tank vehicles, from Chico, Calif., and points within five (5) miles thereof, to points in Josephine, Jackson, Klamath, Lake, and Curry Counties, Ore.

**HEARING:** April 26, 1962, in the Interstate Commerce Commission Hearing Room, 410 Southwest 10th Avenue, Portland, Ore., before Joint Board No. 11, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 107403 (Sub-No. 366) (Amended), filed November 2, 1961, published in FEDERAL REGISTER issue of November 15, 1961, republished as amended February 26, 1962, this issue. Applicant: E. BROOK MATLACK, INC., 33d and Arch Streets, Philadelphia 4, Pa. Applicant's attorneys: Shertz, Barnes & Shertz, Suite 601, 226 South 16th Street, Philadelphia 2, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank and hopper-type vehicles, from Niagara Falls, N.Y., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania, West Virginia, and Ohio.

**NOTE:** This republication is for the purpose of adding the State of Ohio as a destination State.

**HEARING:** Remains as assigned March 26, 1962, at Hotel Buffalo, Washington and Swan Streets, Buffalo, N.Y., before Examiner William E. Messer.

No. MC 107541 (Sub-No. 8), filed February 7, 1962. Applicant: MAGEE TRUCK SERVICE, INC., P.O. Box 67, Klickitat, Wash. Applicant's attorney: John M. Hickson, Failing Building, Portland, Ore. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from points in King, Pierce, and Snohomish Counties, Wash., to points in Oregon, and *rejected shipments of lumber*, on return.

**HEARING:** April 25, 1962, in the Interstate Commerce Commission Hearing Room, 410 Southwest 10th Avenue, Portland, Ore., before Joint Board No. 45, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 107544 (Sub-No. 45), filed January 12, 1962. Applicant: LEMMON TRANSPORT CO., INC., P.O. Box 580, Marion, Va. Applicant's attorney: Harry C. Ames, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aplite rock*, in bulk, in hopper-type trailers, from Piney River, Va., and points within ten (10) miles thereof to Charleston, W. Va.

NOTE: Applicant holds contract carrier authority under MC 113959, therefore dual operations may be involved.

**HEARING:** April 16, 1962, at the U.S. Court Rooms, Richmond, Va., before Joint Board No. 245.

No. MC 107654 (Sub-No. 3) (Correction and Amendment), filed January 22, 1962, published FEDERAL REGISTER, issue of February 14, 1962, amended February 20, 1962, and republished as amended and corrected this issue. Applicant: GLENN E. TRIPP, doing business as SPECIAL SERVICE, 502 North Court Street, Medina, Ohio. Applicant's attorney: Paul F. Berry, 44 East Broad Street, Columbus 15, Ohio. As originally published, notice of filing of the subject application indicated that the commodities proposed to be transported "not in bags," in error. Correctly set forth, the commodities proposed to be transported in item (3) are: *Cooking and salad oils, vegetable oil shortening, shortening in packages.* The application has also been amended to add West Virginia as a destination point to the authority sought in item (2) covering the transportation of *Matches*, from Wadsworth, Ohio.

**HEARING:** Remains as assigned March 20, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Warren C. White.

No. MC 107871 (Sub-No. 13), filed February 19, 1962. Applicant: BONDED FREIGHTWAYS, INC., 441 Kirkpatrick Street, West, P.O. Box 1012, Syracuse, N.Y. Applicant's attorney: Herbert M. Canter, 407 South Warren Street, Syracuse 2, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank and hopper-type vehicles, from Niagara Falls, N.Y., to points in Delaware, Maryland, New Jersey, Ohio, New York, Pennsylvania, and West Virginia; and *contaminated, refused and rejected shipments of the same commodities* in the reverse direction.

**HEARING:** March 26, 1962, at the Hotel Buffalo, Washington and Swan Streets, Buffalo, N.Y., before Examiner William E. Messer.

No. MC 108053 (Sub-No. 35), filed February 26, 1962. Applicant: LITTLE AUDREY'S TRANSPORTATION CO., INC., Post Office Box 310, Fremont, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Seabrook, N.J., to points in Colorado, New Mexico, California, Arkansas, Georgia, Utah, Idaho, and Wyoming.

NOTE: Common control may be involved.

**HEARING:** March 20, 1962, at the Arkansas Commerce Commission, Justice Building, State Capitol, Little Rock, Ark., before Examiner Laurence E. Masoner.

No. MC 108121 (Sub-No. 9), filed January 31, 1961. Applicant: TRANSPORT STORAGE & DISTRIBUTING CO., a corporation, 74 Jackson Street, Seattle, Wash. Applicant's representatives: Joseph O. Earp, 1912 Smith Tower, Seattle 4, Wash. Authority sought to

operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New motor vehicles, freight and passenger (except trailers)*, in secondary movement by driveaway and truckaway service; (1) from Kennewick, Wash., to points in Yakima, Kittitas, Benton, Franklin, Grant, Adams, Whitman, Garfield, Columbia, Walla Walla, Asotin, and Klickitat Counties, Wash., Morrow, Umatilla, Gilliam, and Wheeler Counties, Oreg., and Nez Perce, Latah, Lewis, Clearwater, and Idaho Counties, Idaho; and (2) from Spokane, Wash., to points in Spokane, Whitman, Adams, Lincoln, Ferry, Stevens, Pend Oreille, Okanogan, Douglas, Grant, and Chelan Counties, Wash., and points in that part of Idaho in and north of Latah and Shoshone Counties.

NOTE: Applicant states the proposed operations are restricted to traffic having a prior movement by rail from plant sites of the General Motors Corp.

**HEARING:** April 19, 1962, in the Washington Public Service Commission Insurance Building, Olympia, Wash., before Joint Board No. 81, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 108207 (Sub-No. 88), filed February 16, 1962. Applicant: FROZEN FOOD EXPRESS, 318 Cadiz Street, Dallas, Tex. Applicant's attorney: Ralph W. Pulley, Jr., First National Bank Building, Dallas 2, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Galveston, Tex., to points in Kansas, Missouri, Illinois, Oklahoma, Arkansas, Iowa, Nebraska, Wisconsin, Minnesota, Michigan, Indiana, Texas, Ohio, and Tennessee.

**HEARING:** April 23, 1962, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Examiner Allen W. Hagerty.

No. MC 109497 (Sub-No. 6), filed December 26, 1961. Applicant: A. F. COMER, doing business as A. F. COMER TRANSPORT SERVICE, 401 North Church Street, P.O. Box 711, Rocky Mount, N.C. Applicant's attorney: Vaughan S. Winborne, Capital Club Building, Raleigh, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gas*, in bulk, in tank trucks, from all originating terminals of liquefied petroleum gas in North Carolina, to points in North Carolina and Virginia, and *empty containers or other such incidental facilities* (not specified), used in transporting the commodities specified above, on return.

**HEARING:** April 18, 1962, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 7.

No. MC 109637 (Sub-No. 199), filed February 23, 1962. Applicant: SOUTHERN TANK LINES, INC, 4107 Bells Lane, Louisville 11, Ky. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Phenol*, in bulk, in tank vehicles, from Siloam, Ky., and points within ten (10) miles thereof, to North Tonawanda, N.Y., and points in Alabama, Arkansas, Florida, Georgia,

Illinois, Indiana, Iowa, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, North Carolina, Ohio, South Carolina, Tennessee, Texas, and Wisconsin; and (2) *Benzene*, in bulk, in tank vehicles, from points in Alabama, Illinois, Indiana, Ohio, Michigan, and Missouri, to Siloam, Ky., and points within ten (10) miles thereof.

**HEARING:** March 27, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Joseph A. Reilly.

No. MC 110563 (Sub-No. 16), filed February 12, 1962. Applicant: COLDWAY FOOD EXPRESS, INC., P.O. Box 259, Sidney, Ohio. Applicant's attorney: Joseph M. Scanlan, 111 West Washington Street, Chicago 2, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (other than canned or preserved), from Hightstown, N.J., and points in New Jersey on and south of U.S. Highway 30, to points in Illinois, Indiana, Kentucky, Michigan, Missouri, Ohio, and Wisconsin.

**HEARING:** April 16, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Gordon M. Callow.

No. MC 110698 (Sub-No. 196), filed January 12, 1962. Applicant: RYDER TANK LINE, INC., 9020 La Porte Expressway, Houston 17, Tex. Applicant's attorney: Dale Woodall, P.O. Box 26035, Houston 32, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, in tank and hopper vehicles, between points in Texas.

NOTE: Applicant states that capital stock of Ryder Tank Line, Inc., is held by Ryder Tank System, Inc.

**HEARING:** April 25, 1962, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 110698 (Sub-No. 198), filed January 25, 1962. Applicant: RYDER TANK LINES, INC., Winston Salem Road, Greensboro, N.C. Applicant's attorney: Dale Woodall, 9020 La Porte Expressway, Houston 17, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, in tank and hopper vehicles, from Waco, Tex., and points within 15 miles thereof to points in Louisiana.

NOTE: Applicant states that capital stock of Ryder Tank Line, Inc., is held by Ryder Tank System, Inc.

**HEARING:** April 20, 1962, at the Baker Hotel, Dallas, Tex., before Joint Board No. 32, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 110698 (Sub-No. 202), filed February 12, 1962. Applicant: RYDER TANK LINE, INC., P.O. Box 457, Greensboro, N.C. Applicant's attorney: Frank B. Hand, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, except lique-

fied petroleum gas, in bulk, in tank vehicles, from Geismar, Ascension Parish, La., to points in Alabama, Arkansas, Arizona, Florida, Georgia, Kentucky, Mississippi, Missouri, New Mexico, Oklahoma, Tennessee (except Kingsport, Tenn.), and Texas.

NOTE: Applicant advises that resins, paints, paint materials, and products and blends thereof, will not be transported to Garland, Tex. Applicant further advises that the capital stock of Ryder Tank Line, Inc., is owned by the Ryder System, which also controls Ryder Truck Line and other motor carriers.

HEARING: April 12, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Harold P. Boss.

No. MC 111045 (Sub-No. 22), filed November 16, 1961. Applicant: REDWING CARRIERS, INC., P.O. Box 426, Palm River Road, Tampa 1, Fla. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Phosphoric fertilizer solutions and acids*, in bulk, in tank vehicles, from points in Polk County, Fla., to points in Florida, Alabama, Georgia, Louisiana, South Carolina, and Illinois.

HEARING: April 12, 1962, at the U.S. Court Rooms, Tampa, Fla., before Examiner Richard H. Roberts.

No. MC 111045 (Sub-No. 25), filed February 9, 1962. Applicant: REDWING CARRIERS, INC., P.O. Box 426, Palm River Road, Tampa 1, Fla. Applicant's attorney: James E. Wilson, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt*, from Charleston, Tenn., to points in Tennessee, Kentucky, Virginia, North Carolina, South Carolina, Georgia, and Alabama.

NOTE: Common control may be involved.

HEARING: April 13, 1962, at the U.S. Court Rooms, Tampa, Fla., before Examiner Richard H. Roberts.

No. MC 111401 (Sub-No. 128), filed January 12, 1962. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Boulevard, P.O. Box 632, Enid, Okla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, in specialized tank vehicles, from Kings Mill, Tex., to points in Indiana, and *empty containers or other such incidental facilities* (not specified), used in transporting the above-specified commodities, on return.

HEARING: April 19, 1962, at the Baker Hotel, Dallas, Tex., before Examiner Allen W. Hagerty.

No. MC 112020 (Sub-No. 148), filed January 11, 1962. Applicant: COMMERCIAL OIL TRANSPORT, INC., 1030 Stayton Street, Fort Worth, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in specialized equipment, between points in Jefferson, Harris, Montgomery, Travis, Galveston, Nueces, Brazoria, and Orange Counties, Tex.

NOTE: Applicant states it is owned and controlled by the same stockholders who own and control Commercial Oil Transport, of Oklahoma, Inc., an Oklahoma corporation.

HEARING: April 24, 1962, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 112020 (Sub-No. 154), filed February 26, 1962. Applicant: COMMERCIAL OIL TRANSPORT, INC., 1030 Stayton Street, Fort Worth, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from Memphis, Tenn., to points in Arkansas, Missouri, Illinois, Indiana, and Kentucky.

HEARING: March 13, 1962, at the Claridge Hotel, Memphis, Tenn., before Examiner Lawrence A. Van Dyke, Jr.

No. MC 113267 (Sub-No. 57), filed December 18, 1961. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. Applicant's representative Frederick H. Figge (same as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned and preserved foodstuffs*, (1) from Mount Summit and Shirley, Ind., to points in Alabama, Arkansas, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, West Virginia, and New Orleans, La., (2) from Collinsville, Ill., to points to Alabama, Arkansas, Kentucky, Mississippi, Tennessee, West Virginia, and New Orleans, La.

NOTE: Applicant states its officers are "officers and stockholders in the following motor carriers of passengers, their baggage and express, Industrial Bus Lines, Inc., Vandalla Bus Lines, Inc. In addition thereto Oliver and Kathryn Anderson are officers and stockholders in Caseyville Bus Lines, Inc."

HEARING: April 13, 1962, at the Mark Twain Hotel, St. Louis, Mo., before Examiner Joseph A. Reilly.

No. MC 113267 (Sub-No. 58), filed December 14, 1961. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. Applicant's representative: Fred H. Figge (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from New Orleans, La., to Tampa, Fla.

NOTE: Applicant has pending contract authority MC 50137 Sub 57. Applicant states they are "stockholders and officers" in the following Motor Carriers of passengers, their baggage and express, Industrial Bus Lines, Inc., MC 114168, Vandalla Bus Line, Inc., MC 2698. In addition thereto Oliver and Kathryn Anderson are officers and stockholders in Caseyville Bus Lines, Inc., MC 110845.

HEARING: April 9, 1962, at the U.S. Court Rooms, Tampa, Fla., before Examiner Richard H. Roberts.

No. MC 113514 (Sub-No. 82), filed January 12, 1962. Applicant: SMITH TRANSIT, INC., 305 Simons Building, Dallas 1, Tex. Applicant's attorney: W. D. White, 1900 Mercantile Dallas Building, Dallas 1, Tex. Authority sought to operate as a *common carrier*, by motor

vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, between points in Harris, Galveston, Jefferson, Montgomery, Nueces, Travis, Orange, and Brazoria Counties, Tex.

NOTE: Common control may be involved.

HEARING: April 24, 1962, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 113678 (Sub-No. 19), filed February 20, 1962. Applicant: CURTIS, INC., 770 East 51st Street, Denver 16, Colo. Applicant's attorney: Duane W. Acklie, Box 2041, Lincoln, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foodstuff*, from Peach Glen, Bigerville, and Orrtana, Pa., to points in Arizona, Arkansas, California, Colorado, Idaho, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, South Dakota, Tennessee, Texas, Utah, Wisconsin, and Wyoming.

HEARING: March 1, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner John L. York.

No. MC 113855 (Sub-No. 60), filed January 12, 1962. Applicant: INTERNATIONAL TRANSPORT, INC., Highway 52 South, Rochester, Minn. Applicant's attorney: Franklin J. Van Osdel, First National Bank Building, Fargo, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel silos, galvanized and glass enameled, and, when transported in connection with the transportation of such commodities, component parts thereof, including loading and unloading devices, and equipment and materials incidental to the erection and completion of such commodities*, (a) from Kankakee, Ill., to points in Montana, and (b) from Kankakee, Ill. (confined to foreign commerce only), to ports of entry on the International Boundary line between the United States and Canada in North Dakota and Minnesota.

HEARING: April 9, 1962, at the U.S. Court Rooms and Federal Building, Springfield, Ill., before Examiner Joseph A. Reilly.

No. MC 113855 (Sub-No. 62), filed February 13, 1962. Applicant: INTERNATIONAL TRANSPORT, INC., Highway 52 South Rochester, Minn. Applicant's attorney: Franklin J. Van Osdel, First National Bank Building, Fargo, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Green salted hides, green salted sheepskins, pickled skins and blue chrome splits*, from points in Arizona, California, Nevada, and Utah, to Sheboygan, Fond du Lac, and Milwaukee, Wis., Waukegan and Chicago, Ill., and Whitehall, Mich.

NOTE: "Applicant states it seeks no additional origin or destination territory to what it presently has. In its Sub 26 Certificate it is authorized to transport 'Green Salted

Hides' to and from the identical points here applied for. It contends that under such authority it has the right to haul all of the commodity description set forth herein and asks the Interstate Commerce Commission to formally so find, with a resultant dismissal of this application. If the Interstate Commerce Commission disagrees with the applicant's interpretation just recited, but still finds in this docket that Public Convenience and Necessity has been shown for the additional commodity description over and above what appears in its Sub 26, then applicant will concurrently with the issuance of such an authority embracing all the commodity descriptive language herein set forth, request cancellation of its Sub 26 Certificate as it does not ask to have conferred upon it more than one operating right."

**HEARING:** May 1, 1962, at the New Mint Building, 133 Hermann Street, San Francisco, Calif., before Examiner William N. Culbertson.

No. MC 114106 (Sub-No. 35), filed November 22, 1961. Applicant: **MAYBELLE TRANSPORT CO.**, a corporation, Box 573, Lexington, N.C. Applicant's attorney: Dale C. Dillon, 1825 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from Charlotte, N.C., to Greenville, S.C., and Norfolk, Va.

**HEARING:** April 19, 1962, at the U.S. Court Rooms, Uptown P.O. Building, Raleigh, N.C., before Joint Board No. 196.

No. MC 114290 (Sub-No. 5), filed January 4, 1962. Applicant: **EXLEY EXPRESS, INC.**, 2204 Southeast Eighth Avenue, Portland 14, Oreg. Applicant's attorney: James T. Johnson, 609-11 Norton Building, Seattle 4, Wash. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh fruits berries, and vegetables*, from points in California, to points in Washington and Oregon east of the Cascade Mountains, points in Nez Perce and Latah Counties, Idaho, and Kalispell, Butte, and Missoula, Mont.

**HEARING:** April 17, 1962, in the Washington Public Service Commission Insurance Building, Olympia, Wash., before Examiner William N. Culbertson.

No. MC 114533 (Sub-No. 38), filed February 8, 1962. Applicant: **BANKERS DISPATCH CORP.**, 4658 South Kedzie Avenue, Chicago, Ill. Applicant's attorney: David Axelrod, 39 South LaSalle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Papers used in the processing of data by computing machines, punch cards, magnetic encoded documents, magnetic tape, punch paper tape, printed reports, and documents and office records*, between Evanston and Chicago, Ill., on the one hand, and, on the other, Green Bay, Fond du Lac, and Milwaukee, Wis.

**HEARING:** April 19, 1962, at the Midland Hotel, Chicago, Ill., before Joint Board No. 17.

No. MC 115322 (Sub-No. 29), filed December 12, 1961. Applicant: J. M. **BLYTHE**, doing business as J. M.

**BLYTHE MOTOR LINES**, P.O. Box 489, 2939 Orlando Drive, Sanford, Fla. Applicant's attorney: Frank B. Hand, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Citrus products*, not canned and not frozen, from points in Florida to points in South Carolina, North Carolina, Virginia, West Virginia, Maryland, and Delaware.

**NOTE:** Applicant states that it has leased the operating rights of Seaboard Food Express under MC-F-7462.

**HEARING:** April 10, 1962, at the U.S. Court Rooms, Tampa, Fla., before Examiner Richard H. Roberts.

No. MC 115499 (Sub-No. 9), filed December 4, 1961. Applicant: **LOWER LAKES CARRIER, INC.**, P.O. Box 712, Ashtabula, Ohio. Applicant's attorney: James H. Nacey, 502 Park Building, Cleveland 14, Ohio. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Alum*, dry or liquid, in bulk or in packages, from Powhatan Point, Ohio, to points in Indiana, Kentucky, Maryland, Michigan, New York, Ohio, Pennsylvania, Virginia, and West Virginia, and *empty containers or other such incidental facilities* (not specified), used in transporting the commodities specified in this application, on return.

**NOTE:** Applicant indicates that any duplication in authority will be eliminated.

**HEARING:** April 30, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Examiner Henry C. Darmstadter.

No. MC 115523 (Sub-No. 95), filed February 18, 1962. Applicant: **CLARK TANK LINES, CO.**, a corporation, 1450 Beck Street, Salt Lake City, Utah. Applicant's attorney: Edward M. Berol, 100 Bush Street, San Francisco, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Soda ash*, in bulk, in bags and containers and in mixed shipments of bulk and bags and containers, from points in Sweetwater County, Wyo., to points in Arizona, California, Colorado, Idaho, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, and Washington, and points in El Paso County, Tex.

**NOTE:** Since this publication is effected after the hearing has been held on this application, any person or persons who may have been prejudiced by the lack of sufficient notice prior to hearing may file a protest within 20 days from the date of this publication in the **FEDERAL REGISTER**.

**HEARING:** Held March 5, 1962, at the Utah Public Service Commission, Salt Lake City, Utah, before Examiner Charles B. Heinemann.

No. MC 115601 (Sub-No. 14), filed February 12, 1962. Applicant: **BROOKS ARMORED CAR SERVICE, INC.**, 13 East 35th Street, Wilmington, Del. Applicant's attorney: H. James Conaway, Jr., 1401 Bank of Delaware Building, Wilmington 1, Del. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cash, coin, and currency*, in armored vehicles, under a continuing contract or contracts with banks, banking

institutions and other business and commercial institutions, between points in New Castle County, Del., on the one hand, and, on the other, points in Salem, Cumberland, Gloucester, and Camden Counties, N.J.

**HEARING:** April 13, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William J. Cave.

No. MC 116063 (Sub-No. 21), filed January 2, 1962. Applicant: **C & R TRANSPORT COMPANY, INC.**, P.O. Box 7346, Fort Worth, Tex. Applicant's attorney: Reagan Sayers, Century Life Building, Fort Worth 2, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Potash*, in bulk, from points in Lea and Eddy Counties, N. Mex., to points in Jackson, Madison, Union, Forest, Lauderdale, Simpson, Washington, and Yazoo Counties, Miss., and (2) *fertilizer and urea feed*, dry, in bulk, from points in Jackson, Madison, Union, Forest, Lauderdale, Simpson, Washington, and Yazoo Counties, Miss., to points in Arkansas, Louisiana, Texas, and Oklahoma.

**HEARING:** April 16, 1962, at the Baker Hotel, Dallas, Tex., before Examiner Allen W. Hagerty.

No. MC 116077 (Sub-No. 119), filed January 19, 1962. Applicant: **ROBERTSON TANK LINES, INC.**, P.O. Box 9218, 5700 Polk Avenue, Houston, Tex. Applicant's attorney: Thomas E. James, 1535 Esperson Building, Houston 2, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, between points in Texas.

**HEARING:** April 25, 1962, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 116077 (Sub-No. 120), filed January 29, 1962. Applicant: **ROBERTSON TANK LINES, INC.**, P.O. Box 9218, 5700 Polk Avenue, Houston, Tex. Applicant's attorney: Thomas E. James, 1535 Mellie Esperson Building, Houston, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid wax*, in bulk, in tank vehicles, from points in Jefferson County, Tex., to points in Arizona.

**HEARING:** April 27, 1962, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Joint Board No. 127, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 116702 (Sub-No. 17) (Correction), filed October 12, 1961, published **FEDERAL REGISTER**, issue of February 7, 1962, and republished as corrected, this issue. Applicant: **THADDEUS A. GORSKI**, doing business as **GORSKI BULK TRANSPORT**, Box 700, Harrow, Ontario, Canada. Applicant's attorney: Eugene C. Ewald, Guardian Building, Detroit 26, Mich. The purpose of this publication is to correct the initial notice of filing of the subject application and include service to the destination point



of Indiana, inadvertently omitted from previous publication.

**HEARING:** Remains as assigned March 26, 1962, at the Detroit-Leland Hotel, Detroit, Mich., before Examiner Reece Harrison.

No. MC 117119 (Sub-No. 36) (Amendment), filed November 22, 1961, published issue of February 7, 1962, amended February 23, 1962, and republished as amended this issue. Applicant: WILIS SHAW FROZEN EXPRESS, INC., Elm Springs, Ark. Applicant's attorneys: John H. Joyce, 26 North College, Fayetteville, Ark.; A. Alvis Layne, Pennsylvania Building, Washington 4, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen foods*; from Seabrook, N.J., to points in Colorado, New Mexico, California, Arkansas, Georgia, Utah, Idaho, Wyoming, and Kansas, and *empty containers or other such incidental facilities*, used in transporting the above-described commodities, on return.

**NOTE:** Applicant states it has temporary control of the motor carrier properties and operating authorities of Pelham Transportation Co., Inc., MC 117904, under MC-F-7816. The purpose of this amendment is to include the State of Kansas as a destination point.

**HEARING:** Remains as assigned March 20, 1962, at the Arkansas Commerce Commission, Justice Building, State Capitol, Little Rock, Ark., before Examiner Laurence E. Masoner.

No. MC 117344 (Sub-No. 86), filed February 26, 1962. Applicant: THE MAXWELL CO., a corporation, 10380 Evendale Drive, Cincinnati 15, Ohio. Applicant's attorney: Herbert Baker, 50 West Broad Street, Columbus 15, Ohio. Authority sought to operate as a common carrier, by motor vehicles, over irregular routes, transporting: (1) *Phenol*, in bulk, in tank vehicles, from Siloam, Ky., and points within ten (10) miles thereof, to Tonawanda and North Tonawanda, N.Y., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Michigan, Mississippi, Missouri, Minnesota, North Carolina, Ohio, South Carolina, Tennessee, Texas, and Wisconsin, and (2) *Benzene*, in bulk, in tank vehicles, from points in Alabama, Indiana, Illinois, Ohio, Michigan, and Missouri, to Siloam, Ky., and points within ten (10) miles thereof, and (3) *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified in (1) and (2) above, on return.

**NOTE:** Applicant has contract carrier under MC 50404 and Sub 87 thereunder, therefore, dual operations may be involved.

**HEARING:** March 27, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Joseph A. Reilly.

No. MC 117427 (Sub-No. 27), filed January 8, 1962. Applicant: G. G. PARSONS TRUCKING CO., a corporation, P.O. Box 746, North Wilkesboro, N.C. Applicant's attorney: Francis J. Ortman, 1366 National Press Building, Washington 4, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting:

*Lumber*, (except plywood and veneer) and *empty containers or other such incidental facilities* (not specified) used in transporting the above described commodities, between points in Virginia, West Virginia, Pennsylvania, New York, Ohio, Michigan, Indiana, and Illinois.

**NOTE:** Applicant is also authorized to conduct operations as contract carrier in Permit No. MC 116145 and subs thereunder therefore dual operations may be involved.

**HEARING:** April 17, 1962, at the New Post Office Building, Columbus, Ohio, before Examiner Henry C. Darmstadter.

No. MC 117509 (Sub-No. 7), filed October 20, 1961. Applicant: BEN R. SCHILLI, doing business as SCHILLI TRANSPORTATION, 8944 Granbury Circle, St. Louis 23, Mo. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer compounds including ammonium nitrate and urea*, from Ordill, Ill., and points within five miles thereof, to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Missouri, Nebraska, Ohio, Tennessee, and Wisconsin.

**NOTE:** Applicant states the proposed operation will be performed under a continuing contract or contracts with American Cyanamid Company, New York, New York, Commercial Solvents Corporation, Sterlington, La., R and Phillips Chemical Company, Bartlesville, Okla.

**HEARING:** April 10, 1962, at the Mark Twain Hotel, St. Louis, Mo., before Examiner Joseph A. Reilly.

No. MC 119436 (Sub-No. 4), filed January 25, 1962. Applicant: HIGHWAY TRANSPORTATION CORPORATION, Box 187, Woodville, Ohio. Applicant's attorney: Arthur R. Cline, 420 Security Building, Toledo 4, Ohio. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *High temperature bonding mortar*, from points in Sandusky County, Ohio, to points in Illinois, Indiana, the Southern Peninsula of Michigan, New York on and west of New York Highway 19, Pennsylvania on and west of U.S. Highway 219, and Port Allegany, Pa., points in West Virginia on and west of U.S. Highway 219, and points in Boyd, Greenup, Mason, Campbell, Kenton, Boone, and Jefferson Counties, Ky.

**HEARING:** April 20, 1962, at the New Post Office Building, Columbus, Ohio, before Examiner Henry C. Darmstadter.

No. MC 119934 (Sub-No. 42), filed February 19, 1962. Applicant: ECOFF TRUCKING, INC., Fortville, Ind. Applicant's attorney: Robert C. Smith, 512 Illinois Building, Indianapolis 4, Ind. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Phenol*, in bulk, in tank vehicles, from Siloam, Ky., and points within ten (10) miles thereof, to North Tonawanda, N.Y., and points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, North Carolina, Ohio, South Carolina, Tennessee, Texas, and Wisconsin, and (2) *benzine*, in bulk, in tank vehicles, from points in Alabama, Illinois, Indiana, Ohio, Michigan, and Mis-

souri, to Siloam, Ky., and points within ten (10) miles thereof.

**HEARING:** March 27, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Joseph A. Reilly.

No. MC 123116 (Sub-No. 1), filed December 14, 1961. Applicant: CAL CAN PRODUCE EXPRESS, LTD., 1690 West Broadway, Vancouver, B.C., Canada. Applicant's attorney: George R. LaBissoniere, 333 Central Building, Seattle 4, Wash. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen seafood dinners; breaded, cooked and uncooked, frozen and unfrozen fish (including shell fish); codfish cakes, cooked and uncooked, frozen and fresh; Clam juice and broth, cooked and uncooked, frozen and fresh, cooked and partially cooked fish and shell fish, frozen and fresh; croquettes, salmon, cooked and uncooked, frozen and fresh; deviled crabs, clams, and lobsters, cooked and uncooked, frozen and fresh; dinners, cooked and uncooked, frozen and fresh; fried fish fillets, oysters and scallops, frozen and fresh; and fish sticks, cooked and uncooked, frozen and fresh fish; frozen poultry viscera; frozen fish fillets; frozen and fresh poultry, whole, cut up, eviscerated and New York dressed; fresh fruits and vegetables; frozen fish eggs; peat moss; grains; dried fruits; hay dates; figs; raisins; dressed rabbits; cottonseed; Christmas trees; and any other exempt commodities*, between points in Arizona, California, Nevada, Idaho, Oregon, Washington, and Montana.

**NOTE:** Applicant requests a Certificate to transport exempt commodities in full loads only, which normally would not require any authority, simply so it could have the railroad transport its trailers piggy back on their trains under joint rate arrangements with the railroad.

**HEARING:** April 16, 1962, in the Washington Public Service Commission Insurance Building, Olympia, Wash., before Examiner Wm. N. Culbertson.

No. MC 123242 (Sub-No. 5), filed January 11, 1962. Applicant: MISSOURI LUMBER TRANSPORTS, INC., P.O. Box 231, Arcadia, Mo. Applicant's attorney: Joseph R. Nacy, 117 West High Street, Jefferson City, Mo. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Steel pipe and steel tubing*, from Hazelwood, Mo., and points within the Chicago, Ill., Commercial Zone, to points in Illinois, Indiana, Kentucky, Tennessee, Arkansas and Missouri, and *exempt commodities*, on return.

**HEARING:** April 12, 1962, at the Mark Twain Hotel, St. Louis, Mo., before Examiner Joseph A. Reilly.

No. MC 123304 (Sub-No. 3) (amendment), filed October 31, 1961, published FEDERAL REGISTER, issue of January 24, 1962, corrected January 30, 1962, amended February 16, 1962, and republished as amended this issue. Applicant: SOUTHERN COURIERS, INC., 1316 North Carroll Street, Dallas, Tex. Applicant's attorney: Val Sanford 811 Third National Bank Building, Nash-

ville 3, Tenn. Notice of filing of the subject application as originally published in the *FEDERAL REGISTER*, issue of January 24, 1962. By letter dated February 16, 1962, applicants attorney amended Item (C) of the authority sought to include service to Alexandria, La., so that the pertinent portion of the territory proposed to be served in that section reads: (a) Between Houston, Tex., on the one hand, and, on the other, Baton Rouge, Lafayette, Bogalusa, Hammond, Houma, Metairie, New Orleans, and Alexandria, La.

**HEARING:** Remains as assigned March 15, 1962, at the Dinkler-Andrew Jackson Hotel, Nashville, Tenn., before Examiner Francis A. Welch.

No. MC 123467 (Sub-No. 1), filed December 8, 1961. Applicant: H. L. MANESS, doing business as MANESS TRUCK LINE, 233 Wisconsin Street, Neodesha, Kans. Applicant's attorney: John E. Jandera, 641 Harrison Street, Topeka Kans. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Manufactured and processed animal, poultry and fish feed*, in bags and containers, and in bulk, from the plant site of the Consumers Cooperative Association at or near Muncie, Kans., to points in Missouri (except the St. Louis Commercial Zone), Oklahoma and Kansas; and (2) *dry fertilizer*, in bulk, from the plant site of the Consumers Cooperative Association at or near Horn, Mo., to points in Kansas, Nebraska, and Colorado; and *empty containers or other such incidental facilities*, used in transporting the above-described commodities, on return, in connection with (1) and (2) above.

**HEARING:** April 23, 1962, at the Park East Hotel, Kansas City, Mo., before Examiner Joseph A. Reilly.

No. MC 123870 (amendment), filed August 14, 1961, published *FEDERAL REGISTER*, issue of February 7, 1962, amended February 20, 1962, republished as amended, this issue. Applicant: LEONARD F. MC CALLUM, doing business as MC CALLUM MOTORS, 114 Derry Road, Hudson, N.H. Applicant's attorney: S. Robert Winer, 142 Main Street, Nashua, N.H. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked or disabled motor vehicles*, by wrecker-type equipment, between points in Massachusetts, Connecticut, Rhode Island, Maine, New Hampshire, Vermont, and New York.

**NOTE:** The purpose of this republication is to indicate that the proposed transportation will be by wrecker-type equipment, and also adds the name of applicant's attorney.

**HEARING:** Remains as assigned, March 22, 1962, at the New Hampshire Public Service Commission, Concord, N.H., before Examiner Alvin H. Schuttrumpf.

No. MC 123883 (Sub-No. 1), filed August 18, 1961, Applicant: CONTINENTAL DISPATCH, INC., 425 Bolton Avenue, Alexandria, Pa. Applicants attorney: Warren A. Goff (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

*Commercial papers, documents and written instruments*, ordinarily used in banks and banking institutions, destined to or originating at banks or banking institutions (excluding coins, currency, negotiable securities, stationery and supplies), between points in Mississippi on and south of U.S. Highway 80, points in Baldwin and Mobile Counties, Ala., and Pensacola, Fla., on the one hand, and on the other Alexandria, Baton Rouge, and New Orleans, La.

**HEARING:** May 2, 1962, at the Federal Office Building, 600 South Street, New Orleans, La., before Examiner Allen W. Hagerty.

No. MC 123927 (Sub-No. 1), (Republication), filed December 29, 1961, published *FEDERAL REGISTER*, issue of January 24, 1962, and republished this issue. Applicant: JOHN F. KIRKSEY, doing business as KIRKSEY TRUCKING, Route 4—9932 Jefferson Davis Highway, Richmond 34, Va. Applicant's attorney: Paul A. Sherier, 613 Warner Building 13th and E Streets NW., Washington 4, D.C. The subject application was heard February 26, 1962, at Richmond, Va., Hearing Examiner A. Lane Cricher, presiding. At the hearing it was developed that the notice of the filing of the application as originally published in the *FEDERAL REGISTER* failed to include Baltimore, Md., as a destination point, in error. The purpose of this republication is to correctly reflect the authority sought as follows: Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Barrel staves and headings*, in bundles, from points in Powhatan County, Va., to Chicago, Danville, and Joliet, Ill., *Baltimore, Md.*, Birmingham, Mich., St. Paul, Minn., St. Louis, Mo., Jersey City, Phillipsburg, Rahway, and Trenton, N.J., New York and Port Chester, N.Y., Beaver Falls, Conshohocken, Lebanon, Philadelphia, and Pittsburgh, Pa., Cudahy and Milwaukee, Wis. Any person or persons who might have been prejudiced by the failure of the initial publication to designate Baltimore, Md., as a point of service, may, within 20 days from the date of this republication in the *FEDERAL REGISTER*, file an appropriate pleading.

No. MC 124016, filed December 30, 1961. Applicant: CHARLES JANSSON, doing business as JANSSON WRECKER SERVICE, Rural Route No. 3, Twin Falls, Idaho. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked and disabled vehicles and trailers*, by use of wrecker or tow-type equipment, (1) between points in Idaho, Utah, and Nevada, and (2) between points in Utah and Nevada.

**HEARING:** April 13, 1962, at the Public Utilities Commission, State House, Boise, Idaho, before Joint Board No. 275, or, if the Joint Board waives its right to participate, before Examiner Samuel C. Shoup.

No. MC 124114, filed December 20, 1961. Applicant: KYLE ROSS CARTER, Route No. 1, Sugar City, Idaho. Applicant's attorney: L. H. Merrill, Earl Building, Idaho Falls, Idaho. Authority sought to operate as a *common carrier*, by motor

vehicle, over regular routes, transporting: *Utility poles and empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities, between Idaho Falls, Idaho, and Durango, Colo.; from Idaho Falls south on U.S. Highways 91 and 191 to Provo, Utah, thence eastwardly over Soldier's Summit on U.S. Highway 50 to Green River, thence over U.S. Highway 160 to Durango, serving no intermediate points.

**HEARING:** April 13, 1962, at the Public Utilities Commission, State House, Boise, Idaho, before Joint Board No. 414, or, if the Joint Board waives its right to participate, before Examiner Samuel C. Shoup.

No. MC 124116, filed December 26, 1961. Applicant: THREE-WAY TRUCKING CO., a corporation, R.F.D. 1, Nevada, Mo. Applicant's attorney: John E. Jandera, 641 Harrison Street, Topeka, Kans. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Feed and feed ingredients*, between points in Texas, Arkansas, Kansas, Oklahoma, Nebraska, Iowa, South Dakota, Minnesota, Illinois, Wisconsin, Louisiana, Missouri, Mississippi, Tennessee, that portion of Colorado lying on and east of U.S. Highway 85, that portion of Wyoming lying on and east of U.S. Highway 87; (2) *Dicalcium phosphate*, from Texas City, Tex., St. Louis, Mo., and Tupelo, Miss., to points in Texas, Arkansas, Kansas, Oklahoma, Nebraska, Iowa, South Dakota, Minnesota, Illinois, Wisconsin, Louisiana, Missouri, Mississippi, Tennessee, that portion of Colorado lying on and east of U.S. Highway 85, that portion of Wyoming lying on and east of U.S. Highway 87; (3) *Oyster shell*, from Houston, Tex., to points in Texas, Arkansas, Kansas, Oklahoma, Nebraska, Iowa, South Dakota, Minnesota, Illinois, Wisconsin, Louisiana, Missouri, Mississippi, Tennessee; that portion of Colorado, on and east of U.S. Highway 85, that portion of Wyoming, on and east of U.S. Highway 87; (4) *Fertilizer*, dry in bags, and in bulk, from points in the St. Louis, Mo., and East St. Louis, Ill., Commercial Zone, as defined by the Commission, to Nevada, Mo.; (5) *Potash*, from a forty (40) miles radius of Carlsbad, N. Mex., to points in Oklahoma, Kansas, Missouri, Iowa, Illinois, Nebraska, Arkansas, and Tennessee; (6) *Barbed wire, steel posts, mesh wire, baler twine, and binder twine*, from Houston, and Beaumont, Tex., to points in Texas, Arkansas, Kansas, Oklahoma, Nebraska, Iowa, South Dakota, Minnesota, Illinois, Wisconsin, Louisiana, Missouri, Mississippi, Tennessee, that portion of Colorado on and east of U.S. Highway 85, and that portion of Wyoming on and east of U.S. Highway 87, and (7) *Cottonseed meal*, between Phoenix, Ariz., and points in Texas, Arkansas, Kansas, Oklahoma, Nebraska, Iowa, South Dakota, Minnesota, Illinois, Wisconsin, Louisiana, Missouri, Mississippi, Tennessee, that portion of Colorado, on and east of U.S. Highway 85, that portion of Wyoming on and east of U.S. Highway 87.

**NOTE:** Applicant states, all of the transportation in the proposed service as shown

above is to be "under a continuing contract with the J. K. W. Wholesale Grain and Feed of Nevada, Mo."

**HEARING:** April 18, 1962, at the Park East Hotel, Kansas City, Mo., before Examiner Joseph A. Reilly.

No. MC 124172, filed January 25, 1962. Applicant: M. BRUENGER & CO., INC., 400 East 21st Street, Wichita, Kans. Applicant's attorney: James F. Miller, 500 Board of Trade, 10th and Wyandotte, Kansas City 5, Mo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat by-products*, as described in paragraphs (a) and (c) of the Appendix I to the report in *Description in Motor Carrier Certificates* (61 M.C.C. 209 and 766), from Arkansas City, Kans., to points in Arizona and California, and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified above, on return.

**NOTE:** Applicant has common carrier authority under MC 118142 and Sub 3 thereunder, therefore, dual operations may be involved.

**HEARING:** April 26, 1962, at the Hotel Lassen, Wichita, Kans., before Examiner Joseph A. Reilly.

No. MC 124179, filed February 1, 1962. Applicant: CIL, INC., 7101 Memphis Street, New Orleans 24, La. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Porcelain enameled building panels*, from New Orleans, La., and Bay St. Louis, Miss., to points in Louisiana, Texas, New Mexico, Colorado, Wyoming, Kansas, Nebraska, Oklahoma, Arkansas, Missouri, Iowa, Illinois, Indiana, Ohio, Kentucky, Tennessee, Mississippi, Alabama, Florida, Georgia, South Carolina, North Carolina, Virginia, West Virginia, Maryland, and Delaware, and *damaged and rejected shipments* of the above-specified commodities, on return, and (2) *raw materials which would be used by company with which contract is made—principally enamel glass frits* from points in the above-named destination States and Philadelphia, Pa., to New Orleans, La., and Bay St. Louis, Miss.

**HEARING:** May 1, 1962, at the Federal Office Building, 600 South Street, New Orleans, La., before Examiner Allen W. Hagerty.

**MOTOR CARRIERS OF PASSENGERS**

No. MC 1501 (Sub-No. 256), filed December 18, 1961. Applicant: THE GREYHOUND CORP., 140 South Dearborn Street, Chicago 3, Ill. Applicant's attorney: Robert J. Bernard (same as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, and *express, newspapers, and mail*, in the same vehicle with passengers, between junction U.S. Highways 25 and 176 south of Hendersonville, N.C. and junction Interstate Highway 85 and U.S. Highways 176 and 29 near Spartanburg, S.C.; from junction of U.S. Highways 25 and 176 over U.S. Highway 176 to its junction with Interstate Highway 85 and U.S. Highway

29 and return over the same route, serving no intermediate points.

**HEARING:** April 23, 1962, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 2.

No. MC 109598 (Sub-No. 27), filed January 11, 1962. Applicant: CAROLINA SCENIC STAGES, a corporation, 217 North Converse Street, Spartanburg, S.C. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, and *express, mail, and newspapers* in the same vehicle with passengers, between Greenville, S.C., and junction U.S. Highway 25 and U.S. Highway 176 near Hendersonville, N.C.; from Greenville over U.S. Highway 25 to junction U.S. Highway 25 and U.S. Highway 176 near Hendersonville, and return over the same route, serving no intermediate points.

**NOTE:** Applicant states it is under common control with Coastal States Corp., MC 110595 and The Gray Line of Charleston, MC 77780.

**HEARING:** April 26, 1962, at the U.S. Court Rooms, Columbia, S.C., before Joint Board No. 2.

No. MC 109598 (Sub-No. 28), filed January 26, 1962. Applicant: CAROLINA SCENIC STAGES, 217 North Converse Street, Spartanburg, S.C. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers, mail, newspapers, express, and baggage of passengers in the same vehicle with passengers*, between junction U.S. Highway 521 and U.S. Highway 76 (near Sumter, S.C.) and Columbia, S.C.: from junction U.S. Highway 521 and U.S. Highway 76 (near Sumter, S.C.) over U.S. Highway 76 to Columbia, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's authorized regular route operations.

**NOTE:** Applicant states it is under common control with Coastal Stages Corp. and the Gray Line of Charleston for the reason that Hamish Turner owns the controlling stock of applicant and also Coastal Stages Corp. which in turn, owns the Gray Line of Charleston.

**HEARING:** April 25, 1962, at the U.S. Court Rooms, Columbia, S.C., before Joint Board No. 177.

No. MC 124156, filed January 18, 1962. Applicant: LEROY ONLEY, 1200 Highland Avenue, Elizabeth City, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, in the same vehicle, limited to eight (8) persons, not including the driver, from Elizabeth City, N.C., to Norfolk Navy Yard, Portsmouth, Va., and return over the same route, serving no intermediate points, as follows: from Elizabeth City, N.C., over U.S. Highway 17 to the Virginia-North Carolina State line, thence continue over U.S. Highway 17 to Portsmouth, Va., thence over city streets to the Norfolk Navy Yard, Portsmouth, Va., and return.

**HEARING:** April 19, 1962, at the U.S. Court Rooms, Uptown Post Office Build-

ing, Raleigh, N.C., before Joint Board No. 7.

**APPLICATION FOR BROKERAGE LICENSE**

No. MC 12790, filed January 8, 1962. Applicant: CONTINENTAL TRAILWAYS TOURS, INC., 315 Continental Avenue, Dallas 7, Tex. Applicant's attorney: Warren A. Goff (same address as applicant). For a license (BMC 5) to engage in operations as a *broker* at Dallas, Tex., in arranging for transportation by motor vehicle, in interstate or foreign commerce, of *passengers and their baggage*, both as individuals and in groups, between points in the United States, including Alaska and Hawaii and Ports of Entry on the International Boundaries between the United States and Canada and the United States and Mexico.

**HEARING:** April 18, 1962, at the Baker Hotel, Dallas, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

**APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN ELECTED**

**MOTOR CARRIERS OF PROPERTY**

No. MC 504 (Sub-No. 47), filed February 25, 1962. Applicant: HARPER MOTOR LINES, INC., 213 Long Avenue, Elberton, Ga. Applicant's attorney: Reuben G. Crimm, 1375 Peachtree Street NE., Atlanta 9, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment) between Ashburn, Ga., and Fitzgerald, Ga., serving all intermediate points, as follows: From Ashburn over Georgia Highway 112 to Rochelle, Ga., thence over Georgia Highways 215 and 90 to Fitzgerald, Ga., and return over the same route.

No. MC 42487 (Sub-No. 538), filed January 24, 1962. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. Applicant's attorney: Ronald E. Poelman (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except household goods as defined by the Commission, commodities in bulk, other than rock salt, commodities requiring special equipment, and those injurious or contaminating to other lading), between Medicine Bow, Wyo., and the junction of Wyoming Highway 487 and Wyoming Highway 220, approximately 18 miles southwest of Casper, from Medicine Bow, over Wyoming Highway 487 to the junction of Wyoming Highway 487 and Wyoming Highway 220, approximately 18 miles southwest of Casper, and return over the same route serving no intermediate points, as an alternate route for operating convenience only.

No. MC 59957 (Sub-No. 30), filed February 19, 1962. Applicant: MOTOR FREIGHT EXPRESS, a Corporation, 540-550 East King Street, York, Pa.

Applicant's attorney: Robert H. Griswold, Commerce Building, P.O. Box 432, Harrisburg, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value and dangerous explosives, livestock, household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), serving points in the Township of Peach Bottom, York County, Pa., as an off-route point in connection with carrier's authorized service at York, Pa., served as an intermediate point as described in Certificate MC 59957.

NOTE: Common control may be involved.

No. MC 107496 (Sub-No. 236), filed February 21, 1962. Applicant: RUAN TRANSPORT CORPORATION, 408 Southeast 30th Street, Des Moines, Iowa. Applicant's attorney: H. L. Fabritz, Box 855, Des Moines 4, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Milwaukee, Wis., to Chicago, Ill., and points within its commercial zone.

NOTE: Applicant states that it is wholly owned by John Ruan, and it owns and controls all the outstanding stock of Illinois-Ruan Transport Corporation. Since applicant holds contract authority under MC-119136 and subs thereunder, dual operations may be involved.

No. MC 110252 (Sub-No. 54), filed February 21, 1962. Applicant: JAMES J. WILLIAMS, INC., 1108 North Pearl Street, Spokane, Wash. Applicant's attorney: William B. Adams, Pacific Building, Portland 4, Ore. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aircraft fuel*, in bulk, in tank vehicles, from Spokane, Wash., and points within 10 miles thereof, to Malmstrom Airforce Base, located near Great Falls, Mont.

No. MC 111103 (Sub-No. 7), filed February 16, 1962. Applicant: PROTECTIVE MOTOR SERVICE COMPANY, INC., 725-29 South Broad Street, Philadelphia 47, Pa. Applicant's attorney: Peter Platten, Land Title Building, Philadelphia 10, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies and advertising literature moving therewith* (excluding motion picture film used primarily for commercial theatre and television exhibition), between Philadelphia, Pa., on the one hand, and, on the other, points in Adams, Bedford, Blair, Cambria, Carbon, Centre, Clearfield, Clinton, Cumberland, Franklin, Huntingdon, Lehigh, Luzerne, Lycoming, Mifflin, Monroe, Montgomery, Northampton, Northumberland, Schuylkill, Snyder, Union, and York Counties, Pa., and points in Atlantic and Cape May Counties, N.J., on traffic having a prior or subsequent movement by air, rail or motor carrier.

NOTE: Applicant states the proposed service will be performed for the account of Eastman Kodak Company of Rochester, N.Y.

No. MC 113325 (Sub-No. 15), filed February 23, 1962. Applicant: SLAY TRANSPORTATION CO., INC., 718 South Seventh Street, St. Louis, Mo. Applicant's representative: A. A. Marshall, 305 Buder Building, St. Louis 1, Mo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ethylene*, in shipper-owned tank vehicles, from the plant site of Monsanto Chemical Company at Texas City, Tex., to the plant site of Monsanto Chemical Company at Creve Coeur, Mo., and *empty shipper-owned tank vehicles*, on return.

No. MC 123124 (Sub-No. 1), filed December 11, 1961. Applicant: W. A. BOOTH, doing business as BOOTH DELIVERY SERVICE, 401 South Fifth Street, Moorhead, Minn. Applicant's attorney: Lee F. Brooks, First National Bank Building, Fargo, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat by-products, dairy products, and articles distributed by meat packing houses*, as described in Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except such commodities in bulk, in tank and hopper-type vehicles), from Fargo, N. Dak., to points in Walsh, Pembina, Cavalier, Ramsey, Nelson, Towner, Benson, Eddy, Foster, Griggs, and Steele Counties, N. Dak., and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities, on return.

No. MC 123322 (Sub-No. 9) (Correction), filed February 6, 1962, published FEDERAL REGISTER issue of February 14, 1962. Applicant: BEATTY MOTOR EXPRESS, INC., Jefferson Avenue Extension, Washington, Pa. Applicant's attorney: V. Baker Smith, 2107 Fidelity-Philadelphia Trust Building, Philadelphia 9, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Baby supplies*, from the plant site of Gerber Products Company, at Rochester, N.Y., to Pittsburgh, Pa., as follows: From Rochester over New York Highway 33 to junction New York Highway 78, thence over New York Highway 78 to Depew, N.Y., thence over U.S. Highway 20 to Silver Creek, N.Y., thence over U.S. Highway 20 via Erie, Pa., to Fairview, Pa. (also from Silver Creek, N.Y., over New York Highway 5 to the Pennsylvania-New York State line, over Pennsylvania Highway 5 to Erie, Pa.) thence over Pennsylvania Highway 98 to Kertown, Pa., thence over U.S. Highway 19 to Pittsburgh, Pa., serving no intermediate points.

NOTE: The purpose of this republication is to reflect the proposed operations correctly as a "from and to" movement, in lieu of a "between" movement shown in error in original notice of filing.

No. MC 124226, filed February 20, 1962. Applicant: GORDON L. RYAN, 2500 Elmore Avenue, Rossland, British Columbia, Canada. Authority sought to operate as a *contract carrier*, by motor ve-

hicle, over regular routes, transporting: *Rough lumber*, from the Port of Entry, on the International Boundary Line between the United States and Canada near Northport, Wash., to Northport and Kettle Falls, Wash.

No. MC 124236, filed February 26, 1962. Applicant: CHEMICAL EXPRESS, 305 Simons Building, Dallas 1, Tex. Applicant's attorney: W. D. White, 1900 Mercantile Dallas Building, Dallas, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cement*, in bulk, from Maryneal, Tex., to points in New Mexico, (2) *cement*, in bulk, from Dallas, Fort Worth, and Houston, Tex., to points in Oklahoma, Arkansas, and Louisiana, (3) *cement*, in bulk and in bags, from Echo, Tex., to points in Louisiana, (4) *cement*, in bulk, from Maryneal, Tex., to points in Oklahoma and (5) *cement*, in bulk and in packages, from Midlothian (Ward Spur), Tex., to points in Oklahoma.

NOTE: Carrier presently conducts the above-described operations as a contract carrier, and states it is the purpose of this application to secure common carrier authority in lieu thereof, and convert the Permit to a Certificate.

No. MC 124238, filed February 26, 1962. Applicant: CEMENT TRANSPORTS, INC., 305 Simons Building, Dallas 1, Tex. Applicant's attorney: W. D. White, 1900 Mercantile Dallas Building, Dallas 1, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cement*, in containers, from Maryneal, Tex., to points in New Mexico; (2) *Cement*, in packages, from Dallas, Fort Worth, and Houston, Tex., to points in Arkansas, Louisiana, and Oklahoma; and (3) *Cement*, in containers, from Maryneal, Tex., to points in Oklahoma.

NOTE: Carrier presently conducts the above-described operations as a contract carrier, and states it is the purpose of this application to secure common carrier authority in lieu thereof, and convert the Permit to a Certificate. Applicant further states that it is under common control with Texas corporations, Chemical Express (MC 115135) and Smith Transit, Inc. (MC 113514).

No. MC 124243, filed February 26, 1962. Applicant: GEORGE BLACK, doing business as GEORGE BLACK CASKET TRANSPORT, 218 North Indiana Street, Griffith, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Caskets, semifinished casket shells and unfinished casket shells*, from points in Indiana to points in Kentucky, Illinois, Michigan, Missouri, Ohio, and Wisconsin; and *materials and supplies used in the manufacture of caskets* on return trips.

#### MOTOR CARRIERS OF PASSENGERS

No. MC 115216 (Sub-No. 2), filed February 16, 1962. Applicant: JOEL N. AKERS, doing business as ARKOMO COACH LINES, 124 North Cheyenne Avenue, Tulsa 3, Okla. Applicant's attorney: Chauncey Zimmerman, 503 Schweiter Building, Wichita 2, Kans. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers*,

baggage of passengers, express and newspapers in the same vehicle with passengers, between Pryor, Okla., and Chouteau, Okla.: From Pryor over U.S. Highway 69 to Chouteau, and return over the same route, serving no intermediate points.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under section 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 1.240)

MOTOR CARRIERS OF PROPERTY

No. MC-F-8066. (TREDWAY'S EXPRESS, INC.—PURCHASE (PORTION)—DUSOR MOTOR LINE, INC.), published in the February 14, 1962, issue of the FEDERAL REGISTER on page 1396. Application filed February 23, 1962, for temporary authority under section 210a(b).

No. MC-F-8089. Authority sought for continuance in control by GEORGE W. ADAMS, 303 South 12th Street, Waco, Tex., T. H. CALLAN, 2308 Inwood Road, Dallas, Tex., W. W. CALLAN, Jr., 303 South 12th Street, Waco, Tex., B. G. KING, 4101 Fulton, Houston, Tex., and W. C. SHAW, 345 Willow Springs, San Antonio, Tex. (joint Trustees of the CENTRAL FREIGHT LINES, INC., Employees Profit Sharing and Retirement Plan), of SPECIALIZED CARRIERS, INC., 310 South 12th Street, Waco, Tex. Applicants' attorneys: Phillip Robinson, 401 Perry-Brooks Building, Austin 1, Tex., and Roland Rice, 618 Perpetual Building, Washington 4, D.C. Operations sought to be controlled: Operations under the Second Proviso of section 206(a) (1) of the Interstate Commerce Act, as more specifically described in SPECIALIZED CARRIERS, INC., Second Proviso filing in Texas Certificate No. 5415 dated February 10, 1961 which supports Form BMC-75 Statement pending in this Commission for which No. MC-120633 Sub No. 1 has been reserved. GEORGE W. ADAMS, T. H. CALLAN, Jr., B. G. KING and W. C. SHAW, hold no authority from this Commission, however, GEORGE W. ADAMS, T. H. CALLAN, W. W. CALLAN, Jr., and W. C. SHAW, are affiliated with CENTRAL FREIGHT LINES, INC., 303 South 12th Street, Waco, Tex., which is authorized to operate as a common carrier in the State of Texas and under the Second Proviso of section 206(a) (1) of the Act, in the State of Texas. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-8091. Authority sought for purchase by BUILDERS TRUCKING, INC., 3200 Gibson Transfer Road, Hammond, Ind., of a portion of the operating rights of MACHINERY & MATERIALS CORPORATION, 201 Merchants Savings Building, Terre Haute, Ind., and for acquisition by JOHN S. GARY, Jr., 3200 Gibson Transfer Road, Hammond, Ind., and PAUL B. PROEHL, 4000 Cline Avenue, East Chicago, Ind., of control of

such rights through the purchase. Applicants' attorney: Robert W. Loser, 409 Chamber of Commerce Building, Indianapolis 4, Ind. Operating rights sought to be transferred: Such commodities as are usually transported in dump trucks as a common carrier over irregular routes between points in Indiana and Illinois. Vendee holds no authority from this Commission. However, PAUL B. PROEHL controls STEEL TRANSPORTATION CO., INC., 4000 Cline Avenue, East Chicago, Ind., through stock ownership, which is authorized to operate as a common carrier in Illinois, Indiana, Michigan, Ohio, Missouri, Kentucky, Iowa, and Wisconsin. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-8092. Authority sought for purchase by GENERAL HIGHWAY EXPRESS, INC., Vandemark Road, Sidney, Ohio, of the operating rights of CHARLES H. MORROW, an individual, doing business as MORROW TRANSFER CO., 414 South Main Street, Piqua, Ohio, and for acquisition by PAUL LONG, P.O. Box 179, Sidney, Ohio, of control of such rights through the purchase. Applicants' attorney: Paul F. Beery, George, Greek, King & McMahon, 44 East Broad Street, Columbus 15, Ohio. Operating rights sought to be transferred: Operations under the Second Proviso of section 206(a) (1) of the Interstate Commerce Act covering the transportation of general property over irregular routes between Piqua, Ohio, on the one hand, and, on the other, points in Ohio. Vendee is authorized to operate under the Second Proviso of section 206(a) (1) of the Interstate Commerce Act in the State of Ohio. Application has been filed for temporary authority under section 210a(b).

No. MC-F-8093. Authority sought for purchase by FOX-SMYTHE TRANSPORTATION CO., P.O. Box 2307 Stockyards Station, Oklahoma City, Okla., of a portion of the operating rights of APPLE LINES, INC., Madison, S. Dak., and for acquisition by CARL P. SMYTHE and GUY FOX, both of Box 2307, Oklahoma City, Okla., of control of such rights through the purchase. Applicants' attorney: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City 2, Okla. Operating rights sought to be transferred: Petroleum products in containers, as a common carrier over irregular routes from Tulsa, Okla., to points in Nebraska and South Dakota, and empty containers, for petroleum products, from points in Nebraska and South Dakota to Tulsa, Okla. Vendee is authorized to operate as a common carrier in Oklahoma, Texas, New Mexico, Colorado, Utah, Kansas, Nevada, Arkansas, and Nebraska. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-8094. Authority sought for control by KNOX MOTOR SERVICE, INC., Box 359, Rockford, Ill., of ECONOMY EXPRESS AND CARTAGE COMPANY, 1640 West Bruce Street, Milwaukee, Wis., and for acquisition by WENDELL W. KNOX, VINCENT T. KNOX and JOAN KNOX RONK, all of 602 South Ninth Street, Milwaukee,

Wis., of control of ECONOMY EXPRESS AND CARTAGE COMPANY through the acquisition of KNOX MOTOR SERVICE, INC. Applicants' attorney: Glenn W. Stephens, 121 West Doty Street, Madison 3, Wis. Operating rights sought to be controlled: General commodities, excepting, among others, household goods and commodities in bulk, as a common carrier over irregular routes between all points in Milwaukee County, Wis., all points in the Towns of Brookfield, New Berlin, and Menomonee, Waukesha County, Wis., and all points in the Town of Mequon, Ozaukee County, Wis. KNOX MOTOR SERVICE, INC., is authorized to operate as a common carrier in Iowa, Wisconsin, and Illinois. Application has not been filed for temporary authority under section 210a(b).

MOTOR CARRIERS OF PASSENGERS

No. MC-F-8090. Authority sought for purchase by STANDBY CORPORATION, 615 North Ninth Street, St. Louis 1, Mo., of the operating rights and property of KENTUCKY BUS LINES, INC., Beneficial Bldg., 1300 Market Street, Wilmington, Del., and for acquisition by AMERICAN TRANSIT CORP., and in turn by D. J. GIACOMA, P. J. GIACOMA and A. J. De MAYO, all of 615 North Ninth Street, St. Louis 1, Mo., of control of such rights and property through the purchase. Applicants' attorney and representative respectively: G. M. Rebman, 314 North Broadway, St. Louis 2, Mo., and R. C. Johnson, American Transit Corp., Room 400, 615 North Ninth Street, St. Louis 1, Mo. Operating rights sought to be purchased: Passengers and their baggage, and express and newspapers in the same vehicle with passengers, as a common carrier over regular routes between Louisville, Ky., and Carrollton, Ky., between New Castle, Ky., and Junction Kentucky Highway 146 and U.S. Highway 60, near St. Matthews, Ky., between Louisville, Ky., and Paducah, Ky., between junction U.S. Highway 62 and Kentucky Highway 282, near Gilbertsville, Ky., and junction Kentucky Highway 95 and U.S. Highway 62, between Nortonville, Ky., and Madisonville, Ky., and between junction U.S. Highway 41 and Kentucky Highway 112 near Earlington, Ky., and junction Kentucky Highway 112 and U.S. Highway 62, near Dawson Springs, Ky., serving all intermediate points on the above-described routes. Vendee holds no authority from this Commission. However, AMERICAN TRANSIT CORP., is affiliated with (1) CHICAGO & CALUMET DISTRICT TRANSIT COMPANY, INC., 4923 Columbia Avenue, Hammond, Ind., and TEXAS MOTOR COACHES, INC., 615 North Ninth Street, St. Louis 1, Mo., which are authorized to operate as common carriers in (1) Illinois and Indiana, and (2) Texas respectively. Application has not been filed for temporary authority under section 210a(b).

By the Commission

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 62-2240; Filed, Mar. 6, 1962; 8:47 a.m.]

[Notice 604]

**MOTOR CARRIER TRANSFER PROCEEDINGS**

MARCH 2, 1962.

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 64087. By order of February 26, 1962, the Transfer Board approved the transfer to L. & R. Trucking Co., Inc., 95 Elizabeth Street., New York, N.Y., of Permit No. MC 67245, issued May 21, 1956, to Joseph Lamagna and Sam Rinaldi, doing business as L. & R. Trucking Co., 95 Elizabeth Street, New York, N.Y., authorizing the transportation of: Mustard, mustard seed, and empty bottles, between New York, N.Y., on the one hand, and, on the other, Garden City, N.Y., and Elizabeth, Hoboken, Newark, New Brunswick, Passaic, Paterson, Perth Amboy and Weehawken, N.J.

No. MC-FC 64711. By order of February 26, 1962, the Transfer Board approved the transfer to Cecil B. McCabe, doing business as McCabe Truck Line, Kahoka, Mo., of Permit No. MC 109804, issued May 18, 1954, to E. J. Hauer-sperger, doing business as Hauer-sperger Truck Line, Kellogg, Iowa; authorizing the transportation of: malt beverages, in containers from St. Louis, Mo., to Grinnell, Iowa, and empty malt beverage containers, from Grinnell, Iowa., to St. Louis, Mo. William A. Landau, 1307 East Walnut Street, Des Moines 16, Iowa, Applicants' Representative.

No. MC-FC 64730. By order of February 26, 1962, the Transfer Board approved the transfer to Albert V. Meilstrup, doing business as Ace Refrigerated Trucking Service, South Bend, Ind., of a portion of Certificate No. MC 2043, issued February 7, 1961, to Ace Van Lines, Inc., South Bend, Ind., authorizing the transportation of: Meats, meat products, and meat by-products, dairy products, and articles distributed by meat-packing houses, from Hammond and South Bend, Ind., to Porter, St. Joseph, Elkhart, Lagrange, Noble, Kosciusko, Fulton, Pulaski, Starke, Marshall, and La Porte Counties, Ind., and Berrien, Case, St. Joseph, Branch, Calhoun, Kalamazoo, and Van Buren Counties, Mich.; from South Bend and Hammond, Ind., to points in Allen, Whitley, Steuben, and DeKalb Counties, Ind.; and from South Bend, Ind., to Allegan, Delton, Eaton, Rapids, Hastings, Hillsdale, Jackson, Jonesville, Litchfield, Otsego, Parma, Plainwell, and Wayland, Mich. Wm. L. Carney, 105 East Jennings Avenue, South Bend 14, Ind., Representative for applicants.

No. MC-FC 64782. By order of February 28, 1962, the Transfer Board approved the transfer to A. F. Comer Transport Service, Inc., Rocky Mount, N.C., of Certificate No. MC 109497 issued July 7, 1950, to A. F. Comer, doing business as A. F. Comer Transport Service, Rocky Mount, N.C., authorizing the transportation of petroleum and petroleum products, in bulk, in tanks vehicles, over irregular routes, from Norfolk, Va., to points in North Carolina. Frank P. Meadows, Jr., P.O. Box 1413, Rocky Mount, N.C. Attorney for applicants.

No. MC-FC 64783. By order of February 26, 1962, the Transfer Board approved the transfer to Transportes Chihuahuenses, S.A. de C.V., a corporation, Cuidad Juarez, Chihuahua, Republic of Mexico, of Certificate No. MC 110060, issued November 26, 1956, to Transportes Chihuahuenses S. de R.L., an association, El Paso, Texas, authorizing the transportation of: Passengers and their baggage, and newspapers, express and mail in the same vehicle with passengers, between the United States-Mexico Boundary line and El Paso, Tex., serving no intermediate points. Abner S. Lipscomb, 316 El Paso National Bank Building, El Paso, Tex., Attorney for applicants.

No. MC-FC 64789. By order of February 26, 1962, the Transfer Board approved the transfer to George Lukens, Bloomfield, Nebr., of Certificate No. MC 61564, issued December 26, 1956, to William L. Tucker, Crofton, Nebr., authorizing the transportation of: Livestock, feed, agricultural commodities, coal, farm machinery and parts, binder twine, and household goods, between Crofton, Nebr., and points in Nebraska, within 20 miles of Crofton, on the one hand, and, on the other, Sioux City, Iowa, and Yankton, S. Dak., grain, from points in Iowa to Crofton, Nebr., and points in Nebraska within 20 miles of Crofton and general commodities excluding household goods, and other specified commodities, from Sioux City, Iowa, to Crofton, Nebr. D. E. Rissler, Crofton, Nebr., Attorney for applicants.

No. MC-FC 64798. By order of February 28, 1962, the Transfer Board approved the transfer to William Begenwald, Donald Hohman, Dan DeFalle and Joseph Graner, a partnership, doing business as Craft Express Co., Pittsburgh, Pa., of Certificate No. MC 110719, issued April 17, 1959, to Kenny Motor Express, Inc., Pittsburgh, Pa., authorizing the transportation of: General commodities, excluding household goods, commodities in bulk, and other specified commodities, between Pittsburgh, Pa., on the one hand, and, on the other, points within 15 miles of Pittsburgh, Pa., except points on that part of U.S. Highway 19 extending southwesterly from Pittsburgh; and packing-house products and meat, from Pittsburgh, Pa., to points in that part of Pennsylvania south of U.S. Highway 422 and west of U.S. Highway 219, including points on the indicated portions of the highways specified. Jerome Solomon, 1325 Grant Building, Pittsburgh 19, Pa., attorney for applicants.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 62-2241; Filed, Mar. 6, 1962; 8:47 a.m.]

**FOURTH SECTION APPLICATION FOR RELIEF**

MARCH 2, 1962.

Protests to the granting of an application must be prepared in accordance with Rule 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. 37579: *Chicago, Milwaukee, St. Paul and Pacific Railroad Company*. Filed by Chicago, Milwaukee, St. Paul and Pacific Railroad Company (No. 4099), for interested rail carriers. Rates on all commodities, carload, less-than-carload, also commodities loaded in trailers and transported on railroad flat cars, between Prairie du Chien, Wis., and Marquette, Iowa, on the one hand, and points in the United States and Canada, on the other.

Grounds for relief: Abandonment of a portion of the Chicago, Milwaukee, St. Paul and Pacific Railroad Company between Prairie du Chien, Wis., and Marquette, Iowa.

By the Commission.

[SEAL] HAROLD McCoy,  
Secretary.  
[F.R. Doc. 62-2237; Filed, Mar. 6, 1962; 8:47 a.m.]

[Docket No. M-13783; No. 33569]

**LUMBER FROM CIMARRON AND ALBUQUERQUE, N. MEX., TO CHICAGO, ILL.****Report and Order**

MARCH 2, 1962.

Investigation and suspension Docket No. M-13783; lumber from Cimarron, N. Mex., to Chicago; No. 33569, lumber-Albuquerque, N. Mex., to Chicago, Ill. By orders dated August 17, 1960 and September 23, 1960, the Commission entered upon investigations, under modified procedure, into the lawfulness of motor-carrier rates on lumber from Cimarron and Albuquerque, N. Mex., to Chicago, Ill., and points grouped therewith. Before decision, the proposed rate from Cimarron of 101 cents per 100 pounds was replaced by a rate of 106 cents which rendered moot the investigation in I. & S. No. M-13783.

The embraced proceeding, No. 33569, concerned a commodity rate of 101 cents, minimum 30,000 pounds, from Albuquerque. This rate also was increased, on January 14, 1961, to 106 cents. The order of investigation encompassed the rate then placed under investigation or as it might be changed during the pendency of the proceeding. Thus, this rate as increased was within the issues as raised by the order of investigation.

Evidence of record indicated that the out-of-pocket cost of transporting a minimum truckload under the rate of 106 cents is substantially in excess of that rate. In a report, decided February 21, 1962, and served on March 2, 1962, Division 2 found in No. 33569 that the 106-cent rate, published by the Midwest Motor Freight Bureau, is unjust

and unreasonable, and entered an order requiring its cancellation, effective April 12, 1962.

Copies of this report and order of Division 2 may be obtained by any interested person upon request to the Secretary, Interstate Commerce Commission, Washington 25, D.C.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 62-2243; Filed, Mar. 6, 1962; 8:47 a.m.]

[Section 5a Application No. 22]

**PACIFIC INLAND TARIFF BUREAU, INC.**

**Application for Approval of Amendments to Agreement**

MARCH 2, 1962.

The Commission is in receipt of an application in the above-entitled and numbered proceeding for approval of amendments to the agreement therein approved under the provisions of section 5a of the Interstate Commerce Act.

Filed February 27, 1962, by Donald E. Gross and Bryce Rea, Jr., Watkins & Rea, 1329 E Street NW., Washington 4, D.C.

Amendments involved: Change the agreement so as to (1) establish procedures, in addition to those included in

existing emergency procedures, for handling proposals to meet published competitive rates, (2) provide that emergency procedures shall apply to proposals involving "traffic for the United States, States or Municipal Governments," rather than to "traffic moving or to be moved in the national defense," (3) permit member carriers to vote on proposals by proxy, and (4) set forth current bases and schedules of charges applicable to members.

The application may be inspected at the office of the Commission in Washington, D.C.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 20 days from the date of this notice. As provided by the general rules of practice of the Commission, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing.

By the Commission, division 2.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 62-2242; Filed, Mar. 6, 1962; 8:47 a.m.]

**FEDERAL POWER COMMISSION**

[Docket Nos. RI62-342—RI62-348]

**SUN OIL CO. ET AL.**

**Order Providing for Hearings on and Suspension of Proposed Changes in Rates;<sup>1</sup> and Allowing Rate Changes To Become Effective Subject To Refund**

FEBRUARY 28, 1962.

Sun Oil Company, Docket No. RI62-342; Stewart & Gouger Drilling Company, et al., Docket No. RI62-343; Socony Mobil Oil Company, Inc., Docket No. RI62-344; Sinclair Oil & Gas Company, Docket No. RI62-345; Texaco Inc. (Operator), et al., Docket No. RI62-346; Texaco Inc., Docket No. RI62-347; Midhurst Oil Corporation, Docket No. RI62-348.

The above-named Respondents have tendered for filing proposed changes in presently effective rate schedules, for sales of natural gas subject to the jurisdiction of the Commission. With the exception of the sales by Midhurst Oil Corporation under Rate Schedule No. 10, and Supplement No. 5 thereto, at a pressure base of 15.025 psia, all of the sales are made at a pressure base of 14.65 psia. The proposed changes are designated as follows:

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date <sup>1</sup> unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in Docket Nos.
									Rate in effect	Proposed increased rate	
RI62-342	Sun Oil Co., 1608 Walnut Street, Philadelphia 3, Pa.	32	15	Texas Eastern Transmission Corp. (Helen Gohlke Field, Victoria County, Texas) (R.R. District No. 2).	\$94	2-1-62	3-4-62	8-4-62	\$16.1111	\$16.6111	RI61-454
RI62-343	Stewart & Gouger Drilling Company, et al., 1915 NBC Building, San Antonio 5, Tex.	1	2	Orange Grove Gas Gathering Co. (NW. Orange Grove Field, Jim Wells County, Texas) (R.R. District No. 4).	1,900	2-1-62	3-4-62	3-5-62	\$11.0	\$12.0	-----
RI62-344	Socony Mobil Oil Co., Inc., 150 East 42d Street, New York 17, N.Y.	2	2	do-----	1,150	2-1-62	3-4-62	3-5-62	\$11.0	\$12.0	-----
		88	11	Natural Gas Pipeline Co. of America (Camrick Field, Texas County, Okla.).	44	2-2-62	3-21-62	8-21-62	17.0	\$17.2	RI61-387
RI62-345	Sinclair Oil & Gas Co., P.O. Box 521, Tulsa 2, Okla.	63	12	do-----	152	2-2-62	3-21-62	8-21-62	17.0	\$17.2	RI61-357
		178	3	Panhandle Eastern Pipe Line Co. (Hugoton Field, Texas County, Okla.).	202	2-2-62	3-22-62	8-22-62	16.8	\$17.0	RI61-353
		218	1	do-----	188	2-2-62	3-22-62	8-22-62	16.8	\$17.0	-----
RI62-346	Texaco Inc. (Operator), et al., P.O. Box 2332, Houston, Tex.	133	31	Natural Gas Pipeline Co. of America (Camrick SE. Field, Texas and Beaver Counties, Okla.).	527	2-2-62	3-21-62	8-21-62	17.0	\$17.2	RI61-393
RI62-347	Texaco Inc.	229	1	Natural Gas Pipeline Company of America (NW. Dower Field, Beaver County, Okla.).	175	2-2-62	3-21-62	8-21-62	17.0	\$17.2	-----
RI62-347	Texaco Inc., P.O. Box 2332 Houston, Tex.	195	2	Natural Gas Pipeline Co. of America (Camrick SE. Field, Texas County, Okla.).	265	2-2-62	3-21-62	8-21-62	17.0	\$17.2	RI61-394
		198	2	Natural Gas Pipeline Co. of America (Camrick SE. Field, Beaver County, Okla.).	458	2-2-62	3-21-62	8-21-62	17.0	\$17.2	RI61-394
		225	1	Natural Gas Pipeline Co. of America (Twin Morrow Field, Hansford County, Tex.) (R.R. District No. 10).	461	2-5-62	3-8-62	8-8-62	16.0	\$17.0	-----
RI62-348	Midhurst Oil Corp., 1030 Bank of the Southwest Building, Houston, Tex.	10	5	Trunkline Gas Company (E. Bearhead Creek Field, Beauregard Parish, La.) (S. Louisiana).	1,351	2-5-62	3-8-62	8-8-62	17.7	\$18.7	-----

<sup>1</sup> The stated effective date is the first day after expiration of the required statutory notice or, if later, the date requested by respondent.

<sup>2</sup> Includes 0.5 cents per Mcf for dehydration charged by seller.

<sup>3</sup> Redetermined increase, which purchaser protests as not being permitted under any of the provisions of the sales contract.

<sup>4</sup> Includes 0.25 cents per Mcf for dehydration deducted by buyer.

<sup>5</sup> Subject to downward BTU adjustment.

<sup>6</sup> Revenue-sharing increase based on purchaser's rate to Natural Gas Pipeline Co. of America.

<sup>7</sup> Requests waiver of notice and not more than a 1-day suspension period if the rate increase is suspended.

<sup>8</sup> Periodic increase.

<sup>9</sup> Requests waiver of notice.

<sup>10</sup> Five-step periodic increase.

<sup>1</sup> This order does not provide for the consolidation for disposition of the several matters covered herein, nor should it be so construed.

With the exception of the proposed increase of Stewart & Gouger Drilling Company, et al. (Stewart & Gouger), resulting from a revenue-sharing rate increase for gas sold to Orange Grove Gas Gathering Company (Orange Grove) in the Orange Grove Field, Jim Wells County, Texas (District No. 4), the proposed increases exceed the applicable area price levels established by the Commission's General Policy No. 61-1, as amended (18 CFR, Ch. I, Part 2, § 2.56). The subject rate of Orange Grove was suspended by the Commission and is now in effect subject to refund (Docket No. G-19936).

The suspension period applicable to Stewart & Gouger in Docket No. RI62-343 may be shortened to one day.

The increased rates and charges so proposed may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon hearings concerning the lawfulness of the several proposed changes and that the above-designated supplements be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR, Ch. I) public hearings shall be held upon dates to be fixed by notices from the Secretary concerning the lawfulness of the several proposed changed rates and charges contained in the above-designated supplements.

(B) Pending hearings and decisions thereon, the above-designated rate supplements are hereby suspended and the use thereof deferred until the date indicated in the above "Date Suspended Until" column, and thereafter until such further time as they are made effective in the manner prescribed by the Natural Gas Act: *Provided, however*, That the supplements to the rate schedules filed by Stewart & Gouger, as set forth above, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of issuance of this order Stewart & Gouger shall execute and file under the above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedures required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedules involved. Unless Stewart & Gouger is advised to the contrary within 15 days after the filing of such agreement and undertaking, the agreement and undertaking shall be deemed to have been accepted.

(C) Neither the supplements hereby suspended, nor the rate schedules sought to be altered thereby, shall be changed until these proceedings have been disposed of or until the periods of suspension have expired, unless otherwise ordered by the Commission.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.37(f)) on or before April 13, 1962.

By the Commission.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 62-2225; Filed, Mar. 6, 1962;  
8:46 a.m.]

## OFFICE OF EMERGENCY PLANNING

GEOFFREY BAKER

### Appointee's Statement of Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

No change since last statement, September 26, 1961 (26 F.R. 9060).

GEOFFREY BAKER.

FEBRUARY 1, 1962.

[F.R. Doc. 62-2214; Filed, Mar. 6, 1962;  
8:45 a.m.]

HAROLD S. BLACKMAN

### Appointee's Statement of Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

Addition: J. C. Penney Company stock.

This amends statement published August 15, 1961 (26 F.R. 7554).

HAROLD S. BLACKMAN.

FEBRUARY 1, 1962.

[F.R. Doc. 62-2215; Filed, Mar. 6, 1962;  
8:45 a.m.]

SAM M. EWING

### Appointee's Statement of Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

No change since last report, August 4, 1961 (26 F.R. 7026).

SAM M. EWING.

JANUARY 9, 1962.

[F.R. Doc. 62-2216; Filed, Mar. 6, 1962;  
8:45 a.m.]

H. BURKE HORTON

### Appointee's Statement of Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

No change since last statement published July 27, 1961 (26 F.R. 6752).

H. BURKE HORTON.

JANUARY 5, 1962.

[F.R. Doc. 62-2217; Filed, Mar. 6, 1962;  
8:45 a.m.]

LeROY LUTES

### Appointee's Statement of Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

Securities I hold at this time are:  
Transcontinental Pipe Line (common).  
Bell & Howell (common).  
Anaconda Copper Co. (common).  
Atlantic Coast Line R.R. (common).  
Provident Security Life Ins. Co. (common).

This amends statement published September 30, 1961 (26 F.R. 9249).

LEROY LUTES.

FEBRUARY 5, 1962.

[F.R. Doc. 62-2218; Filed, Mar. 6, 1962;  
8:45 a.m.]

JOHN E. WARREN

### Appointee's Statement of Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

Addition: Sterling Drug.  
Deletions: Crown Zellerbach, Plymouth Oil, Bethlehem Steel.

This amends statement published September 30, 1961 (26 F.R. 9250).

JOHN E. WARREN.

FEBRUARY 1, 1962.

[F.R. Doc. 62-2220; Filed, Mar. 6, 1962;  
8:45 a.m.]

W. VICTOR WOMACK

### Appointee's Statement of Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

No change since last statement published November 22, 1961 (26 F.R. 12061).

W. VICTOR WOMACK.

FEBRUARY 14, 1962.

[F.R. Doc. 62-2219; Filed, Mar. 6, 1962;  
8:45 a.m.]



CUMULATIVE CODIFICATION GUIDE—MARCH

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 March.

3 CFR	Page	7 CFR—Continued	Page	25 CFR	Page
<b>PROCLAMATIONS:</b>		1047	2040	221	2091
3450	1955	1049	2041	<b>26 CFR</b>	
3451	2027	1064	2042	1	2010
3452	2027	1068	2042	<b>PROPOSED RULES:</b>	
<b>EXECUTIVE ORDERS:</b>		1069	2043	48	2104
11008	2143	1095	2075	<b>29 CFR</b>	
<b>5 CFR</b>		1097	2045	101	2092
6	2029, 2071, 2147, 2173	1099	2044	102	2092
40	2173	1108	2085	779	2093
<b>6 CFR</b>		1133	1968	<b>32 CFR</b>	
421	1962	<b>PROPOSED RULES:</b>		502	2175
519	2147	900—999	2118, 2178	1001	2094
<b>7 CFR</b>		1108	2047	1002	2098
53	1963	<b>9 CFR</b>		<b>32A CFR</b>	
301	1963	74	2087	<b>PROPOSED RULES:</b>	
319	1963	<b>PROPOSED RULES:</b>		OIA (CH.X):	
701	1964, 1966	56	2178	OI Reg. 1	2014, 2118
702—705	1964	76	2179	<b>33 CFR</b>	
709	1964	<b>13 CFR</b>		208	2177
714	1964	<b>PROPOSED RULES:</b>		<b>36 CFR</b>	
717—719	1964	107	2054	7	2150, 2151
722—723	1964	<b>14 CFR</b>		<b>39 CFR</b>	
725	1964, 2029	41	1977	13	2101
727	1964	507	2147	44	2101
728	1964, 2147	570	2045	61	2101
729—730	1964	600	2046	112	2102
750	1964	601	2046, 2147, 2148	168	2102
775	1964	602	2010, 2174	<b>42 CFR</b>	
801	1967	<b>PROPOSED RULES:</b>		72	2152
810	1967	60	2183	<b>PROPOSED RULES:</b>	
815—819	1967	507	2053	3	2123
842	1967	600	2054, 2184	55	2124
846—850	1967	601	2128, 2157, 2184	<b>43 CFR</b>	
855—858	1967	602	2185	<b>PROPOSED RULES:</b>	
862—864	1967	608	2128, 2158	221	2118
866—868	1967	<b>16 CFR</b>		<b>PUBLIC LAND ORDERS:</b>	
871	1967	13	2088, 2089, 2149, 2175	2616	2103
876—877	1967	<b>17 CFR</b>		<b>44 CFR</b>	
905	2071, 2072	240	2089	101	1956
907	2072, 2174	275	2149	110	1956
908	2073	<b>19 CFR</b>		<b>46 CFR</b>	
910	2073	<b>PROPOSED RULES:</b>		375	2011
912	2073	6	2156	530	2046
959	2074	<b>20 CFR</b>		<b>PROPOSED RULES:</b>	
1008	2029	345	2175	510	2185
1009	2030	<b>21 CFR</b>		<b>47 CFR</b>	
1031	2031	120	2090	2	2012
1033	2032	121	2090, 2091	3	2013
1034	2032	191	2091	<b>50 CFR</b>	
1035	2033	<b>PROPOSED RULES:</b>		<b>PROPOSED RULES:</b>	
1036	2034	120	2123	260	2156
1039	2035	121	2015, 2016, 2053, 2158, 2183		
1040	2036	<b>24 CFR</b>			
1041	2036	203	2175		
1042	2037				
1043	2038				
1044	2039				
1045	2039				
1046	2075				