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FEDERAL REGISTER

VOLUME 27 NUMBER 65

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Presidential Documents

Title 3—THE PRESIDENT

Proclamation 3460

MODIFYING THE QUOTA FOR CERTAIN BLUE-MOLD CHEESE

By the President of the United States of America
A Proclamation

WHEREAS, pursuant to section 22 of the Agricultural Adjustment Act, as amended, 7 U.S.C. 624, the President, on June 8, 1953, issued Proclamation No. 3019, 67 Stat. C46, imposing fees or quantitative limitations on imports of products specified in Lists I, II, and III appended to and made a part of that proclamation, which has been modified or amended from time to time; and

WHEREAS the United States Tariff Commission has made an investigation under the authority of subsection (d) of the said section 22 of the Agricultural Adjustment Act, supplemental to its investigation No. 6 under that section 22, to determine whether the quota imposed by Proclamation No. 3019 on blue-mold (except Stilton) cheese, and cheese and substitutes for cheese containing, or processed from, blue-mold cheese (hereinafter referred to collectively as blue-mold cheese) should be enlarged or eliminated; and

WHEREAS the said Commission has submitted to me a report of its supplemental investigation; and

WHEREAS, on the basis of such investigation and report, I find and declare that changed circumstances require the modification of the quota on blue-mold cheese as hereinafter proclaimed in order to carry out the purposes of the said section 22:

NOW, THEREFORE, I, JOHN F. KENNEDY, President of the United States of America, acting under and by virtue of the authority vested in me by section 22(d) of the Agricultural Adjustment Act, as amended, do hereby amend, effective immediately, List II appended to the said Proclamation No. 3019(a) by increasing the aggregate quantity for blue-mold cheese, as such quantity is applicable to the current quota year which began July 1, 1961, by 283,333 pounds and (b) by increasing the aggregate quantity for blue-mold cheese by an amount equal to 283,333 pounds for each third of a quota year commencing on July 1, 1962, and on July 1 of subsequent years.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 29th day of March in the year of our Lord nineteen hundred and sixty-two, and of the [SEAL] Independence of the United States of America the one hundred and eighty-sixth.

JOHN F. KENNEDY

By the President:

DEAN RUSK,
Secretary of State.

[F.R. Doc. 62-3310; Filed, Apr. 2, 1962; 3:19 p.m.]

Proclamation 3461

CANCER CONTROL MONTH, 1962

By the President of the United States of America

A Proclamation

WHEREAS the progress made against cancer during the past quarter of a century offers definite hope that the burden of this disease will one day be lifted from mankind; and

WHEREAS this hope can be realized only through continued biomedical research and energetic health programs in this country and the world over; and

WHEREAS the National Cancer Institute and the American Cancer Society are joining in observing 1962 as Cancer Progress Year to mark the twenty-fifth anniversary of the National Cancer Institute Act and the first nationwide educational program instituted by the American Cancer Society; and

WHEREAS such observance will give encouragement to scientists in their research and to the medical and health professions in their efforts to control cancer with the cooperation of an alert and informed public; and

WHEREAS the Congress, by a joint resolution approved March 28, 1938 (52 Stat. 148), has requested the President to issue annually a proclamation setting apart the month of April as Cancer Control Month:

NOW, THEREFORE, I, JOHN F. KENNEDY, President of the United States of America, do hereby proclaim the month of April 1962 as Cancer Control Month; and I invite the Governors of the States, the Commonwealth of Puerto Rico, and other areas subject to the jurisdiction of the United States to issue similar proclamations.

I also ask the medical and allied health professions, the communications industries, and all interested persons and groups to unite within the appointed month, and throughout Cancer Progress Year, in public reaffirmation of this Nation's effort to control cancer.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this thirtieth day of March in the year of our Lord nineteen hundred and sixty-two, and [SEAL] of the Independence of the United States of America the one hundred and eighty-sixth.

JOHN F. KENNEDY

By the President:

DEAN RUSK,
Secretary of State.

[F.R. Doc. 62-3336; Filed, Apr. 3, 1962; 10:23 a.m.]

Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

Federal Aviation Agency

Effective upon publication in the FEDERAL REGISTER, paragraph (c) of § 6.364 is revoked.

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

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

[F.R. Doc. 62-3245; Filed, Apr. 3, 1962; 8:51 a.m.]

Title 7—AGRICULTURE

Chapter IV—Federal Crop Insurance Corporation, Department of Agriculture

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR BARLEY CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the lists of counties published September 23, 1960, and February 16, 1961, which were designated for barley crop insurance for the 1962 crop year.

COLORADO

Boulder.	Logan.

IDAHO

Bingham.	Teton.

MINNESOTA

Kandiyohi.	Swift.

MONTANA

Daniels.	Toole.
Hill.	Valley.
Sheridan.	

NORTH DAKOTA

Bottineau.	Renville.
Burleigh.	Sheridan.
Hettinger.	Stark.
Kidder.	Ward.
McLean.	

SOUTH DAKOTA

Deuel.	McCook.
Edmunds.	McPherson.
Faulk.	Miner.
Lake.	

WISCONSIN

Dodge.

WYOMING

Goshen.

(Secs. 506, 516; 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3203; Filed, Apr. 3, 1962; 8:46 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR DRY EDIBLE BEAN CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the list of counties published February 16, 1961, which were designated for dry edible bean crop insurance for the 1962 crop year. The class(es) of beans on which insurance is offered is shown opposite the name of the county.

State and County;	*Class(es) of Beans Insured*
Colorado:	
Boulder	Pinto.
Logan	Pinto.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3204; Filed, Apr. 3, 1962; 8:46 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR CITRUS CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the list of counties published February 16, 1961, which were designated for citrus crop Insurance for the 1962 crop year.

FLORIDA

Hardee.	Hillsborough.
Highlands.	Pasco.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3205; Filed, Apr. 3, 1962; 8:46 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR COMBINED CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, corn is hereby added in Ransom and Sargent Counties, North Dakota, to the list of crops insurable for the 1962 crop year under combined crop insurance which was published on February 16, 1961.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3206; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR CORN CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the list of counties published February 16, 1961, which were designated for corn crop insurance for the 1962 crop year.

COLORADO

Boulder.	Logan.

ILLINOIS

Coles.	Stephenson.
Edgar.	Washington.

INDIANA

Henry.	Wabash.

IOWA

Dickinson.	Palo Alto.
Page.	Pocohontas.

KANSAS

Douglas.	Shawnee.
Jefferson.	

MARYLAND

Dorchester.

MICHIGAN

Clinton.	Ionia.
Eaton.	Shiawassee.
Ingham.	

MINNESOTA

Big Stone.	Le Sueur.
Fillmore.	Olmsted.
Freeborn.	Traverse.
Grant.	

MISSOURI

Barton.	Montgomery.
Caldwell.	Ray.

NEBRASKA

Antelope.	Otoe.
Burt.	

NORTH DAKOTA

Richland.

OHIO

Clinton.	Wood.
Defiance.	

PENNSYLVANIA

Dauphin.

SOUTH DAKOTA

Bon Homme.	Lake.
Deuel.	McCook.
Grant.	Miner.
Hamlin.	Roberts.
Hutchinson.	Turner.

VIRGINIA

Nansemond.	Southampton.

WISCONSIN

Dodge.	St. Croix.
Jefferson.	Walworth.

WYOMING

Goshen.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3207; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR COTTON CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the list of counties published February 16, 1961, which were designated for cotton crop insurance for the 1962 crop year.

LOUISIANA

Bossier.	Red River.

NORTH CAROLINA

Cumberland.	Moore.
Hoke.	

SOUTH CAROLINA

Allendale.	Hampton.

TEXAS

Garza.	Lynn.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3208; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR FLAX CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the list of counties published February 16, 1961, which were designated for flax crop insurance for the 1962 crop year.

NORTH DAKOTA

Burleigh.	McHenry.
Kidder.	Sheridan.

SOUTH DAKOTA

Edmunds.	McPherson.
Lake.	Miner.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3209; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR GRAIN SORGHUM CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the list of counties published February 16, 1961, which were designated for grain sorghum crop insurance for the 1962 crop year.

KANSAS

Grant.	Seward.
Haskell.	Stanton.
Kearny.	Stevens.
Meade.	Wichita.
Scott.	

OKLAHOMA

Texas.

TEXAS

Bailey.	Hockley.
Castro.	Lamb.
Crosby.	San Patricio.
Floyd.	Swisher.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager.
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3210; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR OAT CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the list of counties published February 16, 1961, which were designated for oat crop insurance for the 1962 crop year.

ILLINOIS

Stephenson.	Carroll.

IOWA

Boone.	Sac.
Buena Vista.	Shelby.
Calhoun.	Sioux.
Cass.	Story.
Clayton.	Tama.
Crawford.	Webster.
Fayette.	Winnebago.
Hardin.	Winneshiek.
Mitchell.	Worth.

MINNESOTA

Becker.	Le Sueur.
Big Stone.	Meeker.
Brown.	Nobles.
Clay.	Olmsted.
Faribault.	Renville.
Fillmore.	Traverse.
Freeborn.	W. Ottertail.
Grant.	Wilkin.

NORTH DAKOTA

Barnes.	Nelson.
Cass.	Pembina.
Eddy.	Stutsman.
Foster.	Traill.
Kidder.	Walsh.

PENNSYLVANIA

Chester.	Dauphin.

SOUTH DAKOTA

Bon Homme.	McCook.
Brookings.	Minnehaha.
Deuel.	Miner.
Hamlin.	Moody.
Hutchinson.	Roberts.
Lake.	

WISCONSIN

Dodge.	Trempealeau.
Pierce.	

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3211; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR SOYBEAN CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the list of counties published February 16, 1961, which were designated for soybean crop insurance for the 1962 crop year.

ALABAMA

Baldwin.	Madison.
Jackson.	

ARKANSAS

Craighead.	Monroe.
Lincoln.	

FLORIDA

Escambia.

ILLINOIS

Coles.	Washington.
Edgar.	

INDIANA

Henry.	Wabash.

IOWA	
Dickinson.	Palo Alto.
Page.	Pocohontas.
KANSAS	
Cherokee.	Labette.
Crawford.	
KENTUCKY	
Daviess.	Fulton.
LOUISIANA	
East Carroll.	Morehouse.
MARYLAND	
Dorchester.	Kent.
MICHIGAN	
Clinton.	Shiawassee.
MINNESOTA	
Fillmore.	Le Sueur.
Freeborn.	Olmsted.
Grant.	
MISSISSIPPI	
Coahoma.	Tallahatchie.
De Soto.	Tunica.
Holmes.	Washington.
Humphreys.	Yazoo.
Panola.	
MISSOURI	
Barton.	Montgomery.
Caldwell.	Ray.
Jasper.	
NEBRASKA	
Dodge.	Saunders.
NORTH CAROLINA	
Cumberland.	Sampson.
Johnston.	Wayne.
NORTH DAKOTA	
Cass.	Traill.
Richland.	
OHIO	
Clinton.	Wood.
Defiance.	
OKLAHOMA	
Craig.	Ottawa.
SOUTH CAROLINA	
Allendale.	Hampton.
Clarendon.	Lee.
Darlington.	Sumter.
Florence.	
SOUTH DAKOTA	
Brookings.	Minnehaha.
Deuel.	Moody.
Grant.	Roberts.
Hamlin.	Turner.
TENNESSEE	
Dyer.	Shelby.
Gibson.	Tipton.
VIRGINIA	
Nansemond.	Southampton.
WISCONSIN	
Jefferson.	St. Croix.
Pierce.	Trempealeau.
Rock.	Walworth.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3212; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR TOBACCO CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the list of counties published February 16, 1961, which were designated for tobacco crop insurance for the 1962 crop year. The type(s) of tobacco on which insurance is offered in each county is shown opposite the name of the county.

GEORGIA	
Atkinson	14
Evans	14
KENTUCKY	
Ohio	31
Madison	31
Shelby	31
NORTH CAROLINA	
Craven	12
Haywood	31
Hoke	13
Onslow	12
TENNESSEE	
Cocke	31
Jackson	31
Jefferson	31

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3213; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

COUNTIES DESIGNATED FOR WHEAT CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 401.1 of the above-identified regulations, as amended, the following counties are hereby added to the lists of counties published September 23, 1960, February 16, 1961, and June 28, 1961, respectively and which were designated for wheat crop insurance for the 1962 crop year.

IDAHO	
Bingham.	
MINNESOTA	
Kandiyohi.	
OKLAHOMA	
Delaware.	Mayes.
SOUTH DAKOTA	
Bon Homme.	Lake.
Deuel.	McCook.
Hutchinson.	Miner.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3214; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 403—PEACH CROP INSURANCE

Subpart—Regulations for the 1962 and Succeeding Crop Years

COUNTIES DESIGNATED FOR PEACH CROP INSURANCE; APPENDIX

Pursuant to authority contained in § 403.1 of the above-identified regulations, the counties listed below have been designated for peach crop insurance for the 1962 crop year. This list of peach counties supersedes the list of counties designated for peach crop insurance for the 1962 crop year under the provisions of the Federal Crop Insurance Regulations for the 1961 and Succeeding Crop Years and published on February 16, 1961.

ARKANSAS	
Cross.	St. Francis.
GEORGIA	
Peach.	
SOUTH CAROLINA	
Spartanburg.	

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

[SEAL] JOHN N. LUFT,
Manager,
Federal Crop Insurance Corporation.

[F.R. Doc. 62-3253; Filed, Apr. 3, 1962; 8:52 a.m.]

Chapter X—Agricultural Stabilization and Conservation Service (Marketing Agreements and Orders), Department of Agriculture

[Milk Order No. 1]

PART 1001—MILK IN THE GREATER BOSTON, MASSACHUSETTS, MARKETING AREA

Order Amending Order

§ 1001.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Greater Boston, Massachusetts marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

(b) *Additional findings.* It is necessary in the public interest to make this order amending the order effective not later than April 1, 1962. Any delay beyond that date would tend to disrupt the orderly marketing of milk in the marketing area.

The provisions of the said order are known to handlers. The recommended decision of the Assistant Secretary was issued February 23, 1962, and the decision of the Assistant Secretary containing all amendment provisions of this order, was issued March 20, 1962. The changes effected by this order will not require extensive preparation or substantial alteration in method of operation for handlers. In view of the foregoing, it is hereby found and determined that good cause exists for making this order amending the order effective April 1, 1962, and that it would be contrary to the public interest to delay the effective date of this order for 30 days after its publication in the FEDERAL REGISTER. (Sec. 4(c), Administrative Procedure Act, 5 U.S.C. 1001–1011.)

(c) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in section 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within the marketing area, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order, amending the order, is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the order as herein amended; and

(3) The issuance of the order amending the order is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof, the handling of milk in the Greater Boston, Massachusetts, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as hereby amended, and the aforesaid order is hereby amended as follows:

1. In § 1001.2(e) delete the word "nor," change the period at the end of the sentence to a comma, and add the following: "or a local or state government not engaged in the resale of any packaged fluid milk products on routes, if such governing body so elects by written notification to the market administrator and the handler to which it delivers, in which event such election shall be effective for the 12 months beginning with the month in which the election is made, and for each subsequent month until cancelled in writing."

2. In § 1001.4(j), delete the word "or" at the end of subparagraphs (1) and (2), change the period at the end of subparagraph (3) to a semicolon, add the word "and" thereafter, and add a new subparagraph (4) to read as follows:

(4) Milk received at a regulated plant in bulk from the dairy farmer who produced it, in the amount of any packaged fluid milk products returned to such dairy farmer, if the dairy farmer is a state or local government which is not engaged in the resale on routes of any of the returned packaged fluid milk products and which has elected nonproducer status for the month pursuant to § 1001.2(e).

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

Effective date. April 1, 1962.

Signed at Washington, D.C., on March 30, 1962.

CHARLES S. MURPHY,
Under Secretary.

[F.R. Doc. 62-3254; Filed, Apr. 3, 1962; 8:52 a.m.]

[Milk Order No. 6]

PART 1006—MILK IN THE SPRINGFIELD, MASSACHUSETTS, MARKETING AREA

Order Amending Order

§ 1006.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Springfield, Massachusetts, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

(b) *Additional findings.* It is necessary in the public interest to make this order amending the order effective not later than April 1, 1962. Any delay beyond that date would tend to disrupt the orderly marketing of milk in the marketing area.

The provisions of the said order are known to handlers. The recommended decision of the Assistant Secretary was issued February 23, 1962, and the decision of the Assistant Secretary containing all amendment provisions of this order, was issued March 20, 1962. The changes effected by this order will not require extensive preparation or substantial alteration in method of operation for handlers. In view of the foregoing, it is hereby found and determined that good cause exists for making this order amending the order effective April 1, 1962, and that it would be contrary to the public interest to delay the effective date of this order for 30 days after its publication in the FEDERAL REGISTER. (Sec. 4(c), Administrative Procedure Act, 5 U.S.C. 1001–1011.)

(c) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in section 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within the marketing area, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order, amending the order, is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the order as herein amended; and

(3) The issuance of the order amending the order is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof, the handling of milk in the Springfield, Massachusetts, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as

hereby amended, and the aforesaid order is hereby amended as follows:

1. In § 1006.2(e) delete the word "nor," change the period at the end of the sentence to a comma, and add the following: "or a local or state government not engaged in the resale of any packaged fluid milk products on routes, if such governing body so elects by written notification to the market administrator and the handler to which it delivers, in which event such election shall be effective for the 12 months beginning with the month in which the election is made, and for each subsequent month until cancelled in writing."

2. In § 1006.4(j) delete the word "or" at the end of subparagraphs (1) and (2), change the period at the end of subparagraph (3) to a semicolon, add the word "and" thereafter, and add a new subparagraph (4) to read as follows:

(4) Milk received at a regulated plant in bulk from the dairy farmer who produced it, in the amount of any packaged fluid milk products returned to such dairy farmer, if the dairy farmer is a state or local government which is not engaged in the resale on routes of any of the returned packaged fluid milk products and which has elected nonproducer status for the month pursuant to § 1006.2(e).

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

Effective date. April 1, 1962.

Signed at Washington, D.C., on March 30, 1962.

CHARLES S. MURPHY,
Under Secretary.

[F.R. Doc. 62-3255; Filed, Apr. 3, 1962; 8:52 a.m.]

[Milk Order No. 7]

PART 1007—MILK IN THE WORCESTER, MASSACHUSETTS, MARKETING AREA

Order Amending Order

§ 1007.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Worcester, Massachusetts, Marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

(b) *Additional findings.* It is necessary in the public interest to make this order amending the order effective not later than April 1, 1962. Any delay beyond that date would tend to disrupt the orderly marketing of milk in the marketing area.

The provisions of the said order are known to handlers. The recommended decision of the Assistant Secretary was issued February 23, 1962, and the decision of the Assistant Secretary containing all amendment provisions of this order, was issued March 20, 1962. The changes effected by this order will not require extensive preparation or substantial alteration in method of operation for handlers. In view of the foregoing, it is hereby found and determined that good cause exists for making this order amending the order effective April 1, 1962, and that it would be contrary to the public interest to delay the effective date of this order for 30 days after its publication in the FEDERAL REGISTER. (Sec. 4(c), Administrative Procedure Act, 5 U.S.C. 1001–1011.)

(c) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in section 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within the marketing area, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order, amending the order, is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the order as herein amended; and

(3) The issuance of the order amending the order is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof, the handling of milk in the Worcester, Massachusetts marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as hereby amended, and the aforesaid order is hereby amended as follows:

1. In § 1007.2(e) delete the word "nor," change the period at the end of the sentence to a comma, and add the following "or a local or state government not engaged in the resale of any packaged fluid milk products on routes, if such governing body so elects by written notification to the market administrator and the handler to which it delivers, in which event such election shall be effective for the 12 months beginning with the month in which the election is made, and for each subsequent month until cancelled in writing."

2. In § 1007.4(j), delete the word "or" at the end of subparagraphs (1) and (2), change the period at the end of subparagraph (3) to a semicolon, add the word "and" thereafter, and add a new subparagraph (4) to read as follows:

(4) Milk received at a regulated plant in bulk from the dairy farmer who produced it, in the amount of any packaged fluid milk product returned to such dairy farmer, if the dairy farmer is a state or local government which is not engaged in the resale on routes of any of the returned packaged fluid milk products and which has elected nonproducer status for the month pursuant to § 1007.2(e).

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

Effective date. April 1, 1962.

Signed at Washington, D.C., on March 30, 1962.

CHARLES S. MURPHY,
Under Secretary.

[F.R. Doc. 62-3256; Filed, Apr. 3, 1962; 8:52 a.m.]

[Milk Order No. 14]

PART 1014—MILK IN THE SOUTHEASTERN NEW ENGLAND MARKETING AREA

Order Amending Order

§ 1014.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Southeastern New England marketing area. Upon the basis of the

evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

(b) *Additional findings.* It is necessary in the public interest to make this order amending the order effective not later than April 1, 1962. Any delay beyond that date would tend to disrupt the orderly marketing of milk in the marketing area.

The provisions of the said order are known to handlers. The recommended decision of the Assistant Secretary was issued February 23, 1962, and the decision of the Assistant Secretary containing all amendment provisions of this order, was issued March 20, 1962. The changes effected by this order will not require extensive preparation or substantial alteration in method of operation for handlers. In view of the foregoing, it is hereby found and determined that good cause exists for making this order amending the order effective April 1, 1962, and that it would be contrary to the public interest to delay the effective date of this order for 30 days after its publication in the FEDERAL REGISTER. (Sec. 4(e), Administrative Procedure Act, 5 U.S.C. 1001–1011.)

(c) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in section 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within the marketing area, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order, amending the order, is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the order as herein amended; and

(3) The issuance of the order amending the order is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof, the handling of milk in the Southeastern New England marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as hereby amended, and the aforesaid order is hereby amended as follows:

1. Add the following immediately after the word *"Provided"* in § 1014.2(e): "That this definition shall not include a local or state government not engaged in the resale of any packaged fluid milk products on routes, if such governing body so elects by written notification to the market administrator and the handler to which it delivers, in which event such election shall be effective for the 12 months beginning with the month in which the election is made, and for each subsequent month until cancelled in writing: *And provided further,*".

2. In § 1014.4(g) delete the word "or" at the end of subparagraph (2), change the period at the end of subparagraph (3) to a semicolon, add the word "and" thereafter, and add a new subparagraph (4) to read as follows:

(4) Milk received at a regulated plant in bulk from the dairy farmer who produced it, in the amount of any packaged fluid milk products returned to such dairy farmer, if the dairy farmer is a state or local government which is not engaged in the resale on routes of any of the returned packaged fluid milk products and which has elected nonproducer status for the month pursuant to § 1014.2(e).

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

Effective date. April 1, 1962.

Signed at Washington, D.C., on March 30, 1962.

CHARLES S. MURPHY,
Under Secretary.

[F.R. Doc. 62-3257; Filed, Apr. 3, 1962; 8:52 a.m.]

[Milk Order No. 107]

PART 1107—MILK IN MISSISSIPPI GULF COAST MARKETING AREA

Order Amending Order

§ 1107.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Mississippi Gulf Coast marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

(b) *Additional findings.* It is necessary in the public interest to make this order amending the order effective not later than April 1, 1962. Any delay beyond that date would tend to disrupt the orderly marketing of milk in the marketing area.

The provisions of the said order are known to handlers. The recommended decision of the Acting Secretary, United States Department of Agriculture, was issued March 13, 1962, and the decision of the Under Secretary, containing all amendment provisions of this order was issued March 23, 1962. The changes effected by this order will not require extensive preparation or substantial alteration in method of operation for handlers. In view of the foregoing, it is hereby found and determined that good cause exists for making this order amending the order effective April 1, 1962, and that it would be contrary to the public interest to delay the effective date of this amendment for 30 days after its publication in the FEDERAL REGISTER. (Sec. 4(c), Administrative Procedure Act, 5 U.S.C. 1001–1011.)

(c) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in section 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within the marketing area, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order, amending the order, is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the order as hereby amended; and

(3) The issuance of the order amending the order is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof, the handling of milk in the Mississippi Gulf Coast marketing

area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended as follows:

1. Delete § 1107.14 and substitute therefor the following:

§ 1107.14 Producer.

"Producer" means any person, other than a producer-handler, who produces milk in compliance with Grade A inspection requirements of a duly constituted health authority which milk is received during the month at a pool plant or diverted pursuant to paragraphs (a) through (e) of this section: *Provided,* That milk diverted in accordance with the provisions of said paragraphs shall be deemed to have been received by the diverting handler at the location of the pool plant from which it was diverted: *And provided further,* That if a handler diverting milk pursuant to paragraph (d) or (e) of this section, diverts in excess of the limits prescribed all diversions by such handler during the month shall be pursuant to paragraph (c) of this section: *And provided also,* That if a handler diverting milk pursuant to paragraph (b) or (c) of this section, diverts milk of any dairy farmer in excess of the limits prescribed, such dairy farmer shall be a producer only with respect to that milk physically received at a pool plant:

(a) Diverted by the operator of a pool plant to the pool plant of another handler;

(b) Diverted to a nonpool plant(s) by the operator of a pool plant or by a cooperative association during any of the months of March through August: *Provided,* That this diversion privilege shall be applicable only to the milk of those dairy farmers who held producer status throughout the entire two immediately preceding months, except that only for the purpose of determining eligibility for diversions pursuant to this paragraph, a dairy farmer who was in noncompliance with the Grade A requirements of a duly constituted health authority during any part of the two immediately preceding months shall be considered to have maintained producer status during the period of such noncompliance;

(c) Diverted to a nonpool plant(s) not in excess of 10 days production during any month of September through February except that this paragraph shall not be applicable, (1) if the dairy farmer is a member of a cooperative association and such cooperative association during the month diverts milk of any of its producer members pursuant to paragraph (d) of this section, or (2) if the dairy farmer is not a member of a cooperative association and the diverting handler during the month diverts milk of any nonmember producer from his plant pursuant to paragraph (e) of this section;

(d) Diverted during any month of September through February to a nonpool plant(s) as the milk of a member of a cooperative association for the account of such association if the amount of milk so diverted does not exceed 15 percent of the volume of milk from all producer members of such cooperative association received at pool plants during such month; or

(e) Diverted during any month of September through February to a nonpool plant(s) as milk of a dairy farmer who is not a member of a cooperative association by a handler in his capacity as the operator of a pool plant from which the quantity of milk of nonmember dairy farmers so diverted does not exceed 15 percent of the total receipts of milk at such plant from nonmember producers.

2. Delete § 1107.15 and substitute therefor the following:

§ 1107.15 Producer milk.

"Producer milk" means only that skim milk and butterfat contained in milk received at a pool plant directly from producers or diverted in accordance with the provisions of paragraphs (a) through (e) of § 1107.14.

§ 1107.80 [Amendment]

3. In § 1107.80 renumber paragraph (d) as (e) and add a new paragraph (d) to read as follows:

(d) To a cooperative association for milk received from such association in its capacity as a handler as follows:

(1) On or before the 23d day of each month an amount equal to not less than the Class II price for the preceding month multiplied by the hundredweight of milk received from such association during the first 15 days of the current month; and

(2) On or before the 13th day after the end of each month an amount equal to not less than the utilization value of such milk computed at the applicable class prices less amounts paid pursuant to subparagraph (1) of this paragraph.

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

Effective date: April 1, 1962.

Signed at Washington, D.C., on March 30, 1962.

CHARLES S. MURPHY,
Under Secretary.

[F.R. Doc. 62-3258; Filed, Apr. 3, 1962; 8:52 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket No. 61-NY-45]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

Designation and Alteration

On January 25, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 750) stating that the Federal Aviation Agency was considering the designation of Intermediate altitude VOR Federal airway No. 1501 from Cape Charles, Va., to Hampton, N.Y. In addition, the alteration of Intermediate altitude VOR Federal airway No. 1503 between Salisbury, Md., and Riverhead, N.Y., and Intermediate altitude VOR Federal airway No. 1548 between Coyle, N.J., and Riverhead, N.Y., was proposed.

No adverse comments were received regarding the proposed designation and alterations.

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 in the notice, the following actions are taken:

1. Part 600 (14 CFR Part 600) is amended to include:

§ 600.1501 VOR Federal airway No. 1501 (Cape Charles, Va., to Hampton, N.Y.).

From the Cape Charles, Va., VOR; 8-mile wide airway to the Snow Hill, Md., VOR; thence 10-mile wide airway via the Sea Isle, N.J., VOR; INT of the Sea Isle VOR 049° and the Hampton, N.Y., VOR 223° radials to the Hampton VOR, including the additional airspace between lines diverging from the Sea Isle VOR to points of tangency to a circle with a 9 mile radius centered at the INT of the Sea Isle VOR 049° and the Hampton VOR 223° radials; within the circumference of the circle and between lines tangent to that circle converging to the Hampton VOR.

§ 600.1503 [Amendment]

2. In the text of § 600.1503 (26 F.R. 1081, 7328, 11485) "INT of the Woodstown, N.J., VOR 154° and the Coyle, N.J., VOR 203° radials; Coyle VOR; INT of the Coyle VOR 058° and the Riverhead, N.Y., VOR 218° radials;" is deleted and "INT of the Salisbury VOR 025° and the Coyle, N.J., 215° radials; Coyle VOR; INT of the Coyle 057° and the Riverhead, N.Y., VOR 218° radials;" is substituted therefor.

§ 600.1548 [Amendment]

3. In the text of § 600.1548 (26 F.R. 1086, 4052) "INT of the Coyle VOR 058° and the Riverhead, N.Y., VOR 218° radials;" is deleted and "INT of the Coyle VOR 057° and the Riverhead, N.Y., VOR 218° radials;" is substituted therefor.

These amendments shall become effective 0001 e.s.t., May 31, 1962.

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

Issued in Washington, D.C., on March 29, 1962.

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

[F.R. Doc. 62-3186; Filed, Apr. 3, 1962; 8:45 a.m.]

[Airspace Docket No. 61-NY-51]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

Alteration

On January 27, 1962, a notice of proposed rule making was published in the

FEDERAL REGISTER (27 F.R. 834) stating that the Federal Aviation Agency was considering an amendment to § 600.1508 of the regulations of the Administrator.

No adverse comments were received regarding the proposed amendment.

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

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

Section 600.1508 (26 F.R. 1082, 8628, 10427, 11823) is amended as follows:

1. In the caption "(Portland, Oreg., to New York N.Y.)" is deleted and "(Portland, Oreg., to Coopersburg, Pa.)" is substituted therefor.

2. In the text "to the Tower City, Pa., VOR; thence 8-mile wide airway to the INT of the Tower City VOR 103° and the Allentown, Pa., VOR 245° radials; thence 10-mile wide airway via the Yardley, Pa., VOR; to the INT of the Yardley VOR 098° and the Coyle, N.J., VOR 032° radials." is deleted and "to the INT of the Selinsgrove VOR 103° and the Allentown, Pa., VOR 248° radials; thence 12-mile wide airway to the INT of the Selinsgrove VOR 103° and the Allentown VOR 223° radials; thence 14-mile wide airway to the INT of the Selinsgrove VOR 103° and the Allentown VOR 188° radials." is substituted therefor.

This amendment shall become effective 0001 e.s.t., May 31, 1962.

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

Issued in Washington, D.C., on March 29, 1962.

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

[F.R. Doc. 62-3187; Filed, Apr. 3, 1962; 8:45 a.m.]

[Airspace Docket No. 61-NY-63]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

Alteration

On January 25, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 751) stating that the Federal Aviation Agency was considering amendments to §§ 600.1534, 600.1505, and 600.1540 of the regulations of the Administrator.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rule 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 in the notice the following actions are taken:

1. In the text of § 600.1534 (26 F.R. 1085) "Martinsburg, W. Va., VOR; INT of the Martinsburg VOR 081° and the Pottstown, Pa., VOR 237° radials; Pottstown VOR; thence 10-mile wide airway to the Solberg, N.J., VOR; thence to the INT of the Solberg VOR 051° and the Wilton, Conn., VOR 240° radials;" is deleted and "to the Martinsburg, W. Va., VOR; thence 12-mile wide airway to the INT of the Martinsburg VOR 058° and the Harrisburg, Pa., VOR 165° radials; thence via the INT of the Martinsburg VOR 058° and the Pottstown, Pa., VOR 260° radials; Pottstown VOR; INT of the Pottstown VOR 058° and the Solberg, N.J., VOR 242° radials; Solberg VOR; INT of the Solberg VOR 051° and the Wilton, Conn., VOR 240° radials;" is substituted therefor.

2. Section 600.1540 (26 F.R. 1085, 27 F.R. 1455) is amended as follows:

In the caption "Westminster, Md." is deleted and "Solberg, N.J.," is substituted therefor.

In the text "Herndon VOR; thence 10-mile wide airway to the INT of the Herndon VOR 038° and the Martinsburg, W. Va., VOR 081° radials." is deleted and "to the Herndon VOR; thence 10-mile wide airway to the INT of the Herndon VOR 038° and the West Chester, Pa., VOR 253° radials; thence 12-mile wide airway to the West Chester VOR; thence 10-mile wide airway to the Solberg, N.J., VOR." is substituted therefor.

3. In the text of § 600.1505 (26 F.R. 1081, 10875) "thence 10-mile wide airway to the Solberg, N.J., VOR;" is deleted and "thence 10-mile wide airway via the INT of the Pottstown VOR 058° and the Solberg, N.J., VOR 242° radials to the Solberg VOR;" is substituted therefor.

These amendments shall become effective 0001 e.s.t., May 31, 1962.

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

Issued in Washington, D.C., on March 29, 1962.

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

[F.R. Doc. 62-3188; Filed, Apr. 3, 1962; 8:45 a.m.]

[Airspace Docket No. 62-AL-5]

PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

Alteration and Designation of Control Zone

The purpose of these amendments to Part 601 of the regulations of the Administrator is to alter the Anchorage, Alaska, Merrill Field, control zone and designate the Bryant AAF, Alaska, control zone.

The Merrill Field control zone is designated, in part, within a 3-mile radius of Bryant AAF. The Department of the Army has requested that the Merrill Field control zone be altered by deleting reference to the 3-mile radius control zone at Bryant AAF, and to designate a separate control zone for Bryant AAF. Under present designation the operations for both airports are based on the weather report at Merrill Field. Due to varying weather conditions in this area it is deemed advisable to separate this function to obtain the maximum operational capability at Bryant AAF. Weather and communications services will be furnished by Army personnel at Bryant AAF and Elmendorf Tower. The Federal Aviation Agency concurs with this request and such action is taken herein to designate a control zone at Bryant AAF. However, the total amount of designated airspace will not be altered. In addition, the Eagle River Restricted Area (R-2203) is being altered in Airspace Docket No. 60-AN-18 (27 F.R. 2453) which provides for joint use of the area.

Since the changes effected by these amendments are minor in nature, and impose no additional burden on any person, notice and public procedure hereon are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, these amendments will become effective more than 30 days after publication.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582), the following actions are taken:

1. Section 601.2300 (27 F.R. 2453) is amended to read:

§ 601.2300 Anchorage, Alaska (Merrill Field), control zone.

"Within a 3-mile radius of Merrill Field Airport (latitude 61°13'03" N., longitude 149°50'52" W.); within a 5-mile radius of Elmendorf AFB (latitude 61°15'05" N., longitude 149°48'52" W.); within 2 miles either side of the Elmendorf ILS localizer W course extending from the 5-mile radius zone to the ILS OM, excluding the portion that coincides with the Bryant AAF control zone (§601.2502). The portion of this control zone which coincides with R-2201 and R-2203 shall be used only after obtaining prior approval from appropriate authority.

2. Part 601 (14 CFR Part 601) is amended by adding the following section:

§ 601.2502 Anchorage, Alaska (Bryant AAF), control zone.

Within a 3-mile radius of Bryant AAF (latitude 61°16'02" N., longitude 149°39'46" W.), excluding the portion W of longitude 149°43'00" W. The portion of this control zone which coincides with R-2203 shall be used only after obtaining prior approval from appropriate authority.

These amendments shall become effective 0001 e.s.t., May 31, 1962.

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

Issued in Washington, D.C., on March 29, 1962.

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

[F.R. Doc. 62-3185; Filed, Apr. 3, 1962; 8:45 a.m.]

[Airspace Docket No. 62-KC-7]

PART 608—SPECIAL USE AIRSPACE

Alteration of Restricted Area

On February 21, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 1658) stating that the Federal Aviation Agency was considering a proposal to alter the Jefferson Proving Ground, Ind., Restricted Area R-3403 by increasing the time of designation.

No adverse comments were received regarding the proposed amendment.

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

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

In § 608.34, the Jefferson Proving Ground, Ind., Restricted Area R-3403 (26 F.R. 11237) is amended to read:

R-3403 Jefferson Proving Ground, Ind.

Boundaries. Beginning at latitude 39°-02'57" N., longitude 85°27'42" W.; to latitude 39°02'00" N., longitude 85°22'00" W.; to latitude 38°56'06" N., longitude 85°22'00" W.; to latitude 38°50'35" N., longitude 85°22'50" W.; to latitude 38°50'00" N., longitude 85°24'00" W.; to latitude 38°50'00" N. longitude 85°27'42" W.; to the point of beginning.

Designated altitudes. Surface to 43,000 feet MSL.

Time of designation. 0800 to 2400 c.s.t.

Controlling agency. Federal Aviation Agency, Indianapolis ARTC Center.

Using agency. Commanding Officer, Jefferson Proving Ground, Madison, Ind.

This amendment shall become effective 0001 e.s.t., May 31, 1962.

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

Issued in Washington, D.C., on March 29, 1962.

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

[F.R. Doc. 62-3189; Filed, Apr. 3, 1962; 8:45 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket C-24]

PART 13—PROHIBITED TRADE PRACTICES

Amanda & Reggie Colton et al.

Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements:* § 13.1852-35 *Fur Products Labeling Act;* § 13.1852-70 *Textile Fiber Products Identification Act;* § 13.1852-80 *Wool Products Labeling Act.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; secs. 2-5, 54 Stat. 1128-1130; sec. 8, 65 Stat. 179; 72 Stat. 1717; 15 U.S.C. 45, 68, 69f, 70) [Cease and desist order, Amanda & Reggie Colton, New York, N.Y., Docket C-24, Nov. 14, 1961]

In the Matter of Amanda Colton, and Reggie Colton, Individually and as Copartners Trading as Amanda & Reggie Colton

Consent order requiring New York City distributors to cease violating the Wool Products Labeling Act, the Fur Products Labeling Act, and the Textile Fiber Products Identification Act, by failing to label wool, fur, and textile products as required.

The order to cease and desist, together with further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Amanda Colton and Reggie Colton, individually and as copartners, trading as Amanda & Reggie Colton or under any other name or names, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or offering for sale, sale, transportation or distribution in commerce of wool products, as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from misbranding such products by: Failing to affix to or place on each such product a stamp, tag, label or other means of identification showing in a clear and conspicuous manner each element of information required to be disclosed by section 4(a)(2) of the Wool Products Labeling Act of 1939.

It is further ordered, That respondents Amanda Colton and Reggie Colton, individually and as copartners, trading as Amanda & Reggie Colton or under any other name or names, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale, advertising or offering for sale in commerce, or the transportation or distribution in commerce, of any fur product; or in connection with the sale, advertising, offering for sale, transportation, or distribution, of any fur product which is made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Misbranding fur products by failing to affix labels to fur products showing in words and figures plainly legible all the information required to be disclosed by each of the sub-sections of section 4(2) of the Fur Products Labeling Act.

2. Falsely and deceptively invoicing fur products by failing to furnish to purchasers of fur products invoices showing all the information required to be disclosed by each of the subsections of section 5(b)(1) of the Fur Products Labeling Act.

It is further ordered, That respondents Amanda Colton and Reggie Colton, individually and as copartners, trading as Amanda & Reggie Colton or under any other name or names, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction, delivery for introduction, sale, advertising, or offering for sale, in commerce, or the transportation or causing to be transported in commerce, or the importation into the United States, of any textile fiber product; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, of any textile fiber product which has been advertised or offered for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, after shipment in commerce, of any textile fiber product, whether in its original state or contained in other textile fiber products, as the terms "commerce", and "textile fiber product" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from: Misbranding textile fiber products by failing to affix labels to such products showing each element of information required to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

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

Issued: November 14, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 62-3193; Filed, Apr. 3, 1962; 8:45 a.m.]

[Docket C-26]

PART 13—PROHIBITED TRADE PRACTICES

Loombest Fabrics, Inc., et al.

Subpart—Misbranding or mislabeling: § 13.1185 *Composition:* § 13.1185-80 *Textile Fiber Products Identification Act.* Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition:* § 13.1845-70 *Textile Fiber Products Identification Act;* § 13.1900 *Source or origin:* § 13.1900-80 *Textile Fiber Products Identification Act.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 72 Stat. 1717; 15 U.S.C. 45, 70) [Cease and desist order, Loombest Fabrics, Inc., et al., New York, N.Y., Docket C-26, Nov. 14, 1961]

In the Matter of Loombest Fabrics, Inc., a Corporation, and Joseph Smukler, and Abraham Nearon, Individually and as Officers of Said Corporation

Consent order requiring New York City importers of textile fiber products to cease violating the Textile Fiber Products Identification Act by labeling as "70% Rayon, 30% Silk", fabrics which contained substantially less silk than thus represented, and by failing to show on labels on such products the true percentage of rayon and silk fibers present, by weight, and the name of the country from which they were imported.

The order to cease and desist is as follows, including further order requiring report of compliance therewith:

It is ordered, That respondents Loombest Fabrics, Inc., a corporation, and its officers and Joseph Smukler and Abraham Nearon, 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 introduction, delivery for introduction, sale, advertising, or offering for sale, in commerce, or the transportation or causing to be transported in commerce, or the importation into the United States, of any textile fiber product; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, of any textile fiber product which has been advertised or offered for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, after shipment in commerce, of any textile fiber product, whether in its original state or contained in other textile fiber products, as the terms "commerce", and "textile fiber product" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from:

A. Misbranding textile fiber products by:

1. Falsely or deceptively stamping, tagging, labeling, invoicing, advertising, or otherwise identifying such products as to the name or amount of constituent fibers contained therein.

2. Failing to affix labels to such products showing each element of information required to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

B. Furnishing false guaranties that textile fiber products are not misbranded or falsely invoiced under the provisions of the Textile Fiber Products Identification Act.

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

Issued: November 14, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 62-3194; Filed, Apr. 3, 1962; 8:46 a.m.]

[Docket C-25]

PART 13—PROHIBITED TRADE PRACTICES

Manko Fabrics Co., Inc., et al.

Subpart—Importing, selling, or transporting flammable wear: § 13.1060 *Importing, selling, or transporting flammable wear.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended, 67 Stat. 111, as amended; 15 U.S.C. 45, 1191) [Cease and desist order, Manko Fabrics Co., Inc., et al., New York, N.Y., Docket C-25, Nov. 14, 1961]

In the Matter of Manko Fabrics Co., Inc., a Corporation, and Sidney Manko and Muriel Manko Individually and as Officers of Said Corporation, and Norman Manko, Individually and as an Officer of Said Corporation, and Doing Business as Normandy Scarf Co.

Consent order requiring New York City distributors to cease importing into the United States silk scarves and fabrics so highly flammable as to be dangerous when worn, and to cease manufacturing and selling scarves made from such fabrics.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That the respondent Manko Fabrics Co., Inc., a corporation, and its officers, and respondents Sidney Manko and Muriel Manko, individually and as officers of said corporation, and Norman Manko as an officer of corporate respondent, and individually, doing business under the name of Normandy Scarf Co., or under any other name or names, and respondents' representatives, agents and employees, directly or through any corporate or other device do forthwith cease and desist from:

1. (a) Importing into the United States; or

(b) Selling, offering for sale, introducing, delivering for introduction, transporting or causing to be transported, in commerce, as "commerce" is defined in the Flammable Fabrics Act; or

(c) Transporting or causing to be transported, for the purpose of sale or delivery after sale in commerce, any article of wearing apparel which, under the provisions of section 4 of the Flammable Fabrics Act, as amended, is so highly flammable as to be dangerous when worn by individuals;

2. (a) Importing into the United States; or

(b) Offering for sale, introducing, delivering for introduction, transporting or causing to be transported in commerce, as the term "commerce" is defined in the Flammable Fabrics Act; or

(c) Selling or delivering after sale in commerce, fabrics which under the provisions of section 4 of said Flammable Fabrics Act, as amended, are so highly flammable as to be dangerous when worn by individuals;

3. Manufacturing for sale, selling, or offering for sale any article of wearing apparel made of fabric which fabric has been shipped or received in commerce and which under section 4 of the Act, as amended, was so highly flammable as to be dangerous when worn by individuals.

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

Issued: November 14, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 62-3195; Filed, Apr. 3, 1962; 8:46 a.m.]

[Docket C-23]

PART 13—PROHIBITED TRADE PRACTICES

Stone & Thomas, Inc.

Subpart—Advertising falsely or misleadingly: § 13.155 *Prices:* § 13.155-70 *Percentage savings.* Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely:* § 13.1108-45 *Fur Products Labeling Act.* Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition:* § 13.1845-30 *Fur Products Labeling Act;* § 13.1852 *Formal regulatory and statutory requirements:* § 13.1852-35 *Fur Products Labeling Act;* § 13.1865 *Manufacture or preparation:* § 13.1865-40 *Fur Products Labeling Act;* § 13.1900 *Source or origin:* § 13.1900-40 *Fur Products Labeling Act:* § 13.1900-40(a) *Maker or seller;* § 13.1900-40(b) *Place.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Stone & Thomas, Inc., Wheeling, W. Va., Docket C-23, Nov. 14, 1961]

In the Matter of Stone & Thomas, Inc., a Corporation

Consent order requiring furriers in Wheeling, W. Va., to cease violating the Fur Products Labeling Act by failing to disclose on labels and invoices and in newspaper advertising the true animal name of the fur used in fur products, to disclose on labels and invoices the country of origin of imported furs, to show on labels and in advertising when products were dyed, and to show the name of the manufacturer, etc., on labels; by advertising in which the term "blended" was used improperly and which falsely represented the percentage reduction from usual prices of fur products; and by failing to comply in other respects with requirements of the Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That Stone & Thomas, Inc., a corporation and its officers and respondent's representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale, advertising, or offering for sale in commerce, or the transportation or distribution in commerce, of fur products, or in connection with the sale, advertising, offering for sale, transportation, or distribution of fur products which are made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Misbranding fur products by:

A. Failing to affix labels to fur products showing in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act.

B. Setting forth on labels affixed to fur products:

1. Information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in abbreviated form.

2. Information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder mingled with nonrequired information.

3. Information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in handwriting.

C. Failing to set forth all the information required under section 4(2) of the Fur Products Labeling Act, and the rules and regulations promulgated thereunder on one side of such labels.

D. Failing to set forth the information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in the required sequence.

E. Failing to set forth separately on labels affixed to fur products composed of two or more sections containing different animal furs the information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder with respect to the fur comprising each section.

F. Failing to set forth the item number or mark assigned to a fur product.

2. Falsely or deceptively invoicing fur products by:

A. Failing to furnish invoices to purchasers of fur products showing in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 5(b)(1) of the Fur Products Labeling Act.

B. Setting forth information required under section 5(b)(1) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in abbreviated form.

C. Failing to set forth the item number or mark assigned to a fur product.

3. Falsely or deceptively advertising fur products through the use of any advertisement, representation, public announcement or notice which is intended to aid, promote or assist, directly or indirectly, in the sale, or offering for sale of fur products and which:

A. Fails to disclose:

1. The name or names of the animal or animals producing the fur or furs contained in the fur product, as set forth in the Fur Products Name Guide, and as prescribed under the rules and regulations.

2. That the fur product contains or is composed of bleached, dyed or otherwise artificially colored fur when such is the fact.

B. Setting forth the term "blended" as part of the information required under section 5(a) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder to describe the pointing, bleaching, dyeing or tip-dyeing of furs.

C. Represents directly or by implication through percentage savings claims that the regular or usual price charged by respondent for fur products in the recent regular course of business were reduced in direct proportion to the amount of savings stated when contrary to the fact.

D. Misrepresents in any manner the savings available to purchasers of respondent's fur products.

4. Making claims and representations of the types covered by subsections (a), (b), (c), and (d) of Rule 44 of the rules and regulations promulgated under the Fur Products Labeling Act unless there are maintained by respondent full and adequate records disclosing the facts upon which such claims and representations are based.

It is further ordered, That the respondent herein shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

Issued: November 14, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 62-3196; Filed, Apr. 3, 1962; 8:46 a.m.]

Title 20—EMPLOYEES' BENEFITS

Chapter III—Bureau of Old-Age and Survivors Insurance, Social Security Administration, Department of Health, Education, and Welfare

PART 422—STATEMENTS OF PROCEDURE

Statements of Earnings; Resolving Earnings Discrepancies

Correction

In F.R. Doc. 62-2891 appearing at page 2795 of the issue for Tuesday, March 27, 1962, the last sentence of the schedule of fees appearing in § 422.6 is corrected to read as follows:

If the individual requests that the information be certified by the custodian of the records there will be an additional charge of $3.00.

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 16—ALIMENTARY PASTES; DEFINITIONS AND STANDARDS OF IDENTITY

Enriched Vegetable Macaroni Products, Enriched Vegetable Noodle Products; Effective Date of Order Amending Standards of Identity

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and in accordance with the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (25 F.R. 8625), notice is hereby given that no objections were filed to the order published in the FEDERAL REGISTER of February 13, 1962 (27 F.R. 1317), establishing standards of identity for enriched vegetable macaroni products and enriched vegetable noodle products. Accordingly, the standards of identity promulgated by that order will become effective April 14, 1962.

(Secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371)

Dated: March 27, 1962.

GEO. P. LARRICK, *Commissioner of Food and Drugs.*

[F.R. Doc. 62-3215; Filed, Apr. 3, 1962; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

CALCIUM DISODIUM EDTA

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by The Dow Chemical Company, Midland, Michigan, and other relevant material has concluded that the following amended regulation should issue with respect to the food additive calcium disodium EDTA in soluble spices to prevent discoloration and loss of flavor. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), § 121.1017 (21 CFR 121.1017; 26 F.R. 8072) is amended by inserting in paragraph (b)(1), after "Shrimp", a new item reading as follows:

§ 121.1017 Calcium disodium EDTA (calcium disodium ethylenediaminetetraacetate; calcium disodium (ethylenedinitrilo) tetraacetate).

* * * * *

(b) * * *

(1) * * *

Food	Limitation (parts per million)	Use
* * *	* * *	* * *
Spice extractives in soluble carriers.	60	Promote color and flavor retention.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state

the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

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

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

Dated: March 27, 1962.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 62-3217; Filed, Apr. 3, 1962; 8:48 a.m.]

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

MODIFIED HOP EXTRACT

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by Miller Brewing Company, Milwaukee 1, Wisconsin, and other relevant material, has concluded that the following regulation should issue with respect to the food additive modified hop extract as a flavoring agent in beer. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), the food additive regulations (21 CFR Part 121) are amended by adding to Subpart D the following new section:

§ 121.1082 Modified hop extract.

The food additive modified hop extract may be safely used in beer in accordance with the following prescribed conditions:

(a) The food additive is used or intended for use as a flavoring agent in the brewing of beer.

(b) The food additive is manufactured from a hexane extract of hops by simultaneous isomerization and selective reduction in an alkaline aqueous medium with sodium borohydride, whereby the additive meets the following specifications:

(1) A solution of the food additive solids is made up in approximately 0.012 *n* alkaline methyl alcohol (6 milliliters of 1 *n* sodium hydroxide diluted to 500 milliliters with methyl alcohol) to show an absorbance at 253 millimicrons of 0.6 to 0.9 per centimeter. (This absorbance is obtained by approximately 0.03 milligram solids per milliliter.) The ultraviolet absorption spectrum of this solution exhibits the following characteristics:

(i) An absorption peak at 253 millimicrons.

(ii) No absorption peak at 325 to 330 millimicrons.

(iii) The absorbance at 268 millimicrons does not exceed the absorbance at 272 millimicrons.

(2) The boron content of the food additive does not exceed 310 parts per million (0.0310 percent), calculated as boron.

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

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

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

Dated: March 27, 1962.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 62-3218; Filed, Apr. 3, 1962; 8:48 a.m.]

PART 121—FOOD ADDITIVES

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

DI-*n*-HEXYL AZELATE

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by W. R. Grace and Company, 62 Whittemore Avenue, Cambridge 40, Massachusetts, and other relevant material, has concluded that the following regulation should issue with respect to the food additive di-*n*-hexyl azelate, used as a plasticizer in resinous and polymeric substances that contact food. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), the food additive regulations (21 CFR Part 121) are amended by adding to Subpart F the following new section:

§ 121.2528 Di-*n*-hexyl azelate.

Di-*n*-hexyl azelate may be safely used as a component of articles that contact food, in accordance with the following prescribed conditions:

(a) It is employed as a plasticizer in resinous and polymeric substances used to produce articles that contact food.

(b) The quantity used shall not exceed the amount reasonably required to accomplish the intended technical effect but shall not exceed 15 percent by weight of the finished article, and the quantity that may become a component of food as a result of use in a resinous or polymeric substance or article shall not be intended to nor, in fact, accomplish any physical or technical effect in the food itself.

(c) The use as a plasticizer in any resinous or polymeric substance or article subject to any regulation in Subpart F of this part must comply with any specifications and limitations prescribed by such regulation for the finished form of the substance or article.

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

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

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

Dated: March 27, 1962.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 62-3219; Filed, Apr. 3, 1962; 8:48 a.m.]

PART 121—FOOD ADDITIVES

SUBCHAPTER C—DRUGS

PART 146—GENERAL REGULATIONS FOR THE CERTIFICATION OF ANTIBIOTIC AND ANTIBIOTIC-CONTAINING DRUGS

Animal Feed and Animal Feed Supplement; Amprolium With Penicillin and Bacitracin; Zoalene With Penicillin and Bacitracin

I. The Commissioner of Food and Drugs, having evaluated the data submitted in petitions filed by Commercial Solvents Corporation, Terre Haute, Indiana; The Dow Chemical Company, Midland, Michigan; Merck Chemical Division, Merck and Company, Inc., Rahway, New Jersey; S. B. Penick and Company, 100 Church Street, New York 8, New York; and Pabst Brewing Company, 917 West Juneau Avenue, Milwaukee, Wisconsin, and other relevant material, has concluded that the following amendments to the regulations for zoalene (§ 121.207) and amprolium (§ 121.210) should issue to provide for the addition of a combination of procaine penicillin and bacitracin, or

bacitracin methylene disalicylate, or zinc bacitracin to chicken and turkey feeds, for growth promotion and feed efficiency. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), the food additive regulations (21 CFR 121.207, 121.210) are amended as set forth below.

1. Section 121.207(a)(1) is amended to read as follows:

§ 121.207 Zoalene (3,5-dinitro-*o*-toluamide).

* * * * *

(a) * * *

(1) With the following antibiotics added as an aid in stimulating growth and improving feed efficiency of growing chickens:

(i) Procaine penicillin in accordance with the conditions prescribed in § 121.225(a)(3)(i).

(ii) Bacitracin, bacitracin methylene disalicylate, zinc bacitracin, or manganese bacitracin in accordance with the conditions prescribed in § 121.203 or § 121.225 (b)(3)(i), (c)(3)(i), or (d)(3)(i).

(iii) A combination of procaine penicillin and bacitracin, or bacitracin methylene disalicylate, or zinc bacitracin in accordance with the conditions prescribed in § 121.225(a)(3)(iii).

(iv) Oleandomycin, not less than 1 gram (1.1 part per million, 0.00011 percent) nor more than 2 grams (2.2 parts per million, 0.00022 percent) per ton of finished feed.

2. Section 121.210(a)(1)(ii) is amended to read as follows:

§ 121.210 Amprolium (1-(4-amino-2-*n*-propyl-5-pyrimidinylmethyl)-2-picolinium chloride hydrochloride).

* * * * *

(a) * * *

(1) * * *

(ii) As prescribed in subdivision (i) of this subparagraph, with antibiotics added in the amounts prescribed in this subdivision, as an aid in stimulating growth and improving feed efficiency:

(*a*) Procaine penicillin in accordance with the conditions prescribed in § 121.225(a)(3)(i).

(*b*) Streptomycin in accordance with the conditions prescribed in § 121.225(e)(3)(i).

(*c*) A combination of procaine penicillin and streptomycin in accordance with the conditions prescribed in § 121.225(a)(3)(iv).

(*d*) Bacitracin, bacitracin methylene disalicylate, zinc bacitracin, or manganese bacitracin in accordance with the conditions prescribed in § 121.203 or § 121.225 (b)(3)(i), (c)(3)(i), or (d)(3)(i).

(*e*) A combination of procaine penicillin and bacitracin or bacitracin methylene disalicylate or zinc bacitracin in accordance with the conditions prescribed in § 121.225(a)(3)(iii).

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

§ 146.26 [Amendment]

II. Under the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (Sec. 507, 59 Stat. 463 as amended; 21 U.S.C. 357), and delegated to the Commissioner of Food and Drugs by the Secretary (25 F.R. 8625), § 146.26 *Animal feed containing penicillin* * * * (21 CFR 146.26) is amended as follows:

1. Paragraph (b)(44)(i)(*b*) is amended by inserting at the end of (*4*) a semicolon and the word "or", and by adding thereto a new (*5*), reading as follows:

(*5*) A combination of bacitracin (as feed grade bacitracin, feed grade manganese bacitracin, feed grade zinc bacitracin, or bacitracin methylene disalicylate) and penicillin: Not less than 3 grams of bacitracin and not less than 0.6 gram of penicillin, and not more than 50 grams of the combination drug.

2. Paragraph (b)(45)(i) is amended by adding at the end of (*b*) a semicolon and the word "or", and by adding thereto a new (*c*), reading as follows:

(*c*) A combination of bacitracin (as feed grade bacitracin, feed grade manganese bacitracin, feed grade zinc bacitracin, or bacitracin methylene disalicylate) and penicillin: Not less than 3 grams of bacitracin and not less than 0.6 gram of penicillin, and not more than 50 grams of the combination drug.

(Sec. 507, 59 Stat. 463 as amended; 21 U.S.C. 357)

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

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

(Secs. 409, 507, 59 Stat. 463; 72 Stat. 1786; 21 U.S.C. 348, 357)

Dated: March 27, 1962.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 62-3216; Filed, Apr. 3, 1962; 8:48 a.m.]

PART 146a—CERTIFICATION OF PENICILLIN AND PENICILLIN-CONTAINING DRUGS

Sampling Requirements

Correction

In F.R. Doc. 62-3077, appearing at page 3006 of the issue for Friday, March 30, 1962, § 146a.40(d)(1) should read as follows:

(d) *Requests for certification; samples.* (1) In addition to complying with the requirements of § 146.2 of this chapter, a person who requests certification of a batch shall submit with his request a statement showing the batch mark, the number of bougies in such batch, the number of bougies of the batch packaged into dispensing-size containers during each day's packaging operations, the number of units in each bougie, the date on which the latest assay of the drug comprising such batch was completed, the date (unless submitted previously) on which the latest assay of the penicillin used in making such batch was completed, the quantity of each ingredient used in making the batch, and a statement that such ingredient conforms to the requirements prescribed therefor, if any, by this section.

SUBCHAPTER E—REGULATIONS UNDER SPECIFIC ACTS OF CONGRESS OTHER THAN THE FEDERAL FOOD, DRUG, AND COSMETIC ACT

PART 281—ENFORCEMENT OF THE TEA IMPORTATION ACT

Tea Standards, 1962–1963

Pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Tea Importation Act (secs. 2, 10, 29 Stat. 607, 41 Stat. 712, 57 Stat. 500; 21 U.S.C. 42, 50), and delegated to the Commissioner of Food and Drugs by the Secretary (25 F.R. 8625), the regulations for the enforcement of this act (21 CFR 281.19) are amended by changing § 281.19(a) to read as follows:

§ 281.19 Tea standards.

(a) Samples for standards of the following teas, prepared, identified, and submitted by the Board of Tea Experts on February 21, 1962, are hereby fixed and established as the standards of purity, quality, and fitness for consumption under the Tea Importation Act for the year beginning May 1, 1962, and ending April 30, 1963:

(1) Formosa Oolong.

(2) Ceylon black (all black tea except Formosa and Japan black and Congou type).

(3) Formosa black (Formosa black and Congou type).

(4) Japan black.

(5) Japan green.

(6) Canton type (all Canton type teas including scented Canton and Canton Oolong types).

These standards apply to tea shipped from abroad on or after May 1, 1962. Tea shipped prior to May 1, 1962, will be

governed by the standards which became effective May 1, 1961 (26 F.R. 2230).

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since the amendment is based upon the recommendation of the Board of Tea Experts, which is comprised of experts in teas drawn from the Food and Drug Administration and the tea trade, so as to be representative of the trade as a whole.

Effective date. This order shall become effective May 1, 1962.

(Secs. 2, 10, 29 Stat. 607, 41 Stat. 712, 57 Stat. 500; 21 U.S.C. 42, 50)

Dated: March 27, 1962.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 62-3220; Filed, Apr. 3, 1962; 8:48 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

SUBCHAPTER E—NAVIGATION REQUIREMENTS FOR THE GREAT LAKES AND ST. MARYS RIVER

[CGFR 62-4]

PART 92—ANCHORAGE AND NAVIGATION REGULATIONS; ST MARYS RIVER, MICHIGAN

West Neebish Channel Reopened

The West Neebish Channel, which had been closed for approximately two years to traffic to permit deepening the channel by dredging, has been reopened. With the reopening of this channel, as well as the realignment of aids to navigation, certain portions of the regulations in 33 CFR Part 92 are no longer necessary nor are certain reference points now correct. The purpose of this document is to revise the regulations to agree with current practices and procedures followed and to bring the references to aids to navigation up to date.

The amendment to 33 CFR 92.09 deletes the material regarding Lookout Station Nos. 2 and 6, and reactivates Lookout Station No. 4 which had been temporarily closed during the closure of West Neebish Channel. Since the regulations designated 33 CFR 92.10 and 92.18, regarding temporary Lookout Station No. 2 and special rules for traffic in portions of Middle Neebish Channel, respectively, have served their purpose, these regulations are canceled. The amendment to 33 CFR 92.19, regarding temporary closure of West Neebish Channel, describes, the procedures to be followed when there is two-way traffic passing through the Middle Neebish, the Munuscong and the Sailors Encampment Channels, as well as describes the realignment of the aids to navigation. The amendment to 33 CFR 92.26 changes the special reporting procedures for reporting by vessels transiting the St. Marys River to agree with revised practices and procedures followed now that the West Neebish Channel has been reopened. This revised regulation now requires all vessels transiting the St. Marys River to report upon approaching the St. Marys River to the Coast Guard Control Office, St. Marys River Patrol (Radiotelephone call: "Soo Control"). This control is mandatory in order to increase the efficiency of vessel passages through the St. Marys Falls Canal, as well as to permit satisfactory control during periods of temporary channel closure due to low water, reduced visibility, or obstruction. The amendments to 33 CFR 92.31, 92.49, 92.61 and 92.65 contain changes necessitated by the realignment of aids to navigation, elimination of Lookout Station No. 6, and use of geographical points in describing points of demarcation.

It is hereby found that compliance with the Administrative Procedure Act (respecting notice of proposed rule making, public rule making procedures thereon, and effective date requirements thereof) is impracticable and contrary to the public interest because the West Neebish Channel is open to traffic and revised regulations are needed in order to provide adequate safety control over traffic transiting the St. Marys River.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Department Order dated July 31, 1950 (15 F.R. 6521), to promulgate regulations in accordance with the Act of March 6, 1896, as amended, the following amendments and regulations in this document are prescribed, which shall become effective on date of publication in the FEDERAL REGISTER:

1. Section 92.09 is amended to read as follows:

§ 92.09 Lookout Stations.

Lookout Stations for the St. Marys River Patrol are numbered and located as follows:

No. 1 on Johnson Point, Sailors Encampment, Middle Neebish Channel.
No. 3 off Mission Point, Little Rapids Cut.
No. 4 at upper end of Rock Cut, West Neebish Channel.

(Secs. 1-3, 29 Stat. 54-55, as amended; 33 U.S.C. 474)

2. Section 92.10 is canceled.

§ 92.10 Temporary Lookout Station No. 2 [Cancellation].

3. Section 92.18 is canceled.

§ 92.18 Special rules for traffic in portions of Middle Neebish Channel [Cancellation].

4. Section 92.19 is amended to read as follows:

§ 92.19 Temporary closure of West Neebish Channel.

(a) With two-way traffic passing through the Middle Neebish, Munuscong and Sailors Encampment Channels, closure and obstruction signals will be shown from Lookout Stations Nos. 4, 3, and 1.

(b) In these channels between Lake Munuscong and Lake Nicolet, the westerly 300-foot portion of these channels provides a 27-foot depth and the easterly 200-foot portion provides a 21-foot depth. When vessel drafts permit upbound vessels shall use the easterly (21-foot depth) portion of these channels. All downbound vessels shall use the westerly (27-foot depth) portion of these channels.

(c) All the range lights marking the downbound or westerly (27-foot depth) portion of these channels will be white lights on red structures. All the range lights marking the upbound or easterly (21-foot depth) portion of these channels will be red lights on white structures.

(d) A downbound vessel when abeam of Nine Mile Point may make a "Securité Call" to inform all traffic that she is now entering the two-way traffic channels.

(Secs. 1-3, 29 Stat. 54-55, as amended; 33 U.S.C. 474)

5. Section 92.26 (including headnote) is amended to read as follows:

§ 92.26 Reporting procedures for vessels transiting the St. Mary's River.

(a) Every upbound vessel, when abeam of Detour Reef Light shall notify the Coast Guard Control Office, St. Mary's River Patrol (Radiotelephone call: "Soo Control"), of her time of passage at Detour Reef Light and her draft.

(b) Similarly, every downbound vessel, when abeam of Parisienne Island (Ile Parisienne), shall notify the Coast Control Office, St. Mary's River Patrol (Radiotelephone call: "Soo Control"), of her time of passage at Parisienne Island and her draft. Such vessel when making the turn from the Birch Point Range on to the Brush Point Range shall make a second call to "Soo Control" reporting her position. Such vessel when turning on to the Point Aux Pins Channel Range at Brush Point (old Coast Guard Lookout Station No. 6) shall make a third call to "Soo Control" reporting her position.

(Secs. 1-3, 29 Stat. 54-55, as amended; 33 U.S.C. 474)

6. Section 92.31 is amended by changing the reference from "Lookout Station No. 6" to "Brush Point" so that this section reads as follows:

§ 92.31 Forbidden anchorage.

It is forbidden to anchor a vessel at any time in the area to the southward of the Point Aux Pins Range, lying between Brush Point and the waterworks intake crib off Big Point; also within a quarter mile of the said intake crib in any direction.

(Secs. 1-3, 29 Stat. 54-55, as amended; 33 U.S.C. 474)

7. Section 92.49 is amended by revising subdivision (a) (1) (i) and subparagraph (b) (1) to read as follows:

§ 92.49 Speed limit between Everens Point and Big Point.

(a) * * *
(1) * * *
(i) Everens Point and Nine Mile Point.

* * * * *

(b) * * *
(1) Upbound between Nine Mile Point and Six Mile Point Range Rear Light.

(Secs. 1-3, 29 Stat. 54-55, as amended; 33 U.S.C. 474)

8. Section 92.61 is amended by changing the numbers used to identify certain aids to navigation to agree with the new numbers assigned under a renumbering of aids to navigation so that this section reads as follows:

§ 92.61 Passing and approach in channels.

(a) In a channel where the speed is restricted to 12 miles an hour or less, no vessel of 500 gross tons or over shall approach nearer than one-quarter of a mile to a vessel bound in the same direction, nor pass such a vessel except between Little Rapids Cut Lighted Buoy No. 105 and the St. Marys Falls Canal, and for upbound vessels, only between Vidal Shoal and Big Point or except as provided in paragraph (b) of this section and § 92.63.

(b) In order to facilitate passing in Lake Nicolet, upbound vessels may, after passing Lake Nicolet Lighted Buoy No. 68 off Shingle Bay, approach not nearer than 500 feet to a vessel bound in the same direction.

(Secs. 1–3, 29 Stat. 54–55, as amended; 33 U.S.C. 474)

9. Section 92.65 is amended by changing the number of Little Rapids Cut Lighted Buoy from "87" to "105" so that this section reads as follows:

§ 92.65 Vessels going in same direction; when passing prohibited.

No vessel shall pass or attempt to pass another vessel bound in the same direction, when such passing would bring more than 2 vessels abreast, in any of the passages between the intersection of the Winter Point and Pilot Island Ranges in Lake Munuscong and Big Point in upper St. Marys River, except that such passing is permitted between Little Rapids Cut Lighted Buoy No. 105 and the St. Marys Falls Canal.

(Secs. 1–3, 29 Stat. 54–55, as amended; 33 U.S.C. 474)

Dated: March 29, 1962.

[SEAL] E. J. ROLAND,
Vice Admiral, U.S. Coast Guard,
Acting Commandant.

[F.R. Doc. 62–3240; Filed, Apr. 3, 1962; 8:50 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2640]

[Sacramento 048740]

CALIFORNIA

Withdrawing Lands for Use of the Forest Service for Administrative Sites, Campgrounds, and Recreation Areas

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in the Modoc National Forest are hereby withdrawn from prospecting, location, entry, and purchase under the mining laws of the United States, for use of the Forest Service, Department of Agriculture, as administrative sites, campgrounds, and recreation areas, as indicated:

MOUNT DIABLO MERIDIAN, CALIFORNIA

ADMINISTRATIVE SITES

Lava Ridge

T. 41 N., R. 5 E.,
Sec. 12, SE¼.

Timber Mountain Lookout

T. 44 N., R. 6 E.,
Sec. 29, NW¼SE¼NE¼.

Dry Lake

T. 45 N., R. 6 E.,
Sec. 28, SW¼SE¼;
Sec. 33, W½NE¼, SE¼NE¼.

Happy Camp Lookout

T. 41 N., R. 7 E.,
Sec. 1, SW¼ of lot 15.

Happy Camp

T. 42 N., R. 7 E.,
Sec. 27, NW¼SE¼.

Hayden Hill

T. 37 N., R. 9 E.,
Sec. 23, S½SE¼;
Sec. 26, N½NE¼.

Howard Gulch

T. 42 N., R. 9 E.,
Sec. 18, NE¼NE¼.

Willow Creek

T. 37 N., R. 10 E.,
Sec. 28, SE¼NW¼, NE¼SW¼.

Rush Creek

T. 40 N., R. 10 E.,
Sec. 21, E½NE¼;
Sec. 22, W½NW¼.

Blue Mountain Lookout

T. 46 N., R. 10 E.,
Sec. 18, SE¼SW¼NE¼.

Sugar Hill Lookout

T. 46 N., R. 14 E.,
Sec. 26, W½NE¼NW¼.

Patterson

T. 39 N., R. 16 E.,
Sec. 32, W½SW¼.

CAMPGROUND

Blue Lake

T. 38 N., R. 15 E.,
Sec. 20, lots 5, 6, 7, and 8;
Sec. 21, lots 1, 2, 3, 4, 5, 6, NE¼NW¼, SE¼SW¼;
Sec. 28, N½NW¼;
Sec. 29, NE¼NE¼.

RECREATION AREAS

Medicine Lake

T. 43 N., R. 3 E.,
Sec. 1;
Sec. 2;
Sec. 3;
Sec. 4, lots 1 and 2, S½NE¼, SE¼;
Sec. 9, E½;
Sec. 10, lot 1, NW¼NE¼, W½, SW¼SE¼;
Sec. 11, lots 1, 2, 3, 4, 5, 7, and 8, NE¼NE¼;
Sec. 12;
Sec. 13;
Sec. 14, N½;
Sec. 15, N½;
Sec. 16, NE¼;
Sec. 24.
T. 43 N., R. 4 E.,
Sec. 19.

Lily and Cove Lake

T. 47 N., R. 15 E.,
Sec. 1, lot 4, SW¼NW¼;
Sec. 2, lot 1, SE¼NE¼.
T. 48 N., R. 15 E.,
Sec. 35, SE¼SE¼;
Sec. 36, SW¼SW¼.

The areas described total in the aggregate 7,848.90 acres.

JOHN A. CARVER, Jr.,
Assistant Secretary of the Interior.

MARCH 28, 1962.

[F.R. Doc. 62–3198; Filed, Apr. 3, 1962; 8:46 a.m.]

Title 41—PUBLIC CONTRACTS

Chapter 50—Division of Public Contracts, Department of Labor

PART 50–202—MINIMUM WAGE DETERMINATIONS

Alaska and Hawaii; Enforcement of Minimum Wage Determinations

In the January 11, 1962, issue of the FEDERAL REGISTER (27 F.R. 316) it was proposed that all wage determinations established pursuant to the Walsh-Healey Public Contracts Act (41 U.S.C. 35 et seq.) be enforced in Alaska and Hawaii.

The proposal pointed out that although all wage determinations have legal application in Alaska and Hawaii, the Department of Labor had previously announced in correspondence to particular individuals and in circular letters to contracting officers that the following determinations would not be enforced there:

Photographic and Blueprinting Equipment and Supplies Industry (26 F.R. 9044; 41 CFR 50–202.5).
Soap and Related Products Industry (26 F.R. 9044; 41 CFR 50–202.6).
Small Arms Ammunition, Explosives, and Related Products Industry (26 F.R. 9044; 41 CFR 50–202.8).
Evaporated Milk Industry (26 F.R. 9044; 41 CFR 50–202.9).
Paint, Varnish, and Related Products Industry (26 F.R. 9044; 41 CFR 50–202.10).
Chemical and Related Products Industry (26 F.R. 9045; 41 CFR 50–202.11).
Woolen and Worsted Industry (26 F.R. 9045; 41 CFR 50–202.12).
Surgical Instruments and Apparatus Industry (26 F.R. 9045; 41 CFR 50–202.13).
Scientific, Industrial, and Laboratory Instruments Industry (26 F.R. 9046; 41 CFR 50–202.14).
Metal Business Furniture, and Storage Equipment Industry (26 F.R. 9046; 41 CFR 50–202.15).
Electric Lamp Industry (26 F.R. 9047; 41 CFR 50–202.17).
Battery Industry (26 F.R. 9048; 41 CFR 50–202.18).
Flour and Related Products Industry (26 F.R. 9048; 41 CFR 50–202.19).
Tires and Related Products Industry (26 F.R. 9048; 41 CFR 50–202.20).
Electron Tubes and Related Products Industry (26 F.R. 9048; 41 CFR 50–202.21).
Drugs and Medicine Industry (26 F.R. 9048; 41 CFR 50–202.22).
Paper and Paperboard Containers and Packaging Products Industry (26 F.R. 9048; 41 CFR 50–202.23).

Every person adversely affected or aggrieved by the proposal was given 30

days to request an opportunity for a hearing. No such requests have been received, nor has any reason why any wage determination should not be enforced in Alaska or Hawaii been advanced.

Now, therefore, on and after May 4, 1962, all wage determinations (41 CFR Part 50–202) established pursuant to the Walsh-Healey Public Contracts Act will be enforced in Alaska and Hawaii with respect to all contracts bids for which are solicited or negotiations otherwise commenced on or after that date.

Signed at Washington, D.C., this 29th day of March 1962.

ARTHUR J. GOLDBERG,
Secretary of Labor.

[F.R. Doc. 62-3243; Filed, Apr. 3, 1962; 8:51 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 14042; FCC 62-330]

PART 10—PUBLIC SAFETY RADIO SERVICES

PART 16—LAND TRANSPORTATION RADIO SERVICES

Exception for Transmitters Having Input Power of 3 Watts or Less

1. On April 12, 1961, the Commission adopted a notice of proposed rule making, FCC 61-484, in the above-entitled matter which was published in the FEDERAL REGISTER on April 19, 1961 (26 F.R. 3317). The purpose of the proposed amendment was to provide an exception to the narrow-band technical standards in Part 10, Public Safety Radio Services, and Part 16, Land Transportation Radio Services, which would permit the continued licensing of transmitters operating with 3 watts or less input power with an authorized bandwidth of 40 kc/s and a frequency deviation of ±15 kc/s until October 31, 1963, at which time all transmitters must comply in full with the narrow-band technical standards.

2. The time specified for the filing of both original and reply comments has expired. Comments in support of the Commission's proposal were filed by the City of Los Angeles Department of Public Works, the Association of American Railroads (AAR), the California State Communications Advisory Board (California State), and the Associated Police Communications Officers, Inc. The comments of California State concurred with the Commission's statement that it is improbable that undue interference would be caused to other licensees by the operation of such low power transmitters and pointed out that state, county and city licensees in the Public Safety Radio Services in California have at the present time over one thousand low power units in operation, many of which cannot be modified and still retain their present efficiency. The proposal in this proceeding would permit these licensees to more nearly amortize their investment. The AAR stated that they had no statistics available to show the number of transmitters licensed in the Railroad Radio Service which would be affected by the proposed amendment but that almost all such transmitters are in use within railroad yard areas and hence are not likely to cause interference because of wideband operation.

3. The City of San Diego recommended that low power hand carried transmitters be allowed to operate with 40F3 emission, but that the deviation still be maintained at ±5 kc/s. Both the General Electric Company and the Electronics Industries Association (EIA) opposed the adoption of the Commission's proposal and recommended that exception for low power transmitters to the narrow-band technical standards continue to be handled on a case-by-case waiver basis. EIA believes that the continuing utilization of low power transmitters operating at ±15 kc/s can cause considerable interference to co-channel users operating on narrow-band and will certainly be disruptive to the users own system when wide-band transmitters at this low power are employed as part of a narrow-band system. EIA's engineering investigation of this problem indicated that 3 watt equipment with ±15 kc/s deviation, operating on an adjacent 15 kc/s channel, can cause up to 25 db more interference to the adjacent channel receiver than a 50 watt transmitter would cause when operating with ±5 kc/s deviation. EIA further states that the proposal, if adopted, would discourage the implementation of the 15 kc/s channels in Parts 10 and 16.

4. While the findings of EIA would be significant in many of the Commission's Safety and Special Radio Services, the Commission believes that such effects will be minimized in the services concerned in this proposal. The only Land Transportation Radio Service which makes any substantial use of low-power hand-carried transmitters is the Railroad Radio Service. Because of the strict frequency coordination requirements of this service and the Public Safety Radio Services, and the nature of the services involved, the Commission believes that most of the interference, if any, will be caused to units of the licensees' own system, and thus, within the licensees power to control. The Commission is still of the opinion that the continued licensing without modification to narrow-band technical standards before October 31, 1963, of such transmitters initially licensed to the same licensee or an assignor before August 1, 1958, is in the public interest, convenience and necessity. However, since our proposal in this matter was predicated on our belief that the operation of wide-band transmitters with three watts or less input power would not be likely to cause interference, the Commission is adding to the rules as adopted a specific condition that such wide-band operation may not cause harmful interference to the station of another licensee utilizing narrow-band equipment.

5. It should also be noted that the Commission, on February 6, 1962, adopted a notice of proposed rule making in Docket No. 14503 (FCC 62-129), looking toward reduction of the frequency separation between assignable frequencies in the 25–42 Mc/s. Any amendments to Parts 10 or 16 adopted as the result of that proceeding will also recognize the exception provided hereby for low power transmitters.

6. Accordingly, pursuant to authority contained in sections 4(i) and 303 of the Communications Act of 1934, as amended: *It is ordered*, That effective May 1, 1962, § 10.104(b)(2) of Part 10 and § 16.104(b)(2) of Part 16 of the Commission's rules are amended in the manner set forth below; and the proceedings in this Docket No. 14042 are hereby terminated.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

Adopted: March 28, 1962.

Released: March 30, 1962.

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

1. The table contained in § 10.104(b)(2) of Part 10—Public Safety Radio Services, is amended to read as follows:

§ 10.104 Emission limitations.

* * * * * * *

(b) * * *

(2) * * *

Frequency band (Mc/s)	Authorized bandwidth (kc/s)	Frequency deviation (kc/s)
25 to 50	[1] 20	[1] 5
50 to 150	40	15
150 to 450	[1] 20	[1] 5
450 to 1000	40	15

[1] Transmitters operating with three watts or less plate power input to the final radio frequency stage may operate with an authorized bandwidth of 40 kc/s and a deviation of ±15 kc/s until not later than October 31, 1963: *Provided*, That harmful interference is not caused by such wide-band operation to any station of another licensee which is utilizing radio equipment meeting the narrow-band technical standards.

2. The table contained in § 16.104(b)(2) of Part 16—Land Transportation

Radio Services, is amended to read as follows:

§ 16.104 Emission limitations.

* * * * *

(b) * * *

(2) * * *

Frequency band (Mc/s)	Authorized bandwidth (kc/s)	Frequency deviation (kc/s)
25 to 50	[2] 20	[2] 5
50 to 150	40	15
150 to 450	[2] 20	[2] 5
450 to 952	40	15
Above 952	(1)	(1)

[1] As specified in § 16.111.

[2] Notwithstanding the provisions of § 16.8(f), transmitters operating with three watts or less plate power input to the final radio frequency stage may operate with an authorized bandwidth of 40 kc/s and a deviation of ±15 kc/s until not later than October 31, 1963: *Provided*, That harmful interference is not caused by such wideband operation to any station of another licensee which is utilizing radio equipment meeting the narrow-band technical standards.

[F.R. Doc. 62-3271; Filed, Apr. 3, 1962; 8:53 a.m.]

[Docket No. 14401; FCC 62-325]

PART 13—COMMERCIAL RADIO OPERATORS

Fraudulent Licenses

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

The Commission having under consideration § 13.70 of its rules pertaining to Commercial Radio Operators; and

It appearing that on November 21, 1961, the Commission issued a notice of proposed rule making, FCC 61-1381, published in the FEDERAL REGISTER November 30, 1961 (26 F.R. 11298), looking towards the amendment of § 13.70 so as to broaden the prohibition against fraudulent practices relating to commercial radio operator licenses. Interested parties were invited to file comments on or before January 2, 1962, and reply comments on or before January 12, 1962; and

It further appearing that no comments have been filed with respect to this matter; and

It further appearing that the amendment of § 13.70 so as to prohibit the duplication, alteration, and misuse of commercial operator licenses as well as the obtaining of such a license by fraudulent means would provide the Commission with a much broader basis upon which to pursue both administrative and criminal sanctions against those who seek to circumvent the Commission's commercial radio operator licensing standards; and

It further appearing, that the amendment herein adopted is issued pursuant to authority contained in sections 4(i), 303(l), and 303(r) of the Communications Act of 1934, as amended;

It is ordered, That, effective May 7, 1962, § 13.70 of the Commission's rules relating to Commercial Radio Operators is amended to read as follows:

§ 13.70 Fraudulent licenses.

No licensed radio operator or other person shall alter, duplicate, or fraudulently obtain, or assist another to alter, duplicate, or fraudulently obtain an operator license. Nor shall any person use a license issued to another or a license which he knows to have been altered, duplicated, or fraudulently obtained.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

It is further ordered, That the proceedings in Docket No. 14401 are hereby terminated.

Released: March 29, 1962.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 62-3270; Filed, Apr. 3, 1962; 8:53 a.m.]

Title 46—SHIPPING

Chapter II—Federal Maritime Board, Maritime Administration, Department of Commerce

SUBCHAPTER C—REGULATIONS AFFECTING SUBSIDIZED VESSELS AND OPERATORS

[General Order 20, 2d Rev., Amdt. 1]

PART 272—POLICY AND PROCEDURE REGARDING CONDUCTING OF SUBSIDY CONDITION SURVEYS AND ACCOMPLISHMENT OF SUBSIDIZED VESSEL MAINTENANCE AND REPAIRS

Subsidy Condition Survey Instructions

Section 272.3(b)(3) is hereby amended to read as follows:

§ 272.3 Subsidy condition survey instructions.

* * * * *

(b) * * *

(3) In those cases involving discontinuance of a maintenance and repair rate, permanent withdrawal from subsidized service, or contract termination without simultaneous renewal, the work contained in these specifications and verified by the Ship Repair and Maintenance Field Office as defects attributable to subsidized operation, will not be considered for subsidy participation unless it is accomplished not later than the next drydocking period (periodical or otherwise) and the ownership of the vessel is retained by the particular operator; provided, however, that the transfer of of ownership of a vessel to the United States pursuant to the provisions of section 510 of the Merchant Marine Act, 1936, as amended, shall not preclude subsidy participation otherwise permitted.

(Sec. 204, 49 Stat. 1987, as amended; 46 U.S.C. 1114)

Effective date: The foregoing amendment shall be effective as of the date of publication in the FEDERAL REGISTER.

Dated: March 30, 1962.

By order of the Maritime Subsidy Board/Maritime Administrator.

JAMES S. DAWSON, Jr.,
Secretary.

[F.R. Doc. 62-3252; Filed, Apr. 3, 1962; 8:52 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Bureau of Customs

[19 CFR Part 1]

CUSTOMS DISTRICTS, PORTS, AND STATIONS

Proposed Revocations and Consolidation of Certain Designations

MARCH 28, 1962.

Notice of the proposed revocation of the designations of Beaufort, North Carolina, as a customs port of entry and port of documentation, and of Morehead City, North Carolina, as a customs port of entry, and designation of a consolidated customs port of entry and port of documentation to be known as Beaufort-Morehead City, in Customs Collection District No. 15 (North Carolina).

The customs ports of entry of Beaufort and Morehead City, North Carolina, are situated on the east and west banks, respectively, of the mouth of the Newport River. The limits of each port now correspond to the corporate limits of each place, and at the nearest point are approximately one mile apart. Customs service is provided to both port areas by customs personnel assigned to Beaufort where a customhouse is maintained. No facilities are maintained in Morehead City nor are personnel assigned to this port. However, because Beaufort and Morehead City are each designated as ports of entry, separate customs, fiscal, statistical and other records must be prepared and maintained for each port. In addition, there are areas adjacent to each port which require frequent customs service but which are now outside the limits of each port. In order to improve customs management procedures, reduce operating costs, and extend the port limits to include adjacent areas now requiring frequent customs service, it is believed desirable to consolidate the existing ports of Beaufort and Morehead City, North Carolina, into a single port to be known as "Beaufort-Morehead City, North Carolina," and to redefine the limits of the combined port to include certain adjacent areas now outside the corporate limits of each.

Accordingly, notice is hereby given pursuant to section 4 of the Administrative Procedure Act (5 U.S.C. 1003) that under the authority vested in the President by section 1 of the Act of August 1, 1914, 38 Stat. 623 (19 U.S.C. 2), which was delegated to the Secretary of the Treasury by the President by Executive Order No. 10289, September 17, 1951 (3 CFR, Ch. II), and pursuant to authorization given to me by Treasury Department Order No. 190, Rev. 1 (26 F.R. 11877), and under the authority contained in section 2 of the Act of July 5, 1884, as amended (46 U.S.C. 2), and section 1 of the Act of February 16, 1925, as amended (46 U.S.C. 18), it is proposed to revoke the designations of Beaufort, North Carolina, as a customs port of entry and port of documentation, and of Morehead City, North Carolina, as a customs port of entry, both in Customs Collection District No. 15 (North Carolina), to designate in said district a consolidated customs port of entry and port of documentation to be known as "Beaufort-Morehead City, North Carolina," and to amend § 1.1(c) of the Customs regulations to reflect this change.

It is also proposed to include in the port of entry of Beaufort-Morehead City, North Carolina, all that area in Carteret County, North Carolina, bounded by a line beginning at the point of intersection of Mansfield Parkway and U.S. Highway 70; thence east along U.S. Highway 70 to intersection with corporate limits of Morehead City; thence north and east along corporate limits of Morehead City to intersection with west bank of Newport River; thence north along shoreline of Newport River to Crab Point; thence in a direct line eastward across Newport River to the mouth of Wading Creek; thence east along the south bank of Wading Creek to intersection with North Carolina State Route 101; thence south along State Route 101 to intersection with U.S. Highway 70; thence south along U.S. Highway 70 to intersection with Lenoxville Road; thence east along Lenoxville Road to Lenoxville Point; thence southwest across Taylor Creek and west along the southern shore of Carrot Island to a point opposite the western end of Horse Island; thence in a direct line westward to the southern tip of Radio Island; thence in a northwesterly direction to the southwest tip of the North Carolina State Port Terminal; thence west along the north shore of Bogue Sound to a point directly south of Mansfield Parkway; thence north along Mansfield Parkway to point of beginning.

It is further proposed to make Beaufort-Morehead City, North Carolina, the home port of all vessels home ported at Beaufort, North Carolina, on the effective date of this change.

Data, views, or arguments with respect to the proposed consolidation of the above-mentioned customs ports of entry may be addressed to the Commissioner of Customs, Washington 25, D.C. To assure consideration of such communications, they must be received in the Bureau of Customs not later than 30 days from the date of publication of this notice in the FEDERAL REGISTER. No hearings will be held (192–15.1).

[SEAL] JAMES A. REED,
Assistant Secretary of the Treasury.

[F.R. Doc. 62–3241; Filed, Apr. 3, 1962; 8:50 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 3]

[Docket No. 14398 (RM–276); FCC 62–361]

TABLE OF ASSIGNMENTS FOR TELEVISION BROADCAST STATIONS IN EAST LANSING, MICHIGAN

Further Notice of Proposed Rule Making

1. Notice is hereby given of rule making in the above-entitled matter.

2. The Commission on November 15, 1961, adopted a notice of proposed rule making to assign Channel 18 to East Lansing, Michigan (FCC 61–1370). This action was taken at the behest of the Superintendent of Public Instruction for the State of Michigan acting on behalf of the State Board of Education. The basis for the proposed action was to provide a more suitable channel for educational use, and we incorporate by reference the notice—which fully articulates this and other pertinent information—except to the extent hereinafter modified.

3. The Notice stated that the proposed change was within the purview of the Canadian–U.S.A. Television Agreement and that appropriate action would be taken by the Commission to obtain the necessary consent of the Canadian authorities. The Department of Transport (Canada) did not concur, but we proposed a different plan to which it has concurred. This alternative plan is as follows:

City	Channel	
	Present	Proposed
East Lansing, Mich.	60+	*24–, 60+
Coldwater, Mich.	24–	

4. The Commission is of the view that rule making should be instituted as to the alternative proposal.

5. Authority for the adoption of the amendments is contained in sections 4 (i) and (j), 303 and 307(b) of the Communications Act of 1934, as amended.

6. Pursuant to applicable procedures set out in § 1.213 of the Commission's rules, interested parties may file comments on or before April 30, 1962, and reply comments on or before May 11, 1962. In reaching its decision herein, the Commission will not be limited to consideration of comments of record, but will take into account all relevant information obtained in any manner from informed sources.

7. In accordance with the provisions of § 1.54 of the rules, an original and 14 copies of all written comments and

statements shall be furnished to the Commission.

Adopted: March 28, 1962.

Released: March 30, 1962.

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

[F.R. Doc. 62-3268; Filed, Apr. 3, 1962; 8:53 a.m.]

[47 CFR Part 3]

[Docket No. 14591 (RM-303); FCC 62-363]

TABLE OF ASSIGNMENTS FOR TELEVISION BROADCAST STATIONS IN HENDERSON-LAS VEGAS, NEVADA

Notice of Proposed Rule Making

1. Notice is hereby given of rule making in the above-entitled matter.

2. The Commission has before it for consideration a petition, filed on December 15, 1961, by Southern Nevada Radio and Television Company, licensee of KLRJ-TV, Channel 2—, at Henderson, Nevada, requesting rule making to shift that channel from Henderson to Las Vegas, Nevada, as follows:

City	Channel No.	
	Present	Proposed
Henderson, Nev.	2—	
Las Vegas, Nev.	8—, *10+, 13—	2—, 8—, *10+, 13—

Petitioner also requests that it be directed to show cause why its outstanding authorization for operation on Channel 2— at Henderson should not be modified to specify operation on Channel 2— at Las Vegas.

3. In support of its petition, Southern Nevada, urges: that Channel 2— is one of the three operating commercial VHF channels competing in the Las Vegas-Henderson market; that each is affiliated with a different network; that Channel 2—, whose transmitter and main studio are located on Henderson Highway at a point about 8 miles from Henderson and 3 miles from Las Vegas, provides a city grade signal to both communities; that by such a reallocation KLRJ-TV could be utilized more effectively by achieving competitive equality with the Las Vegas channels (KLAS-TV, Channel 8; KSHO-TV, Channel 13). An affidavit of Donald W. Reynolds, President of Southern Nevada, claims that Henderson with a population of about 12,000 [1] provides income to the station of less than $1,000 per month and that the identification with Henderson presents difficulties in selling national advertisers who are interested in the Las Vegas market.

4. The petition is opposed. The Henderson, Nevada Chamber of Commerce filed a letter of protest, Las Vegas Television, Inc., licensee of KLAS-TV, Channel 8, Las Vegas, filed an "Opposition to Petition" which (a) questions whether the licensee of Channel 2— ever intended to serve Henderson; (b) alleges that KLRJ-TV already is on a competitive equality with the two Las Vegas channels; and (c) asks that the Commission reconsider the grant of waivers to KLRJ-TV as to main studio site (at transmitter site between the city limits of Henderson and Las Vegas) and identification as "Henderson-Las Vegas". Petitioner, in its "Reply to Opposition", [2] contends that this is an untimely effort to have the Commission reconsider matters long since disposed of.

5. The Commission is of the view that rule making should be instituted in this matter, and interested parties are invited to submit their views and relevant data. If the Commission decides to adopt the amendment proposed by Southern Nevada Radio and Television Company or to otherwise change the Channel 2— assignment at Henderson, it shall take further action as may be deemed appropriate in the circumstances with respect to Southern Nevada's outstanding authorization for Channel 2—. Accordingly, we defer action upon its request for issuance of an order to show cause.

6. Authority for the adoption of the amendment proposed herein is contained in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended.

7. Pursuant to applicable procedures set forth in § 1.213 of the Commission's rules, interested parties may file comments on or before April 30, 1962, and reply comments on or before May 11, 1962. All submissions by parties to this proceeding must be made in written comments, reply comments, or other appropriate pleadings permitted under our rules.

8. In accordance with the provisions of § 1.54 of the rules, an original and 14 copies of all written comments and statements shall be furnished to the Commission.

Adopted: March 28, 1962.

Released: March 30, 1962.

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

[F.R. Doc. 62-3269; Filed, Apr. 3, 1962; 8:53 a.m.]

[47 CFR Part 4]

[Docket No. 14590; FCC 62-362]

MOBILE REMOTE PICKUP TRANSMITTERS

Notice of Proposed Rule Making

In the matter of amendment of Part 4, Subpart D of the Commission rules and regulations to permit mobile remote pickup transmitters to serve as automatic relay stations for pocket radio transmitters used at the scene of remote broadcasts, Docket No. 14590.

1. A pocket sized and low powered radio transmitter has recently been developed. This device was originally designed for use by a police officer on foot to communicate with his partner in a police car mobile unit, or to communicate with the police dispatcher via the mobile transmitter acting as an automatic relay station.

2. Southland Industries, Inc., licensee of WOAI and WOAI-TV, San Antonio, Texas, has inquired into the possibilities of using the device in covering remote broadcasts such as fires or other similar events where it would be impractical or impossible to move in close with regular mobile equipment. Since the useful range of such a device, under these conditions, would be quite limited, it would be necessary for the transmissions to be relayed back to the broadcast station over the regular mobile transmitter. If a reporter were covering the event alone, the mobile transmitter would be unattended while he was away from the car.

3. The Commission does not ordinarily permit the unattended operation of remote pickup broadcast stations. The frequencies used by such stations are shared with other broadcasters and the "blind" turning on of a remote pickup transmitter might disrupt a broadcast in progress. To avoid this, the operator of a remote pickup station is expected to monitor the frequency intended to be used before commencing operation. However, in the matter before us, the operator-reporter would be in the vicinity of the mobile transmitter and would, in fact, establish communication with the parent broadcast station before leaving the mobile unit. Consequently, the hazard of harmful interference to other stations or undetected malfunctioning of the mobile transmitter is substantially reduced.

4. The tests conducted by WOAI employed a battery-powered 1½-watt pack transmitter operating on 153.23 Mc/s with the receiver installed in the mobile unit. A signal received from the pack transmitter actuated a relay in the mobile unit which turned on a transmitter operating in the 450 Mc/s remote pickup band. The audio signal from the 150 Mc/s receiver then modulated the 450 Mc/s transmitter. A useful signal was received from the pack transmitter operating several blocks away. However, the reliable range of such a device operated by a man standing on the ground would probably be less. The transistorized pocket transmitters made for this type of opertion have an output power substantially less than 1½ watts.

5. We propose, therefore, to amend Part 4 of our rules to provide for this type of operation by broadcast station licensees. Since our present rules already provide for the licensing of low-powered pack or pocket type transmitters, it is only necessary to provide for the relaying of transmissions from the low-powered transmitter by regular mobile remote pickup transmitters while temporarily unattended. The proposed amendments are set forth below.

6. Authority for the adoption of the amendment proposed herein is contained in sections 4(i), 303, and 318 of the Communications Act of 1934, as amended.

[1] The 1960 Census reports a population of 12,525, Las Vegas 64,405.

[2] Filed February 16, 1962, after a 10-day extension of time.

7. Pursuant to applicable procedures set out in § 1.213 of the Commission's rules, interested parties may file comments on or before April 20, 1962, and reply comments on or before April 30, 1962. In reaching its decision on the rules and standards of general applicability which are proposed herein, the Commission will not be limited to consideration of comments on record, but will take into account all relevant information obtained in any manner from informed sources.

8. In accordance with the provisions of § 1.54 of the rules, an original and 14 copies of all written comments and statements shall be furnished to the Commission.

Adopted: March 28, 1962.

Released: March 30, 1962.

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

1. Section 4.437(c) is proposed to be amended to read as follows:

§ 4.437 Special rules relating to low power broadcast auxiliary stations.

* * * * *

(c) The license of a low power broadcast auxiliary station authorizes the transmission of cues and orders to production personnel and participants in broadcast programs and in the preparation therefor, the transmission of program material by means of a wireless microphone worn by a performer or other participant in a program during rehearsal and during the actual broadcast, or the transmission of comments, interviews, and reports from the scene of a remote broadcast by means of a pack or pocket transmitter operating in conjunction with a mobile remote pickup broadcast station. Such transmissions shall be intended for reception at a receiving point within the same studio, building, stadium, or similar limited indoor or outdoor area or at the location of a nearby mobile remote pickup broadcast station where it will be relayed to a broadcasting station for simultaneous or delayed broadcast.

2. Section 4.465 is proposed to be amended to read as follows:

§ 4.465 Operator requirements.

(a) A remote pickup broadcast station shall not be operated unless there is a qualified radio operator on duty at the place where the transmitting apparatus is located or at the control point where remote control operation is conducted pursuant to § 4.434, and in actual charge of the operation.

(b) An operator is considered qualified if he holds a valid first or second class radiotelephone or radiotelegraph operator's license or a restricted radiotelephone operator's permit.

(c) Where a low power pack or pocket transmitter is used to actuate a nearby portable or mobile remote pickup transmitter so that transmissions by the pack or pocket transmitter will be automatically relayed by the mobile transmitter, the operator of the mobile transmitter may leave it temporarily unattended in order to move about freely at the scene of a remote broadcast. Before leaving the mobile transmitter, the operator shall ascertain whether the channel on which the mobile transmitter operates is in use. The mobile transmitter shall be so equipped that it is turned on by a device actuated by the carrier of the pack or pocket transmitter and will transmit only when relaying transmissions of the pack or pocket transmitter.

(d) The operator on duty and in charge of the operation of a remote pickup broadcast station may, at the discretion of the station licensee, be employed for other duties or for the operation of another station or stations in accordance with the class of operator license held and the rules and regulations governing such other stations. However, such extra duties shall in no way interfere with the duties connected with the operation of the remote pickup station.

(e) Further provisions and restrictions concerning the operator's authority are contained in Part 13 of this chapter.

[F.R. Doc. 62-3267; Filed, Apr. 3, 1962; 8:53 a.m.]

FEDERAL POWER COMMISSION

[18 CFR Part 141]

CLASS C AND CLASS D PUBLIC UTILITIES AND LICENSEES

Proposed Revision of Annual Report Form

MARCH 29, 1962.

Revision of annual report form prescribed for Class C and Class D Public Utilities and Licensees Subject to the Federal Power Act, F.P.C. Form No. 1–F, Docket No. R–213.

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. It is proposed to amend, effective for the reporting year 1961, § 141.2 of the Commission's regulations Under the Federal Power Act "Form No. 1–F, Annual Report for public utilities and licensees, Classes C and D (privately owned)" which appears in Part 141—Statements and Reports (Schedules), of Subchapter D—Approved Forms, Federal Power Act, of Chapter I—Federal Power Commission, Title 18—Conservation of Power, of the Code of Federal Regulations, in the following respects:

(A) To prescribe the accompanying proposed revised annual report form as the F.P.C. Form 1–F. The annual report form prescribed by the aforesaid § 141.2 of said Part, Title and Code corresponds to, and appears at, pages 1–6 of the Commission's F.P.C. Form 1–F, Public Utilities and Licensees, Class C and Class D.[1]

(B) To prescribe a revised § 141.2 of the Commission's regulations to read as follows:

§ 141.2 Form No. 1–F, Annual Report for public utilities and licensees, Class C and Class D.

(a) (1) The form of Annual Report for Class C and Class D, public utilities and licensees, designated as F.P.C. Form No. 1–F[2] in the Commission's regulations under the Federal Power Act is prescribed for the year 1961 and thereafter.

(2) This report form is not prescribed for municipalities as defined in Section 3 of the Federal Power Act; i.e., a city, county, irrigation district, drainage district, or other political subdivision or agency of a State competent under the laws thereof to carry on the business of developing, transmitting, utilizing, or distributing power.

(b) Each public utility or licensee, as defined in the Federal Power Act which is included in Class C or Class D as defined in the Commission's Uniform System of Accounts Prescribed for Public Utilities and Licensees, effective January 1, 1961, shall prepare and file with the Commission for the year beginning January 1, 1961 or subsequently during the calendar year 1961 if its established fiscal year is other than the calendar year, and for each year thereafter, on or before the last day of the third month following the close of the calendar year or other established fiscal year (except that such reports for the calendar year 1961 or a fiscal year beginning during 1961 may be filed on or before _____ or three months after the end of the fiscal year) an original and one conformed copy of the above-designated F.P.C. Form 1–F, all properly filled out and verified. One copy of said report should be retained by the correspondent in its files. The conformed copy may be a carbon copy if legible.

(c) This annual report contains the following schedules:

Identification.
General Instructions.
General Information.
Security Holders and Voting Powers.
Officers and Directors.
Comparative Balance Sheet.
Accumulated Provision for Depreciation and Amortization of Utility Plant.
Capital Stock.
Long-Term Debt.
Condensed Income Statement.
Earned Surplus.
Electric Sales Data for the Year.
Sales of Electricity for Resale.
Electric Operation and Maintenance Expenses.
Purchased Power.
Utility Plant.
Generating Station Statistics.
Transmission Line Statistics.

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[1] For reporting years 1939 through 1958 this Commission had separate annual report forms for Class C and Class D public utilities and licensees. The report form for Class C companies was prescribed by Order No. 55 of September 7, 1938 (3 F.R. 2254, September 20, 1938) and amended by Order No. 76 of September 24, 1940 (5 F.R. 3860, October 1, 1940), Order No. 110 of December 21, 1943 (8 F.R. 17337, December 28, 1943), and Order No. 150 of November 22, 1949 (14 F.R. 7248, December 2, 1949). The report form for Class D companies was prescribed by Order No. 56 of September 7, 1938 (3 F.R. 2255, September 20, 1938), and amended by Order No. 77 of September 24, 1940 (5 F.R. 3860, October 1, 1940), Order No. 111 of December 21, 1943 (8 F.R. 17337, December 28, 1943), and by Order No. 150 of November 22, 1949 (14 F.R. 7248, December 2, 1959).

The combined report form, for Class C and Class D companies, F.P.C. Form No. 1–F was promulgated by Order No. 212 of March 26, 1959 (24 F.R. 2526, April 1, 1959).

[2] Form filed as part of original document.

Transmission Lines Added During Year.
Verification.

3. Schedules of the existing F.P.C. Form No. 1–F involving significant revisions are as follows:

Proposed Revised Form No. 1–F, Schedule Heading	Existing Form No. 1–F Page No.	Proposed Form No. 1–F Page No.
General Information	1	1
Comparative Balance Sheet	1	3
Accumulated Provision for Depreciation and Amortization of Utility Plant	4	4
Condensed Income Statement	2	5
Earned Surplus	2	5
Electric Sales Data For the Year	2	6
Sales of Electricity for Resale	3	6
Electric Operation and Maintenance Expenses	3	6
Purchased Power	3	7
Utility Plant	3	7

4. The exact nature of each of the proposed revisions is fully set forth in the respective accompanying schedule pages. The changes would be accomplished mainly through modification of existing schedules. One new schedule would be added, Transmission Lines Added During Year.

5. The proposed revisions will adapt the Annual Report Form to changes prescribed in the Uniform System of Accounts, effective January 1, 1961. The more important revisions may be stated as follows:

(a) The proposed form contains nine pages compared to the six pages of the existing form; this is necessitated by the fact that there are now, for the first time, separate classifications of accounts for Class C and Class D companies and by the need for certain additional data;

(b) The balance sheet and income statement in the existing form cover the reporting year only, whereas in the proposed form those two schedules are stated on a comparative basis for the reporting year and the year previous; and

(c) The proposed form for the first time provides separate schedules for reporting purchased power and sales of electricity for resale whereas in the existing form these two kinds of data are found in one schedule.

6. The amendments to the Commission's regulations under the Federal Power Act and to F.P.C. Form 1–F herein described and as set forth in the Schedule Pages annexed hereto are proposed to be issued under the authority granted the Federal Power Commission by the Federal Power Act particularly sections 3(13), 4 (a), (b), (c), 301(a), 302, 304, 309, and 311 thereof (49 Stat. 838, 839, 854, 855, 858, 859; 16 U.S.C. 796(13), 797 (a), (b), (c), 825(a), 825a, 825c, 825h, and 825j).

7. Any person may submit to the Federal Power Commission, Washington 25, D.C., not later than April 20, 1962, data, views, comments and suggestions in writing concerning the proposed revised report form and regulations. An original and nine conformed copies of any such submittals should be filed. The Commission will consider any such written submittals before acting on the proposed revised report form and regulations.

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 62–3231; Filed, Apr. 3, 1962; 8:49 a.m.]

[18 CFR Part 260]

[Docket No. R–211]

CLASS C AND CLASS D NATURAL GAS COMPANIES

Proposed Revision of Annual Report Form

MARCH 29, 1962.

Revision of annual report form prescribed for Class C and Class D Natural Gas Companies subject to the Natural Gas Act, F.P.C. Form No. 2–A.

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. It is proposed to amend, effective for the reporting year 1961, § 260.2 of the Commission's regulations under the Natural Gas Act "Annual report for natural gas companies [1] (Class C and D); FPC Form No. 2–A" which appears in Part 260—Statements and Reports (Schedules), of Subchapter G—Approved Forms, Natural Gas Act, of Chapter I—Federal Power Commission, Title 18—Conservation of Power, of the Code of Federal Regulations in the following respects:

(A) To prescribe the accompanying proposed revised annual report form as the F.P.C. Form No. 2–A. The annual report form prescribed by the aforesaid § 260.2 of said Part, Title and Code corresponds to, and appears at, pages 1–19 of the Commission's F.P.C. Form 2–A, Natural Gas Companies (Class C and Class D) prescribed by Order No. 90 of February 7, 1942 (7 F.R. 1018, February 17, 1942). The annual report form was thereafter amended by Order No. 150 of November 22, 1949 (14 F.R. 7248, December 2, 1949) and by Order No. 171–A of May 17, 1954 (19 F.R. 2965, May 21, 1954).

(B) To prescribe a revised § 260.2 of the Commission's regulations to read as follows:

§ 260.2 Form No. 2–A; Annual report for natural gas companies (Class C and Class D).

(a) The form of Annual Report for Class C and Class D, natural gas companies, designated as F.P.C. Form No. 2–A [2] in the Commission's regulations under the Natural Gas Act is prescribed for the year 1961 and thereafter.

(b) Each natural gas company, as defined in the Natural Gas Act which is included in Class C or Class D as defined in the Commission's Uniform System of Accounts Prescribed for Natural Gas Companies Subject to the Provisions of the Natural Gas Act, effective January 1, 1961, shall prepare and file with the Commission for the year beginning January 1, 1961, or subsequently during the calendar year 1961 if its established fiscal year is other than the calendar year, and for each year thereafter, on or before the last day of the third month following the close of the calendar year or other established fiscal year (except that such reports for the calendar year 1961 or a fiscal year beginning during 1961 may be filed on or before _____ or three months after the end of the fiscal year) an original and one conformed copy of the above-designated F.P.C. Form 2–A, all properly filled out and verified. One copy of said report should be retained by the correspondent in its files. The conformed copy may be a carbon copy if legible.

(c) This annual report contains the following schedules:

Identification.
General Instructions.
General Information.
Security Holders and Voting Powers.
Officers and Directors.
Comparative Balance Sheet.
Accumulated Provision for Depreciation, Depletion and Amortization of Utility Plant.
Capital Stock.
Long-Term Debt.
Condensed Income Statement for the Year.
Earned Surplus.
Gas Sales Data for the Year.
Gas Operation and Maintenance Expenses.
Sales for Resale—Natural Gas.
Gas Purchases.
Utility Plant Natural Gas Companies.
Gas Account—Natural Gas.
General Information Concerning Plant and Operations Verification.

3. Schedules of the existing F.P.C. Form No. 2–A involving significant revisions are as follows:

Proposed Revised Form No. 2–A, Schedule Heading	Existing Form No. 2–A Page No.	Proposed Form No. 2–A Page No.
General Instructions	(1)	1
General Information	1	1
Comparative Balance Sheet	2–3	3
Accumulated Provision for Depreciation, Depletion and Amortization of Utility Plant	11	4
Condensed Income Statement	4–5	5
Earned Surplus	4–5	5
Gas Sales Data For the Year	12	6
Gas Operation and Maintenance Expenses	13–16	6
Utility Plant Natural Gas Companies	6–9	9
Gas Accounts	17	10

[1] Reverse side front cover.

4. The exact nature of each of the proposed revisions is fully set forth in the respective accompanying schedule pages. The changes would be accomplished mainly through the modification of existing schedules. Six new schedules would be added: Security Holders and Voting Powers; Officers and Directors; Capital Stock; Long-Term Debt; Sales of Natural Gas for Resale; and Gas Purchases. Two schedules will be omitted: Gas Plant in Process of Reclassification and System Map (Class C Natural Gas Companies).

5. The proposed revisions will adapt the Annual Report Form to changes prescribed in the Uniform System of Ac-

[1] Under the Commission's Order No. 174–B of December 16, 1954 (19 F.R. 8807, December 23, 1954), this form does not apply to independent producers of natural gas.

[2] Form filed as part of original document.

counts, effective January 1, 1961. The more important revisions may be stated as follows:

(a) The overall length of the form has been shortened, even though six schedules have been added;

(b) There has been a lessening of the reporting requirements for data concerning plant and expenses; instead of requiring the aforesaid data by detailed plant and expense accounts the proposed form requires that such data be reported solely by functions; and

(c) The reporting requirements for gas receipts and deliveries has been condensed.

6. The amendments to the Commission's regulations Under the Natural Gas Act and to F.P.C. Form 2–A herein described and as set forth in the Schedule Pages annexed hereto are proposed to be issued under the authority granted the Federal Power Commission by the Natural Gas Act particularly sections 8, 9(b), 10, and 16, thereof (52 Stat. 825, 826, 830; 15 U.S.C. 717g, 717h(b), 717i, and 717o).

7. Any person may submit to the Federal Power Commission, Washington 25, D.C., not later than April 20, 1962, data, views, comments and suggestions in writing concerning the proposed revised report form and regulations. An original and nine conformed copies of any such submittal should be filed. The Commission will consider any such written submittals before acting on the proposed revised report form and regulations.

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 62–3230; Filed, Apr. 3, 1962; 8:49 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Office of the Secretary

[Dept. Circ. 570, 1961 Rev. Supp. No. 23]

PACIFIC NATIONAL FIRE INSURANCE CO.

Change of Name to Pacific National Insurance Co.

MARCH 29, 1962.

Pacific National Fire Insurance Co., a California corporation, has formally changed its name to Pacific National Insurance Co., effective January 2, 1962. Copies of the Certificate of Amendment of Articles of Incorporation of Pacific National Fire Insurance Co. filed with the secretary of state of the State of California on January 2, 1962, changing the name of Pacific National Fire Insurance Co. to Pacific National Insurance Co., have been received and filed in the Treasury.

The change in name of Pacific National Fire Insurance Co. does not affect its status or liability with respect to any obligation in favor of the United States or in which the United States has an interest, which it may have undertaken pursuant to its authority under the Act of Congress approved July 30, 1947 (6 U.S.C., secs. 6–13), to qualify as sole surety on such obligations.

The name of the company will appear as Pacific National Insurance Co., San Francisco, Calif., in the next annual revision of this circular (Treasury Dept. Circ. No. 570) which lists the companies authorized to act as acceptable sureties on bonds in favor of the United States.

[SEAL] W. T. HEFFELFINGER,
Fiscal Assistant Secretary.

[F.R. Doc. 62–3242; Filed, Apr. 3, 1962; 8:51 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[No. 62–16]

OREGON

Notice of Proposed Withdrawal and Reservation of Lands

MARCH 28, 1962.

The Corps of Engineers, Department of the Army, has filed through the Manager of the Portland Land Office an application, Serial No. Oregon 012389, for the withdrawal of the land described below, subject to valid existing rights, from all forms of appropriation under the public land laws, including the mining and mineral-leasing laws.

The applicant desires the land for the establishment and operation of a Seismological Observatory under the Vela project in connection with the National Defense effort. Administration of the land for grazing purposes will remain with the Bureau of Land Management.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 710 NE. Holladay, Portland 12, Oreg.

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

The determination of the Secretary of the Interior on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

WILLAMETTE MERIDIAN, OREGON

T. 8 S., R. 44 E.,
Sec. 28: NE¼NE¼—40 acres.

GARTH H. RUDD,
Acting State Director.

[F.R. Doc. 62–3197; Filed, Apr. 3, 1962; 8:46 a.m.]

CIVIL AERONAUTICS BOARD

[Docket 12876]

BRANIFF AND CONTINENTAL RESTRICTIONS

Notice of Prehearing Conference

In the matter of the amendment of the certificates of public convenience and necessity of Braniff Airways, Inc., and Continental Air Lines, Inc., for routes 9 and 29, respectively.

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on April 17, 1962, at 10 a.m., e.s.t., in Room 1029, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Robert L. Park.

Dated at Washington, D.C., March 29, 1962.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 62–3250; Filed, Apr. 3, 1962; 8:52 a.m.]

[Docket 10976 etc.]

PACIFIC AIR LINES, INC., EXCURSION FARES

Notice of Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on April 17, 1962, at 10 a.m., Room 803, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Milton H. Shapiro.

Dated at Washington, D.C., March 29, 1962.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 62–3251; Filed, Apr. 3, 1962; 8:52 a.m.]

[Docket 13509; Order No. E–18165]

AMERICAN FLYERS AIRLINE CORP. ET AL.

Order Tentatively Approving Agreements

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 29th day of March 1962.

In the matter of agreements filed under section 412 of the Federal Aviation Act of 1958 among American Flyers Airline Corp., Capitol Airways, Inc., Modern Air Transport, Inc., Overseas National Airways, Purdue Aeronautics Corp., Saturn Airways, Inc., Southern Air Transport, Inc., Trans International Airlines, Inc., World Airways, Inc., concerning the establishment of the National Air Carrier Association, Inc., Agreements CAB 16058, 16058–A1, 16058–A2, Docket 13509.

There has been filed with the Board for approval under section 412 of the Federal Aviation Act of 1958, as amended (the Act), the certificate of incorporation and by-laws of the National Air Carrier Association, Inc. (NACA), a newly organized association of supplemental air carriers.[1] NACA's purposes, among others, are to represent its members in offering air transportation of military personnel and supplies; to represent its members at military installations so that they may participate in air lift requirements to and from such installations; to secure enactment of laws and regulations relating to military transportation and air carriers; to assist in the air transportation requirements of the U.S. Government in the interest of national defense in accordance with requests made upon its members in conformity with approved government policies; to represent its members in offering air transportation under contract with Federal, State, and local governments, and in offering air transportation of persons and property under contract, charter or individually ticketed arrange-

[1] NACA was incorporated in Delaware on Dec. 19, 1961, under the name Military Air Carrier Association, Inc., and the certificate of incorporation was filed Dec. 21, 1961 (CAB 16058). A certificate of incorporation reflecting the revised name was filed Jan. 5, 1962 (CAB 16058–A1). NACA's bylaws were adopted Jan. 12, 1962, and filed Jan. 15, 1962 (CAB 16058–A2). Unless otherwise stated in this order, references to "the agreement" are meant to comprehend both the certificate of incorporation and the bylaws.

ments; and to promote air safety, particularly in military transportation. In addition, the agreements cover such matters as: (1) Membership requirements, discussed infra; (2) members' meetings and voting rights; (3) directors' meetings, voting rights and powers; (4) powers and duties of the officers; (5) annual dues, established at $12,000 for members and $2,400 for associate members, and a general provision for assessments to be related to military or commercial revenues secured through NACA; (6) establishment and operation of a Committee on Safety and Practices, discussed infra; (7) rules regarding participation of NACA, its officers and employees in Board proceedings; and (8) a requirement for an affirmative vote of 75 percent of the members of the board of directors to amend the bylaws.

The agreement provides for written notice for all meetings of members, and specifies that either a majority of the directors or a majority of the stockholders may institute a special meeting of the stockholders for any purpose. A majority of the stockholders constitute a quorum at all members meetings, each member has one vote unless delinquent on dues and assessments, and members may give proxies to corporate officers.

As to directors, there are to be seven, elected for rotating 3-year terms, and they must be officers or employees of the corporate members. Regular directors' meetings may be held without notice but special directors' meetings, callable by the president, secretary, or upon written request of three directors, require 5 days notice to each director. A majority of directors constitute a quorum. A majority of the directors present at any meeting at which there is a quorum may transact all business presented, unless otherwise provided by statute or the bylaws. Each director has one vote but may not vote by proxy. The board of directors is to manage NACA's property and affairs in all respects not reserved to the members by statute or these agreements.

NACA's stated purposes are similar in substantial respects to those of an existing association of supplemental air carriers, Independent Airlines Association (IAA), and NACA's members, with the exception of Overseas National Airways, were until recently affiliated with IAA. On January 4, 1962, IAA filed, in its own name, a motion for permission to participate in Board proceedings relating to Agreement CAB 16058, alleging that its property and financial interests are affected by the formation of NACA.[2] On the same date, IAA filed a motion for a hearing, incorporating by reference certain data included in the motion to participate.[3] The motions state that seven of the eight charter members of NACA are members of IAA and are trying to resign from IAA without paying their financial obligations to IAA; that the seven owe IAA their share of IAA's debts and accumulated deficits and that, without receiving a proper share of its obligations from all members, IAA cannot pay its obligations; and that a hearing will establish that IAA's deficits were incurred with the express or implied approval of certain IAA directors associated with six of the charter members of NACA.

On January 22, 1962, Eastern Air Lines, Inc. (Eastern) filed a petition (Docket 13347) requesting the Board to investigate the circumstances concerning Agreement CAB 16058, to deny approval of the agreement until arrangements are made for protection of the general creditors of IAA, and to allow Eastern to participate in any proceeding before the Board upon these matters. Eastern states that IAA probably cannot meet its obligations without the continued membership in IAA of seven of the charter members of NACA; that IAA owes Eastern $55,037.08 for air transportation charges incurred on an air travel plan credit account; that it is obvious that an assessment against the seven will be necessary if IAA is to meet its obligations; that Board approval of the agreements would enable a group of carriers to avoid making substantial payments owed another air carrier; and that such avoidance would not foster sound economic conditions in air transportation, and would represent an unfair, if not destructive, competitive practice.

Answers to IAA's motion for a hearing[4] and to Eastern's petition were filed by the individual members of NACA on January 15 and January 23, 1962, respectively. The first of these answers presents statements indicating a lesser total deficit than claimed by IAA;[5] statements indicating that, at the dates of resignation, IAA owed each of its resigning members more than each owed it; and statements by each carrier to the effect that it is willing to pay its legal obligations to IAA.[6] In their answer to Eastern's petition NACA's members state that Eastern's problem is one over which a court has jurisdiction, and that the Board should not have the responsibility of acting as bill collector or receiver; that NACA's members had a legal right to resign from IAA and are not legally responsible for IAA's debts; that IAA's financial problems result from a change in military procurement policies rather than from resignation of the seven members; that such change has redounded to Eastern's benefit to the extent of several hundred thousand dollars revenue monthly; and that the public interest considerations of section 412 of the Act are broader than the interests of Eastern and in this instance involve establishment of a new association which will establish safety and traffic standards for a substantial segment of the supplemental air carrier class, presently a critical matter.

Finally, on January 4, 1962, United States Overseas Airlines, Inc. (USOA) filed a comment alleging generally that four members of IAA, two of which are members of the new association, have made simultaneous and uniform changes in rates for the transportation of military recruits; that while USOA is not opposed in principle to the formation of air carrier associations for legitimate purposes, it hopes that the qualifying criteria for admission to NACA will not include identical rates to be fixed simultaneously between the members to capture a military market; and requesting a hearing, in either an enforcement proceeding or for approval of the instant agreements.

The Board has examined the agreements as well as opposing and supporting statements and has tentatively decided to approve the agreements subject to certain conditions, discussed infra. However, before acting finally, the Board will provide an opportunity for interested persons to submit comments on the matter.

The Board believes that the dispute over IAA's debts is not a matter which bears on the public interest aspects of the instant agreements. Rather, the question involves private interests and as such is one that should be settled among the parties. Suffice it to say that the action herein is not intended to, nor does it, relieve any party from such obligations as they may have. Accordingly, we find no basis for assigning this matter for evidentiary hearing. For the same reasons we find that Eastern's request that approval of the agreements be withheld until arrangements are made for protection of IAA's creditors does not pose valid objections to the action adopted herein. Finally, the Board does not construe the agreements before it as in any way pertaining to joint action of the member carriers respecting rates and charges, and therefore will not grant USOA's request for a hearing in connection with such agreements. If USOA believes that acts of the four carriers, or any other combinations of carriers, are disadvantageous to it, it has recourse to procedures under which it may separately present its case to the Board.

As stated above, our approval of NACA will be subject to certain conditions and, in this connection, a review of the new association's membership requirements is appropriate. Members are required to purchase one share of nontransferable stock of NACA at $5,000. They must be authorized by the Board to engage in air transportation as common carriers and

[2] By letter of Jan. 19, 1962, the Board granted this motion, pursuant to § 263.3(1) of the Economic Regulations, to the extent of permitting IAA to present pertinent allegations of fact and argument relating to the effect of the proposed formation of NACA on its property or financial interests.

[3] Pursuant to the ruling referred to in footnote 2, supra, the Board will consider this second motion only to the extent that it deals with the possible effect of NACA's formation in IAA's property or financial interests.

[4] This answer will only be considered to the extent it relates to subject matter permitted in IAA's motions. See footnotes 2 and 3, supra.

[5] These figures indicate a total deficit of $34,463 at Sept. 30, 1961. Figures submitted by IAA show a total deficit of $85,311 at Apr. 30, 1961.

[6] On Feb. 1, 1962, IAA moved for leave to reply to NACA's answer to IAA's motion for a hearing. IAA's latest filing, which we will consider under § 302.18 of the Economic Regulations, contained a balance sheet as of Nov. 30, 1961, indicating a total deficit of $80,563; disputed the assertion that each NACA member is owed more by IAA than it owes; and alleges that the statement by each NACA member that it is willing to pay its legal obligations also contains a disclaimer that the carrier will not pay any assessment levied by IAA to cover its deficit.

must have been engaged in such business continuously for the 6 months preceding application for membership. They must be authorized by the Military Air Transport Service (MATS), or other appropriate branch of the Department of Defense, to engage in air transportation for the Department of Defense. They must hold valid air carrier operating certificates issued by the Federal Aviation Agency (FAA) and in addition must be independently certified by NACA's own Committee on Safety and Practices as discussed infra. Members may not belong to, or participate in, another association designated by the military to represent its members for transportation of military personnel or cargo to or from military installations. Finally, applicants for membership must be endorsed by two members in good standing and be approved by an affirmative vote of two-thirds of the directors present at the directors' meeting at which the application is considered.

Any air carrier operating only twin engine aircraft may be admitted to associate membership in NACA providing that it meets the foregoing requirements except as to purchase of NACA stock and the holding of military clearance. Associate members may attend, but not vote at, member meetings.

Certain of NACA's membership requirements appear unduly restrictive from the standpoint of recognized antitrust principles. For example, the requirement that an applicant must have engaged in air transportation as a common carrier continuously for the 6 months preceding application for membership would seem to serve no useful purpose with respect to, and might foster possible prejudicial treatment of, an applicant fully qualified in all other respects. We intend, therefore, to condition our approval to prohibit imposition of the 6-month requirement.

In similar vein, the provisions that applicants for membership must be endorsed by two members in good standing and be approved by an affirmative vote of two-thirds of the directors present at the meeting at which the application is considered appear objectionable. The potential exclusionary nature of such subjective criteria assumes added significance in an association such as NACA, where possession of membership may affect substantially a carrier's ability to secure military traffic, generally developed through associations. Under such circumstances, the power held by the existing membership and the board of directors of NACA could conceivably be used to administer the membership requirements so as to result in unjust economic advantage. We do not regard the existence of similar and competing associations as justification for basically exclusionary provisions in the rules of any single such association. It is obvious that if the Board were to permit one association to retain such provisions, the other associations would insist on similar privileges. This might lead to new applicants being denied membership in any association, a perhaps fatal competitive handicap. Accordingly, the Board will condition its approval herein to preclude as a criterion for membership the requirement for endorsement by two members and approval by the board of directors of NACA.

The requirement that members must be certified by NACA's Committee on Safety and Practices calls for specific consideration. This committee is to be appointed by NACA's directors for the purpose of prescribing standards of safety and practices, subject to approval of the directors, and to ascertain the continued compliance of members with such standards and procedures as well as with the other prerequisites for membership. If the committee determines that any member has failed to satisfy any of the standards which are prerequisite for continued membership, it shall report such delinquency to the board of directors together with a recommendation for (a) a fine of up to $5,000; (b) temporary suspension of membership pending correction of the deficiency to the committee's satisfaction; or (c) expulsion from NACA membership. A vote of a majority of all directors is required to expel a member,[7] and such member has the right to submit his case to binding arbitration, the expense of which is to be borne by the losing party. Applicants for membership who are not certified by the committee as having complied with safety standards prescribed by the committee have similar arbitration rights.

Insofar as safety rules are concerned, the Board welcomes efforts of air carriers and air carrier associations directed toward achieving high standards of safety. However, the Board believes that self-governing rules should be stated in terms of objective standards. Thus, here it is the Board's view that any initial refusal of membership in NACA, or suspension or termination of membership, should be confined to instances in which an air carrier's operating certificate has been denied, suspended or revoked by FAA, or where it is unable to secure or retain the necessary safety clearance by MATS, and not for violations of any safety rules independently prescribed by by NACA.[8]

The Board notes that the bylaws as presently drawn provide for arbitration of disputes only in case of rejection of an applicant for membership or expulsion of a member. It appears important, and equally appropriate, that arbitration also be provided in cases involving the fine or suspension of a member. It is to be noted that the agreement does not contain detailed procedures for handling arbitration cases. The Board believes that such procedures should be adopted promptly and submitted to the Board.

In order that the Board may be apprised of the manner in which the activities of NACA are being conducted, it will require the submission of minutes of meetings, statements of fines and arbitration, and reports on other matters, as set forth hereinafter.

Finally, it has already been noted that the bylaws broadly empower the board of directors to take various types of actions. For example, in connection with establishment of a Traffic Procurement Division, the directors are to determine procedures for the allocation of both military and commercial business among members. In this connection, it is to be understood that any order of approval of the instant agreements would not extend to other resolutions or actions taken by NACA or the members thereof. Any such matters which are subject to section 412 of the Act must be separately submitted to the Board for approval.

In line with the foregoing, the Board tentatively finds that the agreements are not adverse to the public interest or in violation of the Act, and should be approved if such approval is made subject to the following conditions:

1. That an applicant for membership[9] in NACA shall not be refused membership nor an existing member be suspended or expelled, if otherwise fully qualified, on any of the following grounds:

(a) Failure to have engaged in air transportation as a common carrier continuously for the 6 months preceding application;

(b) Failure to be endorsed by two members in good standing;

(c) Failure to be approved by an affirmative vote of two-thirds of the members of the board of directors of NACA present at the meeting at which the application is considered;

(d) Failure to have complied with safety standards prescribed by NACA, except to the extent that such standards may be embodied in operating specifications approved by FAA, unless such failure involves denial, suspension or revocation of the air carrier's operating certificate by FAA or the withholding of authorization by MATS.

2. That action on the part of NACA involving fine or suspension of a member shall, at the election of such member, be submitted to binding arbitration.

3. That NACA shall file with the Board, within thirty (30) days of adoption, a copy of detailed procedures adopted for handling all matters relating to arbitration of disputes.

4. That NACA shall file with the Board, within thirty (30) days of submission, copies of written opinions and reports submitted by its Committee on Safety and Practices or actions of its board of directors, or decisions of arbitrators which result in a refusal of membership, or in suspension or expulsion of a member. The names of the carrier parties to the proceedings which are the subject of such opinions, reports and decisions may be deleted therefrom for the purposes of this paragraph.

5. That NACA shall file with the Board, within thirty (30) days of sub-

[7] It is presumed that suspensions or fines would be handled in accordance with the procedures governing directors' voting heretofore outlined.

[8] What we have here said will not preclude NACA from working with FAA toward the development of uniform, high specifications for operations to be incorporated in the air carrier operating certificates of NACA members. Such specifications when approved by FAA, have the same general force and effect as if originally published by FAA. It is our understanding that this result is satisfactory to NACA.

[9] Where used in these conditions the terms membership and member are to include associate membership and associate member, respectively.

mission, copies of all other material submitted to its member carriers by its Committee on Safety and Practices.

6. That NACA shall maintain full and complete minutes of meetings of its board of directors and of its general membership.[10]

7. That NACA shall file such minutes with the Board, within thirty (30) days after the meeting.[11]

8. That NACA shall file with the Board a true copy, or if oral a true and complete memorandum, of any public relations campaign or program authorized or adopted by NACA's board of directors or members, within thirty days after such adoption.

9. That the action of the Board herein shall not be construed as an approval or disapproval of any contract, agreement, or resolution entered into, or any action taken pursuant to the instant agreements, as currently or hereafter constituted.

Accordingly, it is ordered:

1. That final action on Agreements CAB 16058, 16058–A1, and 16058–A2 be and it hereby is deferred for a period of 20 days to permit the filing of comments by interested persons[12] relative to the Board's tentative decision herein;

2. That a copy of this order be served on all supplemental air carriers, Eastern, NACA, IAA, and the Supplemental Air Carrier Conference; and

3. That this order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 62–3249; Filed, Apr. 3, 1962; 8:52 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 13822, 13823; FCC 62M–455]

BI-STATES CO. (KHOL–TV) AND TOPEKA BROADCASTING ASSOCIATION, INC. (WIBW–TV)

Order Continuing Hearing Conference

In re applications of Bi-States Co. (KHOL–TV), Kearney, Nebr., Docket No. 13822, File No. BPCT–2718; Topeka Broadcasting Association, Inc. (WIBW–TV), Topeka, Kans., Docket No. 13823, File No. BPCT–2743; for construction permits for new transmitter sites.

The Hearing Examiner having under consideration the written request of counsel for Bi-States Co., one of the applicants in the above-entitled proceeding, filed on March 27, 1962, requesting that the further prehearing conference presently scheduled for April 3, 1962, be continued to May 3, 1962;

It appearing, that the presently scheduled date for the aforesaid prehearing conference is in conflict with the NAB Convention in Chicago, and, by reason thereof, counsel will not be available on the said date; and

It further appearing, that good cause has been shown for a grant of the requested relief, in part, and that the other parties to this proceeding do not object:

It is ordered, This 28th day of March 1962, that the written request of Bi-States Co. filed on March 27, 1962, for a continuance of the prehearing conference presently scheduled for April 3, 1962, be, and the same is, hereby granted, in part, and that the said further prehearing conference, be, and the same is, hereby continued to April 10, 1962, at 9:30 a.m.

Released: March 29, 1962.

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

[F.R. Doc. 62–3261; Filed, Apr. 3, 1962; 8:53 a.m.]

[Docket No. 14583; FCC 62M–462]

FIFTH MARKET BROADCASTING CO., INC. (WGSM)

Order Scheduling Hearing

In re application of Fifth Market Broadcasting Co., Inc., (WGSM), Huntington, New York, Docket No. 14583, File No. BP–14332; for construction permit.

It is ordered, This 28th day of March 1962, that Millard F. French will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commerce on June 4, 1962, in Washington, D.C.; and: *It is further ordered,* That a prehearing conference in the proceeding will be convened by the presiding officer at 9 a.m., Friday, May 4, 1962.

Released: March 29, 1962.

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

[F.R. Doc. 62–3262; Filed, Apr. 3, 1962; 8:53 a.m.]

[Docket Nos. 14585, 14586; FCC 62M–464]

GROSSCO, INC., AND VALLEY BROADCASTING CO.

Order Scheduling Hearing

In re applications of Grossco, Inc., West Hartford, Connecticut, Docket No. 14585, File No. BPH–3222; The Valley Broadcasting Company, Ansonia, Connecticut, Docket No. 14586, File No. BPH–3241; for construction permits (FM).

It is ordered, This 28th day of March 1962, that Millard F. French will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on May 31, 1962, in Washington, D.C.; and: *It is further ordered,* That a prehearing conference in the proceeding will be convened by the presiding officer at 9 a.m., Monday, May 7, 1962.

Released: March 29, 1962.

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

[F.R. Doc. 62–3263; Filed, Apr. 3, 1962; 8:53 a.m.]

[Docket No. 14380; FCC 62M–458]

KSAY BROADCASTING CO.

Order Rescheduling Hearing

In re application of Grant R. Wrathall and Taft R. Wrathall as Trustee for Grant R. Wrathall, Jr., Charlotte Wrathall, Lawrence Wrathall and Loretta Wrathall, d/b as KSAY Broadcasting Company, San Francisco, California, Docket No. 14380, File No. BR–3528; for renewal of license of Standard Broadcast Station KSAY.

The Hearing Examiner having under consideration (1) his hearing schedule which requires his presence in Salem, Oregon on May 7, 1962; and (2) the possibility that the hearing in the above-entitled matter may require a full week to complete: *It is ordered,* This 28th day of March 1962, that the hearing now scheduled in this matter for May 1, 1962 be and it hereby is rescheduled to commence at 10 a.m., Monday, April 30, 1962, in San Francisco, California.

Released: March 29, 1962.

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

[F.R. Doc. 62–3264; Filed, Apr. 3, 1962; 8:53 a.m.]

[Docket No. 14584; FCC 62M–463]

DON H. MARTIN (WSLM)

Order Scheduling Hearing

In re application of Don H. Martin (WSLM), Salem, Indiana, Docket No. 14584, File No. BP–13712; for construction permit.

It is ordered, This 28th day of March 1962, that Chester F. Naumowicz, Jr., will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on May 28, 1962, in Washington, D.C.; and: *It is further ordered,* That a prehearing conference in the proceeding will be convened by the presiding officer at 9 a.m., Monday, April 30, 1962.

Released: March 29, 1962.

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

[F.R. Doc. 62–3265; Filed, Apr. 3, 1962; 8:53 a.m.]

[10] Such minutes shall contain, inter alia, a summary of the discussion identifying each participant on each matter, regardless of the action, or lack of action taken thereon.

[11] The filing of minutes will not relieve NACA from the requirement for filing separately contracts and agreements subject to sec. 412 of the Act.

[12] Such comments shall conform with the general requirements of the Board's Rules of Practice in Economic Proceedings.

[Docket No. 14581, 14582; FCC 62M-461

WIDU BROADCASTING, INC., AND AL-OR BROADCASTING CO.

Order Scheduling Hearing

In re applications of WIDU Broadcasting, Inc., Asheboro, North Carolina, Docket No. 14581, File No. BP-14348; W. A. Corbett, J. R. Marlowe, Roy Cox, Jr., tr/as Al-Or Broadcasting Company, Mebane, North Carolina, Docket No. 14582, File No. BP-15051; for construction permits.

It is ordered, This 28th day of March 1962, that H. Gifford Irion will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on May 31, 1962, in Washington, D.C.; and: *It is further ordered,* That a prehearing conference in the proceeding will be convened by the presiding officer at 9 a.m., Monday, April 30, 1962.

Released: March 29, 1962.

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

[F.R. Doc. 62-3266; Filed, Apr. 3, 1962; 8:53 a.m.]

FEDERAL MARITIME COMMISSION

[Docket No. 988]

COMMONWEALTH STEAMSHIP, INC., ET AL.

Notice of Hearing and of Oral Argument

In the matter of agreements 8745 and 8745-1 purchase of vessels "Alicia" and "Dorothy".

On April 2, 1962, the Federal Maritime Commission entered the following order:

Whereas, pursuant to section 15 of the Shipping Act, 1916, agreements between Commonwealth Steamship, Inc., A. H. Bull Steamship Co., Bull Lines, Inc., A. H. Bull and Co., and Waterman Steamship Corporation of Puerto Rico and Sea-Land Equipment, Inc., have been filed for approval under that section and have been assigned Federal Martime Commission Agreement numbers 8745 and 8745-1; and

Whereas, pursuant to notice of filing of agreements 8745 and 8745-1 in the FEDERAL REGISTER of February 27, 1962, and March 10, 1962, Alcoa Steamship Company, Seatrain Lines, Inc., and certain sugar producers and refineries of Puerto Rico have filed protests and requested that agreements 8745 and 8745-1 be disapproved or modified; and

Whereas questions of fact are not raised in any of the protests against approval of said agreements;

Now therefore, it is ordered, That pursuant to sections 15 and 22 of the Shipping Act, 1916, a hearing be held on the Commission's own motion to determine whether said agreements should be (1) approved, (2) disapproved, or (3) modified to include provisions that additional adequate vessels will be committed to the North Atlantic/Puerto Rican trade to meet the need for service therein; that the "Alicia" and "Dorothy" will be committed to the Puerto Rican trades for a period of at least five years; and/or any other provision that may be required to protect the public interest;

It is further ordered, That such hearing be limited to submission of affidavits of fact and statements of position, and oral argument before the Commission. Argument will be heard by the Commission on April 11, 1962, at 9:30 a.m., e.s.t., in Room 4519, 441 G Street NW., Washington, D.C. Affidavits of fact and statements of position must be filed with the Secretary, Federal Maritime Commission, before 5:00 p.m., April 9, 1962.

It is further ordered, That action with respect to agreements 8745 and 8745-1 be held in abeyance pending the Commission's decision and order in the proceedings herein ordered; and

It is further ordered, That notice of this order be published in the FEDERAL REGISTER, and a copy of such order and notice be served upon all interested parties.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 62-3303; Filed, Apr. 3, 1962; 8:52 a.m.]

HOUSING AND HOME FINANCE AGENCY

Office of the Administrator

REGIONAL DIRECTOR OF COMMUNITY FACILITIES ACTIVITIES, REGION I (NEW YORK)

Redelegation of Authority With Respect to Loans for Housing for the Elderly

The Regional Director of Community Facilities Activities, Region I (New York), with respect to the program of Loans for Housing for the Elderly, authorized under Section 202 of the Housing Act of 1959, as amended (73 Stat. 667, as amended, 12 U.S.C. 1701q), is hereby authorized to take the following action within such Region:

1. To execute loan agreements and regulatory agreements; and

2. To execute amendments or modifications of any such loan agreements or regulatory agreements.

(62 Stat. 1283 (1948), as amended by 64 Stat. 80 (1950), 12 U.S.C. 1701c; Housing and Home Finance Administrator's delegation effective February 27, 1962 (27 F.R. 1850, Feb. 27, 1962))

This redelegation supersedes the redelegation effective January 11, 1962 (27 F.R. 3175, April 3, 1962).

Effective as of the 8th day of March, 1962.

[SEAL] JULIAN D. STEELE,
Acting Regional Administrator,
Region I.

[F.R. Doc. 62-3259; Filed, Apr. 3, 1962; 8:52 a.m.]

REGIONAL DIRECTOR OF COMMUNITY FACILITIES ACTIVITIES, REGION I (NEW YORK)

Redelegation of Authority With Respect to Area Redevelopment Act

The Regional Director of Community Facilities Activities, Region I (New York), is hereby authorized to carry out the provisions of section 7 and 8 of the Area Redevelopment Act (Public Law 87-27, 42 U.S.C. 2506 and 2507) by performing the following functions within such region:

1. To execute offers for approved loans and/or grants and to execute approved amendments or modifications of contracts resulting from the acceptance of such offers.

2. To determine that loans made under section 7 of the act are in compliance with the requirements of sections 7(a)(2), 7(a)(3), 7(a)(4), 7(b), and 7(d).

3. To determine that grants made under section 8 of the act are in compliance with sections 8(a)(2) and 8(c) of the act; that there is little probability that such projects can be undertaken without the assistance of a grant under section 8; and that the amount of any grant under section 8 for a project does not exceed the difference between the funds which can be practicably obtained from other sources (including a loan under section 7 of the act) for such project and the amount which is necessary to insure the completion thereof.

4. To exercise the powers, duties, and functions vested in the Secretary of Commerce by sections 19 and 21 of the act in connection with any loans or grants proposed to be made under section 7 or 8 of the act.

(62 Stat. 1283 (1948), as amended by 64 Stat. 80 (1950, 12 U.S.C. 1701c; Housing and Home Finance Administrator's redelegation effective May 1, 1961 (26 F.R. 7992, August 25, 1961)

Effective as of the 21st day of February 1962.

[SEAL] JULIAN D. STEELE,
Acting Regional Administrator,
Region I.

[F.R. Doc. 62-3260; Filed, Apr. 3, 1962; 8:52 a.m.]

FEDERAL POWER COMMISSION

[Docket Nos. RI62-372—RI62-379]

BRADLEY PRODUCING CORP. ET AL.

Order Providing for Hearings on and Suspension of Proposed Changes in Rates [1]

MARCH 28, 1962.

The Bradley Producing Corporation, Docket No. RI62-372; Sun Oil Company, Docket No. RI62-373; Texaco Inc., Docket No. RI62-374; J. M. Huber Corporation, Docket No. RI62-375; Union

[1] This order does not provide for the consolidation for hearing or disposition of the several matters covered herein, nor should it be so construed.

Oil Company of California, Docket No. RI62–376; Pan American Petroleum Corporation (Operator), et al., Docket No. RI62–377; Kerr-McGee Oil Industries, Inc., Docket No. RI62–378; Lario Oil & Gas Company, Docket No. RI62–379.

The above-named Respondents have tendered for filing proposed changes in presently effective rate schedules, for sale of natural gas subject to the jurisdiction of the Commission. With the exception of sales by Kerr-McGee Oil Industries, Inc. under Rate Schedule No. 61, and Supplement No. 1 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 [1] unless suspended	Date suspended until—	Cents per Mcf: Rate in effect	Cents per Mcf: Proposed increased rate	Rate in effect subject to refund in Docket Nos.
RI62–372	The Bradley Producing Corp., 313 North Main St., Wellsville, N.Y.	1	6	Natural Gas Pipeline Co. of America (Camrick Field, Beaver County, Okla.).	$345	2–26–62	5–10–62	10–10–62	17.0	[2] [3] 17.2	RI61–417
		2	6	do	37	2–26–62	3–29–62	8–29–62	17.0	[2] [3] 17.2	RI61–375
		3	6	do	26	2–26–62	3–29–62	8–29–62	17.0	[2] [3] 17.2	RI61–375
RI62–373	Sun Oil Co., 1608 Walnut St., Philadelphia, Pa.	170	4	Natural Gas Pipeline Co. of America (Camrick SE. Field, Beaver County, Okla.).	540	2–27–62	3–30–62	8–30–62	17.0	[2] [3] 17.2	RI61–391
RI62–374	Texaco Inc., P.O. Box 2332, Houston, Tex.	172	1	Panhandle Eastern Pipe Line Co. (S. Greenough Field, Beaver County, Okla.).	82	2–28–62	3–31–62	8–31–62	15.0	[2] 16.0	----------
RI62–375	J. M. Huber Corp., 2401 East Second Ave., Denver, Colo.	27	2	Panhandle Eastern Pipe Line Co. (Richfield Field, Morton County, Kans.).	273	2–28–62	4–1–62	9–1–62	[4] 16.0	[3] 17.0	----------
RI62–376	Union Oil Co. of California, P.O. Box 7600, Los Angeles 54, Calif.	14	1	Panhandle Eastern Pipe Line Co. (Bernstein Area, Hansford County, Tex.).	1,613	3–1 62	4–1–62	9–1–62	16.0	[3] 17.0	----------
RI62–377	Pan American Petroleum Corp. (Operator), et al., P.O. Box 591, Tulsa 2, Okla.	194	2	Panhandle Eastern Pipe Line Company (Richfield Field, Morton County, Kans.).	5,875	3–1–62	4–1–62	9–1–62	[5] 16.0	[3] 17.0	----------
RI62–378	Kerr-McGee Oil Industries, Inc., Kerr-McGee Bldg., Oklahoma City 2, Okla.	61	1	American Louisiana Pipeline Co. (Big Lake Field, Cameron Parish, La.) (Southern Louisiana).	6,587	3–1–62	4–1–62	9–1–62	19.75	[6] 21.25	----------
RI62–379	Lario Oil & Gas Co., 301 South Market St., Wichita 2, Kans.	14	2	Colorado Interstate Gas Company (Adams Ranch Field, Meade County, Kans.).	428	3–12–62	6–1–62	11–1–62	15.0	[8] [9] 17.0	----------

[1] The stated effective date is the first day after expiration of the required statutory notice or, if later, the date requested by respondent.
[2] Periodic increase.
[3] Subject to downward Btu adjustment.
[4] Previously reported at 16.07 cents per Mcf at 14.65 psia, which included Kansas Severance Tax which has been declared invalid.
[5] Previously reported at 16.08 cents per Mcf at 14.65 psia, which included Kansas Severance Tax which has been declared invalid.
[6] Redetermined increase.
[7] Does not include upward Btu adjustment of 1.8 cents per Mcf.
[8] Renegotiated increase.
[9] Does not include upward Btu adjustment of 2.04 cents per Mcf.

The proposed increased rates exceed the applicable area price levels set forth in the Commission's Statement of General Policy No. 61–1, as amended (18 CFR 2.56).

The proposed changed rates and charges 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 increased 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.

(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 supension 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 and 1.37(f)) on or before May 11, 1962.

By the Commission.

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 62–3190; Filed, Apr. 3, 1962; 8:45 a.m.]

[Docket No. CP62–149]

COLORADO-WYOMING GAS CO.

Notice of Application and Date of Hearing

MARCH 29, 1962.

Take notice that on December 15, 1961, as supplemented on February 15, 1962, Colorado-Wyoming Gas Company (Applicant), P.O. Box 480, Denver 1, Colorado, filed in Docket No. CP62–149 an application pursuant to sections 7 (b) and (c), respectively, of the Natural Gas Act for permission and approval to abandon and for a certificate of public convenience and necessity to construct and operate the following facilities:

1. Approximately 8 miles of 8-inch transmission line around the City of Fort Collins, Colorado;

2. Approximately 1.5 miles of 4-inch transmission lateral extending from a point near the Ideal Cement Company plant meter station to Applicant's existing LaPorte Town Border Station in Larimer County, Colorado;

3. A meter station at or near the north bank of the Cache La Poudre River in the NW¼ of Section 12, Township 7 North, Range 69 West, Larimer County, Colorado;

4. During 1962 mainline taps to render service to existing customers, at a total cost not to exceed $15,000, with no single tap to exceed a cost of $2,000; and

5. During 1962 facilities consisting of minor system reinforcements, extensions, relocation, and related facilities as may be required to render service to existing customers at a total cost not to exceed $50,000, with no single project to exceed a cost of $20,000.

Applicant seeks permission and approval to abandon the following facilities:

1. Approximately 5.15 miles of transmission line and related metering and other facilities located in and near the City of Fort Collins, Colorado;

2. Approximately 1.5 miles of existing 2-inch transmission lateral extending

from a point near the Ideal Cement Company plant meter station to Applicant's existing La Porte Town Border Station in Larimer County, Colorado;

3. The Reynolds Beasley Group Tap (Station 2221+08) along the route of Applicant's 8-inch line in Boulder County, Colorado; and

4. The Grosball Tap (Station 26+63) near the westerly terminus of Applicant's 6-inch Loveland-Greeley lateral in Larimer County, Colorado.

The application states that Applicant sells natural gas from its Mesa-Boulder transmission line to Public Service Company of Colorado (Public Service) through a number of meter stations for resale and distribution in and around Fort Collins. The Mesa-Boulder line must be operated at a high pressure in order to maintain adequate service for the retail customers further north. Since a 5.15-mile section of this line traverses the recently urbanized area in and around Fort Collins, Applicant proposes to construct and operate a new 8-mile 8-inch line that would bypass this congested area and tie in with the Mesa-Boulder line north of Fort Collins where a new meter station would be constructed. The 5.15-mile section, together with 8 meter stations, group taps, and farm taps along it, would be abandoned by sale to Public Service for use in local distribution. The new station, along with the existing station located south of Fort Collins, would be used by Applicant to supply the distribution requirements of Public Service in the Fort Collins and adjacent areas. The application states that the proposed relocations would eliminate the hazard of excessively high pressures being carried by one of applicant's oldest lines on its system through a highly urbanized area.

Applicant states that the Reynolds Beasley and Grosball farm taps, located on the Mesa-Boulder line south of Fort Collins, would be abandoned since they are no longer in use. The areas previously served by Public Service through said taps are now being served by Public Service through its distribution facilities.

The 1.5 miles of 4-inch lateral line which Applicant proposes to construct would be used to replace an existing 2-inch lateral which Applicant proposes to abandon. The existing line is now and the proposed line would be used to supply Public Service with gas for resale and local distribution. The application states that the distribution load in this area has almost doubled during the year 1961 and that the proposed line is necessary in order to meet the increased requirements and the anticipated load growth in the future.

Applicant also requests authorization to construct and operate unspecified minor "budget-type" farm tap facilities during the calendar year 1962 to enable Applicant to assure adequate natural gas service to existing resale customers in existing market areas and to relocate existing transmission facilities when necessary to make way for highway construction. Applicant states that the relocated facilities would be used only for service in existing markets. The total cost of the taps would not exceed $15,000, with no single tap to exceed a cost of $2,000. The total cost of the miscellaneous relocation facilities would not exceed $50,000, with no single project to exceed a cost of $20,000.

The total estimated cost of all the proposed construction, including, the "budget-type" facilities, is $352,100, which would be financed from working funds and short term loans from Public Service. Public Service would pay Applicant the net book cost, less depreciation, of the facilities proposed to be transferred, which is estimated to be $21,380.

These related matters should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on May 1, 1962, at 9:30 a.m. e.d.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests 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 1.10) on or before April 20, 1962. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3221; Filed, Apr. 3, 1962; 8:48 a.m.]

[Docket No. CP62-177]

EAST TENNESSEE NATURAL GAS CO.

Notice of Application and Date of Hearing

MARCH 29, 1962.

Take notice that on February 2, 1962, East Tennessee Natural Gas Company (Applicant), P.O. Box 10245, Knoxville 19, Tennessee, filed in Docket No. CP62-177 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of approximately 1.21 miles of 2-inch lateral pipeline and a meter station in order to render natural gas service on an interruptible basis, from its existing 12-inch transmission line to Olin Mathieson Chemical Corporation (Olin) for use in Olin's new plant near the City of Charleston, Tennessee, all as more fully set forth in the application on file with the Commission and open to public inspection.

Pursuant to a contract, dated January 1, 1962, between Applicant and Olin, Applicant will deliver up to 360 Mcf [1] of natural gas per day. The application shows Olin's estimated annual requirements to be 50,000 Mcf and 60,000 Mcf of natural gas during the first and second years of service, respectively, and 70,000 Mcf per year thereafter.

Olin will use natural gas as a fuel in the production of liquid chlorine. The application shows that natural gas was selected as the major fuel because of its availability at a steady reliable pressure.

The estimated cost of the proposed facilities is $23,100, which cost will be financed from general operating funds.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on May 7, 1962, at 9:30 a.m., e.d.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests 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 1.10) on or before April 25, 1962. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediated decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3222; Filed, Apr. 3, 1962; 8:48 a.m.]

[Docket No. CP62-154]

EL PASO NATURAL GAS CO.

Notice of Postponement of Hearing

MARCH 29, 1962.

Take notice that the hearing in the above-designated matter now scheduled for April 3, 1962 is hereby postponed to May 3, 1962, at 10:00 a.m., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3223; Filed, Apr. 3, 1962; 8:48 a.m.]

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[1] At 14.9 psia and 1,000 Btu.

[Docket No. E-7028]

INTERSTATE POWER CO.

Notice of Application

MARCH 28, 1962.

Take notice that on March 23, 1962 an application was filed with the Federal Power Commission, pursuant to section 204 of the Federal Power Act, by Interstate Power Company (Applicant), a corporation organized under the laws of the State of Delaware and doing business in the States of Illinois, Iowa, Minnesota and South Dakota, with its principal business office at 1000 Main Street, Dubuque, Iowa, seeking an order authorizing the issuance of unsecured Promissory Notes in the aggregate principal amount of not to exceed $7,000,000. Applicant proposes to issue the Notes in the aggregate principal amount of $1,350,000 to nine Minnesota and Iowa banks and in the aggregate principal amount of not to exceed $5,650,000 to The Chase Manhattan Bank and Manufacturers Hanover Trust Company, both of New York City. The Notes will be dated as of the dates of their respective deliveries and will be expressed to mature 360 days from the date of the first borrowing under the Agreement, dated March 16, 1962, between Applicant and the aforementioned New York banks or on May 31, 1963, whichever date shall be earlier. The interest rate on the Notes will be the prime commercial rate of interest of The Chase Manhattan Bank for unsecured borrowing prevailing three business days prior to the date of each borrowing. Interest will be payable on the last days of March, June, September and December of each year. Applicant states that the Notes will be issued and sold to provide temporary financing for part of Applicant's 1962 construction program, estimated to cost $10,611,300. Included in the construction program are $1,800,000 for the addition of Unit No. 3 at the Fox Lake, Minnesota power plant; $2,928,100 for transmission plant additions; and, $2,982,200 for additions to Applicant's distribution system.

Any person desiring to be heard or to make any protest with reference to said application should on or before the 17th day of April, 1962 file with the Federal Power Commission, Washington 25, D.C., petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3191; Filed, Apr. 3, 1962; 8:45 a.m.]

[Docket No. G-16482]

MURPHY GAS, INC.

Notice of Application for Amendment of Order

MARCH 29, 1962.

Take notice that Murphy Gas, Inc. (Applicant), of Negley, Ohio, filed on November 20, 1961, an application for an amendment of the Commission's order issued herein on April 14, 1959, which will remove the limitation of 80 Mcf per day applicable to the volume of natural gas which The Manufacturers Light and Heat Company (Manufacturers) is obligated to sell and deliver to Applicant.

Applicant states that by virtue of the steady increase in its sales of gas, its requirements from Manufacturers will shortly exceed 80 Mcf per day maximum. Estimated future requirements which Applicant states it will need from Manufacturers to supply its consumers on a peak day and annual basis are as follows:

	Annual (Mcf)	Peak day (Feb. 1) (Mcf)
1961	15,028	...
1962	25,300	120
1963	31,400	140
1964	32,700	150
1965	33,700	200
1966	...	200

Applicant states that it is informed and believes that Manufacturers has adequate capacity and a sufficient supply of natural gas available to deliver such additional volumes to Applicant and that it has been assured by Manufacturers that Manufacturers is able and willing to make such deliveries.

Applicant further states that it believes that with certain minor exceptions there are no specific limitations upon the volumes of natural gas which Manufacturers or any of the other Columbia Gas System subsidiary companies may deliver to their wholesale customers.

Said application for amendment of order is on file with the Commission and open for public inspection.

Protests or petitions for leave 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 1.10) on or before April 19, 1962.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3224; Filed, Apr. 3, 1962; 8:48 a.m.]

[Docket No. G-17296 etc.]

NEW YORK STATE NATURAL GAS CORP.

Notice of Postponement of Hearing

MARCH 29, 1962.

New York State Natural Gas Corporation, Docket Nos. G-17296, G-19087 and G-20109.

Take notice that the hearing in the above-designated matter now scheduled for April 2, 1962, is hereby postponed to May 1, 1962, at 10 a.m., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3225; Filed, Apr. 3, 1962; 8:48 a.m.]

[Docket No. G-18442 etc.]

SENECA GAS COMPANY OF WEST VIRGINIA, INC., ET AL.

Notice of Postponement of Hearing

MARCH 29, 1962.

Seneca Gas Company of West Virginia, Inc., Docket No. G-18442; Atlantic Seaboard Corporation, Docket No. CP62-67; and Seneca Gas Company of West Virginia, Inc., Docket No. CP62-115; Complainants; and Navgas, Inc., Docket No. CP61-251, Defendant.

Take notice that the hearing in the above-designated matters now scheduled for April 9, 1962, is hereby postponed to April 16, 1962, at 10 a.m., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3226; Filed, Apr. 3, 1962; 8:48 a.m.]

[Docket No. CP62-158]

TEXAS EASTERN TRANSMISSION CORP.

Notice of Application and Date of Hearing

MARCH 29, 1962.

Take notice that on January 5, 1962, Texas Eastern Transmission Corporation (Applicant), P.O. Box 1189, Houston 1, Texas, filed in Docket No. CP62-158 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce by Applicant to United Gas Pipe Line Company (United) from the L.S.U. Unit No. 1 in the Calhoun Field, Ouachita Parish, Louisiana, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The proposed sale would be made pursuant to a contract between Applicant and United dated December 13, 1961, at a rate of 18.75 cents per Mcf (including 1.75 cents per Mcf tax reimbursement) at 15.025 psia.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on May 3, 1962, at 9:30 a.m., e.d.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it

will be unnecessary for Applicant to appear or be represented at the hearing.

Protests 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 1.10) on or before April 23, 1962. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3227; Filed, Apr. 3, 1962; 8:48 a.m.]

[Docket No. G-10000]

TRANSCONTINENTAL GAS PIPE LINE CORP.

Order Fixing Hearing on Petition To Modify Order Issuing Certificate of Public Convenience and Necessity

MARCH 28, 1962.

On February 16, 1962, Transcontinental Pipe Line Corporation (Transco) filed a petition requesting that the Commission modify its order and Opinion No. 302, issued March 1, 1957 in the above-entitled proceeding, so as to effect a reallocation of gas for a temporary period and to permit Transco to render certain services during such temporary period, all as hereinafter described.

By Opinion No. 302 the Commission authorized Transco, inter alia, to undertake new service to North Carolina Natural Gas Corporation (North Carolina Natural)[1] pursuant to a firm allocation granted therein of 39,780 Mcf per day. North Carolina Natural proposed to use this allocation to serve the natural gas requirements of Tidewater Natural Gas Company (Tidewater) and of other customers within the State of North Carolina. Service by Transco to North Carolina Natural commenced on April 14, 1959. The petition seeks to effect a reallocation of gas for a period of three years so as to permit Transco to render firm service during such temporary period directly to Tidewater.

Tidewater, one of North Carolina Natural's major customers owns and operates five gas distribution systems or divisions located in Fayetteville, Kinston, New Bern, Washington and Wilmington, North Carolina, respectively. The petition alleges that slower than expected market developments have resulted in a poor earnings position of Tidewater. It appears that Tidewater is still in the developmental stage in changing its operations from manufactured gas to natural gas.

The relief sought by Tidewater, which Transco proposes herein to provide, will require that for a three-year period beginning April 1, 1962, portions of the present allocation of North Carolina Natural be transferred by the Commission to and divided among the five Divisions of Tidewater, and be billed under Transco's Rate Schedule G-2. The allocations to be transferred, in total volumes of 8,590 Mcf for the period April 1, 1962, to January 1, 1963, and 10,323 Mcf for the period January 1, 1963, to April 1, 1965, are based upon Tidewater's estimates of its requirements from Transco by Divisions for the three-year period, as follows:

Tidewater Division	Apr. 1, 1962-Jan. 1, 1963	Jan. 1, 1963-Apr 1, 1965
Fayetteville	2,690	3,400
Kinston	1,050	1,200
New Bern	1,050	1,200
Washington	625	700
Wilmington	3,175	3,823
Total	8,590	10,323

During the time these temporary reallocations are effective, North Carolina Natural will surrender equivalent volumes under its CD-2 service agreement with Transco. The Transco-North Carolina Natural CD-2 service agreement will, consequently, provide for the following maximum daily quantities during the periods shown:

Period	Maximum daily quantity		Reduction
	Present agreement	Proposed agreement	
To Nov. 1, 1962	28,000	19,410	(8,590)
Nov. 1, 1962-Jan. 1, 1963	36,500	27,910	(8,590)
Jan. 1, 1963-Nov. 1, 1963	36,500	26,177	(10,323)
Nov. 1, 1963-Apr. 1, 1965	39,780	29,457	(10,323)
Apr. 1, 1965, and thereafter	39,780	39,780	0

Tidewater will purchase its base load requirements from Transco. If Tidewater requires more natural gas on any day than its allocation from Transco would provide, it will look to North Carolina Natural for such additional volumes.

North Carolina Natural has agreed to release gas to Tidewater and thereby to forego sales to Tidewater represented by such released volumes: *Provided,* Transco is agreeable to selling to North Carolina Natural for the three-year period involved, at a rate equal to the Commodity Charge under Transco's Rate Schedule CD-2, a daily volume of gas equal to the difference between the total quantity allocated to Tidewater hereunder and any lesser total quantity purchased and received by Tidewater.

All volumes of gas purchased by Tidewater from Transco will be delivered by Transco and received for the account of Tidewater at Transco's existing point of delivery to North Carolina Natural, from which point such purchased gas will be transported and delivered to the respective Divisions by North Carolina Natural.

The Commission finds: It is necessary in the public interest that the issues raised by the petition of Transco be explored on a formal record and that appropriate findings be made by a Presiding Examiner of the Commission.

The Commission orders: A hearing on the issues raised by the petition of Transco to modify the Commission's order in Opinion No. 302 be convened on April 16, 1962, before a Presiding Examiner of the Federal Power Commission at 441 G Street NW., Washington 25, D.C., at 10 a.m., e.s.t.

By the Commission.

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 62-3192; Filed, Apr. 3, 1962; 8:45 a.m.]

[Docket No. CP62-190]

TRANSCONTINENTAL GAS PIPE LINE CORP.

Notice of Application and Date of Hearing

MARCH 29, 1962.

Take notice that on February 12, 1962, Transcontinental Gas Pipe Line Corporation (Applicant), 3100 Travis Street, Houston, Texas, filed in Docket No. CP62-190 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of field facilities to enable Applicant to take into its certificated main pipeline system natural gas which will be purchased from producers thereof from time to time during a 12-month period commencing May 22, 1962, at a total cost not to exceed $1,500,000 with no single project to exceed a cost of $500,000, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The purpose of this "budget-type" application is to augment Applicant's ability to act with reasonable dispatch in contracting for and connecting to its pipeline system new supplies of natural gas in various areas generally coextensive with said system.

Applicant proposes to finance the subject facilities from cash on hand or short term bank loans.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on May 1, 1962, at 9:30 a.m., e.d.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

[1] North Carolina Natural, a customer of Transco, is engaged in the sale of gas throughout the State of North Carolina. North Carolina Natural is not subject to the Commission's jurisdiction.

Protests 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 1.10) on or before April 20, 1962. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3228; Filed, Apr. 3, 1962; 8:49 a.m.]

[Docket No. E-7026]

WISCONSIN MICHIGAN POWER CO.

Order Providing for Hearing and Suspension of Proposed Rate Schedule Changes

MARCH 29, 1962.

Wisconsin Michigan Power Company (Wisconsin Michigan) Milwaukee, Wisconsin, on January 19, 1962, tendered for filing, pursuant to section 205 of the Federal Power Act, proposed changes in its filed rate schedules purporting to increase, as of March 30, 1962, its present rates and charges for wholesale electric service to nine electric utility and municipal customers; Wisconsin Public Service Company, Upper Peninsula Power Company, City of Crystal Falls, Michigan, and the Cities of Kaukauna, Shawano, Clintonville, New London, Oconto Falls, and Florence, Wisconsin. The proffered rate schedule supplements have been tentatively designated in the files of the Commission as Wisconsin Michigan's Supplement No. 3 to Rate Schedule FPC No. 12, Supplement No. 3 to Rate Schedule FPC No. 25, Supplement No. 3 to Rate Schedule FPC No. 36, Supplement No. 2 to Rate Schedule FPC No. 43, Supplement No. 2 to Rate Schedule FPC No. 33, Supplement No. 6 to Rate Schedule FPC No. 24, Supplement No. 1 to Rate Schedule FPC No. 41, Supplement No. 2 to Rate Schedule FPC No. 39, and Supplement No. 1 to Rate Schedule FPC No. 38.[1]

Overall, the proffered rates and charges would increase Wisconsin Michigan's present rates to the aforementioned electric utilities and municipalities by approximately $394,000 per annum for all customers based upon 1960 deliveries of power and energy. For the twelve-month period ending December 31, 1960, Wisconsin Michigan's revenues from those customers totaled $1,366,000. Applying the proffered supplemental rate schedules to those deliveries, Wisconsin Michigan's operating revenues for service to those customers would be increased to $1,760,000. Among other things, the proposed supplemental rate schedules would increase Wisconsin Michigan's existing demand and energy charges, eliminate existing fuel adjustments and modify present primary discount and billing discount provisions. Under the proposed rate schedule supplements Wisconsin Michigan's rate increases to its wholesale customers located in the State of Michigan would be less than those proposed for wholesale customers located in Wisconsin; and the Wisconsin wholesale customers would experience varying percentages of increase.

The Cities of Kaukauna, Shawano, Clintonville, New London, Oconto Falls, and Florence, Wisconsin, filed, on February 26, 1962, a joint protest in which they oppose acceptance of the proposed rates for filing, and alternatively, urge that the Commission suspend the proposed rates and charges and set this matter for public hearing. Protestants contend that Wisconsin Michigan's action in tendering the proffered supplemental rate schedules for filing under the Federal Power Act constitutes an unauthorized unilateral action (in filing the proposed rate changes under section 205(d) of the Act) not authorized by the Act or the Commission's Regulations thereunder. Cf. United Gas Pipe Line Co. v. Mobile Gas Service Corp., 350 U.S. 332 (1956); Federal Power Commission v. Sierra Pacific Power Company, 350 U.S. 348 (1956); and United Gas Pipe Line Co. v. Memphis Light, Gas & Water Division, 358 U.S. 103 (1958). They also contend that the increased rates and charges are unjust and unreasonable and have not been properly supported by cost data; and would be highly detrimental to protestants' operations particularly those of the City of Kaukauna. They further contend that the proposed supplemental rate schedules would be unduly discriminatory because Wisconsin Michigan does not propose increases in its electric rates and charges to rural electric cooperatives which it serves at wholesale for resale.[2]

Wisconsin Michigan's afore-mentioned filed rate schedules as proposed to be changed have not been shown to be justified; may result in excessive rates or charges; may place an undue burden upon ultimate consumers; and may be unjust, unreasonable, unduly discriminatory or preferential, or otherwise unlawful within the meaning of the Federal Power Act. Unless suspended by order of the Commission, the proposed supplemental rate schedules would become effective as of March 30, 1962 to the extent and in the manner provided in Section 205 of the Federal Power Act and the Commission's regulations under that Act.

Examination of the proposed supplemental rate schedules and other data currently before the Commission indicates that the rates and charges embodied therein, inter alia, may produce an excessive return on Wisconsin Michigan's net investment properly allocated as a rate base to its service to the nine customers; may be based upon an allowance for purchased power costs from Wisconsin Michigan's parent company, Wisconsin Electric Power Company which is excessive or otherwise unjust or unreasonable; may be based upon test year cost adjustments and cost allocations which have not been shown to be reasonable or representative; and may be partially based on operating expenses and plant investments which have not been shown to be properly allocable to this class of service.

The Commission further finds: In view of the foregoing, it is necessary and appropriate for the purposes of the Federal Power Act that the Commission, pursuant to the authority of that Act, particularly sections 205, 206, 308 and 309 thereof, enter upon a hearing concerning the lawfulness of Wisconsin Michigan's afore-mentioned filed rate schedules as proposed to be supplemented in the manner provided in its proffered Supplement No. 3 to Rate Schedule FPC No. 12, Supplement No. 3 to Rate Schedule FPC No. 25, Supplement No. 3 to Rate Schedule FPC No. 36, Supplement No. 2 to Rate Schedule FPC No. 43, Supplement No. 2 to Rate Schedule FPC No. 33, Supplement No. 6 to Rate Schedule FPC No. 24, Supplement No. 1 to Rate Schedule FPC No. 41, Supplement No. 2 to Rate Schedule FPC No. 39 and Supplement No. 1 to Rate Schedule FPC No. 38, and the objections thereto; and that the operation or effectiveness of such proposed supplemental rate schedules under the Federal Power Act be suspended and the use thereof deferred, all as hereinafter provided.

The Commission orders: (A) A public hearing be held concerning the lawfulness of Wisconsin Michigan's Rate Schedule FPC Nos. 12, 25, 36, 43, 33, 24, 41, 39 and 38, as supplemented and proposed to be supplemented in the manner provided in its proffered Supplement No. 3 to Rate Schedule FPC No. 12, Supplement No. 3 to Rate Schedule FPC No. 25, Supplement No. 3 to Rate Schedule FPC No. 36, Supplement No. 2 to Rate Schedule FPC No. 43, Supplement No. 2 to Rate Schedule FPC No. 33, Supplement No. 6 to Rate Schedule FPC No. 24, Supplement No. 1 to Rate Schedule FPC No. 41, Supplement No. 2 to Rate Schedule FPC No. 39, and Supplement No. 1 to Rate Schedule FPC No. 38 and the objections thereto at a time and place to be specified by notice of the Secretary.

(B) Pending such hearing and decision thereon, the operation under the Federal Power Act of the proffered rate schedule supplements referred to in Paragraph (A) above, hereby is suspended and the use thereof deferred until August 30, 1962. On that date the proffered rate schedule supplements shall take effect in the manner prescribed by the Federal Power Act, subject to further order of the Commission, unless this proceeding has been disposed of at a date previous thereto.

(C) During the period of suspension Wisconsin Michigan's currently effective Rate Schedule FPC No. 12 and Supplements Nos. 1 and 2, thereto, Rate Schedule FPC No. 25 and Supplements Nos. 1 and 2 thereto, Rate Schedule FPC No. 36 and Supplements Nos. 1 and 2 thereto, Rate Schedule FPC No. 43 and Supple-

[1] Applicable to the electric utilities and municipalities in the order as previously listed.

[2] Wisconsin Michigan on March 21, 1962, filed an answer to the municipalities' joint protest.

ment No. 1 thereto, Rate Schedule FPC No. 33 and Supplement No. 1 thereto, Rate Schedule FPC No. 24 and Supplement Nos. 1, 2, 4 and 5 thereto, Rate Schedule FPC No. 41, Rate Schedule FPC No. 39 and Supplement No. 1 thereto, and Rate Schedule FPC No. 38, on file with the Commission shall remain and continue in effect.

(D) Unless otherwise ordered by the Commission, Wisconsin Michigan shall not change the terms or provisions of its proffered supplemental rate schedules referred to in Paragraph (A) above or those of its currently effective rate schedules and supplements thereto on file with the Commission and referred to in Paragraph (C) above, until this proceeding has been disposed of or until the period of suspension has expired.

(E) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37) on or before April 30, 1962.

By the Commission.

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 62-3229; Filed, Apr. 3, 1962; 8:49 a.m.]

OFFICE OF EMERGENCY PLANNING

NEW JERSEY

Notice of Major Disaster

Pursuant to the authority vested in me by the President under Executive Order 10427 of January 16, 1953, Executive Order 10737 of October 29, 1957, Executive Order 10773 of July 1, 1958, and Executive Order 10782 of September 6, 1958 (18 F.R. 407, 22 F.R. 8799, 23 F.R. 5061, and 23 F.R. 6971); Reorganization Plan No. 1 of 1958, Public Law 85-763, and Public Law 87-296; by virtue of the Act of September 30, 1950, entitled "An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes" (42 U.S.C. 1855-1855g), as amended; notice is hereby given of a declaration of "major disaster" by the President in his letter to me dated March 9, 1962, reading in part as follows:

I hereby determine the damage in the various areas of the States of Delaware, Maryland, New Jersey, and Virginia adversely affected by severe storm, high tides and flooding, beginning on or about March 6, 1962, and in those areas of the State of West Virginia adversely affected by recent flooding, to be of sufficient severity and magnitude to warrant disaster assistance by the Federal Government to supplement State and local efforts.

I do hereby determine the following areas in the State of New Jersey to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of March 9, 1962:

The Counties of:

Atlantic.	Hudson.
Burlington.	Middlesex.
Camden.	Monmouth.
Cape May.	Ocean.
Cumberland.	Salem.
Gloucester.	

Dated: March 29, 1962.

EDWARD A. MCDERMOTT,
Acting Director.

[F.R. Doc. 62-3247; Filed, Apr. 3, 1962; 8:51 a.m.]

NEW YORK

Notice of Major Disaster

Pursuant to the authority vested in me by the President under Executive Order 10427 of January 16, 1953, Executive Order 10737 of October 29, 1957, Executive Order 10773 of July 1, 1958, and Executive Order 10782 of September 6, 1958 (18 F.R. 407, 22 F.R. 8799, 23 F.R. 5061, and 23 F.R. 6971); Reorganization Plan No. 1 of 1958, Public Law 85-763, and Public Law 87-296; by virtue of the Act of September 30, 1950, entitled "An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes" (42 U.S.C. 1855-1855g), as amended; notice is hereby given of a declaration of "major disaster" by the President in his letter to me dated March 16, 1962, reading in part as follows:

I hereby determine the damage in the various areas of the State of New York adversely affected by severe storm, high tides and flooding, beginning on or about March 6, 1962, to be of sufficient severity and magnitude to warrant disaster assistance by the Federal Government to supplement State and local efforts.

I do hereby determine the following areas in the State of New York to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of March 16, 1962:

The counties of:

Bronx.	Queens.
Kings.	Richmond.
Nassau.	Suffolk.
New York.	

Dated: March 29, 1962.

EDWARD A. MCDERMOTT,
Acting Director.

[F.R. Doc. 62-3246; Filed, Apr. 3, 1962; 8:51 a.m.]

NORTH CAROLINA

Notice of Major Disaster

Pursuant to the authority vested in me by the President under Executive Order 10427 of January 16, 1953, Executive Order 10737 of October 29, 1957, Executive Order 10773 of July 1, 1958, and Executive Order 10782 of September 6, 1958 (18 F.R. 407, 22 F.R. 8799, 23 F.R. 5061, and 23 F.R. 6971); Reorganization Plan No. 1 of 1958, Public Law 85-763, and Public Law 87-296; by virtue of the Act of September 30, 1950, entitled "An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes" (42 U.S.C. 1855-1855g), as amended; notice is hereby given of a declaration of "major disaster" by the President in his letter to me dated March 16, 1962, reading in part as follows:

I hereby determine the damage in the various areas of the State of North Carolina adversely affected by severe storm, high tides and flooding beginning on or about March 7, 1962, to be of sufficient severity and magnitude to warrant disaster assistance by the Federal Government to supplement State and local efforts.

I do hereby determine the following areas in the State of North Carolina to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of March 16, 1962:

The counties of:

Currituck.	Hyde.
Dare.	

Dated: March 29, 1962.

EDWARD A. MCDERMOTT,
Acting Director.

[F.R. Doc. 62-3248; Filed, Apr. 3, 1962; 8:52 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 204]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

MARCH 30, 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 1074 (Deviation No. 2), ALLEGHENY FREIGHT LINES, INCORPORATED, P.O. Box 601, Valley Pike, Winchester, Va., filed March 13, 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 21 and Interstate Highway 77, at Fairplain,

W. Va., over Interstate Highway 77, to junction U.S. Highway 21, at White Chapel, southwest of Sissonville, W. 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 a pertinent service route as follows: From Parkersburg, W. Va., over U.S. Highway 21 to Charleston, W. Va., and return over the same route.

No. MC 10928 (Deviation No. 9), SOUTHERN-PLAZA EXPRESS, INC., P.O. Box 10572, Dallas 7, Tex., filed March 19, 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 77 and Interstate Highway 35, approximately five miles north of Norman, Okla., over Interstate Highway 35 to junction U.S. Highway 77, at Purcell, 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 between the said junctions over U.S. Highway 77, and return over the same route.

No. MC 35469 (Deviation No. 1), MODERN TRANSFER CO., INC., Hanover Avenue and Maxwell Streets, Allentown, Pa., filed March 21, 1962. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over deviation routes as follows: (A) From Allentown, Pa., over U.S. Highway 22 to Harrisburg, Pa., thence over U.S. Highway 11 to Middlesex, Pa., thence over the Pennsylvania and Ohio Turnpikes to Ohio Highway 7, thence over Ohio Highway 7 to Youngstown, Ohio, and (B) from Allentown, Pa., over U.S. Highway 222, via Reading, Pa., to junction Pennsylvania Turnpike, thence over the Pennsylvania and Ohio Turnpikes to Ohio Highway 7, thence over Ohio Highway 7 to Youngstown, Ohio, and return over the same routes, 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 Allentown over U.S. Highway 22 to Pittsburgh, Pa., thence over Pennsylvania Highway 88 to Rochester, Pa., thence over Pennsylvania Highway 68 to the Pennsylvania-Ohio State Line, thence over Ohio Highway 39 to East Liverpool, Ohio, thence over U.S. Highway 30 to Lisbon, Ohio, thence over Ohio Highway 45 to Salem, Ohio, thence over U.S. Highway 62 to Youngstown, and return over the same route.

No. MC 36436 (Deviation No. 3), MOLAND BROS. TRUCKING COMPANY, 2502 West Huron Street, Duluth 6, Minn., filed March 19, 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 Wausau, Wis., over Wisconsin Highway 29 to junction U.S. Highway 45, at Wittenberg, Wis., thence over U.S. Highway 45 to Fond du Lac, Wis., 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 Wausau over U.S. Highway 51 to junction Wisconsin Highway 73, near Plainfield, thence over Wisconsin Highway 73 to Wautoma, Wis., thence over Wisconsin Highway 21 to junction Wisconsin Highway 49, near Auroraville, Wis., thence over Wisconsin Highway 49 to junction Wisconsin Highway 23, thence over Wisconsin Highway 23 to Fond du Lac, and return over the same route.

No. MC 52953 (Deviation No. 2), E T & W N C TRANSPORTATION COMPANY, 132 Legion Street, Johnson City, Tenn., filed March 14, 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 Marion, N.C., over U.S. Highway 221 to junction Interstate Highway 40, thence over Interstate Highway 40 to Winston-Salem, N.C., 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 Marion over U.S. Highway 70 (formerly U.S. Highway 64), to junction U.S. Highway 158, thence over U.S. Highway 158 to Winston-Salem, and return over the same route.

No. MC 52953 (Deviation No. 3), E T & W N C TRANSPORTATION COMPANY, 132 Legion Street, Johnson City, Tenn., filed March 14, 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 Winston-Salem, N.C., over Interstate Highway 40 to Greensboro, N.C., thence over Interstate Highway 85 to Durham, N.C., 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 Winston-Salem over U.S. Highway 421 to Greensboro, thence over U.S. Highway 70 to Raleigh, N.C., and return over the same route.

No. MC 59649 (Deviation No. 3), PEORIA CARTAGE COMPANY, 905–911 Southwest Washington Street, Peoria, Ill., filed March 15, 1962. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions over a deviation route between Chicago, Ill., and St. Louis, Mo., over Interstate Highway 55, 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 Chicago over U.S. Highway 66 to junction Alternate U.S. Highway 66, thence over Alternate U.S. Highway 66 to junction U.S. Highway 66, thence over U.S. Highway 66 to St. Louis, and return over the same route.

No. MC 64939 (Deviation No. 2), KEYSTONE TRANSFER CO., INC., 100 Scottland Street, Pittsburgh 12, Pa., filed March 15, 1962. Attorney Samuel P. Delisi, 1515 Park Building, Pittsburgh 22, Pa. 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 21 and Interstate Highway 77, near Sissonville, W. Va., over Interstate Highway 77 to junction U.S. Highway 21, near Fairplain, W. 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 a pertinent service route as follows: From Parkersburg, W. Va., over U.S. Highway 21 to Charleston, W. Va., and return over the same route.

No. MC 106401 (Deviation No. 2), JOHNSON MOTOR LINES, INC., 2426 North Graham Street, Charlotte 1, N.C., filed March 13, 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 Washington, D.C., over U.S. Highway 1 to junction U.S. Highway 50, thence over U.S. Highway 50 to junction Maryland Highway 3, approximately 21 miles east of Washington, thence over Maryland Highway 3 to Baltimore, Md., 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 Washington over U.S. Highway 1 to Baltimore, and return over the same route.

No. MC 106401 (Deviation No. 3), JOHNSON MOTOR LINES, INC., 2426 North Graham Street, Charlotte 1, N.C., filed March 13, 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 Interstate Highway 85 and U.S. Highway 1, near the North Carolina-Virginia State line, over Interstate Highway 85 to Henderson, N.C., thence over Interstate Highway 85 to By-Pass U.S. Highway 158, thence over bypass U.S. Highway 158 to Oxford, N.C., 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 the North Carolina-Virginia State Line over U.S. Highway 1 to Henderson, N.C., thence over U.S. Highway 158 to Oxford, N.C., thence over U.S. Highway 15 to Durham, N.C., thence over U.S. Highway 70 to Greensboro, N.C., thence over Alternate U.S. Highway 29, via High Point and Thomasville, N.C., to junction U.S. Highway 29, thence over U.S. Highway 29 to the North Carolina-South Carolina

State Line, and return over the same route.

By the Commission.

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

[F.R. Doc. 62-3232; Filed, Apr. 3, 1962; 8:49 a.m.]

[Notice 433]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

MARCH 30, 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 10761 (Sub-No. 113) (REPUBLICATION), filed November 16, 1961, published FEDERAL REGISTER, issue of December 13, 1961, and republished this issue. Applicant: TRANSAMERICAN FREIGHT LINES, INC., Detroit, Mich. Applicant's attorney: Howell Ellis, 1210 Fidelity Building, Indianapolis 4, Ind. A corrected report and recommended order, served February 12, 1962, in the above-entitled proceeding (embracing MC 10761 Sub-No. 113, MC 95540 Sub-No. 385, MC 107515 Sub-No. 373, and MC 114045 Sub-No. 79), by Bernard J. Hasson, Jr., Hearing Examiner, finds with regard to the subject proceeding, Transamerican Freight Lines, Inc., MC 10761 (Sub-No. 113), as follows: That the present and future public convenience and necessity require operation by applicant, as a common carrier by motor vehicle, in interstate or foreign commerce, of meats, meat products, and meat by-products, as described in part A of Appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, over a regular route, from Dallas, Tex., to San Angelo, Tex., and return, over U.S. Highway 67, serving no intermediate points, and serving Dallas only for purposes of joinder with applicant's other authorized routes, restricted against the movement of any shipment between San Angelo and any authorized service points on applicant's routes in Illinois, Indiana, Michigan, and Ohio, and provided, that if the recommended order herein becomes effective by operation of law as the order of the Commission, the application as granted shall be republished in the FEDERAL REGISTER to afford anyone not a party but affected by the change in the form of the grant an opportunity, within 30 days of such republication, to file representations demonstrating the adverse effect upon it and the relief desired. The Report and Order became effective March 14, 1962.

No. MC 14295 (Sub-No. 4) (CORRECTION), filed March 5, 1962, published FEDERAL REGISTER issue of March 28, 1962, and republished as corrected this issue. Applicant: D. G. & U. TRUCK LINES, INC., 701 Hiddeson Avenue, Greenville, Ohio. Applicant's attorney Paul F. Beery, 44 West Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), between points in Montgomery, Preble, Miami, and Darke Counties, Ohio, and points in Randolph, Wayne, Henry, Delaware, and Madison Counties, Ind., on the one hand, and, on the other, Cox Municipal Airport, Montgomery County, Ohio (municipal airport for Dayton, Ohio), Richmond Municipal Airport, Wayne County, Ind. (municipal airport for Richmond, Ind.), and Johnson Field, Delaware County, Ind. (municipal airport for Muncie, Ind.). RESTRICTED: To shipments having immediately prior or immediately subsequent movements by aircraft.

NOTE: The purpose of this republication is to designate the correct docket number as shown above in lieu of MC 14295 (Sub-No. 3) assigned in error.

HEARING: Remains as assigned, May 18, 1962, at the New Post Office Building, Columbus, Ohio, before Joint Board No. 60.

No. MC 30513 (Sub-No. 8), filed March 9, 1962. Applicant: NORTH STATE MOTOR LINES, INC., U.S. Highway 301, Rocky Mount, N.C. Applicant's attorney: Milton P. Fields, P.O. Box 725, Rocky Mount, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials* (except in bulk in tank vehicles), between Richmond, Norfolk, Hopewell, Portsmouth, Suffolk, and Danville, Va., and points within ten (10) miles of each, on the one hand, and, on the other, points in North Carolina.

HEARING: May 16, 1962, at the U.S. Court Rooms, Uptown P.O. Building, Raleigh, N.C., before Joint Board No. 7.

No. MC 31600 (Sub-No. 525), filed March 1, 1962. Applicant: P.B. MUTRIE MOTOR TRANSPORTATION, INC., Calvary Street, Waltham 54, Mass. 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: *Liquid chemicals*, in bulk, in tank vehicles, between points in New York, except points in the New York, N.Y., Commercial Zone, as defined by the Commission, on the one hand, and, on the other, points in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.

NOTE: Applicant states that the purpose of this application is to eliminate the necessity of observing the gateway at points in Bergen County, N.J., south of New Jersey Highway 4.

HEARING: May 9, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Lawrence A. Van Dyke, Jr.

No. MC 66562 (Sub-No. 1873), filed February 20, 1962. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: Robert C. Boozer, 1220 Citizens and Southern National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, moving in express service, (1) between Zebulon, N.C., and Vanceboro, N.C.: From Zebulon over U.S. Highway 64 to Robersonville, N.C., thence return over U.S. Highway 64 to Bethel, N.C., thence over U.S. Highway 13 to Greenville, N.C., thence over North Carolina Highway 43 to Vanceboro, and return over the same route, serving the intermediate points of Spring Hope, Nashville, Rocky Mount, Tarboro, Bethel, and Greenville, N.C.; (2) between Rocky Mount, N.C., and Wilson, N.C.: From Rocky Mount over U.S. Highway 301 to Wilson, and return over the same route serving the intermediate point of Elm City, N.C.; (3) between Rocky Mount, N.C. and Kinston, N.C.: From Rocky Mount over North Carolina Highway 43 to Greenville, N.C., thence over North Carolina Highway 11 to Kinston, and return over the same route, serving the intermediate points of Pinetops, Greenville, Winterville, Ayden, and Grifton, N.C.; (4) between junction North Carolina Highway 43 and U.S. Highway 258, and Farmville, N.C.: From junction North Carolina Highway 43 and U.S. Highway 258, over U.S. Highway 258 to Farmville, and return over the same route, serving the off-route point of Macclesfield, N.C.; (5) between New Bern, N.C., and Pollocksville, N.C.: From New Bern over U.S. Highway 17 to Pollocksville, and return over the same route, serving no intermediate or off-route points; (6) between Goldsboro, N.C., and Morehead City, N.C.: From Goldsboro over U.S. Highway 70 to Morehead City, and return over the same route, serving the intermediate points of LaGrange, New Bern, Havelock, and Newport, N.C.; (7) between Washington, N.C., and Vanceboro, N.C.: From Washington over U.S. Highway 17 to Vanceboro, and return over the same route, serving no intermediate or off-route points; (8) between Plymouth, N.C., and Williamston, N.C.: From Plymouth over U.S. Highway 64 to Williamston, and return over the same route, serving no intermediate or off-route points.

NOTE: Applicant states the authority sought may be restricted as follows: (1) The service to be performed shall be limited to that which is auxiliary to, or supplemental of, express service of Railway Express Agency, Inc. (2) Shipments transported shall be limited to those moving on through bills of lading or express receipts of Railway Express Agency, Inc. (3) Such further specific conditions as the Commission in the future may find necessary to impose in order to restrict applicant's operations to service which is auxiliary to, or supplemental of, air or rail express service of Railway Express Agency, Inc.

HEARING: May 17, 1962, at the U.S. Court Rooms, Uptown P.O. Building, Raleigh, N.C., before Joint Board No. 103.

No. MC 95540 (Sub-No. 387), filed November 8, 1961. Applicant: WATKINS MOTOR LINES, INC., Albany Highway, Thomasville, Ga. Applicant's attorney: Joseph H. Blackshear, Gainesville, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chocolate, chocolate coating, ice cream coating,* and *cocoa*, from Milwaukee, Wis., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia.

NOTE: Applicant states that it is affiliated "with Arctic Express, Inc., through stock ownership in Bill Watkins, and Watkins Motor Lines, Inc."

HEARING: May 10, 1962, at the Hotel Schroeder, Milwaukee, Wis., before Examiner James O'D. Moran.

No. MC 95540 (Sub-No. 407), filed March 2, 1962. Applicant: WATKINS MOTOR LINES, INC., Albany Highway, Thomasville, Ga. Applicant's attorney: Joseph H. Blackshear, Gainesville, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foods and foodstuffs*, frozen and unfrozen, from points in Connecticut, Maine, Massachusetts, New Hampshire, New York, N.Y., Commercial Zone, and Rhode Island, to points in Arizona, California, Colorado, Idaho, Iowa, Kansas, Minnesota, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, Wisconsin, Wyoming, Virginia, Maryland, Delaware, Pennsylvania, New Jersey, and New York.

NOTE: Common control may be involved.

HEARING: May 8, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William A. Royall.

No. MC 105813 (Sub-No. 57), filed December 12, 1961. Applicant: BELFORD TRUCKING CO., INC., 1299 Northwest 23d Street, P.O. Box 42-357, Miami, Fla. 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: *Dairy products* from Springfield, Ky., to points in Tennessee, Mississippi, Alabama, Louisiana, North Carolina, South Carolina, Georgia, and Florida.

HEARING: April 9, 1962, at 11:00 a.m., United States standard time, in the U.S. Court Rooms, Louisville, Ky., before Examiner Henry A. Cockrum.

No. MC 105813 (Sub-No. 60), filed February 26, 1962. Applicant: BELFORD TRUCKING Co., INC., 1299 Northwest 23d Street, Miami 42, Fla. Applicant's attorney: Sol H. Proctor, 1730 Lynch Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared foods*, from Madison, Wis., to points in Florida.

HEARING: May 8, 1962, at the Wisconsin Public Service Commission, Madison, Wis., before Examiner James O'D. Moran.

No. MC 107107 (Sub-No. 186), filed November 27, 1961. Applicant: ALTERMAN TRANSPORT LINES, INC., P.O. Box 65, Allapattah Station, Miami 42, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meat, meat products, meat byproducts, and articles distributed* by meat packinghouses, as described in Appendix A and C, ex parte MC 45, and (2) *equipment, materials, and supplies, used by and in the manufacture, sale, and distribution of meat, meat products, meat byproducts and articles distributed by meat packinghouses*, from Monroe, Ill., to points in North Carolina, South Carolina, Georgia, Alabama, Mississippi, and Florida.

HEARING: May 1, 1962, at the Pick-Congress Hotel, Chicago, Ill., before Examiner James O'D. Moran.

No. MC 107107 (Sub-No. 197), filed February 16, 1962. Applicant: ALTERMAN TRANSPORT LINES, INC., P.O. Box 65, Allapattah Station, Miami 42, Fla. Applicant's representative: H. R. Marlane (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared foods, canned or packages*, requiring temperature-controlled equipment, from Madison, Wis., to points in Florida, and points in Wayne, Chatham, Lowndes, Ware, and Glynn Counties, Ga.

HEARING: May 8, 1962, at the Wisconsin Public Service Commission, Madison, Wis., before Examiner James O'D. Moran.

No. MC-109708 (Sub-No. 18) (REPUBLICATION), filed January 5, 1962, published FEDERAL REGISTER, issue of January 31, 1962. Applicant: ERVIN J. KRAMER, doing business as MARYLAND TANK TRANSPORTATION COMPANY, 401 Highland Street, Frederick, Md. Applicant's attorney: Wilmer B. Hill, Transportation Building, Washington 6, D.C. This is a second notice of the application wherein as filed and initially published sought to operate as a *common carrier* by motor vehicle, over irregular routes in the transportation of *fresh orange juice*, in bulk, in tank vehicles, from Fort Pierce, Fla., to Glendale, Long Island, N.Y., Detroit, Mich., Columbus, and Cleveland, Ohio, Lexington, Ky., High Point, N.C., Springfield, Mass., and Bellows Falls, Vt. The application was the subject of a hearing and a report and recommended order of a hearing officer served March 27, 1962, wherein he allows an amendment of the application by the substitution of Lexington, N.C., in lieu of Lexington, Ky., as a destination point and recommends that the application as amended be republished in the FEDERAL REGISTER and that the authority sought be granted, and that upon compliance with certain conditions and after the elapse of 30 days from the date of this republication a certificate be issued to applicant authorizing said operation, provided that no petitions for further hearing are received by the Commission during that period.

No. MC 110525 (Sub-No. 492), filed March 4, 1962. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downington, Pa. Applicant's attorney: Leonard A. Jaskiewicz, Munsey Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and vegetable fats, oil products,* and *chemicals*, in bulk, in tank vehicles, between Cincinnati, Ohio, on the one hand, and, on the other, Chicago, Ill.

NOTE: Dual operations may be involved (MC 117507).

HEARING: May 10, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Laurence E. Masoner.

No. MC 111812 (Sub-No. 147) (CORRECTION), filed January 2, 1962, published FEDERAL REGISTER issue March 21, 1962, corrected March 23, 1962, republished as corrected this issue. Applicant: MIDWEST COAST TRANSPORT, INC., Wilson Terminal Building, P.O. Box 747, Sioux Falls, S. Dak. Applicant's attorney: Donald L. Stern, 924 City National Bank Building, Omaha 2, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, dairy products, and articles distributed by meat packinghouses*, as described in Appendix I of the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and points in the Chicago, Ill., Commercial Zone, as defined by the Commission.

NOTE: Applicant states "Mrs. Jane A. Lewis, wife of applicant's president, holds a 50 percent interest in Dakota Express, Inc." The purpose of this republication is to correct the spelling in origin point and the name of Corporation in the Note.

HEARING: Remains as assigned, May 10, 1962, at Room 401, Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Joint Board No. 53.

No. MC 111812 (Sub-No. 155), filed March 8, 1962. Applicant: MIDWEST COAST TRANSPORT, INC., P.O. Box 747, Wilson Terminal Building, Sioux Falls, S. Dak. Applicant's attorney: Donald L. Stern, 924 City National Bank Building, Omaha 2, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh meats* and *packinghouse products* from New York, N.Y., and points within the New York City Commercial Zone as defined by the Commission, to Milton, Pa.

NOTE: Applicant states that the wife of applicant's president holds a 50 percent interest in Dakota Express, Inc.

HEARING: May 11, 1962, at the U.S. Army Reserve Building, 30 West 44th Street, New York, N.Y., before Examiner Gordon M. Callow.

No. MC 111878 (Sub-No. 5), filed December 22, 1961. Applicant: BABBITT BROS., INC., 623 17th Avenue, Bloomer, Wis. Applicant's attorney: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar stock*, in bulk, in tank vehicles, from Fremont, Mich., to St. Paul, Minn., and rejected shipments, on return.

HEARING: May 16, 1962, in Room 393, Federal Building and U.S. Court House, 110 South Forth Street, Minneapolis, Minn., before Examiner James O'D. Moran.

No. MC 112617 (Sub-No. 112), filed March 26, 1962. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 5135, Cherokee Station, Louisville 5, Ky. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gases*, in bulk, from the pipeline terminal site of the Texas Eastern Transmission Corp. located at or near Oakland City, Ind., to points in Illinois.

HEARING: May 7, 1962, at the Midland Hotel, Chicago, Ill., before Joint Board No. 21.

No. MC 113514 (Sub-No. 82) (AMENDMENT), filed January 12, 1962, published FEDERAL REGISTER issue of March 7, 1962, amended March 26, 1962, and republished, as amended, this issue. 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* and *petroleum products*, 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. The purpose of this republication is to include "petroleum products" to the commodity description.

HEARING: Remains as assigned April 24, 1962, at the Texas State Hotel, Houston, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 114019 (Sub-No. 72), filed December 12, 1961. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 South Pulaski Road, Chicago, Ill. 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: *Dairy products*, from Springfield, Ky., to points in Illinois, Indiana, Ohio, Michigan (except points in the Upper Peninsula of Michigan), Pennsylvania, New York, New Jersey, Virginia, West Virginia, Maryland, Delaware, Maine, New Hampshire, Massachusetts, Connecticut, Rhode Island, and Washington, D.C.

HEARING: April 9, 1962, at 11:00 a.m., U.S. standard time, in the U.S. Court Rooms, Louisville, Ky., before Examiner Henry A. Cockrum.

No. MC 115841 (Sub-No. 98), filed February 5, 1962. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, P.O. Box 2169, Birmingham, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chocolate, chocolate coating, cocoa, and ice cream coatings*, from Milwaukee, Wis., and Newark, N.J., to points in North Carolina, South Carolina, Georgia, Florida, Kentucky, Tennessee, Virginia, Mississippi, Alabama, and West Virginia.

HEARING: May 10, 1962, at the Hotel Schroeder, Milwaukee, Wis., before Examiner James O'D. Moran.

No. MC 116777 (Sub-No. 3), filed February 23, 1962. Applicant: J. & L. LINES, INC., P.O. Box 677, Winchester, Va. Authority sought to operate as a *common carriers*, by motor vehicle, over irregular routes, transporting: *Metal containers* from Winchester, Va., to points east of Chesapeake Bay and south of the Chesapeake and Delaware Canal located in the States of Maryland, Delaware, and Viriginia.

NOTE: Applicant states that its president "holds temporary control, through management of the J. P. Breslin Trucking & Terminal Corp. of Baltimore, Md."

HEARING: May 4, 1962, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Charles J. Murphy.

No. MC 117578 (Sub-No. 2), filed March 26, 1962. Applicant: PETROLEUM TRANSIT CORP. OF VIRGINIA, Lumberton, N.C. 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: *Asphalt*, in bulk, in tank vehicles, from Richmond, Va., to points in North Carolina.

NOTE: Applicant indicates that it is controlled by Petroleum Transit Co., Inc. (MC-113336).

HEARING: April 11, 1962, at the GSA Conference Room 10-010 Federal Building, 400 North Eighth Street, Richmond, Va., before Joint Board No. 7.

No. MC 117888 (Sub-No. 4), filed March 28, 1962. Applicant: J. M. GOLDBERG, INC., 101 Chartres Street, Houston 2, Tex. Applicant's attorney: Thomas E. James, Esperson Building, Houston 2, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas* (1) from Galveston, Tex., to points in New Mexico, Arizona, California, Colorado, Utah, Washington, Oregon, Idaho, and Texas; and (2) from Houston, Tex., to points in Texas.

HEARING: April 23, 1962, at the Texas State Hotel, Houston, Tex., before Examiner Allen W. Hagerty.

No. MC 118831 (Sub-No. 19), filed February 16, 1962. Applicant: CENTRAL TRANSPORT, INC., P.O. Box 5044, East College Drive, High Point, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid plastics, glues*, and *formaldehydes*, in bulk, in tank vehicles, from Fayetteville, N.C., to points in South Carolina and Virginia.

HEARING: May 14, 1962, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 196.

No. MC 118905 (Sub-No. 1) (REPUBLICATION), filed January 18, 1961, published FEDERAL REGISTER, issue of March 9, 1961, and republished this issue. Applicant: DAN L. WILLIAMS and F. L. WESTMORELAND, doing business as GREENSBORO AUTO TRANSPORT CO., Greensboro, N.C. The Examiner's report and order entered in the subject proceeding became effective July 26, 1961, by operation of law as the order of the Commission, and authorized issuance of a certificate of public convenience and necessity as a common carrier by motor vehicle, over irregular routes, in the transportation of (1) wrecked, abandoned, or repossesed motor vehicles and commercial trailers (except used and wrecked automobiles and trucks) including the contents thereof, and including forklift vehicles, (2) replacement vehicles for wrecked or disabled motor vehicles and commercial trailers, and (3) repair parts of vehicles specified in (1) above, by use of wrecker equipment only, between points in five specified States. A certificate was issued September 19, 1961. A petition by applicant, filed November 6, 1961, sought waiver of Rule 101(e) of the general rules of practice, and embraced a late-tendered petition for reopening and modification of the certificate on the ground that the record indicates that omission of the word "disabled" and "forklift vehicles" in the findings of the examiner in his report which became effective July 26, 1961, was inadvertent. An order of the Commission, division 1, dated February 19, 1962, served March 12, 1962, waived the rule and accepted the late-filed petition for filing and modified the report and order entered July 26, 1961, by inserting (a) the word "disabled," after the word "wrecked," on line 31 of sheet 3, and (b) a comma and the words "forklift vehicles" after "motor vehicles" on line 35 of sheet 3, and ordered that notice of this action be published in the FEDERAL REGISTER.

No. MC 118912 (Sub-No. 6), filed January 26, 1962. Applicant: BURNHAM TRUCKING CO., INC., 52 Fletcher Street, Ayer, Mass. Applicant's attorney: Raymond E. Bernard, 15 Dearborn Street, Salem, Mass. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Pin setter machines*, bowling alley, automatic, and *empty containers or other such incidental facilities*, used in transporting the above-described commodities; between Littleton, Maynard, Clinton, Ayer, Westford, Hudson, Acton, Harvard, Shirley, and Everett, Mass., and points in New York, New Jersey, Delaware, South Carolina, Georgia, Ohio, Michigan, Indiana, Illinois, Wisconsin, Iowa, Missouri, Kentucky, Florida, West Virginia, Texas, North Dakota, South Dakota, Minnesota, Kansas, Nebraska, New Mexico, Arizona, and Oklahoma.

NOTES: (1) Applicant states that the proposed operation will be for the account of Bowl-Mor Co., Inc., and its divisions and subsidiaries. (2) Applicant indicates that any duplication of destination areas to be eliminated.

HEARING: May 18, 1962, at the New Post Office and Court House Building, Boston, Mass., before Examiner Gordon M. Callow.

No. MC 118968 (Sub-No. 2), filed February 26, 1962. Applicant: JAMES E. SNOW, doing business as SNOW BRS. TOWING CO., 2401 Denison Avenue,

Cleveland, Ohio. Applicant's attorney: John Andrew Kundtz, 1050 Union Commerce Building, Cleveland 14, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Replacement motor vehicles* for wrecked or disabled motor vehicles (by use of wrecker equipment only), and *repair parts of, or for, wrecked or disabled motor vehicles*, (a) from Cleveland, Ohio, to points in New Jersey, Maryland, West Virginia, Kentucky, Wisconsin, and the District of Columbia, and (b) between points in Indiana, Illinois, Michigan, Ohio, Pennsylvania, and Kentucky; and (2) *wrecked, disabled, or abandoned motor vehicles* (by use of wrecker equipment only), and *damaged repair parts of, or for, such motor vehicles*, (a) from points in New Jersey, Maryland, West Virginia, Kentucky, Wisconsin, and the District of Columbia, to Cleveland, Ohio, and (b) between points in Indiana, Illinois, Michigan, Ohio, Pennsylvania, and Kentucky.

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

No. MC 119789 (Sub-No. 8), filed December 6, 1961. Applicant: ALTO DISTRIBUTORS, INC., P.O. Box 155, Malden, Mo. Applicant's attorney: John Paul Jones, 189 Jefferson Avenue, Memphis 3, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, and *coconuts* (when moving in the same vehicle with bananas), from New Orleans, La., and Mobile, Ala., to Eau Claire, Wis., points in North Dakota and South Dakota, points in that part of Michigan which is north of Michigan Highway 21, and points in Missouri (except in that part which is on, east and south of a line beginning at the Missouri-Arkansas State line and extending along U.S. Highway 67 to Poplar Bluff, Mo., and thence along U.S. Highway 60 to the Mississippi River; and *exempt commodities* on return.

HEARING: May 16, 1962, in Room 393, Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Examiner James O'D. Moran.

No. MC 121107 (Sub-No. 1), filed March 6, 1962. Applicant: PITT COUNTY TRANSPORTATION CO., INC., South Main Street, Farmville, N.C. Applicant's attorney: John Hill Paylor, 108 East Wilson Street, Farmville, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials* from Norfolk, Va., to points in North Carolina.

NOTE: Applicant at present operates under authority of the second proviso of section 206(a)(1), BMC–75 MC 121107.

HEARING: May 15, 1962, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 7.

No. MC 123275 (Sub-No. 3), filed March 8, 1962. Applicant: HARRY A. BLADES, INC., 440 West 24th Street, New York 11, N.Y. Applicant's representative: William D. Traub, 350 Fifth Avenue, New York 1, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pretzels*, from York, Pa., to Belleville, Dunellen, Jersey City, Orange, and Paterson, N.J.

HEARING: May 14, 1962, at the U.S. Army Reserve Building, 30 West 44th Street, New York, N.Y., before Examiner Gordon M. Callow.

No. MC 124066, filed November 27, 1961. Applicant: CAR SERVICES, INC., 770 Fairview Avenue, Fairview, N.J. Applicant's attorney: Herman B. J. Weckstein, 1060 Broad Street, Newark 2, N.J. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *New automobiles and trucks*, by the drive-away method, in secondary movements upon which a predelivery service has been performed by the applicant, from Fairview, N.J., to points in Connecticut on the west of U.S. Highway 5, those in New York on and east of New York Highway 8 and south of New York Highway 29, those in Pennsylvania on and east of U.S. Highway 11, and (2) *used cars*, from points in Connecticut on and west of U.S. Highway 5, those in New York on and east of New York Highway 8 and south of New York Highway 29, those in Pennsylvania on and east of U.S. Highway 11, to points in the New York, N.Y., Commercial Zone, as defined by the Commission.

HEARING: May 4, 1962, in Room 212, State Office Building, 1100 Raymond Boulevard, Newark, N.J., before Examiner Gordon M. Callow.

No. MC 124208 EX, filed February 12, 1962. Applicant: BERGMAN FUEL CO., a corporation, Ninth Avenue, Eau Claire, Wis. A certificate of exemption sought under section 204(a)(4a), Part II, in the conduct of operations as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, wholly within the State of Wisconsin between barges located at the city of Alma, Wis., including the unloading of such barges to industrial consumers located in the cities of Eau Claire, Menomonie, and Knapp, Wis., and in the areas surrounding said cities.

HEARING: May 7, 1962, at the Wisconsin Public Service Commission, Madison, Wis., before Examiner James O'D. Moran.

No. MC 124143 (CORRECTION), filed January 10, 1962, published FEDERAL REGISTER, issue of March 14, 1962, and republished as corrected this issue. Applicant: GLEN MARCELLUS, 924 East Eighth, Liberal, Kans. Applicant's attorney: Erle W. Francis, 214 West Sixth Street, Topeka, Kans. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Houses, buildings, granaries, grain bins, and box cars*, between points in Kansas, points in Baca and Prowers Counties, Colo.; Cimarron, Texas, Beaver, Harper, and Ellis Counties, Okla.; and points in Dallam, Sherman, Hansford, Ochiltree, and Lipscomb Counties, Tex.

NOTE: The purpose of this republication is to show that authority is sought to points in Cimarron and Texas Counties, Okla., as shown above, and not Cimarron, Tex., as erroneously shown in previous publication.

HEARING: Remains as assigned April 25, 1962, at the Hotel Pick-Kansas, Topeka, Kans., before Examiner Joseph A. Reilly.

MOTOR CARRIERS OF PASSENGERS

No. MC 288 (Sub-No. 36), filed February 20, 1962. Applicant: HUDSON TRANSIT LINES, INC., Franklin Turnpike, Mahwah, N.J. Applicant's attorney: James F. X. O'Brien, 17 Academy Street, Newark 2, N.J. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in special operations, in round trip sightseeing and pleasure tours, beginning and ending at points in Bergen County, N.J., and New York City, N.Y., and points in Rockland, Orange, Sullivan, Ulster, Delaware, and Broome Counties, N.Y., and extending to points in the United States including Alaska.

NOTE: Applicant states that David Rukin, who manages and controls applicant, also manages and controls West Fordham Transportation Corp., MC 116921, and Limousine Rental Service, Inc., MC 115456.

HEARING: May 7, 1962, at the U.S. Army Reserve Building, 30 West 44th Street, New York, N.Y., before Examiner Gordon M. Callow.

No. MC 46879 (Sub-No. 5), filed December 28, 1961. Applicant: WALTERS TRANSIT CORP., 35–10 43d Street, Long Island City, N.Y. Applicant's attorney: Robert E. Goldstein, 24 West 40th Street, New York 18, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage* in the same vehicle with passengers, between Canaan, Conn., and Pittsfield, Mass.; from Canaan over U.S. Highway 7 to Pittsfield, and return over the same route, serving all intermediate points.

NOTE: Applicant states its stockholders, officers and directors are the same as for Cosmopolitan Tourist Co., Inc., MC 59768.

HEARING: May 21, 1962, at the New Post Office and Court House Building, Boston, Mass., before Joint Board No. 22, or, if the Joint Board waives its right to participate, before Examiner Gordon M. Callow.

No. MC 124232 (Sub-No. 1), filed March 6, 1962. Applicant: THE LONG ISLAND RAIL ROAD CO., a corporation, Jamaica Station, Jamaica 35, N.Y. 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, (1) Between Huntington, N.Y., and Greenport, N.Y., from Huntington railroad station over local streets to New York Highway 25, thence along New York Highway 25 to Smithtown bypass, thence along Smithtown bypass to New York Highway 25, thence along New York Highway 25 to Greenport, and over local streets to Greenport railroad station, and return over the same route, serving all intermediate points; and (2) Between Ronkonkoma, N.Y., and Greenport, N.Y., from Ronkonkoma railroad station over local streets to New York Highway 25 at Centereach, N.Y., thence along New York Highway 25 to Greenport and along local streets to Greenport

railroad station, and return over the same route, serving all intermediate points.

NOTE: Applicant states that the Pennsylvania Railroad Co. owns 100 percent of the common stock of applicant.

HEARING: May 15, 1962, at the U.S. Army Reserve Building., 30 West 44th Street, New York, N.Y., before Examiner Gordon M. Callow.

APPLICATIONS FOR BROKERAGE LICENSES

MOTOR CARRIERS OF PASSENGERS

No. MC 12203 (Sub-No. 3) (REPUBLICATION), filed March 27, 1961, published FEDERAL REGISTER, issue of May 24, 1961, and republished this issue. Applicant: GREYHOUND HIGHWAY TOURS, INC., Evanston, Ill. Applicant's attorney: Peter K. Nevitt, 140 South Dearborn Street, Chicago 3, Ill. A report and order recommended by William E. Messer, hearing examiner, was served February 21, 1962, in the subject proceeding. The examiner recites that although the application as filed indicates the extent of the authority sought, the notice of filing thereof as published in the FEDERAL REGISTER does not properly cover the situation in that the notice indicated that the brokerage arrangements would be confined to Evanston, Ill., whereas the authority actually sought, and the application as filed, proposed to arrange such transportation at all points in the United States. In the circumstances, the application is considered as amended in accordance with the intention of the applicant, and the evidence submitted. The report and order finds that operations by applicant, at all points in the continental United States, including Alaska, as a broker of transportation by motor vehicle, in interstate or foreign commerce, of passengers and their baggage, in sightseeing or pleasure tours, (1) between all points in the continental United States excluding Alaska, on the one hand, and, on the other, points in Alaska, and (2) between points in Alaska, is and will be consistent with the public interest and the national transportation policy; that applicant is fit, willing, and able properly to perform such service and to conform to the provisions of the Interstate Commerce Act and the Commission's rules and regulations thereunder; and that an appropriate license authorizing such operation should be issued. Any person or persons who might have been prejudiced by the failure of the original notice of filing of the application as published in the FEDERAL REGISTER, issue of May 24, 1961, to set forth the entire scope of the authority sought, may, within 30 days from the date of this republication in the FEDERAL REGISTER, file an appropriate pleading.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN ELECTED

MOTOR CARRIERS OF PROPERTY

No. MC 30887 (Sub-No. 119), filed March 22, 1962. Applicant: SHIPLEY TRANSFER, INC., 534 Main Street, Reisterstown, Md. Applicant's representative: W. Wilson Corroum (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum chloride, anhydrous*, in bulk, in dump-tank or hopper-type vehicles, from the port of entry on the International Boundary line between the United States and Canada, located at or near Buffalo, N.Y., to Seven Stars, Adams County, Pa.

No. MC 61619 (Sub-No. 4), filed March 21, 1962. Applicant: GLENN L. HORMEL AND LAWSON E. LONGSTRETH, a partnership, doing business as, L. & H. TRUCKING CO., 15 Harvard Road, Glen Burnie, Md. Applicant's attorney: William J. Torrington, 1003 Maryland Trust Building, Baltimore 2, Md. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper*, from Spring Grove, Pa., to points in Maine, New Hampshire, Vermont, Connecticut, Massachusetts, Rhode Island, New York, Maryland, Virginia, Ohio, Indiana, Illinois, Michigan, Minnesota, Wisconsin, and Missouri (except points within 30 miles of New York, N.Y., and Baltimore and Chestertown, Md.), and *materials used in the manufacture of paper*, on return.

No. MC 66562 (Sub-No. 1876), filed March 22, 1962. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: Robert C. Boozer, Citizens & Southern National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, moving in express service, between Tifton and Ocilla, Ga., over a regular route, as follows: From Tifton over U.S. Highway 319 to Ocilla, and return over the same route, serving no intermedite or off-route points (to be operated in conjunction with applicant's existing authority between Fitzgerald and Ocilla, Ga.). RESTRICTIONS: In addition to the restriction "moving in express service", the proposed operation will be subject to the following restrictions: (1) The service to be performed by applicant shall be limited to service which is auxiliary to, or supplemental of, railway express service; (2) shipments transported by applicant shall be limited to those moving on a through bill of lading or express receipt, covering, in addition to a motor carrier movement by applicant, an immediately prior or immediately subsequent movement by rail or air; and (3) such further specific conditions as the Commission in the future may find it necessary to impose in order to restrict applicant's operations to service which is auxiliary to, or supplemental of, railway express service.

No. MC 66562 (Sub-No. 1877), filed March 23, 1962. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorneys: Slovacek and Galliani, Suite 2800, 188 Randolph Tower, Chicago 1, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, moving in express service, between Illiopolis, Ill. and Springfield, Ill.; from Illiopolis over U.S. Highway 36 to its junction with Illinois Highway 125 to Springfield, and return over the same route, serving no intermediate points. RESTRICTIONS: (1) Service to be performed shall be limited to that which is auxiliary to or supplemental of express service; (2) Shipments transported shall be limited to those moving on express billing covering, in addition to the motor vehicle movement authorized hereby, an immediately prior or immediately subsequent movement by rail or air; (3) Such further conditions as the Commission in the future may find necessary to impose in order to restrict applicant's operation to service which is auxiliary to, or supplemental of, express service.

No. MC 107403 (Sub-No. 396), filed March 21, 1962. Applicant: E. BROOKE MATLACK, INC., 33d and Arch Streets, Philadelphia 4, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acetonitrile*, in bulk, in tank vehicles, between Lima, Ohio, and Weston, Mich.

NOTE: Common control may be involved.

No. MC 107403 (Sub-No. 397), filed March 21, 1962. Applicant: E. BROOKE MATLACK, INC., 33d and Arch Streets, Philadelphia 4, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Latex*, in bulk, in tank vehicles, from Akron, Ohio, to ports of entry located in the State of New York on the International Boundary between United States and Canada.

No. MC 113832 (Sub-No. 63), filed March 21, 1962. Applicant: SCHWERMAN TRUCKING CO., 620 South 29th Street, Milwaukee 46, Wis. Applicant's attorney: James R. Ziperski, 620 South 29th Street, Milwaukee, Wis. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lubricating oil*, in bulk, in tank vehicles, from the terminal of Mobil Oil Co., a division of Socony Mobil Oil Co., Inc., located in or near Milwaukee, Wis., to Massillon, Ohio.

NOTE: Applicant states that it has common carrier authority under MC 124078 TA and subs pending, so dual operations may be involved.

No. MC 114004 (Sub-No. 40), filed March 15, 1962. Applicant: CHANDLER TRAILER CONVOY, INC., 8828 New Benton Highway, Little Rock, Ark. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Boat molds, parts and materials used in construction of boats and molds*, between Columbia City, Ind., and points in Pulaski County, Ark., on the one hand, and, on the other, points in the United States, including Alaska, but excluding Hawaii and (2) *Boats*, between Columbia City, Ind., on the one hand, and, on the other, points in the United States, including Alaska, but excluding Hawaii.

No. MC 114533 (Sub-No. 43), filed March 21, 1962. Applicant: B. D. C. CORPORATION, 4658 South Kedzie Avenue, Chicago, Ill. 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: (1) *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,* and (2) *Eye glasses, frames, lenses, and other parts thereof,* between Chicago, Ill., on the one hand, and, on the other, points in Kenosha, Walworth, Dodge, Jefferson, and Columbia Counties, Wis.

NOTICE OF FILING OF MOTION TO DISMISS

No. MC 109312 (Sub-No. 35) (MOTION TO DISMISS), filed March 1, 1962. Applicant: DE CAMP BUS LINES, a corporation, 30 Allwood Road, Clifton, N.J. Applicant's attorney: James F. X. O'Brien, 17 Academy Street, Newark 2, N.J. By application, form BMC–78, filed March 1, 1962, authority is sought to transport passengers and their baggage, in the same vehicle, between Bloomfield and Orange, N.J., over specified regular routes, serving all intermediate points. The application is accompanied by a motion to dismiss the application on the ground that the authority sought is presently vested in applicant by its presently outstanding Certificate No. MC 109312 (Sub-No. 35) issued by the Interstate Commerce Commission. Any person or persons desiring to participate in this proceeding may file a reply to the motion within 30 days from the date of this publication of the notice of filing of said motion in the FEDERAL REGISTER.

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 sections 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–6660 (BUCKINGHAM TRANSPORTATION, INC.—CONTROL AND MERGER—BUCKINGHAM TRANSFER, INC., AND BUCKINGHAM EXPRESS, INC.), published in the August 14, 1957, issue of the FEDERAL REGISTER on page 6546. Amendment filed March 26, 1962 subsequent to hearing after reopening for reconsideration of the report and order dated May 12, 1959, reflecting (1) joinder as party applicant of JOHN MANLOWE, Spokane, Wash., majority stockholder of acquiring party applicant, and (2) change of corporate name of acquiring party applicant to UNITED-BUCKINGHAM FREIGHT LINES in lieu of Buckingham Freight Lines. The change in corporate name resulted from the merger of United Truck Lines, Inc., into Buckingham Freight Lines pursuant to authority granted in No. MC–F–7733, Buckingham Freight Lines—Merger—United Truck Lines, Inc., decided September 28, 1961.

No. MC–F–8111. Authority sought for purchase by ABLER TRANSFER, INC., Norfolk, Nebr., of the operating rights and property of JOE MAUCH, an individual, doing business as MAUCH TRANSFER, Hartington, Nebr., and for acquisition by LEONARD E. ABLER and MARK W. ABLER, also of Norfolk, Nebr., of control of such rights and property through the purchase. Applicants' attorney: Donald E. Leonard, Nelson, Harding & Acklie, 605 South 12th Street, Lincoln, Nebr. Operating rights sought to be transferred: *General commodities,* excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes, between Hartington, Nebr., and Council Bluffs, Iowa, serving certain intermediate points in Nebraska, restricted against service between the Omaha, Nebr., and Council Bluffs, Iowa, Commercial Zones, on the one hand, and, on the other, Fremont, Nebr., between Hartington, Nebr., and junction Nebraska Highways 15 and 57, serving certain intermediate and off-route points, between junction Nebraska Highway 15 and U.S. Highway 81 and junction Nebraska Highways 12 and 15, serving no intermediate points, but serving the off-route point of Fordyce, Nebr., between junction Nebraska Highway 57 and U.S. Highway 20 and South Sioux City, Nebr., serving all intermediate and certain off-route points, between junction Nebraska Highways 12 and 15 and junction Nebraska Highway 12 and U.S. Highway 20, serving all intermediate points, restricted against traffic moving between points in the Omaha, Nebr., or Council Bluffs, Iowa, commercial zones, on the one hand, and, on the other, points in the Sioux City, Iowa, or South Sioux City, Nebr., Commercial Zones, *general commodities,* excepting, among others, household goods, but not excepting commodities in bulk, between Hartington, Nebr., and Sioux City, Iowa, serving intermediate and off-route points within 20 miles of Hartington, and over an alternate route for operating convenience only, *livestock,* between Hartington, Nebr., and Yankton, S. Dak., serving intermediate and off-route points within 20 miles of Hartington; *agricultural implements and parts* over irregular routes, from Sioux City, Iowa, and Yankton, S. Dak., to Hartington, Nebr., *coal,* from Sioux City, Iowa, and Yankton, S. Dak., to Hartington, Nebr., and *lumber and building material,* from Yankton, S. Dak., to Hartington, Nebr. Vendee is authorized to operate as a *common carrier* in Nebraska, Iowa, South Dakota, and Missouri. Application has been filed for temporary authority under section 210a(b).

No. MC–F–8112. Authority sought for purchase by LOOMIS ARMORED CAR SERVICE, INC., OF CALIFORNIA, 821 Sansome Street, San Francisco 11, Calif., of a portion of the operating rights of LOOMIS ARMORED CAR SERVICE, INC., 55 Battery Street, Seattle 1, Wash., and for acquisition by WALTER F. LOOMIS and CHARLES W. LOOMIS, also of Seattle, Wash., of control of such rights through the purchase. Applicants' attorney: George H. Hart, 640 Central Building, Seattle 4, Wash. Operating rights sought to be transferred: *Coin,* as a *contract carrier* over irregular routes between Los Angeles and San Francisco, Calif., Denver, Colo., Helena, Mont., Portland, Oreg., Seattle, Wash., and Salt Lake City, Utah, *bullion,* from San Francisco, Calif., to Denver, Colo., *coin, currency, checks, securities, gold, silver, negotiable and nonnegotiable instruments, and other valuable papers and documents,* between San Francisco, Placerville, Tahoe Valley, Tahoe City, and Truckee, Calif., and Carson City, Reno, and Sparks, Nev., and *silver bars,* in armored car service, from Selby, Calif., to Oakland and San Francisco, Calif. Vendee holds no authority from this Commission. However, it is affiliated with ARMORED TRANSPORT, INC., 2719 Market Street, San Diego, Calif., which is authorized to operate as a *contract carrier* in California. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–8114. Authority sought for merger into F. D. McKAY, INC., 7 East Race Street, Salamanca, N.Y., of the operating rights and property of McKAY AND MacLEOD CORP., also of Salamanca, N.Y., and for acquisition by DAVID B. WORSTER, 69 Gibson Street, North East, Pa., VINCENT R. WORSTER, 98 Kent Boulevard, Salamanca, N.Y., LAURA H. BEMENT, 2 Maple Avenue, Ripley, N.Y., and ALTON E. WARNER, 76 Lynwood Drive, Brockport, N.Y., of control of such rights and property through the transaction. Applicants' attorney: William W. Knox, Knox, Weber, Pearson, & McLaughlin, 23 West 10th Street, Erie, Pa. Operating rights sought to be merged: *General commodities,* excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes between Jamestown, N.Y., and New York, N.Y., and between junction New York Highways 17 and 16 near Portville, N.Y., and New York, N.Y., serving certain intermediate and off-route points; over several alternate routes for operating convenience only; *roofing material,* over irregular routes, between Passaic, N.J., and points within 15 miles of Passaic, on the one hand, and, on the other, points in New Jersey and New York, and *general commodities,* with the above exceptions, between New York, N.Y., on the one hand, and, on the other, certain points in New Jersey, with the RESTRICTION that the transportation of lumber, as authorized immediately above, is restricted against service between New York, N.Y., on the one hand, and, on the other, Passaic, N.J., and points within 15 miles of Passaic. F. D. McKAY, INC., is authorized to operate as a *common carrier* in New York. Application has not been filed for temporary authority under section 210a(b).

By the Commission.

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

[F.R. Doc. 62–3233; Filed, Apr. 3, 1962; 8:49 a.m.]

[Notice 432]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

MARCH 30, 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 PREHEARING 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) Supplemental testimony by a witness to correct errors or to supply inadvertent omissions in his written statement is permissible.

No. MC 3151 (Sub-No. 13), filed March 23, 1962. Applicant: BENDER & LOUDON MOTOR FREIGHT, INC., 3024 North Cleveland-Massillon Road, West Richfield, 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, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving Mentor Township, Lake County, Ohio, as an off-route point in connection with carrier'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 69833 (Sub-No. 61), filed March 22, 1962. Applicant: ASSOCIATED TRUCK LINES, INC., 15 Andre Street SE., Grand Rapids 7, Mich. Applicant's attorney: Walter N. Bieneman, Guardian Building, Detroit 26, Mich. 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 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 76266 (Sub-No. 104), filed March 21, 1962. Applicant: MERCHANTS MOTOR FREIGHT, INC., 2625 Territorial Road, St. Paul, Minn. 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, livestock, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving 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 106943 (Sub-No. 76), filed March 19, 1962. Applicant: EASTERN EXPRESS, INC., a corporation, 1450 Wabash Avenue, Terre Haute, Ind. Applicant's attorney: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except classes A and B explosives, livestock, grain, petroleum products, in bulk, household goods as defined by the Commission, and commodities requiring special equipment), to and from the plant site of the W. S. Tyler Co., located in Mentor Township, Lake County, Ohio, serving it 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 107010 (Sub-No. 9), filed March 21, 1962. Applicant: RALPH E. DARLING, doing business as DARLING TRANSPORT SERVICE, Auburn, Nebr. Applicant's attorney: R. E. Powell, 1005–06 Trust Building, Lincoln, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia, fertilizers, fertilizer compounds, fertilizer ingredients, urea, urea feed mixtures, ammonium nitrate*, and *nitrogen solutions*, from Fort Madison, Iowa, and Meredosia, Ill., and points within five (5) miles thereof, to points in Nebraska, Kansas, South Dakota, and Missouri, and *damaged, rejected and refused shipments*, on return.

NOTE: Applicant states that it is president and one of the stockholders of a corporation known as Darling Transfer, Inc.

HEARING: April 18, 1962, at the Midland Hotel, Chicago, Ill., before Examiner Frank J. Mahoney.

No. MC 114238 (Sub-No. 6), filed March 21, 1962. Applicant: OHIO SOUTHERN EXPRESS, INC., 1293 Loveless Avenue NW., Atlanta, Ga. Applicant's attorney: Guy H. Postell, 1375 Peachtree Street NE., Atlanta 9, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities* (except those of unusual value, classes A and B explosives, tobacco, liquor, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between Atlanta, Albany, Columbus, and Fort Benning, Ga., and points in Georgia within 100 miles of Atlanta, Ga., on the one hand, and, on the other, points in Mentor Township, Lake County, Ohio; and (2) *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), in collection and delivery service between points in that part of Georgia and in Tennessee within 15 miles of Chattanooga, Tenn., including Chattanooga, on the one hand, and, on the other, points in Mentor Township, Lake County, Ohio.

NOTE: Applicant states that it controls Vermilion Truck Line, Inc., under MC–F–7919.

HEARING: May 3, 1962, at the Hotel Cleveland, Cleveland, Ohio, before Examiner Henry C. Darmstadter.

By the Commission.

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

[F.R. Doc. 62-3234; Filed, Apr. 3, 1962; 8:50 a.m.]

[Section 5a Application 6]

SOUTHERN FREIGHT ASSOCIATION ET AL.

Application for Approval of Amendments to Agreements

MARCH 30, 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 March 23, 1962, by: R. E. Boyle, Jr., Chairman, Executive Committees Southern Freight Association, Southern Classification Committee, 101 Marietta Street, Atlanta 3, Ga.

Amendments involved: Change paragraph (c) of section 8, article II, of Articles of Association, Southern Freight Association, so as to provide that public hearings before the Standing Rate Committee be held on Thursday of each week rather than on Monday.

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. 62-3235; Filed, Apr. 3, 1962; 8:50 a.m.]

[Rev. S.O. 562; Taylor's I.C.C. Order No. 142-A]

ANN ARBOR RAILROAD CO.

Rerouting of Traffic

Upon further consideration of Taylor's I.C.C. Order No. 142 (The Ann Arbor Railroad Co.) and good cause appearing therefor:

It is ordered, That:

(a) Taylor's I.C.C. Order No. 142 be, and it is hereby, vacated and set aside.

(b) Effective date: This order shall become effective at 4:00 p.m., March 29, 1962.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., March 29, 1962.

INTERSTATE COMMERCE COMMISSION,
[SEAL] CHARLES W. TAYLOR, *Agent.*

[F.R. Doc. 62-3236; Filed, Apr. 3, 1962; 8:50 a.m.]

[No. 34007]

NEW JERSEY INTRASTATE PASSENGER FARES—HUDSON RAPID TUBES CORPORATION

At a session of the Interstate Commerce Commission, Division 2, held at its office in Washington, D.C., on the 26th day of March A.D. 1962.

It appearing, that by petition filed February 16, 1962, with the Interstate Commerce Commission, the Hudson Rapid Tubes Corporation, an interurban rapid transit electric railroad transporting passengers between and within the States of New York and New Jersey, seeks authority to increase its intrastate passenger fares from 15 cents to 20 cents a ride in either direction between any two of the following stations in the State of New Jersey:

Exchange Place (Jersey City),
Grove and Henderson Streets (Jersey City),
Journal Square (Jersey City),
Pavonia (Jersey City), and
Hoboken;

It further appearing, that the Board of Public Utility Commissioners of the State of New Jersey by its decision of January 25, 1962, refused to authorize or permit an increase in New Jersey intrastate passenger fares, which refusal, petitioner avers, causes undue and unreasonable preference and advantage to persons and localities in intrastate commerce, and undue prejudice and disadvantage to persons and localities in interstate commerce, and undue, unreasonable and unjust discrimination against interstate commerce in violation of Section 13 of the Interstate Commerce Act;

And it further appearing, that there have been brought in issue by the said petition passenger fares made or imposed by the authority of the State of New Jersey:

It is ordered, That in response to the said petition, an investigation be, and it is hereby, instituted, and that a hearing be held for the purpose of giving the respondent hereinafter designated and any other persons interested an opportunity to present evidence to determine whether petitioner's present fares made or imposed by the State of New Jersey cause, or will cause, any undue or unreasonable advantage, preference or prejudice as between persons or localities in intrastate commerce, on the one hand, and interstate commerce, on the other hand, or any undue, unreasonable or unjust discrimination against, or undue burden on, interstate commerce, in violation of Section 13 of the Interstate Commerce Act; and to determine what fares, if any, or what maximum or minimum, or maximum and minimum, fares shall be prescribed to remove the unlawful advantage, preference, prejudice, discrimination, or undue burden, if any, that may be found to exist;

It is further ordered, That the Hudson Rapid Tubes Corporation be, and it is hereby, made the respondent to this proceeding; that a copy of this order be served upon such respondent; and that the State of New Jersey be notified of this proceeding by sending copies of this order and of the said petition by certified mail to the Governor of said State and to the Board of Public Utility Commissioners of the State of New Jersey at Trenton, N.J.;

It is further ordered, That notice of this proceeding be given to the public by depositing a copy of this order in the office of the Secretary of the Commission at Washington, D.C., and by filing a copy with the Office of the Federal Register, Washington, D.C.;

And it is further ordered, That this proceeding be assigned for hearing at such time and place as the Commission may hereafter designate.

By the Commission, Division 2.

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

[F.R. Doc. 62-3238; Filed, Apr. 3, 1962; 8:50 a.m.]

[Notice 619]

MOTOR CARRIER TRANSFER PROCEEDINGS

MARCH 30, 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 64674. By order of March 28, 1962, the Transfer Board approved the transfer to Watson Transportation Corp., Shrewsbury, Mass., of Permit No. MC 88132 issued January 30, 1959 to H. Warren Watson, doing business as H. W. Watson Transportation Co., Shrewsbury, Mass., authorizing the transportation of petroleum and petroleum products, in tank vehicles, over regular routes, from East Providence, R.I., to Rutland, Worcester, Clinton, and Milford, Mass., serving the intermediate point of Providence, R.I., for pick up only, and the off-route point of West Upton, Mass, for delivery only. Joseph A. Kline, 185 Devonshire Street, Boston 10, Mass., attorney at law.

No. MC-FC 64745. By order of March 27, 1962, the Transfer Board approved the transfer to Harold Levenson, doing business as H. Levenson Trucking Co., New York, N.Y., of a portion of the operating rights in Certificate No. MC 39990, issued December 2, 1954, to Slutsky's Motor Express, Inc., Perth Amboy, N.J., authorizing the transportation of:

cut piece goods, and trimmings, from New York, N.Y., to Perth Amboy, N.J., serving all intermediate points; and men's, ladies, and children's garments, from Perth Amboy, N.J., to New York, N.Y., serving all intermediate points. Herman B. J. Weckstein, 1060 Broad Street, Newark 2, N.J., attorney for transferor, and Jerome G. Grunspan, 404 Clarendon Road, Hempstead, N.Y., attorney for transferee.

No. MC–FC 64752. By order of March 27, 1962, the Transfer Board approved the transfer to Slutsky's Motor Express, Inc., Perth Amboy, N.J., of Certificate No. MC 20490, issued November 16, 1955, to Vent's Express, Inc., East Rutherford, N.J., authorizing the transportation of: general commodities with the usual exceptions including household goods and commodities in bulk, between New York, N.Y., on the one hand, and, on the other, points in Bergen, Essex, Hudson, Middlesex, Morris, Passaic, Somerset, and Union Counties, N.J., within 35 miles of the city hall, New York, N.Y. Herman B. J. Weckstein, 1060 Broad Street, Newark, N.J., attorney for applicants, and George Olsen, 69 Tonnele Avenue, Jersey City, N.J., representative for applicants.

No. MC–FC 64805. By order of March 28, 1962, the Transfer Board approved the transfer to Bernice E. Faerber, doing business as Smith Avenue Storage Warehouse Moving Co., Kingston, N.Y., of Certificate No. MC 38367, issued May 21, 1952, to Frederick G. Faerber, Jr., doing business as Smith Avenue Storage Warehouse Moving Co., Kingston, N.Y., authorizing the transportation of: Household goods, between Kingston, N.Y., and points in New York, within 35 miles of Kingston, on the one hand, and, on the other, points in Connecticut, Massachusetts, New Jersey, New York, Pennsylvania, Delaware, Maryland, Vermont, Virginia, and the District of Columbia. Mr. E. E. Schirmer, Saugerties, N.Y., attorney for applicants.

No. MC–FC 64863. By order of March 27, 1962, the Transfer Board approved the transfer to Active Express Co., a corporation, Jersey City, N.J., of the remaining operating rights in Certificate No. MC 39990, issued December 2, 1954, to Slutsky's Motor Express, Inc., Perth Amboy, N.J., authorizing the transportation of: General commodities, except those of unusual value, and except classes A and B explosives, cut piece goods, and trimmings, ladies' and children's and men's garments, household goods, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between Perth Amboy, N.J., and New York, N.Y. Herman B. J. Weckstein, 1060 Broad Street, Newark, N.J., attorney for applicants, and George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J., representative for applicants.

No. MC–FC 64895. By order of March 28, 1962, the Transfer Board approved the transfer to Eldon D. Ayres, Spearfish, S. Dak., of a portion of Certificate No. MC 93941 issued May 1, 1961, to Norman Thorson, doing business as Thorson Truck Service, Belle Fourche, S. Dak., authorizing the transportation of gasoline, greases, and distillate, over irregular route from Belle Fourche, S. Dak., to points within 150 miles thereof. T. M. Bailey, Jr., 305 Northwest Security Bank Building, Sioux Falls, S. Dak., attorney for applicants.

No. MC–FC 64915. By order of March 28, 1962, the Transfer Board approved the transfer to Indiana Transit Service, Inc., Indianapolis, Ind., of Certificates Nos. MC 71452, MC 71452 Sub 2, and MC 71452 Sub 3, issued December 10, 1940, May 6, 1959, and April 12, 1961, to W. C. Smith doing business as Indiana Film Transit Co., Indianapolis, Ind., authorizing the transportation of motion picture film, theater equipment, supplies and accessories and magazines, over irregular routes, between points in Indiana; between points in Indiana on the one hand, and, on the other, Watseka, Ill., Louisville, Ky., and Cincinnati, Ohio; between Watseka, Ill., on the one hand, and, on the other, Louisville, Ky., and Cincinnati, Ohio; between Cincinnati, Ohio, and Louisville, Ky.; general commodities, excluding household goods and commodities in bulk, between the Wier-Cook Municipal Airport (near Indianapolis, Ind.) on the one hand, and, on the other, 41 specified Indiana Counties; and advertising booklets, pamphlets, catalogues, calendars, paper books, and display racks, between points in Indiana. Ferdinand Born, 1019 Chamber of Commerce Building, Indianapolis 4, Ind., attorney for applicants.

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

[F.R. Doc. 62–3239; Filed, Apr. 3, 1962; 8:50 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

MARCH 30, 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. 37636: *Iron or steel articles from Chicago, Ill., to Pascagoula, Miss.* Filed by O. W. South, Jr., Agent (No. A4168), for interested rail carriers. Rates on plate or sheet, noibn, galvanized or plain, corrugated or not corrugated; floor plates; structural plates, noibn, and steel strips, noibn, in carloads, from Chicago, Ill., to Pascagoula, Miss.

Grounds for relief: Barge-rail competition.

Tariff: Supplement 24 to Illinois Freight Association tariff I.C.C. 946.

FSA No. 37637: *Class and commodity rates from and to Calhoun, Tenn.* Filed by O. W. South, Jr., Agent (No. A4170), for interested rail carriers. Rates on various commodities, in carloads and less-than-carloads, between Calhoun, Tenn., on the I. & N. RR., on the one hand, and points in the United States, Canada, and Alaska, on the other.

Grounds for relief: New station and grouping.

By the Commission.

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

[F.R. Doc. 62–3237; Filed, Apr. 3, 1962; 8:50 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING EMPLOYMENT OF LEARNERS AT SPECIAL MINIMUM RATES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), the regulations on employment of learners (29 CFR Part 522), and Administrative Order No. 524 (24 F.R. 9274), the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the Act. The effective and expiration dates, occupations, wage rates, number or proportion of learners, learning periods, and the principal product manufactured by the employer for certificates issued under general learner regulations (§§ 522.1 to 522.11) are as indicated below. Conditions provided in certificates issued under special industry regulations are as established in these regulations.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.20 to 522.25, as amended).

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

H. Alter & Co., 19–23 East Union Street, Wilkes-Barre, Pa.; effective 3–19–62 to 3–18–63 (men's cotton and corduroy work jackets).

Cay Artley Apparel Inc., 232 Levergood Street-389 Maple Avenue, Johnstown, Pa.; effective 3–16–62 to 3–15–63 (women's dresses).

Empire Manufacturing Co., Winder, Ga.; effective 4–1–62 to 3–31–63 (men's pants).

H. R. Kaminsky & Sons, Inc., Fitzgerald, Ga.; effective 3–19–62 to 3–18–63 (men's and boys' dress trousers).

Lawrence Manufacturing Co., Inc., Walnut Ridge, Ark.; effective 3–12–62 to 3–11–63 (ladies' dresses).

Main Pants & Lumberjacket Co., 209 Exeter Avenue, West Pittston, Pa.; effective 3–20–62 to 3–19–63 (men's and boys' pants).

Benjamin Noble Inc., 3412 J Street, Philadelphia 34, Pa.; effective 3–14–62 to 3–13–63 (cotton dresses and dusters).

Oshkosh B'Gosh, Inc., 112 Otter Avenue, Oshkosh, Wis.; effective 3–19–62 to 3–18–63 (men's, children's, and women's work clothing).

Princess Peggy, Inc., Vandalia Division, Vandalia, Ill.; effective 3–20–62 to 3–19–63 (women's cotton dresses).

Puritan Fashions Corp., factory No. 47, Farmington, Mo.; effective 3–15–62 to 3–14–63. Learners may not be employed at special minimum wage rates in the production of separate skirts (ladies' slacks, blouses, and shorts).

Reliance Manufacturing Co., Freedom Factory, Edwards Street at Tuscon Avenue, Hattiesburg, Miss.; effective 3–19–62 to 3–18–63 (men's and boys' cotton pajamas).

Fred Ronald Manufacturing Co., Parsons, Kans.; effective 3–14–62 to 3–13–63 (boys' slacks).

Rothley Inc., Sheridan Road at Wadworth, Zion, Ill.; effective 3–12–62 to 3–11–63 (women's robes).

Salant & Salant, Inc., Troy Road, Obion, Tenn.; effective 3–28–62 to 3–27–63 (men's and boys' cotton and synthetic knitted shirts).

The Seaford Garment Co., Phillips Street, Seaford, Del.; effective 3–16–62 to 3–15–63 (shirts).

Warsaw Manufacturing Co., Warsaw, N.C.; effective 3–19–62 to 3–18–63 (ladies' dresses).

Williamson-Dickie Manufacturing Co., plant No. 19, Maverick County Airfield, Eagle Pass, Tex.; effective 3–19–62 to 3–18–63 (men's and boys' work pants).

Williamson-Dickie Manufacturing Co., Uvalde, Tex.; effective 3–12–62 to 3–11–63 (men's work shirts).

Williamstown Dress Co., Inc., West Street, Williamstown, Pa.; effective 3–19–62 to 3–18–63 (women's dresses).

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

Brooks Contracting Co. of Clarksville, Inc., 112 East Main Street, Clarksville, Tex.; effective 4–1–62 to 3–31–63; five learners (men's work uniforms).

Duquesne Manufacturing Co., 852 Constitution Boulevard, New Kensington, Pa.; effective 4–1–62 to 3–31–63; 10 learners (women's cotton house dresses, hooverettes, aprons, pinaforms, etc.)

East Waterford Textiles, Inc., East Waterford, Pa.; effective 3–14–62 to 3–13–63; 10 learners (ladies' dresses).

Eclectic Manufacturing Co., Post Office Box 188, Eclectic, Ala.; effective 3–12–62 to 3–11–63; 10 learners (ladies' sportswear—pants).

Perfect Brassiere Co., Inc., 521 East Fourth Street, Bethlehem, Pa.; effective 3–20–62 to 3–19–63; 10 learners (women's brassieres).

Princess Anne Shirt Co., Princess Anne, Md.; effective 3–14–62 to 3–13–63; 10 learners (boys' shirts).

Fred Ronald Manufacturing Co., North Eighth Street, Neodesha, Kans.; effective 3–15–62 to 3–14–63; 10 learners (boys' shirts).

Yakima-Western Sportswear, Inc., Moxee City, Wash.; effective 3–19–62 to 3–18–63; five learners (men's and boys' sport jackets).

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

Barad Lingerie Co. of Salem, Salem, Mo.; effective 3–16–62 to 9–15–62; 20 learners (ladies' cotton sleepwear).

Chetopa Manufacturing Co., Inc., Chetopa, Kans.; effective 3–15–62 to 9–14–62; 10 learners (men's work clothing—pants and waistband overalls).

H. D. Lee Co., Inc., Sulphur Springs, Tex.; effective 3–16–62 to 9–15–62; 30 learners (western pants).

Mode O'Day Corp., 2955 South Main Street, Salt Lake City 15, Utah; effective 3–19–62 to 9–18–62; 25 learners (women's dresses).

O'Brien Manufacturing Co., 2506 North General Bruce Drive, Temple, Tex.; effective 3–19–62 to 9–18–62; 25 learners (men's and boys' semidress pants and jeans).

Rosemont Corp., Co., 601 Lincoln Street, Oxford, Pa.; effective 3–19–62 to 9–18–62; 10 learners (ladies' dresses).

Rothley Inc., Sheridan Road at Wadsworth, Zion, Ill.; effective 3–19–62 to 9–18–62; 100 learners (women's robes).

Levi Strauss & Co., 201 South Dillard Street, Blackstone, Va.; effective 3–14–62 to 9–13–62; 70 learners (men's and boys' cotton work pants).

Glove Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.60 to 522.65, as amended).

Ambrosen Gloves, Inc., 95 North Arlington Avenue, Gloversville, N.Y.; effective 3–14–62 to 3–13–63; 10 percent of the total number of machine stitchers for normal labor turnover (dress gloves for men and women).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.40 to 522.43, as amended).

Shannon Hosiery Mills, Inc., 20 Kerr Street, Concord, N.C.; effective 3–20–62 to 3–19–63; 5 percent of the total number of factory production workers for normal labor turnover purposes (Seamless).

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.11, as amended).

Advertisers Manufacturing Co., 415 East Oshkosh Street, Ripon, Wis.; effective 3–19–62 to 9–18–62; 5 percent of the total number of factory production workers for normal labor turnover purposes in the occupation of sewing machine operator for a learning period of 240 hours at the rate of $1.00 an hour (advertising caps, aprons, newsbags, etc.).

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

Bonita, Inc., Cayey, P.R.; effective 3–12–62 to 3–11–63; 16 learners for normal labor turnover purposes, in the occupations of machine stitcher and presser, each for a learning period of 320 hours at the rates of 78 cents an hour for the first 160 hours and 92 cents an hour for the remaining 160 hours (swimwear).

Bonita, Inc., Cayey, P.R.; effective 3–12–62 to 9–11–62; 14 learners for plant expansion purposes, in the occupations of machine stitcher and presser, each for a learning period of 320 hours at the rates of 78 cents an hour for the first 160 hours and 92 cents an hour for the remaining 160 hours (swimwear).

Caribe General Electric, Inc., Palmer, P.R.; effective 2–26–62 to 2–25–63; 60 learners for normal labor turnover purposes, in the occupations of: (1) welder, molder, calibrator, and power press operator, each for a learning period of 480 hours at the rate of 92 cents an hour for the first 240 hours and $1.04 an hour for the remaining 240 hours; (2) assembler, plastic finisher and plater for a learning period of 240 hours at the rate of 92 cents an hour (electrical products).

Emily, Inc., Adjuntas, P.R.; effective 2–19–62 to 2–18–63; 12 learners for normal labor turnover purposes, in the occupations of: (1) sewing machine operator, for a learning period of 480 hours at the rates of 81 cents an hour for the first 320 hours and 90 cents an hour for the remaining 160 hours; (2) final inspection of fully assembled garments, for a learning period of 160 hours at the rate of 81 cents an hour (brassieres).

Emily, Inc., Adjuntas, P.R.; effective 2–19–62 to 8–18–62; 30 learners for plant expansion purposes, in the occupations of: (1) sewing machine operator, for a learning period of 480 hours at the rates of 81 cents an hour for the first 320 hours and 90 cents an hour for the remaining 160 hours; (2) final inspection of fully assembled garments, for a learning period of 160 hours at the rate of 81 cents an hour (brassieres).

Faultless Accessories, Inc., Cidra, P.R.; effective 2–12–62 to 2–11–63; 10 learners for normal labor turnover purposes, in the occupations of: (1) sewing machine operator, for a learning period of 480 hours at the rates of 81 cents an hour for the first 320 hours and 90 cents an hour for the remaining 160 hours; (2) machine operations other than sewing machine, for a learning period of 160 hours at the rate of 81 cents an hour (shoulder straps and accessories for brassieres).

Gordonshire Knitting Mills, Inc., Cayey, P.R.; effective 3–1–62 to 2–28–63; 50 learners for normal labor turnover purposes in the occupations of: (1) sweater looper and knitter, each for a learning period of 480 hours at the rates of 78 cents an hour for the first 240 hours and 92 cents an hour for the remaining 240 hours; (2) machine stitchers (seamer), for a learning period of 320 hours at the rates of 78 cents an hour for the first 160 hours and 92 cents an hour for the remaining 160 hours (sweaters).

Gordonshire Knitting Mills, Inc., Cayey, P.R.; effective 3–1–62 to 8–31–62; 50 learners for plant expansion purposes, in the occupations of: (1) sweater looper and knitter, each for a learning period of 480 hours at the rates of 78 cents an hour for the first 240 hours and 92 cents an hour for the remaining 240 hours; (2) machine stitcher (seamer), for a learning period of 320 hours at the rates of 78 cents an hour for the first 160 hours and 92 cents an hour for the remaining 160 hours (sweaters).

Linda Bra, Inc., Aguas Buenas, P.R.; effective 2–19–62 to 2–18–63; 20 learners for normal labor turnover purposes, in the occupation of sewing machine operator, for a learning period of 480 hours at the rates of 81 cents an hour for the first 320 hours and 90 cents an hour for the remaining 160 hours (brassieres).

National Packing Co., Ponce, P.R.; effective 2–28–62 to 2–27–63; 40 learners for normal labor turnover purposes, in the occupation of fish cleaner, for a learning period of 160 hours at the rates of 87 cents an hour for the first 80 hours and $1.01 an hour for the remaining 80 hours (fish canning).

Newport Bra Co., Inc., Extension Reparto Metropolitano, Caparra Heights, P.R.; effective 2–5–62 to 2–4–63; 22 learners for normal labor turnover purposes, in the occupations of: (1) sewing machine operators for a learning period of 480 hours at the rates of 81 cents an hour for the first 320 hours and 90 cents for the remaining 160 hours; (2) final inspection of fully assembled garments, for a learning period of 160 hours at the rate of 81 cents an hour (brassieres and accessories).

Newport Bra Co., Inc., Extension Reparto Metropolitano, Caparra Heights, P.R.; effective 2–5–62 to 8–4–62; 125 learners for plant expansion purposes, in the occupations of: (1) sewing machine operator for a learning period of 480 hours at the rates of 81 cents an hour for the first 320 hours and 90 cents an hour for the remaining 160 hours; (2) final inspection of fully assembled garments, for a learning period of 160 hours at the rate of 81 cents an hour (brassieres and accessories).

Ofra Corp., 1965 Borinques Avenue, Barrio Obrero, Santurce, P.R.; effective 2–20–62 to 8–19–62; six learners for plant expansion purposes, in the single occupation of basic hand and/or machine production operations; grinder and mounter, for a learning period of 480 hours at the rates of 87 cents an hour for the first 240 hours and $1.01 an hour for the remaining 240 hours (jewelry).

Paula Brassiere Co., Inc., Caguas, P.R.; effective 3–12–62 to 3–11–63; 15 learners for normal labor turnover purposes, in the oc-

cupation of sewing machine operator for a learning period of 480 hours at the rates of 81 cents an hour for the first 320 hours and 90 cents an hour for the remaining 160 hours (brassieres).

Paula Brassiere Co., Inc., Caguas, P.R.; effective 3–12–62 to 9–11–62; 15 learners for plant expansion purposes, in the occupation of sewing machine operator for a learning period of 480 hours at the rates of 81 cents an hour for the first 320 hours and 90 cents an hour for the remaining 160 hours (brassieres).

Plata Glove, Inc., Cayey, P.R.; effective 2–21–62 to 8–8–62; 20 learners for plant expansion purposes, in the occupations of: (1) sewing machine operator, for a learning period of 480 hours at the rates of 62 cents an hour for the first 240 hours and 72 cents an hour for the remaining 240 hours; (2) die and clicker machine operator for a learning period of 160 hours at the rate of 62 cents an hour (leather gloves).

Princetta Lingerie, Inc., Luquillo, P.R.; effective 3–1–62 to 2–29–63; 10 learners for normal labor turnover purposes, in the occupations of: (1) sewing machine operator for a learning period of 480 hours at the rates of 65 cents an hour for the first 240 hours and 76 cents an hour for the remaining 240 hours; (2) final inspection of fully assembled garments for a learning period of 160 hours at the rate of 65 cents an hour (ladies' and children's underwear).

Princetta Lingerie, Inc., Luquillo, P.R.; effective 3–1–62 to 8–31–62; 40 learners for plant expansion purposes, in the occupations of: (1) sewing machine operator, for a learning period of 480 hours at the rates of 65 cents an hour for the first 240 hours and 76 cents an hour for the remaining 240 hours; (2) final inspection of fully assembled garments, for a learning period of 160 hours at the rate of 65 cents an hour (ladies' and children's underwear).

Sundale Manufacturing Corp., Ponce, P.R.; effective 2–12–62 to 2–11–63; 10 learners for normal labor turnover purposes, in the occupations of sewing machine operator, for a learning period of 480 hours at the rates of 66 cents an hour for the first 240 hours and 77 cents an hour for the remaining 240 hours (infants' and children's dresses).

Tinto, Inc., Cayey, P.R.; effective 3–1–62 to 2–28–63; 5 learners for normal labor turnover purposes, in the occupation of dyeing machine operator, for a learning period of 240 hours at the rate of 78 cents an hour (dyeing of sweaters).

Trio Knitting Corp., Coamo, P.R.; effective 2–19–62 to 2–18–63; 10 learners for normal labor turnover purposes, in the occupations of: (1) looper, for a learning period of 480 hours at the rates of 78 cents an hour for the first 240 hours and 92 cents an hour for the remaining 240 hours; (2) mender, for a learning period of 320 hours at the rates of 78 cents an hour for the first 160 hours and 92 cents an hour for the remaining 160 hours (knitted sweaters).

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

Signed at Washington, D.C., this 27th day of March 1962.

ROBERT G. GRONEWALD,
Authorized Representative of the Administrator.

[F.R. Doc. 62–3244; Filed, Apr. 3, 1962; 8:51 a.m.]

CUMULATIVE CODIFICATION GUIDE—APRIL

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