

AUG 26 1963
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Pages 9341-9377

THE NATIONAL ARCHIVES
 LITTEA SCRIPTA MANET
 OF THE UNITED STATES
FEDERAL REGISTER
 VOLUME 28 1934 NUMBER 166

Washington, Saturday, August 24, 1963

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Order from Superintendent of Documents, Government Printing Office, Washington, D.C., 20402



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Rules and Regulations

Title 7—AGRICULTURE

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

[Valencia Orange Reg. 61]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 908.361 Valencia Orange Regulation 61.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908; 27 F.R. 10089), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such

Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 22, 1963.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., August 25, 1963, and ending at 12:01 a.m., P.s.t., September 1, 1963, are hereby fixed as follows:

- (i) District 1: Unlimited movement;
- (ii) District 2: 550,000 cartons;
- (iii) District 3: Unlimited movement.

(2) As used in this section, "handled," "handler," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

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

Dated: August 22, 1963.

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

[F.R. Doc. 63-9227; Filed, Aug. 23, 1963;
11:23 a.m.]

[Lemon Reg. 77]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

§ 910.377 Lemon Regulation 77.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act by tending to establish and maintain such orderly marketing conditions for such lemons as will provide, in the interests of producers and consumers, an orderly flow of the supply thereof to market throughout the normal marketing season to avoid unreasonable fluctuations in supplies and prices, and is not for the purpose of maintaining prices to farmers above the

level which it is declared to be the policy of Congress to establish under the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held, the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 20, 1963.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period beginning at 12:01 a.m., P.s.t., August 25, 1963, and ending at 12:01 a.m., P.s.t., September 1, 1963, are hereby fixed as follows:

- (i) District 1: Unlimited movement;
- (ii) District 2: 255,750 cartons;
- (iii) District 3: Unlimited movement.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in the said amended marketing agreement and order.

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

Dated: August 21, 1963.

PAUL A. NICHOLSON,
Acting Director, Fruit and Veg-
etable Division, Agricultural
Marketing Service.

[F.R. Doc. 63-9167; Filed, Aug. 23, 1963;
8:55 a.m.]

PART 927—BEURRE D'ANJOU, BEURRE BOSCH, WINTER NELIS, DOYENNE DU COMICE, BEURRE EASTER, AND BEURRE CLAIRGEAU VARIETIES OF PEARS GROWN IN OREGON, WASHINGTON, AND CALIFORNIA

Determination Relative to Expenses and Rate of Assessment for 1963-64 Fiscal Period and Carryover of Unexpended Funds

Pursuant to the marketing agreement, as amended, and Order No. 927, as amended (7 CFR Part 927), regulating the handling of Beurre D'Anjou, Beurre Bosch, Winter Nelis, Doyenne du Comice, Beurre Easter, and Beurre Clairgeau varieties of pears grown in Oregon, Washington, and California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the proposals submitted by the Control Committee (established pursuant to said amended marketing agreement and order), it is hereby found and determined that:

§ 927.203 Expenses and rate of assessment for the 1963-64 fiscal period.

(a) *Expenses.* Expenses that are reasonable and likely to be incurred by the Control Committee, established pursuant to the provisions of the aforesaid amended marketing agreement and order, to enable such committee to perform its functions, in accordance with the provisions thereof, during the fiscal period beginning July 1, 1963, and ending June 30, 1964, both dates inclusive, will amount to \$42,565.

(b) *Rate of assessment.* The rate of assessment, which each handler who first handles pears shall pay as his pro rata share of the aforesaid expenses in accordance with the applicable provisions of said amended marketing agreement and order, is hereby fixed at one cent (\$0.01) per standard western pear box of pears, or its equivalent of pears in other containers or in bulk, shipped by such handler during said fiscal period.

(c) *Reserve.* Unexpended assessment funds, in excess of expenses incurred during the fiscal period ended June 30, 1963, in the amount of \$5,000, shall be carried over as a reserve in accordance with applicable provisions of § 927.42 of the marketing agreement and order.

It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice and engage in public rule-making procedure, and that good cause exists for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that (1) shipments of fresh pears are now being made; (2) the relevant provisions of said amended marketing agreement and this part require that the rate of assessment for a particular fiscal period shall be applicable to all assessable pears from the beginning of such period; and (3) the current fiscal period began on July 1, 1963, and the rate of assessment herein fixed will

automatically apply to all assessable pears beginning with such date.

Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order.

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

Dated: August 21, 1963.

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

[F.R. Doc. 63-9168; Filed, Aug. 23, 1963; 8:55 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter II—Agricultural Marketing Service (Packers and Stockyards Division), Department of Agriculture

PART 201—REGULATIONS UNDER PACKERS AND STOCKYARDS ACT

Mechanical Recording of Weight

On June 15, 1963, a notice of proposed rule making was published in the FEDERAL REGISTER (28 F.R. 6193) regarding the amendment of §§ 201.71 and 201.78 of the regulations (9 CFR 201.71, 201.78) under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.). Interested persons were afforded an opportunity to submit written data, views, and arguments with respect to the proposed amendments. After consideration of all relevant matter submitted by interested persons, §§ 201.71 and 201.78 of Part 201, Chapter II, Title 9 of the Code of Federal Regulations, are hereby amended by adding the following sentence after the first sentence in each of such sections: "All livestock scales shall be equipped not later than January 1, 1965, with a type-registering weighbeam, a dial with a mechanical ticket printer, or a similar device which shall be used for printing or stamping the weight values on scale tickets."

The wording of the sentence added to §§ 201.71 and 201.78 has been changed from that proposed in the notice of rule making for purposes of clarification. The change is not substantive in nature. Accordingly, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003), it is found upon good cause that further notice and other public procedure with respect to the foregoing amendments are unnecessary.

The purpose of the amendments is to require that the weight values on scale tickets issued by stockyard owners, market agencies, dealers, and packers be stamped or printed mechanically by a device which is a part of the scale, such as a type-registering weighbeam or other mechanical weight recorder, so as to eliminate errors in recording weights and to reduce the opportunity for altering weights on scale tickets. The amendments will not require the instal-

lation of new scales. They will require the installation by January 1, 1965, of a type-registering weighbeam, a dial with a mechanical ticket printer, or a similar device on livestock scales not now so equipped.

The foregoing amendments shall become effective September 30, 1963.

(Sec. 407(a), 42 Stat. 169, 72 Stat. 1750; 7 U.S.C. 228(a); 19 F.R. 74, as amended)

Done at Washington, D.C., this 20th day of August 1963.

CLARENCE H. GIRARD,
Deputy Administrator.

[F.R. Doc. 63-9169; Filed, Aug. 23, 1963; 8:55 a.m.]

Title 13—BUSINESS CREDIT AND ASSISTANCE

Chapter I—Small Business Administration

[Rev. 3, Amdt. 9]

PART 121—SMALL BUSINESS SIZE STANDARDS

Definition of Small Business for Purpose of Government Procurements for Research, Development, and Testing

The present definition of a small business for the purpose of bidding on research, development, or testing contracts is a concern which is independently owned and operated, is not dominant in its field of operation, and its average annual sales or receipts for its preceding three fiscal years, together with those of its affiliates, do not exceed \$1 million.

It has come to the attention of the Small Business Administration that the \$1 million size standard is not appropriate for the purpose of contracts for research, development, or testing. After consideration of all relevant matter regarding contracts for research, development, or testing, the amendment as set forth below is hereby adopted.

The Small Business Size Standards Regulation (Revision 3) (27 F.R. 9757), as amended (27 F.R. 11313, 12438; 28 F.R. 153, 2979, 3323, 5610, 6063, 6678, 6823), is hereby further amended by adding new § 121.3-8(f) as follows:

§ 121.3-8 Definition of small business for Government procurement.

(f) *Research, development, and testing.* Any concern bidding on a contract for research, development, and/or testing is classified:

(1) As small if it is bidding on a contract for research and/or development which requires delivery of a manufactured product and (i) it qualifies as a small business manufacturer within the meaning of paragraph (b) of this section for the industry into which the product is classified, or (ii) it qualifies as a small business nonmanufacturer within the meaning of paragraph (c) of this section.

(2) As small if it is bidding on a contract for research and/or development which does not require delivery of a manufactured product or on a contract for testing and its number of employees does not exceed 500 persons.

Effective date: This amendment shall become effective upon publication in the FEDERAL REGISTER.

NOTE: In accordance with section 4(a) of the Administrative Procedure Act, notice of and public procedure on this Amendment 9 to Part 121, Small Business Size Standards, of Title 13, CFR is omitted as impracticable since it is found that delay in the adoption of this regulation would seriously and substantially impede the effectuation of SBA functions with respect to research and development and, in particular, section 9 of the Small Business Act, as amended, by the notice otherwise required by section 4 of the Administrative Procedure Act.

Dated: August 9, 1963.

EUGENE P. FOLEY,
Administrator.

[F.R. Doc. 63-9133; Filed, Aug. 23, 1963; 8:49 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER E—AIRSPACE [NEW]

[Airspace Docket No. 63-EA-64]

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

Alteration of Control Zone

The purpose of this amendment to § 71.171 of the Federal Aviation Regulations is to alter the description of the Westfield, Mass., control zone.

The Westfield control zone is presently designated, in part, with reference to the Westfield radio range. The Federal Aviation Agency has scheduled the conversion of this facility to a radio beacon on or about Sept. 6, 1963. The action taken herein reflects this facility conversion. Controlled airspace requirements for the Westfield terminal area will be reviewed at a later date under the CAR Amendments 60-21/60-29 implementation program.

Since the change effected by this amendment is editorial in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, § 71.171 (27 F.R. 220-91, November 10, 1962) is amended as follows:

In the Westfield, Mass., control zone, "and within 2 miles either side of the Westfield RR S course extending from the 5-mile radius zone to the RR," is deleted and "and within 2 miles each side of the 189° bearing from the Westfield RBN, extending from the 5-mile radius zone to the RBN," is substituted therefor.

This amendment shall become effective 0001 e.s.t., September 6, 1963.

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

Issued in Washington, D.C., on August 19, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-9108; Filed, Aug. 23, 1963; 8:45 a.m.]

[Airspace Docket No. 63-EA-67]

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

Alteration of Control Zone

The purpose of this amendment to § 71.171 of the Federal Aviation Regulations is to alter the description of the Syracuse, N.Y., control zone.

The Syracuse control zone is presently designated, in part, with reference to the Syracuse radio range. The Federal Aviation Agency has scheduled the conversion of this facility to a radio beacon on or about October 5, 1963. The action taken herein reflects this facility conversion. Controlled airspace requirements for the Syracuse terminal area will be reviewed at a later date under the CAR Amendments 60-21/60-29 implementation program.

Since the changes effected by this amendment are editorial in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, the following action is taken: Section 71.171 (27 F.R. 220-91, November 10, 1962), is amended as follows—

In the Syracuse, N.Y., control zone "within 2 miles either side of a direct line from the airport extending from the 5-mile radius zone to the Syracuse RR; within 2 miles either side of the Syracuse RR W course extending from the 5-mile radius zone to 10 miles W of the RR" is deleted and "within 2 miles each side of the 086° and 266° bearings from the Syracuse RBN, extending from the 5-mile radius zone to 10 miles W of the RBN" is substituted therefor.

This amendment shall become effective 0001 e.s.t., October 5, 1963.

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

Issued in Washington, D.C., on August 19, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-9109; Filed, Aug. 23, 1963; 8:45 a.m.]

[Airspace Docket No. 63-SO-47]

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

Alteration of Control Zone and Control Area Extension

The purpose of these amendments to Part 71 [New] of the Federal Aviation Regulations is to alter the descriptions of the Wilmington, N.C., control zone and control area extension.

The Wilmington control zone and control area extension are presently des-

ignated, in part, with reference to the Wilmington radio beacon. The Federal Aviation Agency has scheduled the de-commissioning of this facility on or about September 15, 1963. Accordingly, the control zone extension and the portion of the control area extension based on this facility are no longer required for air traffic control purposes and are revoked herein. Further review of the controlled airspace requirements in this area will be accomplished at a later date under the CAR Amendments 60-21/60-29 implementation program.

Since the changes effected by these amendments are less restrictive in nature than present requirements, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, the following actions are taken:

1. In § 71.165 (27 F.R. 220-59, November 10, 1962), the Wilmington, N.C., control area extension is amended to read:

Wilmington, N.C.

Within 5 miles each side of the 159° bearing from the Wilmington ILS MM extending from the MM to 15 miles SE of the MM.

2. In § 71.171 (27 F.R. 220-91, November 10, 1962), the Wilmington, N.C., control zone is amended to read:

Wilmington, N.C.

Within a 5-mile radius of New Hanover County Airport, Wilmington, N.C. (latitude 34°16'15" N., longitude 77°54'05" W.), and within 2 miles each side of the 159° bearing from the ILS MM, extending from the 5-mile radius zone to 12 miles SE of the MM.

These amendments shall become effective 0001 e.s.t., September 15, 1963.

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

Issued in Washington, D.C., on August 19, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-9110; Filed, Aug. 23, 1963; 8:45 a.m.]

[Airspace Docket No. 63-CE-4]

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

Alteration of Control Zone and Designation of Transition Area

On March 23, 1963, a notice of proposed rule making was published in the FEDERAL REGISTER (28 F.R. 2924) stating that the Federal Aviation Agency proposed to alter the control zone and designate a transition area at Jackson, Mich. On May 28, 1963, a supplemental notice of proposed rule making was published amending the original proposal (28 F.R. 5270).

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

The substance of the proposed amendments having been published and for the reasons stated in the notice, the following actions are taken:

1. In § 71.171 (27 F.R. 220-91, November 10, 1962), the Jackson, Mich., control zone is amended to read:

Jackson, Mich.

Within a 5-mile radius of Reynolds Airport, Jackson, Mich. (latitude 42°15'30" N., longitude 84°27'40" W.), within 2 miles each side of the 313° bearing from the Jackson RBN, extending from the 5-mile radius zone to 8 miles northwest of the RBN, within 2 miles each side of the Jackson VOR 044° radial, extending from the 5-mile radius zone to 8 miles northeast of the VOR, within 2 miles each side of the Jackson VOR 238° radial, extending from the 5-mile radius zone to 8 miles southwest of the VOR, within 2 miles each side of the Jackson VOR 306° radial, extending from the 5-mile radius zone to 8 miles northwest of the VOR, and within 2 miles each side of the Jackson VOR 141° radial, extending from the 5-mile radius zone to 8 miles southeast of the VOR.

2. In § 71.181 (27 F.R. 220-139, November 10, 1962), the following transition area is added:

Jackson, Mich.

That airspace extending upward from 700 feet above the surface within a 13-mile radius of the Jackson VOR; and that airspace extending upward from 1,200 feet above the surface bounded on the west by longitude 84°50'00" W., on the north by latitude 42°30'00" N., on the east by longitude 84°05'00" W., and on the south by a line beginning at latitude 41°48'10" N., longitude 84°50'00" W., to latitude 41°48'00" N., longitude 84°46'00" W., to latitude 41°41'00" N., longitude 84°16'00" W., to latitude 41°45'00" N., longitude 84°11'45" W., to latitude 41°45'05" N., longitude 84°05'00" W.

These amendments shall become effective 0001 e.s.t., December 12, 1963.

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

Issued in Washington, D.C., on August 19, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-9111; Filed, Aug. 23, 1963; 8:46 a.m.]

[Airspace Docket No. 63-CE-8]

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

Alteration of Control Zone and Designation of Transition Area

On April 26, 1963, a notice of proposed rule making was published in the FEDERAL REGISTER (28 F.R. 4138) stating that the Federal Aviation Agency proposed to alter the control zone and designate a transition area at Flint, Mich.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and no adverse comments were received regarding the proposed amendments.

The substance of the proposed amendments having been published and for the reasons stated in the notice, the following actions are taken:

1. In § 71.171 (27 F.R. 220-91, November 10, 1962), the Flint, Mich., control zone is amended to read:

Flint, Mich.

Within a 5-mile radius of Bishop Airport, Flint, Mich. (latitude 42°57'55" N., longitude 83°44'30" W.), within 2 miles each side of the Flint VOR 280° radial, extending from the 5-mile radius zone to 8 miles west of the

VOR, within 2 miles each side of the Flint VOR 351° radial, extending from the 5-mile radius zone to 8 miles north of the VOR, within 2 miles each side of the Flint VOR 219° radial, extending from the 5-mile radius zone to 8 miles southwest of the VOR, within 2 miles each side of the Flint VOR 075° radial, extending from the 5-mile radius zone to 8 miles east of the VOR, and within 2 miles each side of the Flint VOR 052° radial, extending from the 5-mile radius zone to 8 miles northeast of the VOR.

2. Section 71.181 (27 F.R. 220-139, November 10, 1962) is amended by adding the following:

Flint, Mich.

That airspace extending upward from 700 feet above the surface within a 12-mile radius of the Flint VOR, and within 5 miles north and 8 miles south of the Flint ILS localizer west course, extending from the 12-mile radius area to 12 miles west of the OM; and that airspace extending upward from 1,200 feet above the surface bounded on the south by latitude 42°46'00" N., on the east by the east boundary of V-42 east and longitude 83°30'00" W., on the north by latitude 43°16'00" N., and on the west by longitude 84°05'00" W.

These amendments shall become effective 0001 e.s.t., December 12, 1963.

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

Issued in Washington, D.C., on August 19, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-9112; Filed, Aug. 23, 1963; 8:46 a.m.]

[Airspace Docket No. 63-SW-29]

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

Alteration of Control Zone and Transition Area

On June 1, 1963, a notice of proposed rule making was published in the FEDERAL REGISTER (28 F.R. 5436) stating that the Federal Aviation Agency proposed to alter the control zone and transition area at Carlsbad, N. Mex.

Interested persons were afforded an opportunity to participate in the rule-making through submission of comments. Due consideration was given to all relevant matter presented. The Air Transport Association of America (ATA) requested, if at all possible, the retention of 5,000 feet MSL as a cardinal altitude on low altitude airway V-83 between Carlsbad and Roswell, N. Mex. In accordance with CAR Amendment 60-21, airway floors will be designated no less than 1,200 feet above the surface. This upward adjustment in the airway structure may, in some instances, result in the loss of minimum cardinal altitudes. The retention of 5,000 feet MSL as a minimum cardinal altitude on V-83 between Carlsbad and Roswell would result in a less than 1,200-foot above the surface floor on this airway segment. Therefore, action is taken herein to adopt the changes as proposed in the notice.

The substance of the proposed amendments having been published and for the reasons stated in the notice, the following actions are taken:

1. In § 71.171 (27 F.R. 220-91, November 10, 1962), the Carlsbad control zone is amended to read:

Carlsbad, N. Mex.

Within a 5-mile radius of Carlsbad Municipal Airport (latitude 32°20'20" N., longitude 104°15'45" W.), and within 2 miles each side of the Carlsbad VOR 337° radial, extending from the 5-mile radius zone to the VOR.

2. In § 71.181 (27 F.R. 220-139, November 10, 1962), the Carlsbad transition area is amended to read:

Carlsbad, N. Mex.

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Carlsbad Municipal Airport (latitude 32°20'20" N., longitude 104°15'45" W.), and within 2 miles each side of the Carlsbad VOR 157° radial, extending from the 7-mile radius area to 8 miles southeast of the VOR; and that airspace extending upward from 1,200 feet above the surface within 5 miles southwest and 8 miles northeast of the Carlsbad VOR 157° and 337° radials, extending from 7 miles northwest to 13 miles southeast of the VOR; within 5 miles southeast and 8 miles northwest of the Carlsbad VOR 062° and 242° radials, extending from 7 miles southwest to 13 miles northeast of the VOR; and within 5 miles each side of the Carlsbad VOR 062° radial, extending from the VOR to 23 miles northeast of the VOR.

These amendments shall become effective 0001 e.s.t., October 17, 1963.

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

Issued in Washington, D.C. on August 19, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-9113; Filed, Aug. 23, 1963; 8:46 a.m.]

[Airspace Docket No. 63-WA-34]

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

Alteration of Federal Airway

The purpose of this amendment to § 71.143 is to redesignate the width of the segment of intermediate altitude airway V-1643 from San Antonio, Tex., to Junction, Tex.

The above action is being taken to redesignate V-1643 from the San Antonio VOR as a 16-mile wide airway to the Junction VOR. This would provide a common segment with V-1542 which is presently designated 16 miles wide between these points.

Since this amendment is minor in nature and imposes 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, the following action is taken:

Section 71.143 (27 F.R. 220-38, November 10, 1962) is amended as follows: In V-1643 "Junction, Tex.; San Angelo, Tex." is deleted and "thence Junction, Tex.; 10 miles wide San Angelo, Tex." is substituted therefor.

This amendment shall become effective 0001 e.s.t., October 17, 1963.

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

Issued in Washington, D.C., on August 20, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-9114; Filed, Aug. 23, 1963; 8:46 a.m.]

[Airspace Docket No. 63-CE-12]

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

Alteration of Transition Area

On May 15, 1963, a notice of proposed rule making was published in the FEDERAL REGISTER (28 F.R. 4855) stating that the Federal Aviation Agency proposed to designate a transition area at Muskegon, Mich.

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

The substance of the proposed amendment having been published, and for the reasons stated in the notice, the following action is taken:

Section 71.181 (27 F.R. 220-139, November 10, 1962) is amended by adding the following:

Muskegon, Mich.

That airspace extending upward from 700 feet above the surface within 8 miles northeast and 6 miles southwest of the Muskegon County Airport ILS localizer southeast course, extending from 3 miles northwest of the OM southeast to the arc of an 18-mile radius circle centered on the Muskegon County Airport (latitude 43°10'16" N., longitude 86°14'09" W.), and within a 4-mile radius of Grand Haven Memorial Airport, Grand Haven, Mich., (latitude 43°02'00" N., longitude 86°11'50" W.); and that airspace extending upward from 1,200 feet above the surface within an 18-mile radius of Muskegon County Airport, including the airspace southwest of Muskegon bounded by a line beginning at latitude 42°54'35" N., longitude 86°13'00" W., extending southwest to latitude 42°45'25" N., longitude 86°23'40" W., thence northwest to latitude 42°58'30" N., longitude 86°32'15" W., thence east along the south boundary of V-216 to the 18-mile radius area.

This amendment shall become effective 0001 e.s.t., December 12, 1963.

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

Issued in Washington, D.C., on August 19, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-9115; Filed, Aug. 23, 1963; 8:46 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 29—FRUIT BUTTERS, FRUIT JELLIES, FRUIT PRESERVES, AND RELATED PRODUCTS; DEFINITIONS AND STANDARDS OF IDENTITY

Artificially Sweetened Fruit Jelly, Artificially Sweetened Fruit Preserves; Confirmation of Effective Date of Amendments Recognizing the Name "Cellulose Gum" for Ingredient Label Declaration

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919; 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 given that no objections were filed to the order published in the FEDERAL REGISTER of July 6, 1963 (28 F.R. 6914), amending the standards for artificially sweetened fruit jelly and for artificially sweetened fruit preserves to permit label designation of the optional ingredient sodium carboxymethylcellulose either by the name "sodium carboxymethylcellulose" or the name "cellulose gum." Accordingly, the amendments promulgated by that order will become effective September 4, 1963.

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

Dated: August 20, 1963.

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

[F.R. Doc. 63-9146; Filed, Aug. 23, 1963; 8:51 a.m.]

PART 121—FOOD ADDITIVES

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

UNSATURATED POLYESTER-STYRENE COPOLYMER RESINS

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by Atlas Chemical Industries, Inc., Wilmington 99, Delaware, and other relevant material, has concluded that the following regulation should issue to provide for the use of unsaturated polyester-styrene copolymer resins as articles or components of articles intended for repeated or continuous use in contact with 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:

§ 121.2576 Unsaturated polyester-styrene copolymer resins.

Unsaturated polyester-styrene copolymer resins may be safely used as articles or components of articles intended for repeated or continuous use in producing, manufacturing, packing, processing, preparing, treating, packaging, transporting, or holding food, in accordance with the following prescribed conditions:

(a) The unsaturated polyester-styrene copolymer resins are produced by the condensation of fumaric acid with a propylene oxide adduct of 4,4'-isopropylidenediphenol, followed by copolymerization with styrene.

(b) Optional adjuvant substances employed to facilitate the production of the resins or added thereto to impart desired technical or physical properties include the following, provided that the quantity used does not exceed that reasonably required to accomplish the intended physical or technical effect and does not exceed any limitations prescribed in this section:

List of substances	Limitations (limits of addition expressed as percent by weight of finished resin)
1. Curing system additives:	
i. Accelerators:	Total accelerators not to exceed 1.5 percent.
Calcium naphthenate.....
Cobalt naphthenate.....
N,N-Dimethylaniline.....	0.2 percent.
ii. Catalysts:	Total catalysts not to exceed 1.5 percent.
Benzoyl peroxide.....
tert-Butyl perbenzoate.....
Dicumyl peroxide.....
Methyl ethyl ketone peroxide.....
2. Miscellaneous materials:	
tert-Butyl catechol.....	0.08 percent.
Dimethyl phthalate.....	For use only as solvent for catalysts.
Glass fibers.....
α-Methylstyrene.....
Paraffin.....
Triphenyl phosphate.....	For use only as solvent for catalysts.

(c) In accordance with good manufacturing practice, finished articles containing the unsaturated polyester-styrene copolymer resins shall be thoroughly cleansed prior to their first use in contact with food.

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: August 20, 1963.

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

[F.R. Doc. 63-9145; Filed, Aug. 23, 1963;
8:51 a.m.]

Title 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

SUBCHAPTER A—REGULATIONS

PART 697—INDUSTRIES IN AMERICAN SAMOA

Wage Order

Pursuant to section 6 of the Fair Labor Standards Act of 1938, as amended (29 U.S.C. 206), and by means of Administrative Order No. 575 (28 F.R. 4621), the Secretary of Labor appointed and convened Industry Committee No. 5 for American Samoa. Administrative Order No. 575 referred to this Industry Committee the question of the minimum wage rate or rates to be paid under section 6(a)(3) of the Act to employees in American Samoa, and gave due notice of the hearing of the Committee, as provided in 29 CFR 511.2.

Subsequent to an investigation and a hearing conducted pursuant to the notice, the Committee filed with the Administrator a report containing its findings of fact and recommendations with respect to the matters referred to it.

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1938 (29 U.S.C. 208), Reorganization Plan No. 6 of 1950 (3 CFR 1949-53 Comp., p. 1004), and General Order No. 45-A of the Secretary of Labor (15 F.R. 3290), the recommendations of Industry Committee No. 5 are hereinafter published in this revision of 29 CFR Part 697.

Effective September 9, 1963, 29 CFR Part 697 is hereby revised to read as follows:

Sec.
697.1 Definitions.
697.2 Wage rates.
697.3 Notices.

AUTHORITY: §§ 697.1 to 697.3 issued under sec. 8, 52 Stat. 1064, as amended; 29 U.S.C. 208. Interpret or apply secs. 5, 6, 52 Stat. 1062, as amended; 29 U.S.C. 205, 206.

§ 697.1 Definitions.

(a) *Fish canning and processing and can manufacturing industry.* This industry shall include the canning, freezing, preserving or other processing of any kind of fish, shellfish, or other aquatic forms of animal life and the manufacture of any byproduct thereof; and the manufacture of cans and related activities.

(b) *Shipping and transportation industry.* This industry shall include the

transportation of passengers and cargo by water or by air, and all activities in connection therewith, including, but not by way of limitation, the operation of air terminals, piers, wharves and docks, including stevedoring, storage, and light-erage operations, and the operation of tourist bureaus and travel and ticket agencies: *Provided, however,* That this definition shall not include bunkering of petroleum products.

(1) *Classification A.* This classification of the shipping and transportation industry, also to be known as the seafaring classification, shall include all activities engaged in by seamen on American vessels which are documented or numbered under the laws of the United States, which operate exclusively between points in the Samoan Islands, and which are not in excess of 350 tons net capacity.

(2) *Classification B.* This classification of the shipping and transportation industry shall include all activities within the shipping and transportation industry other than those included in the seafaring classification.

(c) *Petroleum marketing industry.* This industry shall include the wholesale marketing and distribution of gasoline, kerosene, lubricating oils, diesel and marine fuels, and other petroleum products, including bunkering operations in connection therewith, and repair and maintenance of petroleum storage facilities.

(d) *Construction industry.* This industry shall include, but without limitation, all construction, reconstruction, structural renovations, and demolition, on public or private account, of buildings, housing, highways and streets, catchments, dams, and all other structures, including such activities subject to coverage under the Act by virtue of the Fair Labor Standards Amendments of 1961.

(e) *Miscellaneous industries.* Miscellaneous industries shall include all operations and activities not included in the fish canning and processing and can manufacturing industry, the shipping and transportation industry, the petroleum marketing industry, or the construction industry, as defined herein; and shall include all other operations and activities in which employees are engaged in commerce or in the production of goods for commerce or in which employees are employed in enterprises engaged in commerce or in the production of goods for commerce, within the meaning of the Fair Labor Standards Act of 1938, as amended.

§ 697.2 Wage rates.

(a) *General requirement.* Every employer shall pay to each of his employees, who in any workweek is engaged in commerce or in the production of goods for commerce or in any enterprise engaged in commerce or in the production of goods for commerce, wages at a rate not less than the minimum rate or rates of wages prescribed in paragraph (b) of this section for the industries and classifications in which such employee is engaged.

(b) Wage rates.

Industry; classification:	Minimum wage rate
Fish canning and processing, and can manufacturing-----	\$1.00
Shipping and transportation:	
Classification A (seafaring)-----	.55
Classification B-----	1.00
Petroleum marketing-----	1.00
Construction-----	.70
Miscellaneous-----	.80

§ 697.3 Notices.

Every employer subject to the provisions of § 697.2 shall post in a conspicuous place in each department of his establishment where employees subject to the provisions of § 697.2 are working such notices of this part as shall be prescribed from time to time by the Administrator of the Wage and Hour and Public Contracts Divisions of the United States Department of Labor, and shall give such other notice as the Administrator may prescribe.

Signed at Washington, D.C., this 20th day of August 1963.

CLARENCE T. LUNDQUIST,
Administrator.

[F.R. Doc. 63-9166; Filed, Aug. 23, 1963;
8:54 a.m.]

Title 32—NATIONAL DEFENSE

Chapter I—Office of the Secretary of Defense

SUBCHAPTER A—ARMED SERVICES PROCUREMENT REGULATIONS

PART 30—APPENDIXES TO ARMED SERVICES PROCUREMENT REGULA- TIONS

Rules of the Armed Services Board of Contract Appeals

The following revision of Part II to § 30.1 was approved by the Assistant Secretaries of Defense, Army and Navy (Installations and Logistics) and the Assistant Secretary of the Air Force (Materiel) on July 15, 1963, to become effective on August 1, 1963.

PART II—RULES OF THE ARMED SERVICES BOARD OF CONTRACT APPEALS

PREFACE TO RULES

I. Summary of pertinent charter provisions. The Armed Services Board of Contract Appeals is the authorized representative of the Secretary of Defense, the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force, in hearing, considering and determining, as fully and finally as might each of the Secretaries:

(a) Appeals by contractors from decisions of contracting officers or their authorized representatives or other authorities on disputed questions, taken pursuant to the provision of contracts requiring the determination of such appeals by the Secretary of Defense or by a Secretary of a military department or their duly authorized representative or board; or,

(b) Appeals by contractors taken pursuant to the provisions of any directive whereby the Secretary of Defense or the Secretary of a military department has granted a right of appeal not contained in the contract.

When an appeal is taken pursuant to a disputes clause in a contract which limits appeals to disputes concerning questions of fact, the Board may in its discretion hear, consider, and decide all questions of law necessary for the complete adjudication of the issue. In the consideration of an appeal, should it appear that a claim is involved which is not cognizable under the terms of the contract, the Board may make findings of fact with respect to such a claim without expressing an opinion on the question of liability.

When a contract requires the Secretary of Defense or the Secretary of a military department, personally to render a decision on the matter in dispute, the Armed Services Board of Contract Appeals makes and submits findings and recommendations to the appropriate Secretary with respect thereto.

There are a number of divisions of the Armed Services Board of Contract Appeals, established by the Chairman of the Board in such manner as to provide for the most effective and expeditious handling of appeals. Appeals are assigned to the divisions for decision without regard to the military department or other procuring agency which entered into the contract involved. Hearing may be held by a designated member, or by a duly authorized examiner. The decision of a majority of a division constitutes the decision of the Board provided that the Chairman and two Vice Chairmen jointly signify their approval of the decision. If a majority of the members of a division are unable to agree on a decision, or if the Chairman or one or more of the Vice Chairmen do not signify approval of the decision, determination of the appeal is by the Chairman and Vice Chairmen. A decision by a majority of those individuals then constitutes the decision of the Board.

On request of the appellant, an appeal involving \$5,000 or less is decided as provided in the optional accelerated procedure set forth in Rule 12 of the Board.

II. Statement of purpose. Emphasis is placed upon the sound administration of these rules in specific cases, because it is impracticable to articulate a rule to fit every possible circumstance which may be encountered. These rules will be interpreted so as to secure just and inexpensive determination of appeals without unnecessary delay.

Preliminary procedures are available to encourage full disclosure of relevant and material facts, and to discourage unwarranted surprise.

All time limitations specified for various procedural actions are computed as maximums, and are not to be fully exhausted if the action described can be accomplished in a lesser period. These time limitations are similarly eligible for extension in appropriate circumstances, on good cause shown.

Whenever reference is made to contractor, appellant, contracting officer, respondent and parties, this shall include respective counsel for the parties, as soon as appropriate notices of appearance have been filed with the Board.

PRELIMINARY PROCEDURES

1. Appeals, how taken. Notice of an appeal must be in writing, and the original, together with two copies, may be filed with the contracting officer from whose decision the appeal is taken. The notice of appeal must be mailed or otherwise filed within the time specified therefor in the contract or allowed by applicable provision of directive or law.

2. Notice of appeal, contents of. A notice of appeal should indicate that an appeal is thereby intended, and should identify the contract (by number), the department and agency or bureau cognizant of the dispute, and the decision from which the appeal is

taken. The notice of appeal should be signed personally by the appellant (the contractor making the appeal), or by an officer of the appellant corporation or member of the appellant firm, or by the contractor's duly authorized representative or attorney. The complaint referred to in Rule 6 may be filed with the notice of appeal, or the appellant may designate the notice of appeal as a complaint, if it otherwise fulfills the requirements of a complaint.

3. Forwarding of appeals. When a notice of appeal in any form has been received by the contracting officer, he shall endorse thereon the date of mailing (or date of receipt, if otherwise conveyed) and within 10 days shall forward said notice of appeal to the Board. Following receipt by the Board of the original notice of an appeal (whether through the contracting officer or otherwise), the contractor and contracting officer will be promptly advised of its receipt, and the contractor will be furnished a copy of these rules.

4. Duties of the contracting officer. Following receipt of a notice of appeal, or advice that an appeal has been filed, the contracting officer shall promptly, and in any event within 30 days, compile and transmit to the Board and to the Government trial attorney copies of all documents pertinent to the appeal, including the following:

(1) The findings of fact and the decision from which the appeal is taken, and the letter or letters or other documents of claim in response to which the decision was issued;

(2) The contract, and pertinent plans, specifications, amendments, and change orders;

(3) Correspondence between the parties and other data pertinent to the appeal;

(4) Transcripts of any testimony taken during the course of proceedings, and affidavits or statements of any witnesses on the matter in dispute made prior to the filing of the notice of appeal with the Board;

(5) Such additional information as may be considered material.

Upon completion of the foregoing compilation, the contracting officer shall notify the appellant, provide him with a listing of its contents, and afford him an opportunity to examine the complete compilation at the office of the contracting officer, or at the office of the Board, for the purpose of satisfying himself as to the contents, and furnishing or suggesting any additional documentation deemed pertinent to the appeal. Following receipt of the foregoing compilation, as it may be augmented at the time of receipt, the Board will promptly advise the parties.

5. Dismissal for lack of jurisdiction. Any motion addressed to the jurisdiction of the Board shall be promptly filed. Hearing on the motion shall be afforded on application of either party, unless the Board determines that its decision on the motion will be deferred pending hearing on both the merits and the motion. The Board shall have the right at any time and on its own motion to raise the issue of its jurisdiction to proceed with a particular case, and shall do so by an appropriate order, affording the parties an opportunity to be heard thereon.

6. Pleadings. (a) Within 30 days after receipt of notice of docketing of the appeal, the appellant shall file with the Board an original and two copies of a complaint setting forth simple, concise and direct statements of each of his claims, alleging the basis, with appropriate reference to contract provisions, for each claim, and the dollar amount claimed. This pleading shall fulfill the generally recognized requirements of a complaint, although no particular form or formality is required. Upon receipt thereof, the Recorder of the Board shall serve a copy upon the respondent. Should the complaint not be received within 30 days, appellant's claim and appeal may if in the opinion of the Board the issues before the Board are sufficiently

defined, be deemed to set forth his complaint and the respondent shall be so notified.

(b) Within 30 days from receipt of said complaint, or the aforesaid notice from the Recorder of the Board, respondent shall prepare and file with the Board an original and two copies of an answer thereto, setting forth simple, concise, and direct statements of respondent's defenses to each claim asserted by appellant. This pleading shall fulfill the generally recognized requirements of an answer, and shall set forth any affirmative defenses or counterclaims, as appropriate. Upon receipt thereof, the Recorder shall serve a copy upon appellant. Should the answer not be received within 30 days, the Board may, in its discretion, enter a general denial on behalf of the Government, and the appellant shall be so notified.

7. Amendments of pleadings or record. The Board upon its own initiative or upon application by a party may, in its discretion, order a party to make a more definite statement of the complaint or answer, or to reply to an answer.

The Board may, in its discretion, and within the proper scope of the appeal, permit either party to amend his pleading upon conditions just to both parties. When issues within the proper scope of the appeal, but not raised by the pleadings or the documentation described in Rule 4, are tried by express or implied consent of the parties, or by permission of the Board, they shall be treated in all respects as if they had been raised therein. In such instances motions to amend the pleadings to conform to the proof may be entered, but are not required. If evidence is objected to at a hearing on the ground that it is not within the issues raised by the pleadings or the Rule 4 documentation (which shall be deemed part of the pleadings for this purpose), it may be admitted within the proper scope of the appeal, provided, however, that the objecting party may be granted a continuance if necessary to enable him to meet such evidence.

8. Upon receipt of respondent's answer or the notice referred to in the last sentence of Rule 6(b), above, appellant shall advise whether he desires a hearing, as prescribed in Rules 17 through 25, or whether in the alternative he elects to submit his case on the record without a hearing, as prescribed in Rule 11. In appropriate cases, the appellant shall also elect whether he desires the optional accelerated procedure prescribed in Rule 12.

9. Pre-hearing briefs. Based on an examination of the documentation described in Rule 4, the pleadings, and a determination of whether the arguments and authorities addressed to the issues are adequately set forth therein, the Board may in its discretion require the parties to submit pre-hearing briefs in any case in which a hearing has been elected pursuant to Rule 8. In the absence of a Board requirement therefor, either party may in its discretion, and upon appropriate and sufficient notice to the other party, furnish a pre-hearing brief to the Board. In any case where a pre-hearing brief is submitted, it shall be furnished so as to be received by the Board at least 15 days prior to the date set for hearing, and a copy shall simultaneously be furnished to the other party as previously arranged.

10. Pre-hearing or pre-submission conference. Whether the case is to be submitted pursuant to Rule 11, or heard pursuant to Rules 17 through 25, the Board may upon its own initiative or upon the application of either party, call upon the parties to appear before a member or examiner of the Board for a conference to consider:

(a) The simplification or clarification of the issues;

(b) The possibility of obtaining stipulations, admissions, agreements on documents, understandings on matters already of rec-

ord, or similar agreements which will avoid unnecessary proof;

(c) The limitation of the number of expert witnesses, or avoidance of similar cumulative evidence, if the case is to be heard;

(d) The possibility of agreement disposing of all or any of the issues in dispute;

(e) Such other matters as may aid in the disposition of the appeal.

The results of the conference shall be reduced to writing by the Board member or examiner in the presence of the parties, and this writing shall thereafter constitute part of the record.

11. *Submission without a hearing.* Either party may elect to waive a hearing and to submit his case upon the Board record, as settled pursuant to Rule 13. In the event of such election to submit, the submission may be supplemented by oral argument (transcribed if requested), and/or by briefs, arranged in accordance with Rules 18 and 23.

12. *Optional accelerated procedure.* Should an appeal involve \$5,000 in amount or less, it may at the option of appellant be processed under this rule. In the event of such election, the Board will undertake to issue a decision on the appeal on an expedited basis, without regard to its normal position on the docket. Under this accelerated procedure, the case will be further expedited if the parties elect to waive pleadings and/or elect to waive the hearing and submit on the record. In all other respects, these rules will apply.

13. *Settling of the record.* A case submitted on the record pursuant to Rule 11 shall be ready for decision when the parties are so notified by the Board. A case which is heard shall be ready for decision upon receipt of transcript, or upon receipt of briefs when briefs are to be submitted. At any time prior to the date that a case is ready for decision, either party upon notice to the other, may supplement the record with documents and exhibits deemed relevant and material by the Board. The Board upon its own initiative may call upon either party, with appropriate notice to the other, for evidence deemed by it to be relevant and material. The weight to be attached to any evidence of record will rest within the sound discretion of the Board. Either party may at any stage of the proceeding, on notice to the other party, raise objection to material in the record or offered into the record, on the grounds of relevancy and materiality.

The Board record shall consist of documentation described in Rule 4, and any additional material, pleadings, pre-hearing briefs, record of pre-hearing or pre-submission conferences, depositions, interrogatories, admissions, transcripts of hearing, hearing exhibits, and post-hearing briefs, as may thereafter be developed pursuant to these rules.

This record will at all times be available for inspection by the parties at the office of the Board. In the interest of convenience, prior arrangements for inspection of the file should be made with the Recorder of the Board. Copies of material in the record may, if practicable, be furnished to appellant at the cost of reproduction.

14. *Depositions*—(a) *When depositions may be taken.* After an appeal has been docketed the Board may, upon application of either party or upon agreement by the parties, permit the taking of the testimony of any person, by deposition upon oral examination or written interrogatories, for use as evidence in the appeal proceedings. Leave to take a deposition will not ordinarily be granted unless it appears that it is impracticable to present deponent's testimony at the hearing of the appeal, or unless a hearing has been waived and the case submitted pursuant to Rule 11.

(b) *Before whom taken.* Depositions to be offered in evidence before the Board may

be taken before and authenticated by any person authorized by the laws of the United States, or by the laws of the place where the deposition is taken, to administer oaths.

(c) *By oral examinations.* When either party desires to take the testimony of any person by deposition upon oral examination, the moving party shall give the opposite party at least 15 days written notice of the time and place where such deposition is proposed to be taken, the name, address, and title of the person before whom it is proposed to be taken, and the name and address of the witness. This notice is unnecessary in any case where the deposition has been scheduled by mutual agreement. If the party so served finds it impracticable to appear at the taking of the deposition, in person or by counsel, he shall promptly so notify the moving party who shall make available to him a copy of the evidence given at the deposition. Within 15 days after receipt of such copy, the party so served may serve cross-interrogatories upon the moving party, and proceedings shall be had thereon as provided in the next succeeding subparagraph (d) herein.

(d) *By written interrogatories.* When either party desires to take the testimony of any person by deposition upon written interrogatories, the moving party shall serve them upon the opposite party with a notice stating the name and address of the person who is to answer them and the name, address and title of the person before whom the deposition is to be taken. Within 15 days thereafter, the party so served may serve cross-interrogatories upon the moving party. A copy of the notice and copies of all interrogatories served shall be delivered by the moving party to the person before whom the deposition is to be taken, and the latter shall proceed promptly to take the testimony of the witness in response to the interrogatories.

(e) *Form and return of deposition.* Each deposition should show the docket number and the caption of the proceedings, the place and date of taking, the name of the witness, and the names of all persons present. The person taking the deposition shall certify thereon that the witness was duly sworn by him and that the deposition is a true record of the testimony given by the witness, and he shall enclose the original deposition and exhibits in a sealed pre-paid package and forward same to the Recorder, Armed Services Board of Contract Appeals.

(f) *Introduction in evidence.* No testimony taken by deposition shall be considered as part of the evidence in the hearing of an appeal unless and until such testimony is offered and received in evidence at the hearing. It will not ordinarily be received in evidence if the deponent is present and can testify personally at the hearing. In such case it can, however, be utilized to contradict or impeach the testimony of deponent as a witness. If the opportunity to be heard has been waived and the case submitted pursuant to Rule 11, the deposition shall be deemed to be part of the record before the Board.

15. *Interrogatories to parties; inspection of documents; admission of facts.* Under appropriate circumstances, but not as a matter of course, the Board will entertain applications for permission to serve written interrogatories upon the opposing party, applications for an order to produce and permit the inspection of designated documents, and applications for permission to serve upon the opposing party a request for the admission of specified facts. Such applications shall be reviewed and approved only to the extent and upon such terms as the Board in its discretion considers to be consistent with the objective of securing just and inexpensive determination of appeals without unnecessary delay, and essential to the proper pursuit of that objective in the particular case.

16. *Service of papers.* Service of papers in all proceedings pending before the Board may be made personally, or by mailing the same in a sealed envelope, registered, or certified, postage prepaid, addressed to the party upon whom service shall be made and the date of delivery as shown by return receipt shall be the date of service. Waiver of the service of any papers may be noted thereon or on a copy thereof or on a separate paper, signed by the parties and filed with the Board.

HEARINGS

17. *Where and when held.* Hearings will ordinarily be held in Washington, D.C., except that upon request seasonably made and upon good cause shown, the Board may in its discretion set the hearing at another location. Hearings will be scheduled at the discretion of the Board with due consideration to the regular order of appeals and other pertinent factors. On request or motion by either party and upon good cause shown, the Board may in its discretion advance a hearing.

18. *Notice of hearings.* The parties shall be given at least 15 days notice of the time and place set for hearings. In scheduling hearings, the Board will give due regard to the desires of the parties, and to the requirement for just and inexpensive determination of appeals without unnecessary delay. Notices of hearing shall be promptly acknowledged by the parties. A party failing to acknowledge a notice of hearing shall be deemed to have submitted his case upon the Board record as provided in Rule 11.

19. *Unexcused absence of a party.* The unexcused absence of a party at the time and place set for hearing will not be occasion for delay. In the event of such absence, the hearing will proceed and the case will be regarded as submitted by the absent party as provided in Rule 11.

20. *Nature of hearings.* Hearings shall be as informal as may be reasonable and appropriate under the circumstances. Appellant and respondent may offer at a hearing on the merits such relevant evidence as they deem appropriate and as would be admissible under the generally accepted rules of evidence applied in the courts of the United States in nonjury trials, subject however, to the sound discretion of the presiding member or examiner in supervising the extent and manner of presentation of such evidence. In general, admissibility will hinge on relevancy and materiality. Letters or copies thereof, affidavits, or other evidence not ordinarily admissible under the generally accepted rules of evidence, may be admitted in the discretion of the presiding member or examiner. The weight to be attached to evidence presented in any particular form will be within the discretion of the Board, taking into consideration all the circumstances of the particular case. Stipulations of fact agreed upon by the parties may be regarded and used as evidence at the hearing. The parties may stipulate the testimony that would be given by a witness if the witness were present. The Board may in any case require evidence in addition to that offered by the parties.

21. *Examination of witnesses.* Witnesses before the Board will be examined orally, under oath or affirmation, unless the facts are stipulated, or the Board member or examiner shall otherwise order. If the testimony of a witness is not given under oath the Board may, if it seems expedient, warn the witness that his statements may be subject to the provisions of Title 18, United States Code, Sections 287 and 1001, and any other provisions of law imposing penalties for knowingly making false representations in connection with claims against the United States or in any matter within the jurisdiction of any department or agency thereof.

22. *Copies of papers.* When books, records, papers, or documents have been received in evidence, a true copy thereof or of such part thereof as may be material or relevant may be substituted therefor, during the hearing or at the conclusion thereof.

23. *Post-hearing briefs.* Post-hearing briefs may be submitted upon such terms as may be agreed upon by the parties and the presiding member or examiner at the conclusion of the hearing. Ordinarily they will be simultaneous briefs, exchanged within 20 days after receipt of transcript.

24. *Transcript of proceedings.* Testimony and argument at hearings shall be reported verbatim, unless the Board otherwise orders. Transcripts of the proceedings shall be supplied to the parties at such rates as may be fixed by contract between the Board and the reporter. If the proceedings are reported by an employee of the Government, the appellant may receive transcripts upon payment to the Government at the same rates as those set by contract between the Board and the independent reporter.

25. *Withdrawal of exhibits.* After a decision has become final the Board may, upon request and after notice to the other party, in its discretion permit the withdrawal of original exhibits, or any part thereof, by the party entitled thereto. The substitution of true copies of exhibits or any part thereof may be required by the Board in its discretion as a condition of granting permission for such withdrawal.

REPRESENTATION

26. *The appellant.* An individual appellant may appear before the Board in person, a corporation by an officer thereof, a partnership or joint venture by a member thereof, or any of these by an attorney at law duly licensed in any State, Commonwealth, Territory, or in the District of Columbia.

27. *The respondent.* Government counsel designated by the various departments to represent the departments, agencies, directorates, and bureaus cognizant of the disputes brought before the Board, may in accordance with their authority represent the interests of the Government before the Board. They shall file notices of appearance with the Board, and notice thereof will be given appellant or his attorney in the form specified by the Board from time to time. Whenever at any time it appears that appellant and Government counsel are in agreement as to disposition of the controversy, the Board may suspend further processing of the appeal in order to permit reconsideration by the contracting officer: *Provided, however,* That if the Board is advised thereafter by either party that the controversy has not been disposed of by agreement, the case shall be restored to the Board's calendar without loss of position.

DECISIONS

28. Decisions of the Board will be made in writing and authenticated copies thereof will be forwarded simultaneously to both parties. The rules of the Board and all final orders and decisions (except those required for good cause to be held confidential and not cited as precedents) shall be open for public inspection at the offices of the Board in Washington, D.C. In accordance with paragraph 3 of the Charter, decisions of the Board will be made upon the record, as described in Rule 13.

MOTIONS FOR RECONSIDERATION

29. A motion for reconsideration, if filed by either party, shall set forth specifically the ground or grounds relied upon to sustain the motion, and shall be filed within 30 days from the date of the receipt of a copy of the decision of the Board by the party filing the motion.

DISMISSAL WITHOUT PREJUDICE

30. In certain cases, appeals docketed before the Board are required to be placed in a suspense status and the Board is unable to proceed with disposition thereof for reasons not within the control of the Board. In any such case where the suspension has continued, or it appears that it will continue, for an inordinate length of time, the Board may in its discretion dismiss such appeals from its docket without prejudice to their restoration when the cause of suspension has been removed.

EFFECTIVE DATE AND APPLICABILITY

31. These revised rules shall take effect on the first day of the month following the month in which they are approved by the Assistant Secretary of Defense (I&L) and the Assistant Secretaries of the military departments responsible for procurement. Except as otherwise directed by the Board, these rules shall not apply to appeals which have been docketed prior to their effective date.

Approved this 15th day of July 1963.

MAURICE W. ROCHE,
Administrative Secretary.

[F.R. Doc. 63-9140; Filed, Aug. 23, 1963;
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 3196]

[Sacramento 070670]

CALIFORNIA

Order Opening Power-Withdrawn Lands to Location, Entry and Patent Under General Mining Laws

1. In DA-1026-California, the Federal Power Commission determined that the power value of the $W\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$ and $SE\frac{1}{4}NW\frac{1}{4}$, sec. 20, T. 4 N., R. 15 E., M.D.M., California, aggregating 60 acres, will not be materially injured or destroyed by restoration to location, entry and patent under the public land laws for mining purposes only, subject to the provisions of section 24 of the Federal Power Act; subject also to the prior right of the licensee and its successors or assigns to use said tracts for power development purposes as contemplated in the license for Project No. 2019; subject also to all existing valid rights-of-way and easements and the rights of the licensee for Project No. 2019 and its successors or assigns to use existing roads in said tract to afford access to the project works and facilities, and further subject to the condition that the locator, his successors or assigns shall conduct his mining activities in such manner as to prevent the deposit or dumping of waste, gangue or tailings into or on the project ditch, the project right-of-way, or associated power facilities; and subject to the further condition that the locator, his successors, or assigns shall claim no damages against the United States, its permittees or licensees for injury to the

workings or improvements placed upon the lands resulting from the construction, operation or maintenance of any power project works upon said access. The lands are national forest lands in the Stanislaus National Forest.

2. Subject to valid existing rights and to the stipulations prescribed by the Commission in its determination, the lands shall at 10:00 a.m. on September 24, 1963, be open to location, entry and patent under the United States mining laws.

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

AUGUST 19, 1963.

[F.R. Doc. 63-9121; Filed, Aug. 23, 1963;
8:47 a.m.]

[Public Land Order 3197]

[Washington 04230]

WASHINGTON

Power Site Cancellation No. 189; Canceled Power Site Classification No. 400 in Part; Opening Part of Lands in Power Site Classification No. 349 and Project No. 2145 Under Section 24 of the Federal Power Act

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952, and by virtue of the authority contained in section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, and pursuant to the determination of the Federal Power Commission docketed as No. DA-180-Washington, it is ordered as follows:

1. The Departmental order of February 15, 1949, creating Power Site Classification No. 400, is hereby cancelled so far as it affects the following-described lands:

WILLAMETTE MERIDIAN

T. 26 N., R. 22 E.,
Sec. 2, $NW\frac{1}{4}SW\frac{1}{4}$;
Sec. 3, $SW\frac{1}{4}SW\frac{1}{4}$.

Containing 80 acres.

2. In DA-180 et al., supra, the Federal Power Commission determined that the value of the following-described lands would not be injured or destroyed for purposes of power development by location, entry, or selection under the public land laws, subject to the provisions of section 24 of the Federal Power Act, as amended.

WILLAMETTE MERIDIAN

T. 26 N., R. 22 E.,
Sec. 1, lots 5 and 6;
Sec. 2, lots 5 to 8 incl., and $SE\frac{1}{4}NE\frac{1}{4}$.

Containing 141.45 acres.

3. Until 10:00 a.m. on February 18, 1964, the State of Washington shall have (1) a preferred right of application to select the lands in accordance with subsection (c) of section 2 of the Act of August 27, 1958 (72 Stat. 928; 43 U.S.C. 851, 852), and (2) a preferred right to apply for the reservation to it or to any of its political subdivisions, under any statute

or regulation applicable thereto, of any of the lands required for a right-of-way for a public highway or as a source of materials for the construction and maintenance of such highways, in accordance with the provisions of section 24 of the Federal Power Act.

4. This order shall not otherwise be effective to change the status of the lands until 10:00 a.m. on February 18, 1964. At that time the lands shall be open to the operation of the public land laws generally subject to valid existing rights and equitable claims, the requirements of applicable law, rules and regulations, and the provisions of any existing withdrawals.

5. The lands have been open to applications and offers under the mineral leasing laws, and to location under the United States mining laws subject to the provisions of the Act of August 11, 1955 (69 Stat. 682; 30 U.S.C. 621).

6. Any disposals of the lands described in paragraph 2 of this order shall be subject to the provisions of section 24 of the Federal Power Act, supra.

7. The land is located in the semi-arid region of Eastern Washington, about 4 miles south of Chelan Falls. Most of it occupies the steep slopes and bends of the Columbia River, and is too rough for cultivation. The soil is chiefly shallow and rocky, with a ground cover of sagebrush, grass, and weeds.

Inquiries concerning the land should be addressed to the Manager, Land Office, Bureau of Land Management, Spokane, Washington.

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

AUGUST 19, 1963.

[F.R. Doc. 63-9122; Filed, Aug. 23, 1963;
8:47 a.m.]

[Public Land Order 3198]

[Colorado 0107378]

COLORADO

Opening of Lands Under Section 24 of Federal Power Act

1. In DA-448-Colorado, the Federal Power Commission determined that the value of the following-described lands withdrawn by Geological Survey Order of July 29, 1948, in Power Site Classification No. 392, will not be injured or destroyed for purposes of power development by location, entry or selection under appropriate public land laws, subject to the provisions of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended and subject to the condition that in the event the lands are required for the development of power, any structures or improvements placed thereon shall be removed or relocated as may be necessary to avoid interference with such power development at no expense or liability to the United States, its permittees or licensees:

UTE MERIDIAN

T. 2 S., R. 1 E.,
Sec. 9, SW $\frac{1}{4}$;
Sec. 10, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$;

Sec. 15, lot 3;
Sec. 16, lots 1 and 2, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

The areas described aggregate approximately 538 acres.

2. The lands are about seven miles southeast of Grand Junction. Elevation is about 5,000 feet. The lands slope generally to the southwest and drain into the Gunnison River. Soils are generally shallow and alkaline, and with only a 9-inch annual rainfall to support a salt-desert-shrub vegetation that furnishes limited grazing for domestic livestock.

3. Until 10:00 a.m. on February 18, 1964, the State of Colorado shall have (1) a preferred right of application to select the lands in accordance with subsection (c) of section 2 of the Act of August 27, 1958 (72 Stat. 928; 43 U.S.C. 851, 852), and (2) a preferred right to apply for the reservation to it or to any of its political subdivisions, under any statute or regulation applicable thereto, of any of the lands required for a right-of-way for a public highway or as a source of materials for the construction and maintenance of such highways, in accordance with the provisions of section 24 of the Federal Power Act.

4. This order shall not otherwise be effective to change the status of the lands until 10:00 a.m. on February 18, 1964. At that time the lands shall be open to the operation of the public land laws generally, subject to valid existing rights, the requirements of applicable law, and the provisions of existing withdrawals. All valid applications and selections, other than any preference right applications from the State of Colorado, received at or prior to 10:00 a.m. on February 18, 1964, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

5. Any disposals of the lands described in paragraph 1 of this order shall be subject to the provisions of section 24 of the Federal Power Act, supra, as specified by the Federal Power Commission in its determination.

6. The lands have been open to applications and offers under the mineral leasing laws and to location under the United States mining laws, subject to the provisions of the Act of August 11, 1955 (69 Stat. 682; 30 U.S.C. 621).

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Denver, Colorado.

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

AUGUST 19, 1963.

[F.R. Doc. 63-9123; Filed, Aug. 23, 1963;
8:47 a.m.]

[Public Land Order 3199]

[Utah 036838]

UTAH

Withdrawal for Forest Service Campgrounds and Recreation Area

By virtue of the authority vested in the President and pursuant to Executive

Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the minerals in the following-described lands in the Ashley National Forest are hereby withdrawn from prospecting, location, entry and purchase under the mining laws of the United States, in aid of programs of the Forest Service, Department of Agriculture, for utilization of the surface as campgrounds and a recreation area, as indicated:

UNITAH SPECIAL MERIDIAN

ASHLEY NATIONAL FOREST

Jackson Park Campground

T. 3 N., R. 4 W.,
Sec. 26, S $\frac{1}{2}$ NW $\frac{1}{4}$.

Hell Canyon Campground

T. 2 N., R. 5 W.,
Sec. 2, NW $\frac{1}{4}$ SW $\frac{1}{4}$.

Swift Creek Campground

T. 2 N., R. 4 W.,
Sec. 4, W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$.

Reservoir Campground

T. 2 N., R. 4 W.,
Sec. 15, W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$.

Yellowstone Campground

T. 2 N., R. 4 W.,
Sec. 27, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

Beaver Pond Campground

T. 2 N., R. 5 W.,
Sec. 34, E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ Lot 3.

Lake Fork Canal Campground

T. 2 N., R. 5 W.,
Sec. 33, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

Moon Lake Recreation Area

T. 2 N., R. 6 W.,
Sec. 13, S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$.

T. 2 N., R. 5 W.,
Sec. 18, Lots 6, 7, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$
and SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Miners Gulch Campground

T. 2 N., R. 7 W.,
Sec. 25, SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Yellowpine Flat Campground

T. 2 N., R. 7 W.,
Sec. 23, S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 26, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$.

The areas described aggregate approximately 604 acres.

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

AUGUST 19, 1963.

[F.R. Doc. 63-9124; Filed, Aug. 23, 1963;
8:48 a.m.]

[Public Land Order 3200]

[BLM 069563]

MICHIGAN

Addition of Certain Lands to Hiawatha National Forest

By virtue of the authority contained in the Act of July 9, 1962 (76 Stat. 140; 43 U.S.C. 315g-1), it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Michigan are hereby added to and made a part of the Hiawatha National Forest

and hereafter shall be subject to all laws and regulations applicable thereto:

MICHIGAN MERIDIAN

- T. 44 N., R. 17 W.,
Sec. 18, NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 36, NW $\frac{1}{4}$ SE $\frac{1}{4}$.
- T. 45 N., R. 17 W.,
Sec. 29, lot 1.
- T. 44 N., R. 18 W.,
Sec. 2, S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 4, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 11, N $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, and E $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 12, NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 13, NW $\frac{1}{4}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 23, E $\frac{1}{2}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 24, NW $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 27, SW $\frac{1}{4}$ NW $\frac{1}{4}$, and W $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 34, NW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 36, lot 7.
- T. 46 N., R. 18 W.,
Sec. 21, SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 31, N $\frac{1}{2}$ SW $\frac{1}{4}$.
- T. 44 N., R. 19 W.,
Sec. 13, S $\frac{1}{2}$ NW $\frac{1}{4}$.
- T. 44 N., R. 20 W.,
Sec. 28, SW $\frac{1}{4}$ SE $\frac{1}{4}$.
- T. 46 N., R. 20 W.,
Sec. 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$.
- T. 46 N., R. 21 W.,
Sec. 2, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

The areas described aggregate 1,508.55 acres.

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

AUGUST 19, 1963.

[F.R. Doc. 63-9125; Filed, Aug. 23, 1963; 8:48 a.m.]

[Public Land Order 3201]

[Nevada 045218]

NEVADA

Partly Revoking Public Land Order No. 338 of January 7, 1947

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:

1. Public Land Order No. 338 of January 7, 1947, so far as it withdrew the following described lands for use of the Bureau of Land Management as an administrative site, is hereby revoked:

MOUNT DIABLO MERIDIAN

- T. 21 S., R. 61 E.,
Sec. 1, W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Aggregating 15 acres, of which the east 30 feet of the W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ was included in the revocation made by Public Land Order No. 2893 of January 29, 1963.

2. The State of Nevada has indicated that it desires to select the lands as part of a quantity grant authorized by the Act of September 4, 1841 (R.S. 2378; 43 U.S.C. 857), or to acquire them in an exchange authorized by the Act of June 8, 1926 (44 Stat. 708). The land has been found suitable for disposal to the State. It will not be subject to other disposition under the public land laws unless authorized by an appropriate

order of an authorized officer of the Bureau of Land Management.

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

AUGUST 19, 1963.

[F.R. Doc. 63-9126; Filed, Aug. 23, 1963; 8:48 a.m.]

[Public Land Order 3202]

[Washington 04290]

WASHINGTON

Withdrawal for Forest Service Recreation Areas

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

Subject to valid existing rights, the minerals in the following-described lands in the Kaniksu National Forest in Washington are hereby withdrawn from prospecting, location, entry and purchase under the mining laws of the United States in aid of programs of the Forest Service, Department of Agriculture, for utilization of the surface as recreation areas:

WILLAMETTE MERIDIAN

Cook's Lake Recreation Area

- T. 33 N., R. 44 E.,
Sec. 24, NE $\frac{1}{4}$ SE $\frac{1}{4}$.

South Skookum Lake Recreation Area

- T. 33 N., R. 44 E.,
Sec. 1, S $\frac{1}{2}$ NW $\frac{1}{4}$ lot 1, SW $\frac{1}{4}$ lot 1, W $\frac{1}{2}$ SE $\frac{1}{4}$ lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ lot 2, E $\frac{1}{2}$ SW $\frac{1}{4}$ lot 2, SE $\frac{1}{4}$ lot 2, E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$.

Parker Lake Recreation Area

- T. 34 N., R. 43 E.,
Sec. 3, W $\frac{1}{2}$ W $\frac{1}{2}$ lot 2, lot 3, W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$.

The areas described aggregate approximately 240 acres.

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

AUGUST 19, 1963.

[F.R. Doc. 63-9127; Filed, Aug. 23, 1963; 8:48 a.m.]

[Public Land Order 3203]

[Oregon 013525]

OREGON

Partly Revoking Reclamation Withdrawal (Pitt River Project)

By virtue of the authority vested in the Secretary of the Interior by section 3 of the Act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), it is ordered as follows:

The departmental order of June 11, 1906, and any other order or orders which withdrew lands for reclamation purposes under the provisions of the Act of June 17, 1902, supra, are hereby revoked so far as they affect the following-described lands:

WILLAMETTE MERIDIAN

- T. 40 S., R. 19 E.,
Secs. 16 to 20 incl.

The areas described aggregate approximately 3,200 acres of patented lands.

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

AUGUST 19, 1963.

[F.R. Doc. 63-9128; Filed, Aug. 23, 1963; 8:48 a.m.]

[Public Land Order 3204]

[Washington 04868]

WASHINGTON

Modifying Reclamation Withdrawal

By virtue of the authority contained in section 3 of the Act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), it is ordered as follows:

The departmental order of April 26, 1937, which withdrew lands for reclamation purposes in connection with the Columbia Basin Project is hereby modified to the extent necessary to permit the granting of a right-of-way under section 2477, U.S. Revised Statutes (43 U.S.C. 932) to the State of Washington Department of Game for the construction of a highway over and across the following-described lands, and as shown on the map on file in the Bureau of Land Management (Washington 04868):

WILLAMETTE MERIDIAN

- T. 14 N., R. 29 E.,
Sec. 10, N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$, and N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$.

Containing approximately 45 acres.

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

AUGUST 19, 1963.

[F.R. Doc. 63-9129; Filed, Aug. 23, 1963; 8:48 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[Ex Parte No. 55]

PART 1—GENERAL RULES OF PRACTICE

Miscellaneous Amendments

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 9th day of August A.D. 1963.

There being under consideration the Commission's general rules of practice, and good cause appearing therefor:

§ 1.5 [Amendment]

It is ordered, That § 1.5(d) be revised to read as follows:

(d) The term "pleading" means a complaint, answer, reply, application, protest, motion (other than motion oral-

ly made at hearing or argument), petition, document supplementing oral hearing as described in § 1.86 and all documents filed under modified procedure.

It is further ordered, That the text of § 1.5(j) be deleted and present § 1.5(k) be redesignated as § 1.5(j).

It is further ordered, That § 1.34 *Service of formal and cross complaints* be revised to read as follows:

§ 1.34 Service of formal and cross complaints.

The Commission will serve formal complaints. It will also serve supplemental, amended, and cross complaints and specific amendments to all complaints when it has granted leave to file such pleadings. Such service will be made personally upon a carrier or freight forwarder or upon an agent thereof designated for purposes of service, or by mail addressed to the carrier or freight forwarder or to the agent thereof at the address filed. If no agent has been designated, service may be made by posting in the office of the Secretary of the Commission, and if the defendant be a carrier subject to Part II of the Act, by also posting in the office of the secretary or clerk of the motor-carrier regulatory board of the State wherein the motor carrier maintains headquarters. If the complaint involves only the lawfulness of rates, fares, charges, classifications, or practices, service in the manner indicated in the third sentence of this section may be made upon an attorney in fact of a carrier or freight forwarder who has filed a tariff or schedule in behalf of such carrier or freight forwarder, but such service will not be made upon a carrier subject to Part I unless such carrier has failed to designate an agent for service in the city of Washington.

It is further ordered, That paragraph (a) of § 1.35 *Answers and cross-complaints to formal complaints* be amended to read as follows:

§ 1.35 Answers and cross complaints to formal complaints.

(a) *Generally*. An answer may simultaneously be responsive to a formal complaint and to any amendment or supplement thereof. It must be drawn so as fully and completely to advise the parties and the Commission of the nature of the defense, including, if a departure from the requirements of section 4(1) of the Act is involved, the number of the particular application or order, if any, which protects such departure; and must admit or deny specifically and in detail each material allegation of the pleading answered. An answer may embrace a detailed statement of any counter-proposal which a defendant may desire to submit. Unless the issue is such that separate answers are required, answer for all defendants may be filed on their behalf by one defendant in one document, in which event the answer must show clearly the names of all de-

fendants joining therein, and their concurrence.

It is further ordered, That the text of § 1.44 *Shortened procedure* and the center head immediately preceding it, to wit: "Shortened and Modified Procedure," be deleted.

It is further ordered, That a new § 1.44, preceded by a center head, to wit, "Petitions Seeking Institution of Rulemaking Proceedings," is prescribed as follows:

§ 1.44 Petitions seeking institutions of rulemaking proceedings.

Any person may file a petition requesting the Commission to institute a proceeding for the purpose of issuing statements, rules, or regulations of general applicability and significance designed to implement or interpret law, or to formulate general policy for future effect. No reply to such a petition may be filed. Whether a proceeding shall be instituted as requested is within the discretion of the Commission and the ruling on the petition will be final.

It is further ordered, That a center head, to wit, "Modified Procedure", be interpolated immediately preceding § 1.45 *Modified procedure; how initiated*.

It is further ordered, That paragraph (a) of § 1.45 *Modified procedure; how initiated* be amended to read as follows:

§ 1.45 Modified procedure; how initiated.

(a) *Commission's initiative or by request*. Modified procedure (see § 1.5(j)) will be ordered in a proceeding upon the Commission's initiative or upon its approval of a request filed by any party that the modified procedure shall be observed.

It is further ordered, That paragraph (a) of § 1.49 *Modified procedure; content of pleadings* be amended to read as follows:

§ 1.49 Modified procedure; content of pleadings.

(a) *Generally*. A statement filed under the modified procedure after that procedure has been directed shall state separately the facts and arguments and include the exhibits upon which the party relies. If no answer has been filed pursuant to the waiver provision of § 1.46, defendant's statement must admit or deny specifically and in detail each material allegation of the complaint. In addition defendant's statement and complainant's statement in reply shall specify those statements of fact and arguments of the opposite party to which exception is taken, and include a statement of the facts and arguments in support of such exception. Complainant's statement of reply shall be confined to rebuttal of the defendant's statement.

It is further ordered, That this order shall become effective 30 days after the date of its publication in the FEDERAL REGISTER.

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy hereof in the Office of the Secretary of the Commission, Washington, D.C., and by filing a copy with the Director, Office of the Federal Register.

(Secs. 12, 17, 24 Stat. 383, as amended, 385, as amended, secs. 204, 205, 49 Stat. 546, as amended, 548, as amended; secs. 304, 316, 54 Stat. 933, 946; secs. 403, 417, 56 Stat. 285, 297, as amended; 49 U.S.C. 12, 17, 304, 305, 904, 916, 1003, 1017)

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 63-9135; Filed, Aug. 23, 1963; 8:50 a.m.]

Title 50—WILDLIFE AND FISHERIES

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

SUBCHAPTER C—THE NATIONAL WILDLIFE REFUGE SYSTEM

PART 32—HUNTING

Lake Isom National Wildlife Refuge, Tennessee

On page 7307 of the FEDERAL REGISTER of July 17, 1963, there was published a notice of a proposed amendment to § 32.21 of Title 50, Code of Federal Regulations. The purpose of this amendment is to provide public hunting of upland game on the Lake Isom National Wildlife Refuge, Tennessee, as legislatively permitted.

Interested persons were given 30 days in which to submit written comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions, or objections have been received. The proposed amendment is hereby adopted without change.

This amendment shall become effective at the beginning of the 30th calendar day following the date of this publication in the FEDERAL REGISTER.

1. Section 32.21 is amended by the addition of the following area as one where the hunting of upland game is authorized:

§ 32.21 List of open areas; upland game.

* * * * *

TENNESSEE

Lake Isom National Wildlife Refuge.

(Sec. 10, 45 Stat. 1224; 16 U.S.C. 7151)

STEWART L. UDALL,
Secretary of the Interior.

AUGUST 19, 1963.

[F.R. Doc. 63-9120; Filed, Aug. 23, 1963; 8:47 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 912]

[Docket No. AO-333-A2]

HANDLING OF GRAPEFRUIT GROWN IN INDIAN RIVER DISTRICT IN FLORIDA

Notice of Recommended Decision and Opportunity To File Written Exceptions With Respect to Proposed Amendment of Marketing Agreement and Order

Pursuant to the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to proposed amendment of the marketing agreement, as amended, and Order No. 912, as amended (7 CFR Part 912; 28 F.R. 23), hereinafter referred to collectively as the "order," regulating the handling of grapefruit grown in the Indian River District in Florida, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U.S.C. 601-674), hereinafter referred to as the "act." Interested parties may file written exceptions to this recommended decision with the Hearing Clerk, United States Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the close of business of the fifteenth day after publication thereof in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

Preliminary statement. The public hearing, on the record of which the proposed amendment of the order is formulated, was initiated by the Agricultural Marketing Service as a result of proposals submitted by the Indian River Grapefruit Committee established under the order. A notice that such public hearing would be held on June 19, 1963, in the Community Building, 21st Street and 14th Avenue, Vero Beach, Florida, was published in the FEDERAL REGISTER (28 F.R. 5390) on May 30, 1963.

Material issues. The material issues presented on the record of the hearing were concerned with amending the order to:

(1) Authorize the establishment of an operating reserve fund; and

(2) Provide for continued regulation of the flow of shipments of Indian River grapefruit, during periods when the season average price for such grapefruit is above parity, in order to avoid unreasonable fluctuations in supplies and prices.

Findings and conclusions. The following findings and conclusions on the material issues are based upon the evi-

dence adduced at the hearing and the record thereof:

(1) The present provisions of the order require that any assessment income collected during a fiscal period which is in excess of that fiscal year's expenses shall be credited proportionately to the handlers from whom the excess was collected. Any handler demanding payment of the amount to be credited to his account shall have such amount refunded to him. Thus the committee is precluded from building up a reserve or contingency fund from which it may draw during periods when income is not adequate to cover expenses.

The assessment rate under the program is fixed at the beginning of the marketing season for a crop of an estimated volume of shipments. However, the anticipated crop for any year may be reduced because of adverse weather conditions. The production area is susceptible to hurricanes and freezes which occur at a time when a substantial portion of the grapefruit crop is still unharvested. Should such conditions damage the crop sufficiently to cause assessment income to fall below expenses, it would be necessary to require handlers to pay an increased rate of assessment per box of grapefruit handled in order to cover the deficit. However, it would constitute an extra burden on handlers to increase the rate of assessment after disasters such as these have occurred.

The hazards incident to the production of grapefruit, and the desirability of establishing a reserve fund for use during years when the crop is reduced, was emphasized at the hearing because of the serious freeze experienced during the past year in the other citrus fruit producing areas of Florida. It was testified that it would be far less burdensome to handlers to contribute to the establishment of a reserve fund during years of normal production rather than to be required to pay a high rate of assessment occasioned by a deficit during a year when the crop is materially reduced. More than three-fourths of the volume of shipments of grapefruit have been made year after year by the same handlers so it would be reasonably equitable to handlers to contribute to an operating reserve comprised of all or a portion of any excess assessments during years when expenses are less than assessment income.

The reserve fund could properly be used for several purposes. The primary purpose, of course, would be to cover deficits, during years when income is insufficient to cover expenses, without changing the assessment rate well after the season has begun. In addition, at the beginning of each fiscal year operating costs are incurred but there is little income from assessments until shipments are being made in volume two to three months later. Unless an operating reserve is available, or handlers choose to leave their credits on deposit

with the committee, funds to cover these costs must be borrowed, the costs of which are an expense which handlers have to pay. Also, should the order be terminated at some future date, funds in the reserve would be available to pay liquidation costs rather than assessing handlers to secure the necessary funds. It is appropriate for all handlers who have benefited from the operation of the program to participate in the payment of the costs of liquidating the program upon its termination.

It was testified that the proposed reserve fund should be built up gradually over a period of years to the desirable amount. The attainment of the full amount in the reserve should not be delayed too long, however, since a material reduction in the crop could occur at any time. In order that such reserve funds not be accumulated beyond a reasonable amount, it was proposed that a limit of approximately one fiscal period's expenses be provided. It was shown that such an amount should be sufficient to cover any foreseeable need since some income from assessments may be expected during any year. After the reserve fund has been built up to that amount, excess assessment income should thereafter be returned to the handlers entitled to refunds in the same manner as currently provided in the order.

Upon termination of the order, any funds in the reserve which are not used to defray the necessary expenses of liquidation should, to the extent practicable, be returned to the handlers from whom such funds were collected. However, should the order be terminated after many years of operation, and there have been several withdrawals and redemptions in the reserve, the precise equities of handlers may be difficult to ascertain and any requirement that there be a precise accounting of the remaining funds could involve such costs as to nearly equal the monies to be distributed. Therefore, it is desirable and necessary to permit the unexpended reserve funds to be disposed of in any manner that the Secretary may determine to be appropriate in such circumstances.

It is concluded, therefore, that the order should be amended, as hereinafter set forth, to permit excess assessments to be placed in a reserve and to be used in the manner heretofore described.

(2) Grapefruit production in the United States will be substantially below normal during the 1963-64 crop year, and will be curtailed for several years thereafter, due to freezes in Florida and other grapefruit producing areas. Both Florida and Texas will have relatively small grapefruit crops for at least the next two or three years. Authority to regulate the weekly volume of shipments of Indian River grapefruit will be needed during such period to establish and maintain such orderly marketing conditions as will provide, in the interests of producers and consumers, an orderly flow of such

grapefruit to market throughout the normal marketing season and to avoid unreasonable fluctuations in supplies and prices.

The total supply of Indian River and other Florida grapefruit is mature early in the marketing season, which begins each year in late September or early October. Thus all of such crops are capable of being marketed, although it is not possible to do so advantageously, soon after the first part of October. However, the industry has the capacity to pack and ship grapefruit in quantities much greater than the market will absorb without causing a sharp break in market prices. It was for this reason the order was established to regulate the flow of Indian River grapefruit shipments to market.

With favorable market prices, such as those expected generally to prevail during the next several marketing seasons, the tendency for handlers to continue packing and shipping as long as prices are favorable will be emphasized; and it is likely that substantial quantities often will be en route before it is apparent that supplies already in the market are sufficient to meet the demand. The resulting reduction in prices causes handlers to reduce shipments until supplies are lightened and prices recover, which then encourages handlers to again ship heavily. Thus an alternating series of market "gluts" and "famines" occur and disadvantage producers and consumers alike.

The prospects for fluctuating grapefruit shipments, often greatly in excess of market demands, is must greater for the season immediately ahead than has been the case in the past. The freeze damaged grapefruit trees, which are prevalent in most citrus producing areas of Florida, are not expected to hold their crops for any lengthy period of time. It is to be expected that the grapefruit on such trees will be harvested and marketed as rapidly as possible to avoid loss of fruit. If, at the same time, shipments of Indian River grapefruit are made in normal volume, markets will be seriously overburdened. On the other hand, any such excessive early shipments of grapefruit will result in shorter supplies and higher prices late in the season than would otherwise occur under a reasonable volume of grapefruit shipments early in the season.

Operation of the order, in accordance with its present provisions, has shown that the scheme of volume regulation provided for has been an effective means of establishing and maintaining an orderly flow of the Indian River grapefruit crop to market. It would be equally suitable for use in above-parity situations. The provisions relating to development of a marketing policy and the fixing of the quantity of grapefruit that may be handled each week are particularly applicable inasmuch as they are designed to assure careful consideration of all supply and demand factors. This is necessary in order to insure a flow of the available supplies of grapefruit to market throughout the normal market-

ing season which is consistent with the demand therefor. The provisions for the determination of prorate bases, the computation of allotments, and the necessary flexibility in the use of allotments each are designed to assure handlers equitable shares, and equitable opportunity to ship such shares, of the quantity of grapefruit permitted to be handled.

The current provisions of the order preclude any regulations of grapefruit shipments during several weeks of a specified period (January-April) of each year. The organizational structure of the industry is such that the only practical basis for equitable allocations to handlers of the quantity of grapefruit permitted to be shipped in regulated weeks is, with appropriate exceptions for handlers who are just entering the business, the past handling operations of each such handler. The use of such method of allocation would, under continuous regulation, fix each handler's position in this industry, insofar as the volume of grapefruit shipments are concerned, at the same level as in prior years. Mandatory weeks without regulation are therefore provided so that shifts in the relative position of handlers may occur, as would happen if there were no regulation of grapefruit shipments under a marketing order.

The evidence of record shows that the mandatory non-regulatory weeks are not an insuperable obstacle to the orderly regulation of the flow of grapefruit shipments to avoid unreasonable fluctuations in supplies and prices. The handlers of Indian River grapefruit also ship oranges and the so-called specialty citrus fruits such as tangelos and Temple oranges. The specialty fruits, particularly, cannot be marketed over as long a period as grapefruit. They are shipped in greatest volume during January, February, and March—the middle of the grapefruit marketing season. Thus there are frequent periods when many handlers must give precedence to the packing and shipping of these specialty fruits and correspondingly reduce the quantity of grapefruit handled. The committee, being composed of grapefruit growers and handlers, is in a good position to determine when such situations exist and to recommend that regulation not be instituted during the particular weeks, knowing that excessive shipments will not be made during the unregulated period. At the same time, the handler who has an increased volume of grapefruit available, as compared to past years, will be given opportunity to move the additional fruit.

The order should be amended, therefore, as hereinafter set forth.

Rulings on proposed findings and conclusions. July 15, 1963, was fixed as the latest date for the filing of briefs with respect to the facts presented in evidence at the hearing and the findings and conclusions which should be drawn therefrom. No brief was filed.

General findings. (1) The marketing agreement, as amended and as hereby proposed to be amended, and the order,

as amended and as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, regulate the handling of grapefruit grown in the Indian River District in Florida in the same manner as, and are applicable only to persons in the respective classes of industrial or commercial activity specified in, a proposed marketing agreement upon which hearings have been held;

(3) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, are limited in their application to the smallest regional production area that is practicable consistently with carrying out the declared policy of the act, and the issuance of several orders applicable to subdivisions of the production area would not effectively carry out the declared policy of the act;

(4) There are no differences in the production and marketing of grapefruit grown in the Indian River District in Florida which make necessary different terms and provisions applicable to different parts of the production area;

(5) All handling of grapefruit grown in the Indian River District in Florida, as defined in the amended marketing agreement and order, is in the current of interstate or foreign commerce or directly burdens, obstructs, or affect such commerce.

Recommended amendment of the marketing agreement and order. The following amendment of the marketing agreement and order is recommended as the detailed means by which the aforesaid conclusions may be carried out:

1. Section 912.42 *Handler's accounts* is amended to read as follows:

§ 912.42 *Handler's accounts.*

If, at the end of a fiscal period the assessments collected are in excess of expenses incurred, the committee, with the approval of the Secretary, may carry over such excess into subsequent fiscal periods as a reserve: *Provided*, That funds already in the reserve do not exceed approximately one fiscal period's expenses. Such reserve funds may be used (1) to cover any expenses authorized by this part and (2) to cover necessary expenses of liquidation in the event of termination of this part. If any such excess is not retained in a reserve, each handler entitled to a proportionate refund shall be credited with such refund against the operations of the following fiscal period unless he demands payment of the sum due him, in which case such sum shall be paid to him. Upon termination of this part, any funds not required to defray the necessary expenses of liquidation shall be disposed of in such manner as the Secretary may determine to be appropriate: *Provided*, That to the extent practical, such funds shall be returned pro rata to the persons from whom such funds were collected.

§ 912.47 [Amendment]

2. Section 912.47 *Issuance of volume regulation* is amended by inserting after the first sentence thereof the following: "Such regulations may, as authorized by the act, be made effective irrespective of whether the season average price of grapefruit is in excess of the parity price specified therefor in the act."

Dated: August 20, 1963.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 63-9134; Filed, Aug. 23, 1963;
8:49 a.m.]

[7 CFR Part 1131]

MILK IN CENTRAL ARIZONA
MARKETING AREANotice of Proposed Suspension of
Certain Provisions of the Order

Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), the suspension of certain provisions of the order regulating the handling of milk in the Central Arizona marketing area is being considered for the month of September 1963.

The provisions proposed to be suspended are:

1. In the introductory text of § 1131.51 (a) the words: "and shall be increased or decreased by a supply-demand adjustment of not more than 50 cents computed as follows"

2. All of subparagraphs (1), (2) and (3) of § 1131.51(a).

Cooperative associations representing producers supplying milk to handlers regulated under the terms of the Central Arizona milk order have requested this suspension which would suspend a provision which will reduce the September Class I price by 8 cents per hundredweight.

The minus adjustment reflects the relatively ample supplies of milk in May and June 1963 in relation to Class I sales. The supply condition changed abruptly in July and August so that milk has been imported in these months for Class I use. Imports of milk are expected to be needed also in September and are not expected to be available, according to the cooperatives, at the order Class I price.

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

Signed at Washington, D.C., on August 22, 1963.

CLARENCE H. GIRARD,
Deputy Administrator,
Regulatory Programs.

[F.R. Doc. 63-9191; Filed, Aug. 23, 1963;
8:55 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR Parts 516, 795]

PROHIBITION OF WAGE DISCRIMINATION ON BASIS OF SEX

Proposed Recordkeeping Requirements and Questions for Consideration in Interpretative Bulletin

Section 6(d) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(d)) supplied by the Equal Pay Act of 1963 (Public Law 88-38, 88th Cong., June 10, 1963; 77 Stat. 56) provides that:

No employer having employees subject to any provisions of this section shall discriminate, within any establishment in which such employees are employed, between employees on the basis of sex by paying wages to employees in such establishment at a rate less than the rate which he pays wages to employees of the opposite sex in such establishment for equal work on jobs the performance of which requires equal skill, effort, and responsibility, and which are performed under similar working conditions, except where such payment is made pursuant to (i) a seniority system; (ii) a merit system; (iii) a system which measures earnings by quantity or quality of production; or (iv) a differential based on any other factor other than sex: *Provided*, That an employer who is paying a wage rate differential in violation of this subsection shall not, in order to comply with the provisions of this subsection, reduce the wage rate of any employee.

The Administrator has prepared a pamphlet entitled "Information on the Equal Pay Act of 1963" which may be obtained from any of the offices of the Divisions.

The Administrator of the Wage and Hour and Public Contracts Divisions is giving consideration to the question of the records which should be required to be kept pursuant to section 11(c) of the Act and 29 CFR 516, concerning the payment of wage differentials, which will be necessary or appropriate for the enforcement of the new equal pay provisions of the act when they become effective. The Administrator is also giving consideration to the establishment of 29 CFR Part 795 as an interpretative bulletin to indicate the construction of the new statutory provision which will guide him in the performance of his administrative duties unless he is directed otherwise by authoritative rulings of the courts, or unless he should subsequently decide that his interpretation is incorrect. To these ends, he seeks advice from interested persons as to the records which should be required to be kept and as to the questions which they feel should be answered in such a bulletin, together with descriptions of the fact situations which give rise to the questions and any copies of payrolls and descriptions of seniority systems, merit systems, or other pay practices which they believe may be useful as illustrating fact situations in which it may be necessary to determine whether there is a prohibited wage discrimination on the basis of sex.

Interested persons are invited to make written and oral presentations of data, views, and argument relating to the ques-

tions above stated. The oral presentations may be made on October 7, 1963, at 10:00 a.m., in the Departmental Auditorium on Constitution Avenue, between 12th and 14th Streets NW., Washington, D.C., before a hearing examiner appointed under section 11 of the Administrative Procedure Act. Interested persons wishing to make oral presentations should file notice of intention to appear with the Administrator of the Wage and Hour and Public Contracts Divisions, United States Department of Labor, Washington 25, D.C., not later than September 23, 1963. Written data, views, and argument may also be filed with the Administrator on or before October 4, 1963. Such notice of intention to appear should contain the following information: (1) The name and address of the person to appear; (2) if such person is to appear in a representative capacity, the name and address of the persons or organization that he intends to represent; and (3) the approximate time that he anticipates will be needed for his presentation.

The oral proceedings shall be stenographically reported. Transcripts will be made available to interested persons on such terms as the hearing examiner shall prescribe. The hearing examiner shall regulate the proceeding, dispose of procedural requests, objections, and related matters and confine the proceeding to matters pertinent to those hereinabove stated. He shall have discretion to keep the record open for a specified period of time after the close of the proceeding to permit any person who participated therein to submit additional data, views, and argument responsive to the oral presentations made by other persons. Immediately following the termination of this period, the Hearing Examiner shall forward the record to the Administrator. The Administrator will consider the information certified by the Hearing Examiner together with such other information as is available to him in preparing the proposed recordkeeping regulations and the proposed interpretative bulletin.

Signed at Washington, D.C., this 21st day of August 1963.

CLARENCE T. LUNDQUIST,
Administrator.

[F.R. Doc. 63-9165; Filed, Aug. 23, 1963;
8:54 a.m.]

[29 CFR Part 522]

EMPLOYMENT OF LEARNERS IN
SPECIFIED INDUSTRIES

Notice of Proposed Rule Making

Pursuant to section 14 of the Fair Labor Standards Act of 1938 (29 U.S.C. 214), Reorganization Plan No. 6 of 1950 (3 CFR 1949-53 Comp., p. 1004), and General Order No. 45-A (15 F.R. 3290) of the Secretary of Labor, I hereby propose to increase the special minimum wage rates for learners in various industries as expressed in 29 CFR Part 522 in the light of the minimum wage increase from \$1.15 to \$1.25 under the Fair Labor Standards Act of 1938 which will be ef-

fective beginning September 3, 1963 (29 U.S.C. 206).

This proposal would amend all supplemental regulations issued pursuant to the general regulations (29 CFR 522.1 through 522.11). Specifically, it would increase the minimum learner rates for the apparel, cigar, glove, hosiery, independent telephone, and knitted wear industries by 10 cents an hour. The proposed amendments would change "\$1.15" to "\$1.25" in the regulations restricting the issuance of learner certificates in the luggage, small leather goods, and ladies' handbag industries, the men's and boys' clothing industry, the shoe industry, the small electrical products industry, and in office and clerical occupations in all industries.

Interested persons may submit written data, views, and arguments regarding the proposal to the Administrator of the Wage and Hour and Public Contracts Divisions, United States Department of Labor, Washington 25, D.C., within thirty days following the publication of this proposal in the FEDERAL REGISTER.

Signed at Washington, D.C., this 21st day of August 1963.

CLARENCE T. LUNDQUIST,
Administrator.

[F.R. Doc. 63-9164; Filed, Aug. 23, 1963;
8:54 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 71 [New]]

[Airspace Docket No. 63-SW-18]

CONTROL ZONE, TRANSITION AREA, AND CONTROL AREA EXTENSION

Proposed Alteration, Revocation, and Designation

Notice is hereby given that the Federal Aviation Agency is considering amendments to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

The following controlled airspace is designated in the Amarillo, Tex., terminal area:

1. The Amarillo control zone is designated as that airspace within a 5-mile radius of the Amarillo AFB/Municipal Airport, within 2 miles either side of the 046° True bearing from the Tradewind radio beacon, extending from the 5-mile radius zone to the radio beacon, and within 2 miles either side of the Amarillo VORTAC 221° True radial, extending from the 5-mile radius zone to the VORTAC.

2. The Amarillo control area extension is designated as that airspace within a 50-mile radius of latitude 35°13'42" N., longitude 101°44'24" W.

3. The Borger, Tex., transition area is designated as that airspace extending upward from 1,200 feet above the surface within 12 miles northwest and 8 miles southeast of the Amarillo VORTAC 038° True radial, extending from 24 miles northeast to 56 miles northeast of the VORTAC.

4. The Altus, Okla., control area extension is designated as that airspace

bounded on the northeast by V-17, on the southeast by V-77, on the south by V-102, on the west by V-14 from Lubbock, Tex., to Childress, Tex., and V-114 from Childress to Amarillo, Tex., and on the northwest by V-12, excluding the portion within Restricted Area R-5601.

The FAA, having completed a comprehensive review of the terminal airspace structure requirements in the Amarillo area, including studies attendant to the implementation of the provisions of CAR Amendments 60-21/60-29, has under consideration the following airspace actions:

1. Redesignate the Amarillo control zone as that airspace within a 5-mile radius of the Amarillo AFB/Municipal Airport (latitude 35°13'10" N., longitude 101°42'40" W.); within 2 miles each side of the Amarillo VORTAC 221° True radial, extending from the 5-mile radius zone to the VORTAC; within 2 miles each side of the 011° True bearing from the Amarillo radio beacon, extending from the 5-mile radius zone to 8 miles north of the radio beacon; within 2 miles each side of the extended centerline of the Amarillo AFB/Municipal Airport Runway 21, extending from the 5-mile radius zone to 4.5 miles southwest of the liftoff end of Runway 21. The proposed alteration of the Amarillo control zone would reduce the southwest extension, yet sufficient controlled airspace would be retained for the protection of aircraft executing prescribed instrument approach and departure procedures at the Amarillo AFB/Municipal Airport. The additional control zone extension based on the 011° True bearing from the Amarillo radio beacon would provide protection for aircraft executing prescribed instrument approach procedures based on this navigational aid.

2. Revoke the Amarillo control area extension and designate the Amarillo transition area as that airspace extending upward from 700 feet above the surface within a 20-mile radius of the Amarillo AFB/Municipal Airport; that airspace extending upward from 1,200 feet above the surface within the area bounded by a line beginning at

latitude 36°01'00" N., longitude 101°24'00" W.; to latitude 35°56'00" N., longitude 101°01'00" W.; to latitude 35°42'00" N., longitude 101°01'00" W.; to latitude 35°42'00" N., longitude 100°29'00" W.; to latitude 35°28'00" N., longitude 100°29'00" W.; to latitude 35°18'00" N., longitude 101°10'00" W.; to latitude 34°59'00" N., longitude 101°10'00" W.; to latitude 34°59'00" N., longitude 101°27'00" W.; to latitude 34°40'00" N., longitude 101°39'00" W.; to latitude 34°40'00" N., longitude 102°18'00" W.; to latitude 35°09'00" N., longitude 102°25'00" W.; to latitude 35°37'00" N., longitude 102°05'00" W.; to latitude 35°43'00" N., longitude 101°44'00" W.;

to point of beginning; and that airspace extending upward from 8,000 feet MSL within 5 miles each side of the Amarillo VORTAC 297° True radial, extending from the 1,200-foot area boundary to 52 miles northwest of the VORTAC. The portion of this transition area extending upward from 8,000 feet MSL which would coincide with Federal airways would be excluded. This would provide protection for aircraft executing pre-

scribed instrument holding, approach, departure and radar vector procedures within the Amarillo terminal area.

3. Redesignate the Borger transition area as that airspace extending upward from 700 feet above the surface within a 5-mile radius of the Hutchinson County Airport, Borger, Tex. (latitude 35°41'55" N., longitude 101°23'40" W.); within 2 miles each side of the 141° True bearing from latitude 35°41'30" N., longitude 101°23'45" W., extending from the 5-mile radius area to 8 miles southeast of latitude 35°41'30" N., longitude 101°23'45" W. This would provide protection for aircraft executing prescribed instrument approach and departure procedures at the Hutchinson County Airport.

The actions proposed herein would raise the floor of controlled airspace, beyond the proposed 700-foot areas, from 700 to 1,200 feet above the surface over a large area, including a small portion with a floor of 8,000 feet MSL, and, as a result, would make such airspace available for other uses, yet sufficient controlled airspace would be retained to provide adequate protection for aircraft executing prescribed holding, arrival, departure, and radar vectoring procedures within the Amarillo terminal area.

The portion of the Altus control area extension and the floors of the airways that would traverse the proposed transition areas would automatically coincide with the floors of the transition areas. The revocation of the Altus control area extension, which coincides with the transition areas proposed for designation herein, will be accomplished at a later date as a part of the CAR Amendments 60-21/60-29 program proposed for the terminal areas which adjoin the Amarillo terminal area.

Certain minor revisions to prescribed instrument procedures would accompany the actions proposed herein, but operational complexity would not be increased nor would aircraft performance or present landing minimums be adversely affected.

Specific details of the changes to procedures and minimum instrument flight rules altitudes that would be required may be examined by contacting the Chief, Airspace Utilization Branch, Air Traffic Division, Southwest Region, Federal Aviation Agency, P.O. Box 1689, Fort Worth, Tex., 76101.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Director, Southwest Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, P.O. Box 1689, Fort Worth, Tex., 76101. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington, D.C., 20553. Any data, views or arguments presented during such conferences must also be

submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington, D.C., 20553. An informal docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

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

Issued in Washington, D.C., on August 19, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-9107; Filed, Aug. 23, 1963;
8:45 a.m.]

Notices

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education

CONSTRUCTION OF NONCOMMERCIAL EDUCATIONAL TELEVISION BROADCAST FACILITIES

Notice of Acceptance for Filing of Applications for Federal Financial Assistance

Notice is hereby given that effective with this publication the following described applications for Federal financial assistance in the construction of noncommercial educational television broadcast facilities are accepted for filing in accordance with 45 CFR 60.7:

The School District of Kansas City, Missouri, Board of Education Building, 1211 McGee Street, Kansas City 6, Missouri, File No. 18 to expand the facilities of the noncommercial educational television broadcasting station KCS-D-TV operating on channel 19, Kansas City, Missouri.

Florida Central East Coast Educational Television Inc., P.O. Box 271, Orlando, Florida, File No. 19, for the establishment of a new noncommercial educational television broadcasting station operating on channel 24, Orlando, Florida.

Bowling Green State University, Bowling Green, Ohio, File No. 20, to expand the facilities of the noncommercial educational television broadcasting station WBGU operating on channel 70, Bowling Green, Ohio.

Oregon State Board of Higher Education, P.O. Box 5175, Eugene, Oregon, File No. 21, to expand the facilities of the noncommercial educational television broadcasting station KOAP operating on channel 10, Portland, Oregon.

Oregon State Board of Higher Education, P.O. Box 5175, Eugene, Oregon, File No. 22, to expand the facilities of the noncommercial educational television broadcasting station KOAC operating on channel 7, Corvallis, Oregon.

University of South Dakota, Vermillion, South Dakota, File No. 23, to expand the facilities of the noncommercial educational television broadcasting station KUSD-TV operating on channel 2, Vermillion, South Dakota.

Board of Education of Ogden City, Utah, 2444 Adams Avenue, Ogden, Utah, File No. 24, to expand the facilities of the noncommercial educational television broadcasting station KOET operating on channel 9, Ogden, Utah.

Any interested person may, pursuant to 45 CFR 60.8, within 30 calendar days from the date of this publication, file comments regarding the above applica-

tions with the Director, Educational Television Facilities Program, U.S. Office of Education, Washington 25, D.C.

(76 Stat. 64, 47 U.S.C. 390)

CHARLES N. ZELLERS,
*Acting Director, Educational
Television Facilities Program,
U.S. Office of Education.*

[F.R. Doc. 63-9144; Filed, Aug. 23, 1963;
8:51 a.m.]

DEPARTMENT OF THE TREASURY

Bureau of Customs

[AA 643.3-s]

CAST ACRYLIC PLASTIC SHEET FROM UNITED KINGDOM

Purchase Price; Foreign Market Value

AUGUST 20, 1963.

Pursuant to section 201(b) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(c)), notice is hereby given that there is reason to believe or suspect, from information presented to me, that the purchase price of cast acrylic plastic sheet, "Perspex," imported from the United Kingdom is less, or likely to be less, than the foreign market value, as defined by sections 203 and 205, respectively, of the Antidumping Act, 1921, as amended (19 U.S.C. 162 and 164).

Customs officers are being authorized to withhold appraisement of entries of cast acrylic plastic sheet, "Perspex," from the United Kingdom pursuant to § 14.9 of the Customs Regulations (19 CFR 14.9).

The complaint in this case was made by the firm Cast Optics Corporation.

[SEAL] PHILIP NICHOLS, Jr.,
Commissioner of Customs.

[F.R. Doc. 63-9162; Filed, Aug. 23, 1963;
8:54 a.m.]

Comptroller of the Currency

CITIZENS NATIONAL BANK OF ENGLEWOOD AND NATIONAL COUNTY BANK OF CLOSTER

Notice of Decision Granting Application To Consolidate

On June 5, 1963, Citizens National Bank of Englewood, Englewood, New Jersey, and National County Bank of Closter, Closter, New Jersey, applied to the Comptroller of the Currency for permission to consolidate under the charter and title of "Citizens National Bank of Englewood."

On August 9, 1963, the Comptroller of the Currency granted this application, effective on or after August 16, 1963.

Copies of this decision are available on request to the Comptroller of the Currency, Washington 25, D.C.

Dated: August 20, 1963.

[SEAL] A. J. FAULSTICH,
*Administrative Assistant to the
Comptroller of the Currency.*

[F.R. Doc. 63-9156; Filed, Aug. 23, 1963;
8:53 a.m.]

EDISTO BANK AND FIRST NATIONAL BANK OF SOUTH CAROLINA OF COLUMBIA

Notice of Decision Granting Application To Merge

On May 3, 1963, the \$93.5 million First National Bank of South Carolina of Columbia, Columbia, South Carolina, and the \$3.1 million Edisto Bank, Denmark, South Carolina, applied to the Comptroller of the Currency for permission to merge under the charter and title of First National Bank of South Carolina of Columbia, Columbia, South Carolina.

On August 8, 1963, the Comptroller of the Currency granted this application, effective on or after August 13, 1963.

Copies of this decision are available on request to the Comptroller of the Currency, Washington 25, D.C.

Dated: August 20, 1963.

[SEAL] A. J. FAULSTICH,
*Administrative Assistant to the
Comptroller of the Currency.*

[F.R. Doc. 63-9157; Filed, Aug. 23, 1963;
8:53 a.m.]

FARMERS & MANUFACTURERS NATIONAL BANK OF POUGHKEEPSIE AND MATTEAWAN NATIONAL BANK

Notice of Decision Granting Application To Consolidate

On June 3, 1963, the \$12.4 million Farmers & Manufacturers National Bank of Poughkeepsie, Poughkeepsie, New York, and the \$10.3 million Matteawan National Bank, Beacon, New York, applied to the Comptroller of the Currency for permission to consolidate under the charter and title "Farmers-Matteawan National Bank."

On August 9, 1963, the Comptroller of the Currency granted this application, effective on or after August 16, 1963.

Copies of this decision are available on request to the Comptroller of the Currency, Washington 25, D.C.

Dated: August 20, 1963.

[SEAL] A. J. FAULSTICH,
*Administrative Assistant to the
Comptroller of the Currency.*

[F.R. Doc. 63-9158; Filed, Aug. 23, 1963;
8:53 a.m.]

FIRST NATIONAL BANK OF BERRYVILLE AND FARMERS AND MERCHANTS NATIONAL BANK

Notice of Decision Granting Application To Merge

On June 5, 1963, The First National Bank of Berryville, Berryville, Virginia, and the Farmers and Merchants National Bank, Winchester, Virginia, applied to the Comptroller of the Currency for permission to merge under the charter and title of "Farmers and Merchants National Bank."

On August 9, 1963, the Comptroller of the Currency granted this application, effective on or after August 16, 1963.

Copies of this decision are available on request to the Comptroller of the Currency, Washington 25, D.C.

Dated: August 20, 1963.

[SEAL] A. J. FAULSTICH,
*Administrative Assistant to the
Comptroller of the Currency.*

[F.R. Doc. 63-9159; Filed, Aug. 23, 1963; 8:53 a.m.]

FIRST NATIONAL BANK OF VINCEN-TOWN AND UNION NATIONAL BANK AND TRUST CO. AT MOUNT HOLLY

Notice of Decision Granting Application To Merge

On May 22, 1963, the \$18.6 million Union National Bank and Trust Company at Mount Holly, Mount Holly, New Jersey, and the \$3.1 million First National Bank of Vincentown, Vincentown, New Jersey, applied to the Comptroller of the Currency for permission to merge under the charter of the former and under the title, "Union National Bank and Trust Company."

On August 9, 1963, the Comptroller of the Currency granted this application, effective on or after August 16, 1963.

Copies of this decision are available on request to the Comptroller of the Currency, Washington 25, D.C.

Dated: August 20, 1963.

[SEAL] A. J. FAULSTICH,
*Administrative Assistant to the
Comptroller of the Currency.*

[F.R. Doc. 63-9160; Filed Aug. 23, 1963; 8:54 a.m.]

MASSENA BANKING AND TRUST CO. AND WATERTOWN NATIONAL BANK

Notice of Decision Granting Application To Merge

On May 24, 1963, the \$11 million Massena Banking and Trust Company, Massena, New York, and the \$38 million Watertown National Bank, Watertown, New York, applied to the Comptroller of the Currency for permission to merge under the charter of the latter and under the title, "The National Bank of Northern New York."

On August 8, 1963, the Comptroller of the Currency granted this application, effective on or after August 16, 1963.

Copies of this decision are available on request to the Comptroller of the Currency, Washington 25, D.C.

Dated: August 20, 1963.

[SEAL] A. J. FAULSTICH,
*Administrative Assistant to the
Comptroller of the Currency.*

[F.R. Doc. 63-9161; Filed, Aug. 23, 1963; 8:54 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 14682]

CUNARD EAGLE AIRWAYS LTD.

Notice of Prehearing Conference

Notice is hereby given that a prehearing conference is assigned to be held on the above-entitled application on September 11, 1963, at 10:00 a.m., e.d.s.t., in Room 911, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Merritt Ruhlen.

Dated at Washington, D.C., August 20, 1963.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 63-9163; Filed, Aug. 23, 1963; 8:54 a.m.]

[Docket 13777; Order No. E-19934]

TRAFFIC CONFERENCE, INTERNATIONAL AIR TRANSPORT ASSOCIATION

Agreement Relating to Specific Commodity Rates

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 21st day of August 1963.

There has been filed with the Board, pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations, an agreement (Agreement C.A.B. 16947, R-34 through R-40) between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of Traffic Conference 1 of the International Air Transport Association (IATA), and adopted pursuant to the provisions of Resolution 590 (Commodity Rates Board).

The agreement, adopted pursuant to unprotested notices to the carriers and promulgated in IATA memoranda, names additional specific commodity rates from Seattle to Mexico City as set forth in the attachment thereto.

The Board, acting pursuant to sections 102, 204(a), and 412 of the Act, does not find the subject agreement to be adverse to the public interest or in violation of the Act, provided that approval thereof is conditioned as hereinafter ordered.

Accordingly, it is ordered, That Agreement C.A.B. 16947, R-34 through R-40, be and hereby is approved, provided that such approval shall not constitute approval of the specific commodity descriptions contained therein for purposes of tariff publication.

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

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 63-9195; Filed, Aug. 23, 1963; 8:55 a.m.]

FEDERAL MARITIME COMMISSION

AMERICAN EXPORT LINES, INC., AND PRUDENTIAL LINES, INC.

Notice of Filing of Agreement

Notice is hereby given that the following described agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733; 75 Stat. 763; 46 U.S.C. 814):

Agreement No. 9238, between American Export Lines, Inc., and Prudential Lines, Inc., covers an arrangement whereby, although each shall file its own individual tariff, the parties may confer and agree on the rates, charges, classification and practices to be observed for the carriage of cargo (other than tobacco) from ports in Greece to United States Atlantic Coast ports.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulation, Federal Maritime Commission, Washington 25, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: August 21, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-9147; Filed, Aug. 23, 1963; 8:51 a.m.]

AMERICAN EXPORT LINES, INC., AND PRUDENTIAL LINES, INC.

Notice of Filing of Agreement

Notice is hereby given that the following described agreement has been filed

with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733; 75 Stat. 763; 46 U.S.C. 814):

Agreement No. 9239, between American Export Lines, Inc., and Prudential Lines, Inc., covers an arrangement whereby, although each shall file its own individual tariff, the parties may confer and agree on the rates, charges, classification and practices to be observed for the carriage of cargo (other than tobacco) from ports in Turkey to United States Atlantic Coast ports.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulation, Federal Maritime Commission, Washington 25, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: August 21, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-9148; Filed Aug. 23, 1963; 8:51 a.m.]

AUSTRALIA, NEW ZEALAND AND SOUTH SEA ISLANDS PACIFIC COAST CONFERENCE AND COLUMBUS LINE (PACIFIC DIVISION)

Notice of Filing of Agreement

Notice is hereby given that the following described agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733; 75 Stat. 763; 46 U.S.C. 814):

Agreement No. 7580-A, between the member lines of the Australia, New Zealand and South Sea Islands Pacific Coast Conference and Columbus Line (Pacific Division), provides for associate membership of Columbus Line in the conference, pursuant to the conditions set forth therein.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulations, Federal Maritime Commission, Washington, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval,

disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: August 21, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-9149; Filed, Aug. 23, 1963; 8:52 a.m.]

GULF/SOUTH AND EAST AFRICAN CONFERENCE

Notice of Filing of Agreement

Notice is hereby given that an agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, (39 Stat. 733; 75 Stat. 763; 46 U.S.C. 814):

Agreement 7780-4, between the member lines of the Gulf/South & East African Conference operating in the trade from United States Gulf of Mexico ports (Brownsville, Texas to Tampa, Florida, both inclusive), to Southwest, South and East African ports from Walvis Bay to Italian Somaliland, both inclusive, and including the Islands of Madagascar, Reunion and Mauritius, modifies the basic agreement to include the Islands of Ascension and St. Helena in the South Atlantic Ocean and the Comores Islands in the Indian Ocean.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulation, Federal Maritime Commission, Washington, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: August 21, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-9150; Filed, Aug. 23, 1963; 8:52 a.m.]

JAVA PACIFIC & HOEGH LINES AND BLUE FUNNEL LINE

Notice of Filing of Agreement

Notice is hereby given that the following described agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733; 75 Stat. 763; 46 U.S.C. 814):

Agreement 9242, between the Java Pacific & Hoegh Lines, a joint service

operating under approved Agreement 7838, as amended, and Blue Funnel Line, a joint service operating under approved Agreement 7568, as amended, provides for a through billing arrangement for Asbestos in bags transported in the trade from Western Australia to West Coast Ports of the United States including Hawaii with transshipment at Singapore in accordance with terms and conditions set forth in the agreement.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulation, Federal Maritime Commission, Washington 25, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with a request for hearing, should such hearing be desired.

Dated: August 21, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-9151; Filed, Aug. 23, 1963; 8:52 a.m.]

JAVA PACIFIC & HOEGH LINES AND CHINA NAVIGATION CO., LTD.

Notice of Filing of Agreement

Notice is hereby given that the following described agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733; 75 Stat. 763; 46 U.S.C. 814):

Agreement 9241, between the Java Pacific & Hoegh Lines, a joint service operating under approved Agreement 7838, as amended, and China Navigation Co., Ltd. provides for a through billing arrangement for Asbestos in bags transported in the trade from Western Australia to West Coast Ports of the United States including Hawaii with transshipment at Singapore in accordance with terms and conditions set forth in the agreement.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulation, Federal Maritime Commission, Washington 25, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, to-

gether with a request for hearing, should such hearing be desired.

Dated: August 21, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-9152; Filed, Aug. 23, 1963;
8:52 a.m.]

NEDLLOYD LINE AND BLUE FUNNEL LINE

Notice of Filing of Agreement

Notice is hereby given that the following described agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733; 75 Stat. 763; 46 U.S.C. 814):

Agreement 9244, between Nedlloyd Line, Great Lakes Service, a joint service operating under approved Agreement 7661, as amended, and Blue Funnel Line, a joint service operating under approved Agreement 7568, as amended, provides for a through billing arrangement for Asbestos in bags transported in the trade between Western Australia ports and United States and Canada Great Lakes ports in accordance with terms and conditions set forth in the agreement.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulation, Federal Maritime Commission, Washington 25, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with a request for hearing, should such hearing be desired.

Dated: August 21, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-9153; Filed, Aug. 23, 1963;
8:53 a.m.]

NEDLLOYD LINE AND CHINA NAVIGATION CO., LTD.

Notice of Filing of Agreement

Notice is hereby given that the following described agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733; 75 Stat. 763; 46 U.S.C. 814):

Agreement 9243, between Nedlloyd Line, Great Lakes Service, a joint service operating under approved Agreement 7661, as amended, and China Navigation Co., Ltd., provides for a through billing arrangement for Asbestos in bags transported in the trade between Western Australia ports and United States

and Canada Great Lakes ports with transshipment at Singapore in accordance with terms and conditions set forth in the agreement.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulation, Federal Maritime Commission, Washington 25, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with a request for hearing, should such hearing be desired.

Dated: August 21, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-9154; Filed, Aug. 23, 1963;
8:53 a.m.]

[Docket No. 1137]

PORT OF OAKLAND

Reduction in Wharfage Charge; Order of Investigation and Hearing

The Port of Oakland has filed an amendment to its Tariff No. 2 showing a reduction in wharfage charges on Containerized cargo and Containerized Merchandise N.O.S. applicable to Intercoastal cargo only, effective August 11, 1963.

Protests against the reduction were received alleging that (1) the reduced charge is solely for benefit of carrier Sea-Land Services, Inc., and is believed to be an unapproved section 15 agreement, and (2) that the reduced charge is unjustly discriminatory and non-compensatory and in violation of sections 16 and 17 of the Shipping Act, 1916.

The Commission has considered the reduction and is of the opinion that an investigation should be undertaken to determine whether the reduced charge is (1) part of an unapproved agreement in violation of section 15; (2) an undue or unreasonable preference or advantage to a particular person, locality, or description of traffic in violation of section 16, First; and (3) an unjust or unreasonable regulation or practice relating to or connected with the receiving, handling, storing, or delivering of property in violation of section 17.

Therefore it is ordered, That, pursuant to sections 15, 16, 17 and 22 of the Shipping Act, 1916, the Commission, upon its own motion, enter upon an investigation and hearing to determine whether the reduced charge is (1) part of an unapproved agreement in violation of section 15; (2) an undue or unreasonable preference or advantage to a particular person, locality, or description of traffic in violation of section 16, First; and (3) an unjust or unreasonable regulation or practice relating to or connected with the receiving, handling, storing, or de-

livery of property in violation of section 17.

It is further ordered, That the City of Oakland, California, acting by and through its Board of Port Commissioners; Sea-Land of California, Inc., and Sea-Land Services, Inc., are hereby made respondents in this proceeding.

It is further ordered, That notice of this order be published in the FEDERAL REGISTER, and that a copy thereof and notice of hearing be served upon respondents in this proceeding.

It is further ordered, That any persons, other than respondents, who desire to become a party to this proceeding and to participate therein, shall file a petition to intervene with the Secretary, Federal Maritime Commission, Washington 25, D.C., on or before September 9, 1963.

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

It is further ordered, That this matter be assigned for hearing before an Examiner of the Commission's Office of Hearing Examiners at a date and place to be determined and announced by the Chief Examiner.

By order of the Commission, August 20, 1963.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-9155; Filed, Aug. 23, 1963;
8:53 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-2668 etc.]

CITIES SERVICE CO. ET AL.

Notice of Applications, Consolidation, Cancellation of Docket Number, and Date of Hearing

AUGUST 15, 1963.

Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-2668; Southeastern Public Service Company (Operator), et al. (successor to Anderson & Cooke, et al), Docket No. G-2684; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-2712; H. R. Goodrich, et al. (successor to R. H. Goodrich), Docket No. G-3026; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-3031; A. P. King, Jr. (Operator), et al, Docket No. G-3655; A. P. King, Jr. (Operator), et al., Docket No. G-3656; General American Oil Company of Texas, Docket No. G-3895; A. P. King, Jr. (Operator), et al., Docket No. G-4060; Gulf Oil Corporation (Operator), et al., Docket No. G-4163; Fred Finch (successor to Finch and Snider Oil and Gas Company), Docket No. G-4575; A. P. King, Jr. (Operator), et al., Docket No. G-4604; Pan American Petroleum Corporation, Docket No. G-5209; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5679; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5680; The Fluor Corpora-

tion, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5681; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5682; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5683; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5684; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5685; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5686; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5687; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5688; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5689; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5690; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5691; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-5692.

Continental Oil Company (Operator), et al., Docket No. G-5766; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-6190; Sun Oil Company, Docket No. G-6641; Pan American Petroleum Corporation, Docket No. G-7532; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-8082; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-8083; Seneca Development Company, Docket No. G-8453; Emmett W. Griffith (successor to The Otto-Nelle Oil and Gas Company), Docket No. G-8535; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-8712; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-8713; A. P. King, Jr. (Operator), et al., Docket No. G-8821; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-9236; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-9272; Southeastern Public Service Company (Operator), et al. (successor to Acco Oil and Gas Company (Operator), et al.), Docket No. G-9313; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-9692; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-9789; Robert Cargill (successor to Marvin E. Pollard), Docket No. G-9868; A. P. King, Jr. (Operator), et al., Docket No. G-10035; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-10188; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-10189; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-10190; A. P. King, Jr. (Operator), et al., Docket No. G-11254; Halbert and Jennings (formerly Halbert, Jennings & Simic), Docket No. G-11464; Halbert and Jennings (formerly Halbert, Jennings & Simic), Docket No. G-11498; Camino Oil Corporation (successor to F. William Carr, et al.), Docket No. G-11671; Petroleum Explora-

tion, Inc., of Texas (Operator), et al., (successor to E. M. McCartt, Jr. (Operator), et al.), Docket No. G-12238; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-12370; The Fluor Corporation, Ltd. (successor to Peerless Oil and Gas Company), Docket No. G-12427; Socony Mobil Oil Company, Inc., Docket No. G-12590.

Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-12851; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-12852; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-13592; Union Producing Company, Docket No. G-13788; Southeastern Public Service Company (Operator), et al. (successor to Anderson and Cooke, et al.), Docket No. G-14145; Columbia Minerals Corporation of La., Inc. (Operator), et al., Docket No. G-14455; Tidewater Oil Company, Docket No. G-14986; A. P. King, Jr. (Operator), et al., Docket No. G-15377; Pan American Petroleum Corporation, Docket No. G-15380; Sun Oil Company, Docket No. G-15424; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-16204; Gulf Oil Corporation, Docket No. G-16218; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-16563; Shoreline Petroleum Corporation (successor to Holland-American Petroleum Corporation), Docket No. G-18341; Charles F. Haas & Richard E. Haas, d.b.a. Sinton Gathering System (Operator), Docket No. G-18429; Alice M. Vandergrift, et al., d.b.a. Vandergrift & Hardman, Docket No. G-18493; Homer E. Ogden Exploration (Operator), et al., Docket No. G-18505; Northern Natural Gas Producing Company, Docket No. G-18527; Camino Oil Corporation (successor to Appell Petroleum Corporation (Operator), et al., Docket No. G-18761; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-19716; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. G-20220; Cities Service Company (successor to Arkansas Fuel Oil Corporation), Docket No. CI60-198; A. P. King, Jr. (Operator), et al., Docket No. CI60-316; Sutton Producing Company (Operator), et al., Docket No. CI60-684; Wheelless Drilling Company, Docket No. CI60-697; A. P. King, Jr. (Operator), et al., Docket No. CI60-726; Gragg Drilling Company (Operator), et al., Docket No. CI61-506; Sinclair Oil & Gas Company (Operator), et al., Docket No. CI61-691; Gulf Oil Corporation, Docket No. CI61-838; Gulf Oil Corporation (successor to Warren Petroleum Corp.), Docket No. CI61-977; Amerada Petroleum Corporation, Docket No. CI61-1091; Sun Oil Company, Docket No. CI61-1102; Southeastern Public Service Company (successor to Acco, Oil and Gas Company (Operator), et al.), Docket No. CI61-1183.

Alladin Exploration Company, Inc. Docket No. CI61-1564; Oliver H. Hughes, et al. (successor to J. C. Benedict, d.b.a. Benedict Oil Associates (Operator), et al.), Docket No. CI61-1613; Jake L. Hamon (Operator), et al. (successor to

Peerless Oil and Gas Company (Operator), et al.), Docket No. CI62-250; Jake L. Hamon (Operator), et al. (successor to Peerless Oil and Gas Company (Operator), et al.), Docket No. CI62-251; W. H. Haas (successor to Robert J. Sipoha, et al., d.b.a. Eastern Interior Oil Company), Docket No. CI62-300; W. H. Haas (successor to Robert J. Sipoha, et al., d.b.a. Eastern Interior Oil Company), Docket No. CI62-428; Graham-Michaelis Drilling Company, Docket No. CI62-555; Curtis E., Jr. and N. Bruce Calder, d.b.a. Horizon Oil & Gas Company, Docket No. CI62-734; Sinclair Oil & Gas Company, Docket No. CI62-1388; Richard H. Burgess (successor to J. G. Grow, d.b.a. Tri-County Producing Company), Docket No. CI62-1431; Humble Oil & Refining Company, Docket No. CI63-30; John H. Hill (successor to J. C. Man, Jr. et al.), Docket No. CI63-66; Hollandsworth & Travis (Operator), et al. Docket No. CI63-147; E. G. Pence, et al., Docket No. CI63-330; Va Roy Hildreth, d.b.a. Va Roy Hildreth Drilling Co., Docket No. CI63-534; Rex Monahan (successor to The British-American Oil Producing Company, et al.), Docket No. CI63-545; Amax Petroleum Corporation (Operator), et al., Docket No. CI63-628; C. H. Lyons, Sr., et al., Docket No. CI63-789; Ambassador Oil Corporation (Operator), et al., Docket No. CI63-818; Pan American Petroleum Corporation (successor to David M. Evans), Docket No. CI63-968; Oil Reserves Corporation, Docket No. CI63-1016; Kenneth Rupp (Operator), et al. (successor to Socony Mobil Oil Company), Docket No. CI63-1033; C. H. Lyons, Sr., et al., Docket No. CI63-1038; Cities Service Oil Company, Docket No. CI63-1065; Panhandle Petroleum Limited Partnership (successor to Stekoll Petroleum Corp. and Sunac Petroleum Corp.), Docket No. CI63-1073; Leben Drilling, Inc. (Operator), et al., Docket No. CI63-1137; Harper Oil Company, Docket No. CI63-1139; Edwin L. Cox (Operator), et al., Docket No. CI63-1168; Skelly Oil Company, Docket No. CI63-1170; Texas Petro Gas Company, Docket No. CI63-1179; A. W. Rutter, Jr., et al., Docket No. CI63-1180; Harper Oil Company (Operator), et al., Docket No. CI63-1185; Albert C. Plummer, Docket No. CI63-1235; H. L. Brown, Docket No. CI63-1256; Roy E. Kimsey, Jr., (Operator), et al., Docket No. CI63-1272; Jack P. Rayzor (Operator), et al., Docket No. CI63-1274.

Skelly Oil Company, Docket No. CI63-1279; Mustang Oil Corporation, Docket No. CI63-1285; Marathon Oil Company, Docket No. CI63-1298; Refugio Enterprises, Inc. (Operator), et al., Docket No. CI63-1301; Sinclair Oil & Gas Company (Operator), et al., Docket No. CI63-1322; Graham-Michaelis Drilling Company, Docket No. CI63-1330; Winston C. Rice, et al., Docket No. CI63-1332; Francis E. Cain, et al., Docket No. CI63-1334; Tenneco Corporation, Docket No. CI63-1339; J. R. Meeker, et al., Docket No. CI63-1346; Durinda Leigh Drilling Company, Inc. (successor to Robert K. Wilkoff, d.b.a. Diamond Oil & Gas Company), Docket No. CI63-1347; H. T. Manning, Trustee, et al., Docket No. CI63-1353; The Atlantic Refining Company, Docket No. CI63-1356; Humble Oil

& Refining Company, Docket No. CI63-1359; R. H. Adkins, et al., d.b.a. Sanging Branch Gas Company, Docket No. CI63-1361; Paul B. Lemann, et al. (formerly Ferrell L. Prior, et al., d.b.a. Prior Oil Company), Docket No. CI63-1374; Paul B. Lemann, et al. (formerly Ferrell L. Prior, et al., d.b.a. Prior Oil Company), Docket No. CI63-1375; Melba Jean Davis Greenlee, Docket No. CI63-1378; Parker Petroleum Company, Inc. (Operator), et al., Docket No. CI63-1386; Pan American Petroleum Corporation (partial successor to Brookhaven Oil Company), Docket No. CI63-1392; The Superior Oil Company, Docket No. CI63-1395; Northern Natural Gas Producing Company, Docket No. CI63-1397; The Pure Oil Company, Docket No. CI63-1402; Hal Pack, d.b.a. Adena Gas Company (successor to Emmons Gas Company), Docket No. CI63-1404; Sinclair Oil & Gas Company (Operator), et al., Docket No. CI63-1408; A. W. Smith, Trustee, Docket No. CI63-1412; Humble Oil & Refining Company, Docket No. CI63-1419; Landmark Oil, Inc., Docket No. CI63-1426; Caulkins Oil Company (Operator), et al., Docket No. CI63-1428; Mike Abraham, Docket No. CI63-1429; Skelly Oil Company (Operator), et al., Docket No. CI63-1436; The Atlantic Refining Company, Docket No. CI63-1437; Texaco Inc., Docket No. CI63-1438; M. J. Moran, et al., Docket No. CI63-1439; Devonian Gas & Oil Company, Docket No. CI63-1440; Helen Johnson, Docket No. CI63-1446; Thomas Jordan, Inc., Docket No. CI63-1447; B. C. & K. Gas Company, Docket No. CI63-1448; Viney Gas Company, Docket No. CI63-1449; Tidewater Oil Company, Docket No. CI63-1450; Ancon Oil and Gas, Inc., Docket No. CI63-1451; Humble Oil & Refining Company, Docket No. CI63-1453; Columbian Fuel Corporation, Docket No. CI63-1454; Petroleum Promotions, Inc., Docket No. CI63-1456.

M. R. Witsman, et al., Docket No. CI63-1462; Bowser Gas & Oil Company, Docket No. CI63-1463; Mary Barillaro, Agent for S. B. Sutton Well No. 1, Docket No. CI63-1464; George Longfellow, et al., Docket No. CI63-1465; O. A. Newbrough, et al., Docket No. CI63-1466; Prime Petroleum Company, et al., Docket No. CI63-1467; Tenneco Corporation, Docket No. CI63-1469; G. H. Vaughn, Docket No. CI63-1472; Woods Petroleum Corporation, et al., Docket No. CI63-1473; J. M. Huber Corporation, Docket No. CI63-1475; Ralph W. Mace, et al., Docket No. CI63-1477; C. A. Stricklin, et al., Docket No. CI63-1478; Hays & Company, Agent for Keillor & Clark, et al., Docket No. CI63-1479; J. M. L. Smith, Agent for Wilbur M. Smith & Brothers No. 1, Docket No. CI63-1480; Ginther, Warren and Company (Operator), et al., Docket No. CI63-1481; Sullivan, John L., Deceased, Estate of, Docket No. CI63-1483; Unit Gas Company, Inc., Docket No. CI63-1485; Sinclair Oil & Gas Company (Operator), et al., Docket No. CI63-1486; Prime Petroleum Company, et al., Docket No. CI63-1487; Henry S. Inger, Docket No. CI63-1494; Clark Fuel Producing Company (Operator), Dock-

et No. CI63-1495; The Atlantic Refining Company, Docket No. CI63-1496; Pete Perri, et al., d.b.a. C. & P. Oil and Gas Company, Docket No. CI63-1497; H. L. Ice, Agent for I. & F. Oil & Gas Company, Docket No. CI63-1498; D. L. Gainer, et al., Docket No. CI63-1499; ABC Drilling Company, Inc., et al., Docket No. CI63-1500; Sunray DX Oil Company, Docket No. CI63-1502; Skelly Oil Company, Docket No. CI63-1503; Mayflo Oil Company, Docket No. CI63-1505; Earlsboro Oil & Gas Co., Inc. (Agent and Operator), et al., Docket No. CI63-1506; Prime Petroleum Company, et al., Docket No. CI63-1057; Viersen & Cochran (Operator), et al., Docket No. CI63-1508; Shell Oil Company, Docket No. CI63-1509; Coastal Trend Oil & Gas Corp. (Operator), et al., Docket No. CI63-1510; Continental Oil Company, Docket No. CI63-1512; Delhi-Taylor Oil Corporation, Docket No. CI63-1513; Huffman & Malloy, Consolidated, Docket No. CI63-1518; Edwin L. Cox, Docket No. CI63-1520; Trojan Coal & Petroleum Corporation, Docket No. CI63-1524; Earl Carlton, Inc. (Operator), et al., Docket No. CI63-1525; Pioneer Production Corporation (Operator), et al., Docket No. CI63-1528; Javelin Oil Company, Docket No. CI63-1529; Rutter and Wilbanks Brothers, Docket No. CI63-1530; Siznod

Oil Corporation, et al., Docket No. CI63-1531; Shell Oil Company, Docket No. CI63-1532; Shiprock Industries, Inc., Docket No. CI63-1533; Omega Petroleum Corporation, Docket No. CI63-1537; Redfern Development Corporation, et al., Docket No. CI63-1538; William H. Allen, et al., Docket No. CI63-1540; Alamo Corporation, Docket No. CI63-1554; Rufus G. Poole and Suzanne H. Poole (successor to See-Tee Mining Corporation), Docket No. CI63-1556; Arkansas Louisiana Gas Company, Docket No. CP63-276; Mississippi River Fuel Corporation, Docket No. CP63-298; Hope Natural Gas Company, Docket No. CP63-336.

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

Docket No. CI61-736 is cancelled, and the succession application therein will be processed as amendments to the predecessors' certificate orders to reflect the successions in interest.

The pertinent facts in each application are as follows:

Docket No. and date filed	Purchaser	Field and location	Price per Met	Pressure base
G-2668, G-12851 7 11-7-60	United Gas Pipe Line Co.....	Bourg Field, Terrebonne Parish, La..	17.75	15.025
G-2684 A 4-8-63	Tennessee Gas Transmission Co.	North Louise Field, Wharton County, Tex. (RR District No. 3).	16.16947	14.65
G-2712 7 11-7-60	Arkansas Louisiana Gas Co.....	Haynesville Field, Claiborne Parish, La.	11.796	15.025
	do.....	Waskom Field, Harrison County, Tex. (RR District No. 6).	11.2996	14.65
	Tennessee Gas Transmission Co.	Mariposa Field, Brooks County, Tex. (RR District No. 4).	14.6	14.65
	Arkansas Louisiana Gas Co.....	Rodessa Field, Caddo Parish, La.....	6.25	15.025
	Southern Natural Gas Co.....	Longansport Field, DeSoto Parish, La.	13.2473	15.025
	United Gas Pipe Line Co.....	Bethany Field, Panola County, Tex. (RR District No. 6).	10.8876	14.65
	do.....	Carthage Field, Panola County, Tex. (RR District No. 6).	11.9004	14.65
	do.....	Mustang Island Field, Nueces County, Tex. (RR District No. 4).	14.6	14.65
	do.....	Duck Lake Field, St. Martin and St. Mary Parishes, La.	18.0	15.025
	Arkansas Louisiana Gas Co.....	West Carthage Field, Panola County, Tex. (RR District No. 6).	12.7566	14.65
G-3026 A 5-3-63	United Gas Pipe Line Co.....	Duck Lake Field, St. Mary and St. Martin Parishes, La.	18.0	15.025
G-3031 7 11-7-60	Texas Eastern Transmission Corp.	Carthage Field, Panola County, Tex. (RR District No. 6).	14.6	14.65
	United Gas Pipe Line Co.....	do.....	10.8876	14.65
	do.....	do.....	10.8876	14.65
	Magnolia Petroleum Co.....	do.....	10.6176	14.65
	Arkansas Louisiana Gas Co.....	Waskom Field, Harrison County, Tex. (RR District No. 6).	11.7438	14.65
	do.....	Jefferson Field, Marion County, Tex. (RR District No. 6).	3.0	14.65
	do.....	Waskom Field, Harrison County, Tex. (RR District No. 6).	11.7438	14.65
G-3655 9 2-4-63	Texas Gas Transmission Corp..	Lewisburg Field, Acadia and St. Landry Parishes, La.	15.75	15.025
G-3656 9 2-4-63	United Gas Pipe Line Co.....	Lewisburg Field, Acadia Parish, La...	12.1466	15.025
G-3895 C 4-1-63	Lone Star Gas Co.....	Garvin County, Okla.....	8.0	14.65
G-4060 9 2-4-63	Tennessee Gas Transmission Co.	North Delhi Field, Harris County, Tex. (RR District No. 3).	15.0	14.65
G-4163 B 2-14-63	Mississippi River Fuel Corp....	Woodlawn Field, Harrison County, Tex. (RR District No. 6).	14.1344	14.65
G-4575 A 2-15-63	South Penn Oil Co.....	Ten Mile District, Harrison County, W. Va.	12.0	15.325
G-4604 9 2-4-63	Texas Gas Transmission Corp..	Bayou Mallet Field, Acadia Parish, La.	15.75	15.025
G-5209 A 5-20-63	El Paso Natural Gas Co.....	Gallegos Canyon Unit, San Juan County, N. Mex.	10.0	15.025

Filing code: A—Initial service.
B—Amendment to add acreage.
C—Amendment to delete acreage.
D—Abandonment.

See footnotes at end of table.

NOTICES

Docket No. and date filed	Purchaser	Field and location	Price per Mcf	Pressure base
G-5679 II	Cities Service Gas Co.	Guymon-Hugoton Field, Texas County, Okla.	13.0	14.65
2-11-63				
G-5680 II	El Paso Natural Gas Co.	Langmat Pool, Lea County, N. Mex.	15.5017	14.65
2-11-63				
G-5681 II	Northern Natural Gas Co.	Eumont Field, Lea County, N. Mex.	10.77	15.025
2-11-63				
G-5682 II	El Paso Natural Gas Co.	Langmat Field, Lea County, N. Mex.	15.5017	14.65
2-11-63				
G-5683 II	do.	Clara Couch Field, Crockett County, Tex. (RR District No. 7-C).	15.6488	14.65
2-11-63				
G-5684 II	Cities Service Gas Co.	Guymon-Hugoton Field, Texas County, Okla.	13.0	14.65
2-11-63				
G-5685 II	El Paso Natural Gas Co.	Langmat Field, Lea County, N. Mex.	15.5017	14.65
2-11-63				
G-5686 II	do.	do.	15.5017	14.65
2-11-63				
G-5687 II	do.	do.	15.5017	14.65
2-11-63				
G-5688 II	do.	do.	15.5017	14.65
2-11-63				
G-5689 II	do.	do.	15.5017	14.65
2-11-63				
G-5690 II	Hugoton Plains Gas & Oil Co.	Guymon-Hugoton Field, Texas County, Okla.	15.9496	14.65
2-11-63				
G-5691 II	El Paso Natural Gas Co.	Payton-Devonian Pool, Ward and Pecos Counties, Tex. (RR District No. 8).	15.6488	14.65
2-11-63				
G-5692 II	Hugoton Plains Gas & Oil Co.	Guymon-Hugoton Field, Texas County, Okla.	18.9496	14.65
2-11-63				
G-5766	El Paso Natural Gas Co.	Langmat Field, Lea County, N. Mex.	9.0	14.65
B 6-14-63				
G-6190 I	United Gas Pipe Line Co.	Elysian Field, Harrison County, Tex. (RR District No. 6).	10.8876	14.65
11-7-60				
G-6641	do.	Blanco Field, Bee County, Tex. (RR District No. 2).	(9)	14.65
D 4-11-63				
G-7532	El Paso Natural Gas Co.	Eunice Monument Field, et al., Lea County, N. Mex.	15.5599	14.65
6-3-63				
G-8082 II	do.	Pecos Valley Field, Pecos County, Tex. (RR District No. 8).	15.50	14.65
2-11-63				
G-8083 II	do.	Eumont Field, Lea County, N. Mex.	11.321	15.025
2-11-63				
G-8453	Arkansas Louisiana Gas Co.	Ivan Field, Bossler and Webster Parishes, La.	12.0	15.325
A 2-7-55				
G-8535	South Penn Natural Gas Co.	Grant District, Ritchie County, W. Va.	19.25	15.025
G-8717	United Gas Pipe Line Co.	Crescent Farms Field, Terrebonne Parish, La.	14.6	14.65
11-7-60				
G-8719	Tennessee Gas Transmission Co.	North Raccoon Field, Starr County, Tex. (RR District No. 4).	10.5	15.025
11-7-60				
G-8821	United Gas Pipe Line Co.	Scott Field, Lafayette Parish, La.	10.77	15.025
2-4-63				
G-9286 I	Northern Natural Gas Co.	Eumont Gas Pool, Lea County, N. Mex.	15.75	15.025
2-11-63				
G-9277 I	Texas Eastern Transmission Corp.	Greenwood Field, Caddo Parish, La. (RR District No. 3).	16.16947	14.65
11-7-60				
G-9813	Tennessee Gas Transmission Co.	Bonus Field, Wharton County, Tex. (RR District No. 4).	17.5	15.025
A 4-5-63				
G-9827 I	United Fuel Gas Co.	Bourg Field, Terrebonne Parish, La.	15.6	14.65
11-7-60				
G-9789 I	Texas Eastern Transmission Corp.	Willow Springs Field, Gregg County, Tex. (RR District No. 6).	9.25	14.65
11-7-60				
G-9868	Arkansas Louisiana Gas Co.	Bethany Gas Field, Panola County, Tex. (RR District No. 6).	14.0	15.025
A 4-8-63				
G-10035 I	Southern Natural Gas Co.	West Barataria Field, Jefferson Parish, La.	14.6	14.65
2-4-63				
G-10186 I	Texas Eastern Transmission Corp.	May Field, Kleberg County, Tex. (RR District No. 4).	14.6	15.025
11-7-60				
G-10189 I	do.	Midway Field, San Patricio County, Tex. (RR District No. 4).	15.0	14.65
11-7-60				
G-10180 I	do.	Puerto Bay Field, Aransas and San Patricio Counties, Tex. (RR District No. 4).	19.0	15.025
11-7-60				
G-11254	Southern Natural Gas Co.	Fort Jackson Field, Plaquemines Parish, La.	(9)	14.65
2-4-63				
G-11464	Kansas-Nebraska Natural Gas Co., Inc.	Cotton Valley Field, Weld County, Colo.	(9)	14.65
D 10-10-60				
G-11498	do.	do.	(9)	14.65
D 10-10-60				
G-11671	Texas Eastern Transmission Corp.	West Holly Field, DeWitt County, Tex. (RR District No. 2).	10.92096	14.65
A 4-19-63				

See footnotes at end of table.

Docket No. and date filed	Purchaser	Field and location	Price per Mcf	Pressure base	Docket No. and date filed	Purchaser	Field and location	Price per Mcf	Pressure base
CI62-250 A 4-25-63	Natural Gas Pipeline Co. of America	S. W. Hooker Field, Texas County, Okla.	17.0	14.65	CI62-1330 A 4-25-63	Colorado Interstate Gas Co.	Mocane Field, Beaver County, Okla.	15.0	14.65
CI62-251 C 5-0-63	Northern Natural Gas Co.	Union District, Ritchie County, W. Va.	16.0	14.65	CI62-1329 D 4-12-63	Ingersoll Power & Fabricating Co., Inc.	Greenwood-Waskam Field, Caddo Parish, La.	(17)	
CI62-250 A 5-7-63	Hope Natural Gas Co.	Union District, Ritchie County, W. Va.	25.0	15.325	CI62-1328 D 4-25-63	Hope Natural Gas Co.	Lee District, Calhoun County, W. Va.	(17)	
CI62-252 A 5-7-63	do.	do.	25.0	15.325	CI62-1327 D 4-25-63	do.	Seclusion Field, La. Vasa County, Tex. (RR District No. 2).	(18)	
CI62-253 B 4-3-63	Northern Natural Gas Co.	Sitra Field, Clark County, Kans.	16.0	14.65	CI62-1326 D 4-25-63	Texas Eastern Transmission Corp.	Harris Field, D. Witt County, Tex. (RR District No. 2).	(18)	
CI62-254 B 4-3-63	Panhandle Eastern Pipe Line Co.	Hansford Field, Hansford County, Tex. (RR District No. 10).	47.0	14.65	CI62-1325 D 4-25-63	United Fuel Gas Co.	Stahord District, Mingo County, W. Va.	(18)	15.325
CI62-255 B 6-4-63	Northern Natural Gas Co.	Camp Creek Field, Beaver County, Okla.	17.0	14.65	CI62-1324 D 4-25-63	United Gas Pipe Line Co.	Greenwood-Waskam Field, Caddo Parish, La.	(18)	
CI62-256 B 6-4-63	Hope Natural Gas Co.	King Knob Field, Murphy District, Ritchie County, W. Va.	20.0	15.325	CI62-1323 D 5-2-63	Tennessee Gas Transmission Co.	South Elms Field, Hidalgo County, Tex. (RR District No. 4).	(18)	
CI62-257 A 4-24-63	Arkansas Louisiana Gas Co.	Cheniere Brake Field, Ousichta Parish, La.	18.333	15.025	CI62-1322 D 5-2-63	United Gas Pipe Line Co.	North Jacksonville Field, Cherokee County, Tex. (RR District No. 6).	(18)	
CI62-258 C 5-3-63	El Paso Natural Gas Co.	Acree in San Juan County, N. Mex. (RR District No. 6).	13.0	15.025	CI62-1321 D 5-3-63	South Penn Oil Co.	Jefferson District, Lincoln County, W. Va.	(18)	
CI62-259 A 3-5-63	Arkansas Louisiana Gas Co.	Waskom Field, Harrison County, Tex. (RR District No. 6).	11.2988	14.65	CI62-1320 D 5-3-63	Equitable Gas Co.	Court House District, Lewis County, W. Va.	(18)	
CI62-260 B 5-16-63	Hope Natural Gas Co.	Spencer District, Roane County, W. Va.	25.0	15.325	CI62-1319 D 5-7-63	do.	Collins Settlement District, Lewis County, W. Va.	(18)	
CI62-261 B 5-16-63	do.	do.	25.0	15.325	CI62-1318 D 5-7-63	do.	Pett Lease, Reagan County, Tex. (RR District No. 7-C).	(18)	14.65
CI62-262 B 5-16-63	Kansas-Nebraska Natural Gas Co., Inc.	Smith "D" Sand Field, Logan County, Colo.	18.742	15.025	CI62-1317 A 5-3-63	El Paso Natural Gas Co.	Medicine Lodge North Field, Barber County, Kans.	(18)	
CI62-263 A 10-22-62	El Paso Natural Gas Co.	Bar-X Area, Mesa County, Colo.	15.0	15.025	CI62-1316 D 5-10-63	Cities Service Gas Co.	West Kutz Pictured Cliffs Field, San Juan County, N. Mex.	(18)	15.025
CI62-264 A 11-14-62	Texas Gas Transmission Corp.	East Lake Palourde Field, Assumption Parish, La.	13.5		CI62-1315 A 5-13-63	El Paso Natural Gas Co.	West Kutz Pictured Cliffs Field, San Juan County, N. Mex.	(18)	
CI62-265 D 5-3-63	Lone Star Gas Co.	McPhail Unit, Stephens County, Okla.	(19)		CI62-1314 D 5-13-63	do.	Trick Nos. 7-C and 8).	(18)	
CI62-266 D 1-7-63	Northern Natural Gas Co.	Prentice Gasoline Plant, Yoakum County, Tex. (RR District No. 8).	13.0504	14.65	CI62-1313 A 5-13-63	do.	Basin Dakota Field, San Juan County, N. Mex.	(18)	15.025
CI62-267 A 2-4-63	Trunkline Gas Co.	Little Rock Creek Field, Hardin County, Tex. (RR District No. 3).	(19)		CI62-1312 D 5-15-63	Kansas-Nebraska Natural Gas Co., Inc.	Doll Area Field, Weld County, Colo.	(18)	
CI62-268 D 12-12-63	Panhandle Eastern Pipe Line Co.	Ormsford Gas Unit, Kismet Field, Seward County, Kans.	16.0	14.65	CI62-1311 A 5-15-63	South Penn Oil Co.	McComas District, Cabell County, W. Va.	(18)	15.325
CI62-269 A 2-18-63	Texas Gas Transmission Corp.	East Lake Palourde Field, Assumption Parish, La.	(19)		CI62-1310 A 5-15-63	Kansas-Nebraska Natural Gas Co., Inc.	Castle Garden Area, Fremont County, Wyo.	(18)	14.65
CI62-270 D 6-7-63	Panhandle Eastern Pipe Line Co.	Lamb No. 2 Gas Unit, Edwards County, Kans.	(19)		CI62-1309 A 5-16-63	Transcontinental Gas Pipe Line Corp.	Lacy Field, Hidalgo and Cameron Counties, Tex. (RR District No. 4).	(18)	
CI62-271 D 2-25-63	Northern Natural Gas Co.	Horizon-Cleveland Field, Hansford County, Tex. (RR District No. 10).	16.5	14.65	CI62-1308 D 5-17-63	El Paso Natural Gas Co.	Cooke Field, La Salle County, Tex. (RR District No. 1).	(18)	
CI62-272 C 2-25-63	Panhandle Eastern Pipe Line Co.	Edwards County, Kans.	15.0	14.65	CI62-1307 A 5-20-63	El Paso Natural Gas Co.	Spraberry Trend Area, Glasscock County, Tex. (RR District No. 8).	(18)	14.65
CI62-273 A 3-8-63	Arkansas Louisiana Gas Co.	North Drummond Area, Garfield and Stephens County, Okla.	15.0	14.65	CI62-1306 A 5-22-63	do.	Various Leases, Rio Arriba County, N. Mex.	(18)	15.025
CI62-274 A 3-11-63	Lone Star Gas Co.	Simmsboro Field, Lincoln Parish, La.	13.7	15.025	CI62-1305 A 5-22-63	do.	Tapacito Pictured Cliffs Field, Rio Arriba County, N. Mex.	(18)	15.025
CI62-275 D 3-15-63	Arkansas Louisiana Gas Co.	do.	15.5	14.65	CI62-1304 A 5-27-63	Arkansas Louisiana Gas Co.	West Jal Strawn Field, Lea County, N. Mex.	(18)	14.65
CI62-276 A 3-15-63	Petro Gas Producing Co.	Cameron Parish, La.	15.5	14.65	CI62-1303 A 5-27-63	do.	West Vixen Field, Caldwell Parish, La.	(18)	15.025
CI62-277 A 3-18-63	El Paso Natural Gas Co.	Spraberry Trend Field, Upton County, Tex. (RR District No. 7-C).	17.2295	14.65	CI62-1302 A 5-27-63	Cities Service Gas Co.	S.E. Sterling Field, Comanche County, Okla.	(18)	14.65
CI62-278 C 3-18-63	Cities Service Gas Co.	Short Junction Field, Cleveland County, Okla.	(19)		CI62-1301 A 5-27-63	Hope Natural Gas Co.	Glenville District, Gilmer County, W. Va.	(18)	15.325
CI62-279 D 3-18-63	Tennessee Gas Transmission Co.	Coletto Creek Field, Victoria County, Tex. (RR District No. 2).	(19)		CI62-1300 A 5-27-63	Equitable Gas Co.	Birch District, Braxton County, W. Va.	(18)	15.325
CI62-280 D 4-1-63	United Gas Pipe Line Co.	Doty Field, Orange County, Tex. (RR District No. 3).	(19)		CI62-1299 D 5-27-63	Hope Natural Gas Co.	Ten Mile District, Harrison County, W. Va.	(18)	
CI62-281 D 4-4-63	El Paso Natural Gas Co.	Neelie Field, Crockett County, Tex. (RR District No. 7-C).	14.65	14.65	CI62-1298 D 5-27-63	United Gas Pipe Line Co.	Napoleonville Field, Assumption Parish, La.	(18)	
CI62-282 A 4-8-63	Tennessee Gas Transmission Co.	Kulcak Field, Wharton County, Tex. (RR District No. 3).	(19)		CI62-1297 D 5-27-63	South Penn Oil Co.	Sheridan District, Lincoln County, W. Va.	(18)	
CI62-283 D 4-5-63	Natural Gas Pipe Line Co. of America	Fairbanks Field, Harris County, Tex. (RR District No. 3).	(19)		CI62-1296 D 5-27-63	do.	do.	(18)	
CI62-284 D 4-10-63	Tennessee Gas Transmission Co.	North Odessa Field, San Patricio County, Tex. (RR District No. 4).	(19)		CI62-1295 D 5-27-63	Natural Gas Pipeline Co. of America	Sinton Field, San Patricio County, Tex. (RR District No. 4).	(19)	
CI62-285 D 4-15-63	Transcontinental Gas Pipe Line Co.	Quinn Creek Field, Jim Wells County, Tex. (RR District No. 3).	(19)		CI62-1294 A 5-29-63	Florida Gas Transmission Co.	Jones Creek Field, Wharton County, Tex. (RR District No. 3).	(19)	14.65
CI62-286 D 4-16-63	AGSCO Minerals Corp.	Mission River Field, Netcong County, N. J.	(19)		CI62-1293 A 5-29-63	Natural Gas Pipeline Co. of America	South Lundell Field Area, Duval County, Tex. (RR District No. 4).	(19)	14.65
CI62-287 D 4-19-63	Tennessee Gas Transmission Co.	Tinballey Bay Field, La Fourche Parish, La.	(19)		CI62-1292 D 4-22-63	Panhandle Eastern Pipe Line Co.	Guymon-Hugoton Field, Texas County, Okla.	(19)	14.65

See footnotes at end of table.

Docket No. and date filed	Purchaser	Field and location	Price per Mcf	Pressure base
C163-1456 D 5-29-63	Hope Natural Gas Co.	Troy District, Gilmer County, W. Va.	(1)	15.325
C163-1462 A 5-31-63	do.	Freemans Creek District, Lewis County, W. Va.	25.0	15.325
C163-1463 A 5-31-63	do.	Murphy District, Ritchie County, W. Va.	25.0	15.325
C163-1464 A 5-31-63	do.	New Milton District, Doddridge County, W. Va.	25.0	15.325
C163-1465 A 5-31-63	do.	Washington County, Calhoun County, W. Va.	25.0	15.325
C163-1466 A 5-31-63	do.	Murphy District, Ritchie County, W. Va.	25.0	15.325
C163-1467 A 5-31-63	do.	Freemans Creek District, Lewis County, W. Va.	25.0	15.325
C163-1469 D 5-31-63	Lone Star Gas Co.	Doyle Field, Stephens County, Okla.	(1)	15.025
C163-1472 D 5-31-63	Louisiana Nevada Transit Co.	Haynesville Field, Calhoun Parish, La.	(1)	15.025
C163-1473 D 5-31-63	Cities Service Gas Co.	Eureka Field, Alfalfa County, Okla.	(1)	15.025
C163-1475 A 6-2-63	Panhandle Eastern Pipe Line Co.	Seward County, Kans.	16.0	14.65
C163-1477 A 6-2-63	Hope Natural Gas Co.	Lee District, Calhoun County, W. Va.	25.0	15.325
C163-1478 A 6-2-63	do.	Union District, Ritchie County, W. Va.	25.0	15.325
C163-1479 A 6-2-63	do.	De Kalb District, Gilmer County, W. Va.	25.0	15.325
C163-1480 A 6-2-63	do.	Centerville District, Tyler County, W. Va.	25.0	15.325
C163-1481 D 5-31-63	Texas Eastern Transmission Corp.	Aldine Field, Harris County, Tex. (RR District No. 3)	(1)	15.025
C163-1483 D 5-31-63	Unit Gas Co., Inc.	Palo Blanco Field, Brooks County, Tex. (RR District No. 4)	(1)	15.025
C163-1485 D 5-31-63	Texas Eastern Transmission Corp.	do.	(1)	15.025
C163-1487 A 6-4-63	Hope Natural Gas Co.	Cadeville Field, Ouachita Parish, La.	13.5	15.025
C163-1489 A 6-4-63	do.	Freemans Creek District, Lewis County, W. Va.	25.0	15.325
C163-1491 A 6-4-63	do.	Wilfield, Edwards County, Kans.	15.0	14.65
C163-1493 A 6-4-63	Panhandle Eastern Pipe Line Co.	Sam Fordyce Field, Hidalgo County, Tex. (RR District No. 4)	16.0	14.65
C163-1494 A 6-4-63	South Texas Natural Gas Gathering Co.	West Jal Field, Lea County, N. Mex.	15.6238	14.65
C163-1496 A 6-4-63	Hope Natural Gas Co.	Troy District, Gilmer County, W. Va.	25.0	15.325
C163-1498 A 6-4-63	do.	Murphy District, Ritchie County, W. Va.	25.0	15.325
C163-1499 A 6-4-63	do.	Sheridan District, Calhoun County, W. Va.	25.0	15.325
C163-1500 A 6-4-63	do.	Greenbrier District, Doddridge County, W. Va.	25.0	15.325
C163-1502 A 6-4-63	El Paso Natural Gas Co.	West Jal Strawn Field, Lea County, N. Mex.	15.62381	14.65
C163-1503 A 6-4-63	Panhandle Eastern Pipe Line Co.	Texas County, Okla.	17.0	14.65
C163-1505 D 6-6-63	Northern Natural Gas Co.	Elmwood Field, Beaver County, Okla.	(1)	14.65
C163-1506 D 6-6-63	Arkansas Louisiana Gas Co.	SW Hunter Field, Garfield County, Okla.	11.0	14.65
C163-1507 A 6-7-63	Hope Natural Gas Co.	Freemans Creek District, Lewis County, W. Va.	25.0	15.325
C163-1508 A 6-7-63	Arkansas Louisiana Gas Co.	East Medford Field, Grant County, Okla.	11.0	14.65
C163-1509 A 6-7-63	South Texas Natural Gas Gathering Co.	McAllen Ranch and Santa Anita Fields, Hidalgo County, Tex. (RR District No. 4)	16.0	14.65
C163-1510 A 6-7-63	Tennessee Gas Transmission Co.	Magnet Withers Field, Wharton County, Tex. (RR District No. 3)	14.5	14.65
C163-1512 A 6-10-63	Cities Service Gas Co.	SE Winchester Field, Woods County, Okla.	13.0	14.65
C163-1513 A 6-10-63	South Texas Natural Gas Gathering Co.	McAllen Ranch and Santa Anita Fields, Hidalgo County, Tex. (RR District No. 4)	16.0	14.65
C163-1518 A 6-10-63	Natural Gas Pipeline Co. of America	Camrick Field, Beaver County, Okla.	12.0	14.65
C163-1520 A 6-10-63	Cimarron Transmission Co.	Love County, Okla.	13.0	14.65

See footnotes at end of table.

Docket No. and date filed	Purchaser	Field and location	Price per Mcf	Pressure base
C163-1524 A 6-10-63	Hope Natural Gas Co.	Elk District, Barbour County, W. Va.	25.0	15.325
C163-1525 D 6-11-63	Texas Eastern Transmission Corp.	Turtle Bay Field, Chambers County, Tex. (RR District No. 3)	(1)	14.65
C163-1528 A 6-11-63	Panhandle Eastern Pipe Line Co.	Morton County, Kans.	16.0	14.65
C163-1529 A 6-11-63	United Gas Pipe Line Co.	Bethany Field, Harrison County, Tex. (RR District No. 6)	10.8188	14.65
C163-1530 A 6-10-63	El Paso Natural Gas Co.	Spraberry Trend Area, Upton County, Tex. (RR District No. 7-C)	16.0	14.65
C163-1531 D 6-12-63	Texas Eastern Transmission Corp.	Holmark Field, Bee County, Tex. (RR District No. 2)	(1)	14.65
C163-1532 A 6-12-63	Panhandle Eastern Pipe Line Co.	Luke-Carmi Field, Pratt County, Kans.	15.0	14.65
C163-1533 A 6-12-63	El Paso Natural Gas Co.	Gallegos-Gallup Sand Unit, San Juan County, N. Mex.	13.0	15.025
C163-1537 A 6-14-63	Arkansas Louisiana Gas Co.	Monroe Field, Ouachita Parish, La.	17.0	15.025
C163-1538 A 6-14-63	El Paso Natural Gas Co.	Carson Gas Unit, San Juan County, N. Mex.	13.0	15.025
C163-1540 A 6-14-63	Northern Natural Gas Co.	Klowa Creek Field, Lipscomb County, Tex. (RR District No. 10)	17.0	14.65
C163-1544 A 6-14-63	Panhandle Eastern Pipe Line Co.	Morton County, Kans.	16.0	14.65
C163-1550 A 6-9-63	El Paso Natural Gas Co.	San Juan County, N. Mex.	13.0	15.025
CP63-276 A 4-8-63	Natural Gas Pipeline Co. of America	Bryans Mill Field, Cass County, Tex. (RR District No. 6)	15.0	14.65
CP63-286 D 5-9-63	American Louisiana Pipe Line Co.	Creole Field, Cameron Parish, La.	(1)	14.65
D 6-7-63	do.	do.	(1)	14.65

- 1 Subject to refund in Docket No. G-17272.
- 2 Subject to refund in Docket Nos. G-16552, G-16998, and R161-44.
- 3 Subject to refund in Docket No. G-17357.
- 4 Subject to refund in Docket No. R160-409.
- 5 Subject to refund in Docket No. R160-385.
- 6 Subject to refund in Docket Nos. G-16998 and R161-10.
- 7 This succession was originally assigned Docket No. C161-736. The application will be processed as an amendment to the predecessor's certificate order.
- 8 Subject to refund in Docket Nos. G-16024 and G-19926.
- 9 This succession was originally assigned Docket No. C163-980. The application will be processed as an amendment to the predecessor's certificate order.
- 10 Subject to refund in Docket No. G-17059.
- 11 This succession was originally assigned Docket No. C163-1015. The application will be processed as an amendment to the predecessor's certificate order.
- 12 Subject to refund in Docket No. R162-445.
- 13 Consolidated with G-13221, et al.
- 14 Depletion.
- 15 Uneconomical.
- 16 Water encroachment.
- 17 Assignment of producing properties.

These matters should be heard on a consolidated record and 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 September 26, 1963, 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 applications: *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 Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before September 16, 1963. 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. 63-9064; Filed, Aug. 23, 1963;
8:45 a.m.]

[Docket No. CI63-928 etc.]

SAN JACINTO OIL AND GAS CO. ET AL.

Notice of Succession Application

AUGUST 21, 1963.

San Jacinto Oil and Gas Company, Docket No. CI63-928; San Jacinto Oil and Gas Company (Operator), et al. (successor to E. J. Hudson et al.), Docket No. G-3668; San Jacinto Oil and Gas Company (Operator) et al. (successor to E. J. Hudson et al.), Docket No. G-8938; San Jacinto Oil and Gas Company (successor to Hudson Gas & Oil Corporation), Docket No. G-13711; San Jacinto Oil and Gas Company (Operator) et al. (successor to Hudson Gas & Oil Corporation), Docket No. G-15989.

Take notice that on January 28, 1963, San Jacinto Oil and Gas Company (San Jacinto) filed in Docket No. CI63-928 a "motion to amend applications for and certificates of public convenience and necessity" requesting that San Jacinto be substituted as certificate holder in place of E. J. Hudson, et al., in Docket Nos. G-3668 and G-8938, and in place of Hudson Gas & Oil Corporation in Docket Nos. G-13711, G-15377 and G-15989. San Jacinto subsequently withdrew so much of the aforesaid motion as pertained to Docket No. G-15377.

San Jacinto states that effective December 31, 1962, Hudson Gas & Oil Corporation conveyed and transferred to San Jacinto all of its interests in the properties from which gas sales are made pursuant to the certificates of public convenience and necessity outstanding in Docket Nos. G-3668, G-8938, G-13711 and G-15989 and the contracts covering such sales.

The aforesaid motion of January 28, 1963, which is construed to be an appli-

cation for certificate authorization to continue the sales presently authorized in the above-captioned dockets, is on file with the Commission and open to public inspection.

Protests, petitions to intervene or requests for hearing in regard to the subject motion 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 or 1.10) on or before September 6, 1963.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-9141; Filed, Aug. 23, 1963;
8:50 a.m.]

[Docket No. G-8003 etc.]

AMERICAN PETROFINA, INC., ET AL.

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

AUGUST 20, 1963.

American Petrofina, Incorporated (formerly Cosden Petroleum Corporation), Docket No. G-8003; Helmerich & Payne, Inc. (formerly Powel Briscoe, et Gas Company (formerly Max Pray (Operator), et al.), Docket No. G-14127; Humble Oil & Refining Company, Docket No. G-14604; Humble Oil & Refining Company, Docket No. G-14607; Texaco, Inc., Docket No. G-17015; Helmerich & Payne, Inc. (formerly Powel Briscoe (Operator), et al.), Docket No. G-18333; Hinton Production Company (formerly Nemours Corporation, Operator, et al.), Docket No. G-18599; American Petrofina, Incorporated (formerly Cosden Petroleum Corporation), Docket No. CI60-249; Hill & Wagner, et al. (formerly W. D. Kennard), Docket No. CI60-655; United States Smelting Refining and Mining Company (formerly J. C. Williamson (Operator), et al.), Docket No. CI61-176; United States Smelting Refining and Mining Company (formerly J. C. Williamson (Operator), et al.), Docket No. CI61-214; Helmerich &

¹ This notice does not provide for consolidation for hearing of the several matters covered herein, nor should it be so construed.

Payne, Inc. (formerly Powel Briscoe (Operator), et al), Docket No. CI61-365; Hickory Knob Development Company, Docket No. CI62-301; Kerr-McGee Oil Industries, Inc., Docket No. CI62-989; Socony Mobil Oil Company, Inc., Docket No. CI62-1521; E. G. Pence, et al., Docket No. CI63-330; Charles C. White (Operator), et al., Docket No. CI63-1213; Cleary Petroleum, Inc., Docket No. CI64-183; Hunt Petroleum Corporation, Docket No. CI64-184; RCA Investment Corporation, Docket No. CI64-186; J. R. Perkins and F. L. Parham, Co-partners, d/b/a Perkins Production Co., et al., Docket No. CI64-187; DST Exploration Corporation, Docket No. CI64-188; Robert A. Lee and Hilton L. Ladner, Docket No. CI64-189; John Franks (Operator), et al., Docket No. CI64-190; Kirby Production Company, et al., Docket No. CI64-191; B. C. Garnett (Operator), et al., Docket No. CI64-192; Harry A. Kallish, et al., Docket No. CI64-193; W. T. Carrender, et al., Docket No. CI64-194; Big Chief Drilling Company, Docket No. CI64-195; Texaco, Inc., Docket No. CI64-196; J. M. Huber Corporation, Docket No. CI64-197; Ramrod Production Company, Inc., Docket No. CI64-198; Pan American Petroleum Corporation, Docket No. CI64-199; Fairfax Oil and Gas Corporation, Docket No. CI64-200; Gulf Oil Corporation, Docket No. CI64-201; Jas. F. Smith, Docket No. CI64-202; Marathon Oil Company, Docket No. CI64-203; H. L. Hunt, Docket No. CI64-204; Compass Exploration, Inc. (Operator), et al., Docket No. CI64-205; The Atlantic Refining Company, Docket No. CI64-206; The Atlantic Refining Company, Docket No. CI64-207; Gulf Oil Corporation, Docket No. CI64-208; Caulkins Oil Company, et al., Docket No. CI64-209.

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

Docket No. and date filed	Purchaser	Field and location	Price per Mcf	Pressure base
G-8003 E 8-10-63	El Paso Natural Gas Co.	Spraberry Trend Area, Reagan County, Tex.	11.0	14.65
G-10754 E 8-12-63	Cities Service Gas Co.	Acreage in Grant and Alfalfa Counties, Okla.	11.0	14.65
G-14127 E 8-9-63	Southern Natural Gas Co.	Napoleonville Field, Assumption Parish, La.	19.75	15.025
G-14604 C 8-12-63	Trancontinental Gas Pipe Line Corp.	Rousseau Field, LaFourche Parish, La.	20.625	15.025
G-14607 C 8-12-63 D 8-12-63	do.	Thibodaux Field, LaFourche Parish, La.	20.625	15.025
G-17015 C 8-9-63	Cimarron Transmission Co.	SW. Enville Field, Love County, Okla.	16.0	14.65
G-18333 E 8-12-63	Cities Service Gas Co.	Acreage in Lincoln County, Okla.	11.0	14.65
G-18599 E 8-8-63	United Gas Pipe Line Co.	John C. Robbins Field, Rusk County, Tex.	14.1792	14.65
C160-249 E 6-10-63	El Paso Natural Gas Co.	Spraberry Trend Area, Reagan County, Tex.	11.0	14.65
C160-655 E 8-12-63	Florida Gas Transmission Co.	McGill Ranch Lease, Kenedy County, Kans.	16.5	14.65
C161-176 E 8-12-63	El Paso Natural Gas Co. and Hunt Oil Co.	Amacker-Tippett Field, Upton County, Tex.	9.0	14.65
C161-214 E 8-12-63	do.	Willrode (Strawn) Field, Upton County, Tex.	9.0	14.65
C161-365 E 8-12-63	Michigan Wisconsin Pipe Line Co.	Acreage in Harper County, Okla.	11.0	14.65
C162-301 C 8-13-63	Hope Natural Gas Co.	Union District Ritchie County, W. Va.	25.0	15.325
C162-989 C 8-14-63	Panhandle Eastern Pipe Line Co.	North Carthage Field, Texas County, Okla.	(¹)	14.65
C162-1521 C 8-13-63	El Paso Natural Gas Co.	San Juan Basin, Rio Arriba County, N. Mex.	13.0	15.025
C163-330 C 8-9-63	Hope Natural Gas Co.	Spencer District, Roane County, W. Va.	25.0	15.325
C163-1213 C 8-12-63	Texas Gas Transmission Corp.	Pennsylvania Sand, Hanson Area, Hopkins County, Ky.	21.0	15.025
C164-183 A 8-8-63	Natural Gas Pipeline Co. of America	Camrick Field, Beaver County, Okla.	17.0	14.65
C164-184 A 8-8-63	El Paso Natural Gas Co.	Lancaster Hill Field, Crockett County, Tex.	15.5	14.65
C164-186 A 8-2-63	Natural Gas Pipeline Co. of America	Menefee Field, Wharton County, Tex.	15.0	14.65
C164-187 A 8-8-63	Arkansas Louisiana Gas Co.	Northwest Okeene Field, Blaine County, Okla.	16.8	14.65
C164-188 A 8-8-63	El Paso Natural Gas Co.	Spraberry Trend Area, Midland County, Tex.	17.2295	14.65
C164-189 A 8-8-63	United Gas Pipe Line Co.	Pistol Ridge Field, Forrest and Pearl River Counties, Miss.	20.0	15.025
C164-190 A 8-8-63	Texas Gas Transmission Corp.	Cotton Valley Field, Webster Parish, La.	16.5	15.025
C164-191 A 8-9-63	Colorado Interstate Gas Co.	Acreage in Morton County, Kans.	16.0	14.4
C164-193 B 8-9-63	Florida Gas Transmission Co.	Shield Field, Nueces County, Tex.	(²)	
C164-193 B 8-9-63	Hope Natural Gas Co.	Washington District, Calhoun County, W. Va.	(³)	
C164-194 A 8-9-63	Kentucky-West Virginia Gas Co.	Little Blaine Creek, Lawrence County, Ky.	18.0	15.225
C164-195 A 8-9-63	Arkansas Louisiana Gas Co.	North Carter Field, Beckham County, Okla.	17.0	14.65
C164-196 A 8-9-63	Panhandle Eastern Pipe Line Co.	Mouser Deep Area, Texas County, Okla.	17.0	14.65
C164-197 A 8-9-63	do.	Acreage in Woods County, Okla.	17.0	14.65
C164-198 A 8-7-63	Maytex Co.	Canadian Bayou Field, DeSoto Parish, La.	7.8	15.025
C164-199 A 8-12-63	Valley Gas Transmission, Inc.	Sol West Field, Live Oak County, Tex.	14.0	14.65
C164-200 A 8-12-63	Colorado Interstate Gas Co.	Hugoton Field, Kearny and Grant Counties, Kans.	11.0	14.44
C164-201 A 8-12-63	El Paso Natural Gas Co.	West Jal Strawn Gas Pool, Lea County, N. Mex.	15.8563	14.65
C164-202 A 8-13-63	Kansas-Nebraska Natural Gas Co., Inc.	Dombey Field, Beaver County, Okla.	11.0	14.65
C164-203 R 8-13-63	Coastal States Gas Producing Co. and Southern Coast Corp.	Papalote Area, Bee County, Tex.	(⁴)	
C164-204 R 8-13-63	Socony Mobil Oil Co., Inc.	Cowpen Creek Field, Beauregard Parish, La.	(⁵)	
C164-205 A 8-13-63	Southern Union Gathering Co.	Basin-Dakota Field, San Juan County, N. Mex.	13.0	15.025
C164-206 A 8-14-63	Natural Gas Pipeline Co. of America	Northwest Dover Field, Beaver County, Okla.	17.0	14.65
C164-207 A 8-14-63	Southern Union Gathering Co.	Basin-Dakota Field, San Juan County, N. Mex.	13.0	15.025
C164-208 A 8-14-63	Panhandle Eastern Pipe Line Co.	Northwest Avard Pool, Woods County, Okla.	17.0	14.65
C164-209 A 8-14-63	El Paso Natural Gas Co.	Acreage in Rio Arriba County, N. Mex.	13.0	15.025

Filing Code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Change in name.

¹ Amendment to delete acreage by Agreement between parties dated July 5, 1963.

² Price is 15.5 cents per Mcf plus 0.20925 cent tax reimbursement.

³ Price is 16.5 cents plus 1.75 cents tax reimbursement.

⁴ Price is 13.0 cents plus reimbursement of 75 cents tax increase.

⁵ Price is 13.0 cents less 3.0 cents gathering charge plus 0.4125 cent tax reimbursement.

⁶ 16.0 plus upward Btu.

⁷ Declined in pressure.

⁸ Uneconomical.

⁹ Depleted.

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 September 9, 1963.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on all applications in which no protest or petition to intervene is filed within the time required herein. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-9116; Filed, Aug. 23, 1963; 8:45 a.m.]

FEDERAL RESERVE SYSTEM

VIRGINIA COMMONWEALTH CORP.

Order Approving Application Under Bank Holding Company Act

In the matter of the application of Virginia Commonwealth Corporation for approval of the acquisition of voting shares of The Peoples National Bank of Pulaski, Pulaski, Virginia.

There has come before the Board of Governors, pursuant to section 3(a)(2) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842) and § 222.4(a)(2) of the Federal Reserve Regulation Y (12 CFR 222.4(a)(2)), an application by Virginia Commonwealth Corporation, Richmond, Virginia, for the Board's prior approval of the acquisition of 80 per cent or more of the outstanding voting shares of The Peoples National Bank of Pulaski, Pulaski, Virginia.

As required by section 3(b) of the Act, notice of the application was given to the Comptroller of the Currency, who advised the Board his office does not oppose the proposed acquisition. In addition, notice of receipt of the application was published in the FEDERAL REGISTER on May 11, 1963 (28 F.R. 4777), providing an opportunity for submission of comments and views regarding the proposed acquisition. The time for filing such comments and views has expired and no such comments and views have been filed with the Board.

It is hereby ordered, For the reasons set forth in the Board's statement¹ of

¹ Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington 25, D.C., or to the Federal Reserve Bank of Richmond.

this date, that said application be and hereby is approved, provided that the acquisition so approved shall not be consummated (a) within seven calendar days after the date of this order or (b) later than three months after said date.

Dated at Washington, D.C., this 19th day of August 1963.

By order of the Board of Governors.²

[SEAL] KENNETH A. KENYON,
Assistant Secretary.

[F.R. Doc. 63-9117; Filed, Aug. 23, 1963;
8:46 a.m.]

VIRGINIA COMMONWEALTH CORP.

Order Approving Application Under Bank Holding Company Act

In the matter of the application of Virginia Commonwealth Corporation for approval of the acquisition of voting shares of Washington Trust and Savings Bank, Bristol, Virginia.

There has come before the Board of Governors, pursuant to section 3(a)(2) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842) and § 222.4(a)(2) of the Federal Reserve Regulation Y (12 CFR 222.4(a)(2)), an application by Virginia Commonwealth Corporation, Richmond, Virginia, for the Board's prior approval of the acquisition of more than 80 percent of the outstanding voting shares of Washington Trust and Savings Bank, Bristol, Virginia.

As required by section 3(b) of the Act, notice of the application was given to the Commissioner of Banking of the State of Virginia, who expressed no objection to approval thereof. In addition, notice of receipt of the application was published in the FEDERAL REGISTER on April 11, 1963 (28 F.R. 3562), providing an opportunity for submission of comments and views regarding the proposed acquisition. The time for filing such comments and views has expired and no such comments and views have been received.

It is hereby ordered, For the reasons set forth in the Board's statement² of this date, that said application be and hereby is approved, provided that the acquisition so approved shall not be consummated (a) within seven calendar days after the date of this order or (b) later than three months after said date.

Dated at Washington, D.C., this 19th day of August 1963.

By order of the Board of Governors.⁴

[SEAL] KENNETH A. KENYON,
Assistant Secretary.

[F.R. Doc. 63-9118; Filed, Aug. 23, 1963;
8:46 a.m.]

² Voting for this action: Chairman Martin, and Governors Balderston, Mills, Robertson, and Shepardson. Absent and not voting: Governors King and Mitchell.

³ Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington 25, D.C., or to the Federal Reserve Bank of Richmond.

⁴ Voting for this action: Chairman Martin, and Governors Balderston, Mills, and Shepardson. Voting against this action: Governor Robertson. Absent and not voting: Governors King and Mitchell.

WELLS FARGO BANK

Order Approving Merger of Banks

In the matter of the application of Wells Fargo Bank for approval of merger with State Center Bank.

There has come before the Board of Governors, pursuant to the Bank Merger Act of 1960 (12 U.S.C. 1828(c)), an application by Wells Fargo Bank, San Francisco, California, a State member bank of the Federal Reserve System, for the Board's prior approval of the merger of that bank and State Center Bank, Fresno, California, under the charter and title of the former. As an incident to the merger, the six offices of State Center Bank would be operated as branches of Wells Fargo Bank. Notice of the proposed merger, in form approved by the Board, has been published pursuant to said Act.

Upon consideration of all relevant material in the light of the factors set forth in said Act, including reports furnished by the Comptroller of the Currency, the Federal Deposit Insurance Corporation, and the Department of Justice on the competitive factors involved in the proposed merger,

It is hereby ordered, For the reasons set forth in the Board's statement¹ of this date, that said application be and hereby is approved, provided that said merger shall not be consummated (a) within seven calendar days after the date of this order or (b) later than three months after said date.

Dated at Washington, D.C., this 19th day of August 1963.

By order of the Board of Governors.²

[SEAL] KENNETH A. KENYON,
Assistant Secretary.

[F.R. Doc. 63-9119; Filed, Aug. 23, 1963;
8:47 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 7-2315]

ILLINOIS CENTRAL INDUSTRIES, INC.

Notice of Application for Unlisted Trading Privileges and of Opportunity for Hearing

AUGUST 20, 1963.

In the matter of application of the Pacific Coast Stock Exchange for unlisted trading privileges in a certain security.

The above named national securities exchange has filed an application with the Securities and Exchange Commission pursuant to section 12(f)(2) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stock of the

¹ Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington 25, D.C., or to the Federal Reserve Bank of San Francisco.

² Voting for this action: Chairman Martin, and Governors Balderston, Mills, Shepardson, and Mitchell. Absent and not voting: Governors Robertson and King.

following company, which security is listed and registered on one or more other national securities exchanges:

Illinois Central Industries, Inc.—File 7-2315

Upon receipt of a request, on or before September 5, 1963 from any interested person, the Commission will determine whether the application shall be set down for hearing. Any such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on the said application by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing, this application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 63-9131; Filed, Aug. 23, 1963;
8:49 a.m.]

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Area 443]

NEW MEXICO

Declaration of Disaster Area

Whereas, it has been reported, that during the month of August, 1963, because of the effects of certain disasters, damage resulted to residences and business property located in Bernalillo County in the State of New Mexico;

Whereas, the Small Business Administration has investigated and has received other reports of investigations of conditions in the area affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such area constitute a catastrophe within the purview of the Small Business Act, as amended.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b)(1) of the Small Business Act, as amended, may be received and considered by the Offices below indicated from persons or firms whose property, situated in the aforesaid County and areas adjacent thereto, suffered damage or destruction resulting from rain, flood and accompanying conditions occurring on or about August 10, 1963.

OFFICES

Small Business Administration Regional Office, 909 17th Street, Denver 2, Colo.
Small Business Administration Branch Office, Fifth and Gold Streets SW., Albuquerque, N. Mex.

2. Applications for disaster loans under the authority of this declaration will

not be accepted subsequent to February 29, 1964.

Dated: August 14, 1963.

EUGENE P. FOLEY,
Administrator.

[F.R. Doc. 63-9132; Filed, Aug. 23, 1963;
8:49 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING EMPLOYMENT OF FULL-TIME STUDENTS WORKING OUTSIDE OF SCHOOL HOURS IN RETAIL OR SERVICE ESTABLISHMENTS AT SPECIAL MINIMUM WAGES

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 regulation on employment of full-time students (29 CFR Part 519), and Administrative Order No. 561 (27 F.R. 4001), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. The effective and expiration dates, type of establishment and total number of employees of the establishment are as indicated below. Pursuant to § 519.6(b) of the regulation, the minimum certificate rates are not less than 85 percent of the minimum applicable under section 6 of the Fair Labor Standards Act.

The following certificates were issued pursuant to paragraphs (c) and (g) of § 519.6 of 29 CFR, Part 519, providing for an allowance not to exceed the proportion of the total number of hours worked by full-time students at rates below \$1.00 an hour to the total number of hours worked by all employees in the establishment during the base period, or 10 percent, whichever is lesser, in occupations of the same general classes in which the establishment employed full-time students at wages below \$1.00 an hour in the base period.

REGION I

M. H. Fishman Co., No. 8, 50 North Main Street, St. Albans, Vt.; effective 7-26-63 to 3-31-64 (variety store; 28 employees).

REGION III

F. W. Woolworth Co., No. 91, 733 Hamilton Street, Allentown, Pa.; effective 7-30-63 to 3-31-64 (variety store; 63 employees).

F. W. Woolworth Co., No. 165, 70-78 East Main Street, Norristown, Pa.; effective 7-30-63 to 3-31-64 (variety store; 35 employees).

F. W. Woolworth Co. No. 2257, 769 Huntingdon Pike, Huntingdon Valley Shopping Center, Philadelphia, Pa.; effective 7-30-63 to 3-31-64 (variety store; 20 employees).

REGION IV

Griffin Piggly Wiggly Grocery, No. 1, East First Street, DeRidder, La.; effective 7-29-63 to 3-31-64 (food store; 40 employees).

REGION VII

Buy-Rite, Inc., 308 South Pearl, Paola, Kans.; effective 7-27-63 to 3-31-64 (food store; 33 employees).

Hested Stores Co., No. 769, 4922 South 24th Street, Omaha, Nebr.; effective 6-10-63 to 3-31-64 (variety store; 17 employees).

Kaufmann's Inc., No. 785, 308 West Third, Grand Island, Nebr.; effective 6-10-63 to 3-31-64 (variety store; 32 employees).

S. S. Kresge Co., No. 145, 819 Central Avenue, Fort Dodge, Iowa; effective 6-10-63 to 3-31-64 (variety store; 42 employees).

S. S. Kresge Co., No. 625, 111 North Main Street, Independence, Mo.; effective 6-10-63 to 3-31-64 (variety store; 26 employees).

Laurel Heights Variety, Inc., T. G. & Y. Stores Co., No. 146, 9041 East 50 Highway, Raytown, Mo.; effective 6-11-63 to 3-31-64 (variety store; 13 employees).

J. J. Newberry Co., No. 403, 401 North Main, Pueblo, Colo.; effective 6-11-63 to 3-31-64 (variety store; 30 employees).

J. J. Newberry-Hested Co., 634 West Third Street, Hastings, Nebr.; effective 6-10-63 to 3-31-64 (variety store; 12 employees).

F. W. Woolworth Co., No. 1374, 215 South Summit Street, Arkansas City, Kans.; effective 6-18-63 to 3-31-64 (variety store; 28 employees).

F. W. Woolworth Co., No. 610, 835 Ninth Street, Greeley, Colo.; effective 6-14-63 to 3-31-64 (variety store; 58 employees).

REGION VIII

H. E. B. Food Store, No. 27, 407 East Main, Alice, Tex.; effective 8-13-63 to 3-31-64 (food store; 45 employees).

H. E. B. Food Store, No. 73, 520 South Commercial, Aransas Pass, Tex.; effective 8-13-63 to 3-31-64 (food store; 22 employees).

H. E. B. Food Store, No. 79, 5404 Cameron Road, Austin, Tex.; effective 8-13-63 to 3-31-64 (food store; 69 employees).

H. E. B. Food Store, No. 33, 3106 Windsor Road, Austin, Tex.; effective 8-13-63 to 3-31-64 (food store; 23 employees).

H. E. B. Food Store, No. 34, 1111 East First Street, Austin, Tex.; effective 8-13-63 to 3-31-64 (food store; 13 employees).

H. E. B. Food Store, No. 30, 2701 East Seventh Street, Austin, Tex.; effective 8-13-63 to 3-31-64 (food store; 49 employees).

H. E. B. Food Store, No. 45, 2400 South Congress, Austin, Tex.; effective 8-13-63 to 3-31-64 (food store; 65 employees).

H. E. B. Food Store, No. 32, 1405 San Jacinto, Austin, Tex.; effective 8-13-63 to 3-31-64 (food store; 19 employees).

H. E. B. Food Store, No. 39, 3901 Guadalupe Street, Austin, Tex.; effective 8-13-63 to 3-31-64 (food store; 18 employees).

H. E. B. Food Store, No. 51, 5814 Burnet Road, Austin, Tex.; effective 8-13-63 to 3-31-64 (food store; 56 employees).

H. E. B. Food Store, No. 10, 200 North Saint Marys, Beeville, Tex.; effective 8-14-63 to 3-31-64 (food store; 47 employees).

H. E. B. Food Store, No. 15, 556 West Elizabeth, Brownsville, Tex.; effective 8-14-63 to 3-31-64 (food store; 18 employees).

H. E. B. Food Store, No. 1, 924 South Elizabeth Street, Brownsville, Tex.; effective 8-14-63 to 3-31-64 (food store; 38 employees).

H. E. B. Food Store, No. 14, 2230 Boca Chica Road, Brownsville, Tex.; effective 8-14-63 to 3-31-64 (food store; 23 employees).

H. E. B. Food Store, No. 23, 1403 Third Street, Corpus Christi, Tex.; effective 8-13-63 to 3-31-64 (food store; 6 employees).

H. E. B. Food Store, No. 38, 2818 North Water Street, Corpus Christi, Tex.; effective 8-13-63 to 3-31-64 (food store; 8 employees).

H. E. B. Food Store, No. 19, 3926 Highway 9, Corpus Christi, Tex.; effective 8-13-63 to 3-31-64 (food store; 48 employees).

H. E. B. Food Store, No. 37, 3133 South Alameda, Corpus Christi, Tex.; effective 8-13-63 to 3-31-64 (food store; 15 employees).

H. E. B. Food Store, No. 35, Agnes and 19th Streets, Corpus Christi, Tex.; effective 8-13-63 to 3-31-64 (food store; 24 employees).

H. E. B. Food Store, No. 17, 60 Parkdale Plaza, Corpus Christi, Tex.; effective 8-13-63 to 3-31-64 (food store; 47 employees).

H. E. B. Food Store, No. 21, 2300 Leopard, Corpus Christi, Tex.; effective 8-13-63 to 3-31-64 (food store; 28 employees).

H. E. B. Food Store, No. 65, 3102 Baldwin, Corpus Christi, Tex.; effective 8-13-63 to 3-31-64 (food store; 33 employees).

H. E. B. Food Store, No. 46, 3001 Ayres, Corpus Christi, Tex.; effective 8-13-63 to 3-31-64 (food store; 35 employees).

H. E. B. Food Store, No. 80, 605 North Esplanade, Cuero, Tex.; effective 8-14-63 to 3-31-64 (food store; 16 employees).

H. E. B. Food Store, No. 88, 512 Pecan, Del Rio, Tex.; effective 8-14-63 to 3-31-64 (food store; 27 employees).

H. E. B. Food Store, No. 9, Main and Miller, Donna, Tex.; effective 8-14-63 to 3-31-64 (food store; 21 employees).

H. E. B. Food Store, No. 75, 282 Main, Eagle Pass, Tex.; effective 8-14-63 to 3-31-64 (food store; 27 employees).

H. E. B. Food Store, No. 6, 123 East McIntyre, Edinburg, Tex.; effective 8-14-63 to 3-31-64 (food store; 26 employees).

H. E. B. Food Store, No. 78, 306 North Mechanic, El Campo, Tex.; effective 8-14-63 to 3-31-64 (food store; 28 employees).

H. E. B. Food Store, No. 77, 1202 Elm Avenue, Harlingen, Tex.; effective 8-14-63 to 3-31-64 (food store; 26 employees).

H. E. B. Food Store, No. 55, 821 West Harrison, Harlingen, Tex.; effective 8-14-63 to 3-31-64 (food store; 46 employees).

H. E. B. Food Store, No. 3, 201 East Jackson, Harlingen, Tex.; effective 8-14-63 to 3-31-64 (food store; 28 employees).

H. E. B. Food Store, No. 89, 217 Quinlan, Kerrville, Tex.; effective 8-14-63 to 3-31-64 (food store; 37 employees).

H. E. B. Food Store, No. 72, 809 North Sixth Street, Killeen, Tex.; effective 8-14-63 to 3-31-64 (food store; 27 employees).

H. E. B. Food Store, No. 26, 409 East Kleberg, Kingsville, Tex.; effective 8-13-63 to 3-31-64 (food store; 36 employees).

H. E. B. Food Store, No. 16, 1201 Guadalupe, Laredo, Tex.; effective 8-13-63 to 3-31-64 (food store; 48 employees).

H. E. B. Food Store, No. 8, 1002 Farragut, Laredo, Tex.; effective 8-13-63 to 3-31-64 (food store; 39 employees).

H. E. B. Food Store, No. 86, Tenth and Pecan, McAllen, Tex.; effective 8-14-63 to 3-31-64 (food store; 30 employees).

H. E. B. Food Store, No. 7, 101 South Broadway, McAllen, Tex.; effective 8-14-63 to 3-31-64 (food store; 25 employees).

H. E. B. Food Store, No. 4, 402 South Texas Avenue, Mercedes, Tex.; effective 8-14-63 to 3-31-64 (food store; 17 employees).

H. E. B. Food Store, No. 13, 114 West Ninth Street, Mission, Tex.; effective 8-14-63 to 3-31-64 (food store; 26 employees).

H. E. B. Food Store, No. 62, 843 West San Antonio, New Braunfels, Tex.; effective 8-14-63 to 3-31-64 (food store; 44 employees).

H. E. B. Food Store, No. 12, 100 South Cage Boulevard, Pharr, Tex.; effective 8-14-63 to 3-31-64 (food store; 34 employees).

H. E. B. Food Store, No. 11, 105 West Hidalgo, Raymondville, Tex.; effective 8-14-63 to 3-31-64 (food store; 20 employees).

H. E. B. Food Store, No. 24, 210 Commerce, Refugio, Tex.; effective 8-14-63 to 3-31-64 (food store; 21 employees).

H. E. B. Food Store, No. 22, 408 East Main, Robstown, Tex.; effective 8-13-63 to 3-31-64 (food store; 29 employees).

H. E. B. Food Store, No. 40, 1509 North Main, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 33 employees).

H. E. B. Food Store, No. 88, 1200 Austin Highway, San Antonio, Tex.; effective 8-17-63 to 3-31-64 (food store; 49 employees).

H. E. B. Food Store, No. 69, 719 South Brazos, San Antonio, Tex.; effective 8-17-63 to 3-31-64 (food store; 30 employees).

H. E. B. Food Store, No. 48, 410 West New Braunfels, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 50 employees).

H. E. B. Food Store, No. 57, 106 Goliad Road, San Antonio, Tex.; effective 8-17-63 to 3-31-64 (food store; 44 employees).

H. E. B. Food Store, No. 47, 2701 South Presa, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 59 employees).

H. E. B. Food Store, No. 49, 261 McCullough, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 47 employees).

H. E. B. Food Store, No. 52, 811 Bandera Road, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 45 employees).

H. E. B. Food Store, No. 60, 4503 Blanco Road, San Antonio, Tex.; effective 8-17-63 to 3-31-64 (food store; 45 employees).

H. E. B. Food Store, No. 44, 2110 Fredericksburg Road, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 68 employees).

H. E. B. Food Store, No. 61, 2011 Vance Jackson, San Antonio, Tex.; effective 8-17-63 to 3-31-64 (food store; 26 employees).

H. E. B. Food Store, No. 66, 719 Castrovilla Road, San Antonio, Tex.; effective 8-17-63 to 3-31-64 (food store; 50 employees).

H. E. B. Food Store, No. 41, 4821 Broadway, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 42 employees).

H. E. B. Food Store, No. 43, 1601 Nogalitos, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 53 employees).

H. E. B. Food Store, No. 53, 803 Southwest Military, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 68 employees).

H. E. B. Food Store, No. 67, 102 Dakota, San Antonio, Tex.; effective 8-17-63 to 3-31-64 (food store; 29 employees).

H. E. B. Food Store, No. 42, 3221 West Commerce, San Antonio, Tex.; effective 8-14-63 to 3-31-64 (food store; 56 employees).

H. E. B. Food Store, No. 2, 207 North Sam Houston, San Benito, Tex.; effective 8-14-63 to 3-31-64 (food store; 21 employees).

H. E. B. Food Store, No. 63, 170 South Austin, San Marcos, Tex.; effective 8-14-63 to 3-31-64 (food store; 30 employees).

H. E. B. Food Store, No. 29, 330 Green Avenue, Taft, Tex.; effective 8-17-63 to 3-31-64 (food store; 20 employees).

H. E. B. Food Store, No. 71, 1312 West Adams, Temple, Tex.; effective 8-14-63 to 3-31-64 (food store; 42 employees).

H. E. B. Food Store, No. 74, 130 East Main, Uvalde, Tex.; effective 8-14-63 to 3-31-64 (food store; 31 employees).

H. E. B. Food Store, No. 28, 706 North Main, Victoria, Tex.; effective 8-14-63 to 3-31-64 (food store; 47 employees).

H. E. B. Food Store, No. 25, 2702 North Laurent, Victoria, Tex.; effective 8-14-63 to 3-31-64 (food store; 42 employees).

H. E. B. Food Store, No. 76, Southgate Shopping Center, Waco, Tex.; effective 8-13-63 to 3-31-64 (food store; 46 employees).

H. E. B. Food Store, No. 87, 910 Webster Street, Waco, Tex.; effective 8-13-63 to 3-31-64 (food store; 30 employees).

H. E. B. Food Store, No. 64, 3900 Bosque, Waco, Tex.; effective 8-13-63 to 3-31-64 (food store; 35 employees).

H. E. B. Food Store, No. 70, 581 Westview Village, Waco, Tex.; effective 8-13-63 to 3-31-64 (food store; 44 employees).

H. E. B. Food Store, No. 50, 901 Elm Street, Waco, Tex.; effective 8-13-63 to 3-31-64 (food store; 36 employees).

H. E. B. Food Store, No. 5, 510 South Texas, Weslaco, Tex.; effective 8-14-63 to 3-31-64 (food store; 22 employees).

H. E. B. Food Store, No. 81, 201 West Gonzales, Yoakum, Tex.; effective 8-14-63 to 3-31-64 (food store; 21 employees).

The following certificates were issued to establishments coming into existence after May 1, 1960, under paragraphs (c), (d), (g), and (h) of § 519.6 of 29 CFR, Part 519. The certificates permit the employment of full-time students at rates of not less than 85 cents an hour in the classes of occupations listed, and provide for limitations on the percentage of full-time student hours of employment at rates below \$1.00 an hour to total hours of employment of all employees. The percentage limitations vary from month to month between the minimum and maximum figures indicated.

Food Mart, No. 13, 220 Cedar, Kermit, Tex.; effective 8-8-63 to 3-31-64; bag-boy, carry-out boy, janitor, stock clerk, checker; between 3.1 percent and 10 percent (food store; 13 employees).

Geiger Leopold Grocery Co., 500 State Street, Ottawa, Ill.; effective 8-2-63 to 3-31-64; checkers, carry-out boys, stock clerk; 10 percent for each month (food store; 11 employees).

H. E. B. Food Store, No. 90, 3002 Goliad Road, San Antonio, Tex.; effective 8-1-63 to 3-31-64; package boy, bottle boy, sack boy; 10 percent for each month (food store; 30 employees).

H. E. B. Food Store, No. 91, Milan and Dennis Streets, Wharton, Tex.; effective 8-1-63 to 3-31-64; package boy, sack boy, bottle boy; 10 percent for each month (food store; 39 employees).

S. S. Kresge Co., No. 187, Palatine Plaza Shopping Center, 239 West Northwest Highway, Palatine, Ill.; effective 8-3-63 to 3-31-64; sales clerk; 10 percent for each month (variety store; 33 employees).

S. S. Kresge Co., No. 72, 68 Town and Country Mall, Page at Woodson Road, St. Louis, Mo.; effective 7-31-63 to 3-31-64; sales clerk; 10 percent for each month (variety store; 43 employees).

Neisner Brothers, Inc., No. 85, 2300 31st Street South, St. Petersburg, Fla.; effective 8-6-63 to 3-31-64; sales clerk, stock clerk, clerical; between 9.8 percent and 10 percent (variety store; 12 employees).

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at special minimum rates is necessary to prevent curtailment of opportunities for employment, and the hiring of full-time students at special minimum rates will not tend to displace full-time employees. 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 hereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 519.9.

Signed at Washington, D.C., this 16th day of August 1963.

ROBERT G. GRONEWALD,
Authorized Representative
of the Administrator.

[F.R. Doc. 63-9130; Filed, Aug. 23, 1963; 8:49 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 21, 1963.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 38499: *Lumber to WTL and IFA territories.* Filed by Southwestern Freight Bureau, agent (No. B-8433), for interested rail carriers. Rates on lumber and related articles, in carloads, from points in southwestern territory, also Mississippi River crossings, to points in western trunkline and Illinois Freight Association territories.

Grounds for relief: Carrier competition.

Tariffs: Supplements 263 and 154 to Southwestern Freight Bureau, agent, tariffs I.C.C. 3985 and 4262, respectively.

FSA No. 38500: *Export and import rates to and from North Atlantic ports.* Filed by Traffic Executive Association-Eastern Railroads, agent (E.R. No. 2680), for interested rail carriers. Rates on property moving on import and export class and commodity rates to and from North Atlantic ports, to and from North Atlantic ports, Philadelphia, Pa., and north thereof, on the one hand, and to and from points in official territory, on the other.

Grounds for relief: Elimination of port differentials.

Tariffs: Supplement 40 to Traffic Executive Association-Eastern Railroads, agent, tariff I.C.C. A-942, and 24 other schedules named in the application.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 63-9136; Filed, Aug. 23, 1963; 8:50 a.m.]

[Notice 855]

MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 21, 1963.

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 66041. By order of August 16, 1963, the Transfer Board approved the transfer to Mid-States Trucking Co., a corporation, Lincoln, Nebr., of certificates in Nos. MC 66756, MC 66756 Sub-2, and MC 66756 Sub-5, issued April 12, 1956, February 11, 1960, and June 20, 1961, to E. A. Myers, doing business as Nabbs Service, Sabetha, Kans., authorizing the transportation of: Livestock, wool, and scrap iron, from Sabetha, Kans., to St. Joseph, Mo., livestock, wire fencing, feed, seed, building materials, and farm machinery, from St. Joseph, Mo., to Sabetha, Kans., livestock, from Sabetha, Kans., to Kansas City, Mo., livestock, feed, and farm machinery, from Kansas City, Mo., to Sabetha, Kans.; over irregular routes, livestock, from Sabetha, Kans., and points in Kansas within 15 miles of Sabetha, to Omaha, Nebr., livestock and feed, between Sabetha, Kans., and points in Kansas within 15 miles of Sabetha, on the one hand, and, on the other, points in Richardson County, Nebr., household goods, between Sabetha, Kans., and points in Kansas within 15 miles of Sabetha, on the one hand, and, on the other, St. Joseph, Mo., and points in that part of Nebraska east of U.S. Highway 77 and south of Nebraska Highway 2, including points on the indicated portions of the highways specified; malt beverages, from New Athens, Ill., St. Louis, Mo., and Omaha, Nebr., to Colby, Kans., and points in that part of Kansas east of U.S. Highway 83, not including certain points in Kansas; and from Council Bluffs, Iowa, to Colby, Kans., and specified points in Kansas and Nebraska; from Omaha, Nebr., to Oklahoma City, Tulsa, Enid, Woodward, Clinton, Ponca City, Altus, and Lawton, Okla., and points in Minnesota, South Dakota and Kansas; and from St. Paul and Minneapolis, Minn., to points in Kansas; and empty malt beverage containers, from the destination points specified above, to their respective origin points; and malt beverages, between Kansas City, Kans., and points in the Kansas City, Mo., commercial zone, as defined by the Commission. J. Max Harding and Donald E. Leonard, Third Floor, NSEA Building, Box 2028, Lincoln, Nebr., attorneys for applicants.

No. MC-FC 66136. By order of August 16, 1963, the Transfer Board approved the transfer to Whalens, Inc., 102 North Sixth Street, Grand Forks, N. Dak., of certificate in No. MC 101940, issued May 7, 1942, to Bill Whalen and Cornelius Whalen, copartners, doing business as Bill Whalen Transfer Co., 102 North Sixth Street, Grand Forks, N. Dak., authorizing the transportation of general commodities, excluding household goods and commodities in bulk, over irregular routes, between points in Grand Forks, N. Dak., and East Grand Forks, Minn.

No. MC-FC 66162. By order of August 16, 1963, the Transfer Board approved the transfer to Sun Motor Line, Inc., Oklahoma City, Okla., of certificates in Nos. MC 114713 and MC 114713 Sub-No. 1, issued August 10, 1954 and April 24, 1961, respectively, in the name of Jay

Nuckolls Truck Line, Inc., Oklahoma City, Okla., authorizing the transportation, over irregular routes, of sweet cream, butter, and plain and sweetened condensed milk, in containers, from Norman, Okla., and points within 1 mile of Norman to points in Arkansas, Kansas, Missouri and Texas; rejected shipments and empty containers used in the transportation of the specified products, on return; and, bananas, from New Orleans, La., to Oklahoma City. Rufus H. Lawson, Post Office Box 5114, 2753 Northwest 22d Street, Oklahoma City 7, Okla., attorney for applicants.

No. MC-FC 66166. By order of August 16, 1963, the Transfer Board approved the transfer to Shanahan Trucking, Inc., Turners Falls, Mass., of permit in No. MC 75212, issued December 6, 1954, to John G. Donovan, doing business as Utility Oil Co., Somerville, Mass., authorizing the transportation, over irregular routes, of bituminous material (oil and tar), from Everett, Mass., to points in New Hampshire, from Providence and East Providence, R.I., to points in Massachusetts, between points in Massachusetts, and between points in New Hampshire. Robert J. Muldoon, 407 Highland Ave., Somerville 44, Mass., attorney for applicants.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 63-9137; Filed, Aug. 23, 1963;
8:50 a.m.]

[Sec. 5a Application 84]

ALASKA STEAMSHIP CO. AND CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE

Application for Approval of Agreement

AUGUST 21, 1963.

The Commission is in receipt of the above-entitled and numbered application for approval of an agreement under the provisions of section 5a of the Interstate Commerce Act.

Filed August 15, 1963 by: Bogle, Bogle & Gates, Stanley B. Long, 14th Floor Norton Building, Seattle 4, Wash., and Eugene T. Liipfert, 801 National Grange Building, 1616 H Street NW., Washington 6, D.C.

Agreement involved: Agreement between Alaska Steamship Company and Consolidated Freightways Corporation of Delaware relating to the establishment of through routes, joint rates and charges, and classifications governing the transportation of property between Seattle, Wash., on the one hand, and, on the other, points in the State of Alaska.

The complete 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 in-

terest, 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. 63-9139; filed, Aug. 23, 1963;
8:50 a.m.]

[Notice 855-B]

MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 22, 1963.

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 66193. By order of August 21, 1963, the Transfer Board approved the transfer to Maude Williams, doing business as Williams Bus Line, Waynesville, Mo., of certificate in No. MC 88982 (Sub-No. 11) issued September 27, 1961 to Airport Express, Inc., doing business as Fort Leonard Wood-Lambert Field (St. Louis) Airport Service, Waynesville, Mo., for authority to transport passengers and their baggage, express, newspapers, and mail in the same vehicle with passengers, between Newburg, Mo., and the U.S. Army Training Center, Fort Leonard A. Wood, Mo., serving all intermediate points; between Rolla, Mo., and the U.S. Army Training Center, Fort Leonard A. Wood, Mo., serving all intermediate points; and between Rolla, Mo., and Alhambra Grotto, Mo., serving all intermediate points. Joseph R. Nacy, Post Office Box 352, Jefferson City, Mo., attorney for transferor. Arthur B. Cohn, Talbot Building, Waynesville, Mo., attorney for transferee.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 63-9187; Filed, Aug. 23, 1963;
8:55 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 20, 1963.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 38494: Dry fertilizers to points in WTL territory. Filed by Western Trunk Line Committee, agent (No. A-2303), for interested rail carriers. Rates on fertilizer and fertilizer materials, as described in the application, in carloads, from Calgary and Medicine Hat, Alberta, Canada, also Kimberly and Warfield, B.C., Canada, to points in western trunk line territory. Grounds for relief: Market competition.

Tariffs: First revised pages 80 to 95 and original pages 80A to 95A to Canadian Pacific Railway Company's tariff I.C.C. W.1091.

FSA No. 38495: Perlite from Antonito, Colo. Filed by Western Trunk Line Committee, agent (No. A-2316), for interested rail carriers. Rates on perlite, other than crude, in carloads, from Antonito, Colo., to points in southern territory.

Grounds for relief: Market competition.

Tariff: Supplement 91 to Western Trunk Line Committee, agent, tariff I.C.C. A-4396.

FSA No. 38496: Commodities between points in Texas. Filed by Texas-Louisiana Freight Bureau, agent (No. 478), for interested rail carriers. Rates on cotton piece goods and fabrics, insulating material, and freight or tank trailers, in carloads, from, to and between points in Texas, over interstate routes through adjoining states.

Grounds for relief: Intrastate rates and maintenance of rates from and to points in other states not subject to the same conditions.

Tariff: Supplement 1 to Texas-Louisiana Freight Bureau, agent, tariff I.C.C. 998.

FSA No. 38498: Lumber to southwestern and WTL territories. Filed by Southwestern Freight Bureau, agent (No. B-8422), for interested rail carriers. Rates on lumber and related articles, in carloads, from points in southwestern territory, also Mississippi River crossings to points in southwestern and western trunk line territories.

Grounds for relief: Carrier competition.

Tariffs: Supplement 26 to Southwestern Freight Bureau, agent, tariff

I.C.C. 4504, and 3 other schedules named in the application.

AGGREGATE-OF-INTERMEDIATES

FSA No. 38497: Commodities between points in Texas. Filed by Texas-Louisiana Freight Bureau, agent (No. 479), for interested rail carriers. Rates on synthetic plastics, cotton piece goods and fabrics, insulating material, and freight or tank trailers, in carloads, from, to and between points in Texas, over interstate routes through adjoining states.

Grounds for relief: Maintenance of depressed rates published to meet intrastate competition without use of such rates as factors in constructing combination rates.

Tariff: Supplement 1 to Texas-Louisiana Freight Bureau, agent, tariff I.C.C. 998.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 63-9086; Filed, Aug. 22, 1963; 8:51 a.m.]

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