

# FEDERAL REGISTER

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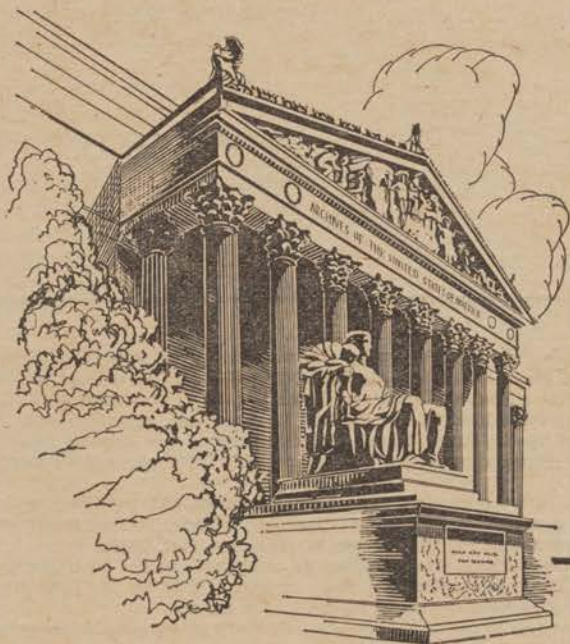
Saturday, February 7, 1970 • Washington, D.C.

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**Agencies in this issue—**

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Agricultural Stabilization and  
Conservation Service  
Atomic Energy Commission  
Civil Aeronautics Board  
Consumer and Marketing Service  
Customs Bureau  
Engineers Corps  
Federal Aviation Administration  
Federal Home Loan Bank Board  
Federal Maritime Commission  
Federal Power Commission  
Federal Reserve System  
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Housing and Urban Development  
Department  
Interagency Textile Administrative  
Committee  
Internal Revenue Service  
Interstate Commerce Commission  
Land Management Bureau  
Public Health Service  
Securities and Exchange Commission

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Just Released

## CODE OF FEDERAL REGULATIONS

(As of January 1, 1970)

Title 32—National Defense (Parts 590–699) (Revised) -- \$0. 75

Title 44—Public Property and Works (Revised) ----- . 45

*[A Cumulative checklist of CFR issuances for 1970 appears in the first issue of the Federal Register each month under Title 1]*

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# Rules and Regulations

## Title 7—AGRICULTURE

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

#### SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

[Amdt. 15]

#### PART 722—COTTON

##### Subpart—Acreage Allotments for 1968 and Succeeding Crops of Upland Cotton

EXCLUDE COTTON CARED FOR IN AN UNWORKMANLIKE MANNER FROM SEEDED ACREAGE AND DATES FOR RELEASE AND REAPPORTIONMENT

This amendment is issued pursuant to the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1281 et seq.). Included in this amendment are the following:

1. A new subparagraph (3) is added to § 722.404(c). This added subparagraph excludes cotton acreage cared for in an unworkmanlike manner from the definition of seeded cotton for the purpose of establishing farm, county, and State history acreage and farm preliminary allotment. This provision follows the rule in effect for the price support program under § 722.815(g).

2. The closing dates for release and reapportionment of farm allotments in Alabama, Oklahoma, and Texas are changed in § 722.412(b) (7).

Since this amendment is technical in nature and farmers need to know its effect in connection with plans for 1970, it is hereby determined that compliance with the notice, public procedure and 30-day effective date requirements of 5 U.S.C. 553 is unnecessary.

The subpart—Acreage Allotments for 1968 and Succeeding Crops of Upland Cotton of Part 722, Subchapter B of Chapter VII, Title 7 (33 F.R. 895, 4451, 5532, 6705, 7564, 17346, 19823, 34 F.R. 924, 2351, 3733, 5099, 7231, 12325, 18089, 19021, and 35 F.R. 168) is amended as follows:

1. Section 722.404(c) is amended by adding a new subparagraph (3) to read as follows:

#### § 722.404 Definitions.

(c) Acreage planted to cotton on the farm in the current year. \* \* \*

(3) Cotton acreage which is determined by the county committee to have been planted or cared for in an unworkmanlike manner without the expectation of producing a normal crop under usual conditions shall not be counted as planted acreage for purposes of determining

State, county, or farm history and farm preliminary allotment.

2. Section 722.412(b) (7) (iv) is amended by changing the dates for Alabama, Oklahoma, and Texas (counties of Texas shifted to different zones) in the table to read as follows:

#### § 722.412 Release and reapportionment of cotton allotments.

(b) \* \* \*  
(7) Closing dates. \* \* \*  
(iv) \* \* \*

State	Closing date for release	Closing date for requests for reapportionment	Final date for reapportionment
Alabama.....	March 15.....	March 15.....	May 1.
Oklahoma.....	March 20.....	March 20.....	April 10.
Texas—			
(Zone 1) Delete counties: Bandera, Chambers, Jefferson, Liberty, and Orange.			
Add counties: Caldwell, Comal, Hays, Kinney, and Val Verde.			
(Zone 2) Delete counties: Caldwell, Comal, Hays, Kinney, and Val Verde.			
Add counties: Bandera, Chambers, Jefferson, Liberty, and Orange.			

(Secs. 344, 375, 63 Stat. 670, as amended; 52 Stat. 66, as amended; 7 U.S.C. 1344, 1375)

Effective date: Date of filing with the Director, Office of the Federal Register.

Signed at Washington, D.C., on: February 4, 1970.

KENNETH E. FRICK,  
Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 70-1589; Filed, Feb. 6, 1970; 8:48 a.m.]

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

[Lemon Reg. 413]

#### PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

##### Limitation of Handling

#### § 910.713 Lemon Regulation 413.

(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 recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of

handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) 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 February 3, 1970.

(b) Order. (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period February 8, 1970, through February 14, 1970, are hereby fixed as follows:

- (i) District 1: 32,550 cartons;
  - (ii) District 2: 102,300 cartons;
  - (iii) District 3: 60,450 cartons.
- (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: February 5, 1970.

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

[F.R. Doc. 70-1666; Filed, Feb. 6, 1970; 8:50 a.m.]



[Grapefruit Reg. 34]

**PART 913—GRAPEFRUIT GROWN IN THE INTERIOR DISTRICT IN FLORIDA****Limitation of Handling****§ 913.334 Grapefruit Regulation 34.**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 913, as amended (7 CFR Part 913; 34 F.R. 12428), regulating the handling of grapefruit grown in the Interior District in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the Interior Grapefruit Marketing Committee, established under said marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such grapefruit, 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. 553) 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 Interior grapefruit, 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 Interior grapefruit; 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 February 5, 1970.

(b) *Order.* (1) The quantity of grapefruit grown in the Interior District which may be handled during the period February 9, 1970 through February 15, 1970, is hereby fixed at 250,000 standard packed boxes.

(2) As used in this section, "handled," "Interior District," "grapefruit," and "standard packed box" have the same meaning as when used in said marketing agreement and order.

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

Dated: February 6, 1970.

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

[F.R. Doc. 70-1674; Filed, Feb. 6, 1970; 11:22 a.m.]

**Title 9—ANIMALS AND ANIMAL PRODUCTS****Chapter I—Agricultural Research Service, Department of Agriculture****SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY****PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES****Areas Quarantined**

Pursuant to provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (31 U.S.C. 111, 112, 113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f), Part 76, Title 9, Code of Federal Regulations, restricting the interstate movement of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

In § 76.2, the introductory portion of paragraph (e) is amended by adding thereto the names of the States of Missouri and South Carolina, and subparagraphs (18) and (19) are added to paragraph (e) to read:

(18) *Missouri.* That portion of Scott County bounded by a line beginning at the junction of County Road JJ, County Road P and the Scott-Cape Girardeau County line; thence, following County Road JJ in an easterly direction to the Missouri Pacific Railroad track; thence, following the Missouri Pacific Railroad track in a southeasterly direction to Ditch No. 19; thence, following Ditch No. 19 in an easterly direction to the Caney Creek; thence, following the west bank of Caney Creek in a southerly direction to the Benton-Oran Gravel Road; thence, following the Benton-Oran Gravel Road in a generally easterly direction to U.S. Highway 61; thence, following U.S. Highway 61 in a southwesterly direction to State Highway 91; thence, following State Highway 91 in a westerly direction to the Scott-Stoddard County line; thence, following the Scott-Stoddard County line in a generally northerly direction to the Scott-Cape Girardeau County line; thence, following the Scott-Cape Girardeau County line in a north-

erly direction to its junction with County Road JJ and County Road P.

(19) *South Carolina.* That portion of Williamsburg County bounded by a line beginning at the junction of Secondary State Highway 160 and the Seaboard Coast Line Railroad; thence, following the Seaboard Coast Line Railroad in a southwesterly direction to Secondary State Highway 24; thence, following Secondary State Highway 24 in a northeasterly direction to Primary State Highway 261; thence, following Primary State Highway 261 in a southwesterly direction to the Seaboard Coast Line Railroad in the town of Kingtree; thence, following the Seaboard Coast Line Railroad in a northeasterly direction to Primary State Highway 512; thence, following Primary State Highway 512 in a southeasterly direction to Secondary State Highway 118; thence, following Secondary State Highway 118 in a northeasterly direction to Secondary State Highway 35; thence, following Secondary State Highway 35 in a southeasterly direction to Secondary State Highway 194; thence, following Secondary State Highway 194 in an easterly direction to Secondary State Highway 160; thence, following Secondary State Highway 160 in a southeasterly direction to its junction with the Seaboard Coast Line Railroad.

(Secs. 4-7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, secs. 1-4, 33 Stat. 1264, 1365, as amended, sec. 1, 75 Stat. 431, secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111, 112, 113, 114g, 115, 117, 120, 121, 123-125, 134b, 134f; 29 F.R. 16210, as amended)

*Effective date.* The foregoing amendment shall become effective upon issuance.

The amendment quarantines parts of Scott County, Mo., and parts of Williamsburg County, S.C., because of the existence of hog cholera. This action is deemed necessary to prevent further spread of the disease. The restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will apply to the quarantined areas designated herein.

The amendment imposes certain further restrictions necessary to prevent the interstate spread of hog cholera and must be made effective immediately to accomplish its purpose in the public interest. Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and contrary to the public interest, and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 3d day of February 1970.

R. J. ANDERSON,  
*Acting Administrator,  
Agricultural Research Service.*

[F.R. Doc. 70-1586; Filed, Feb. 6, 1970; 8:48 a.m.]



# Title 10—ATOMIC ENERGY

## Chapter 1—Atomic Energy Commission

### PART 14—ADMINISTRATIVE CLAIMS UNDER FEDERAL TORT CLAIMS ACT

#### Amendment of Claims and Reconsideration of Claims Denied

*Statement of considerations.* On March 4, 1967 (32 F.R. 3731), the Commission published the regulations in this part to apply to administrative claims filed with it under the Federal Tort Claims Act, as amended. These regulations supplement the Attorney General's regulations on the same subject.

The following amendments are made in Part 14 by this notice of rule making:

a. Section 14.1 "Scope of regulations" is being amended to state specifically that the regulations in this part as well as the Attorney General's regulations in 28 CFR Part 14 apply to the consideration by the Commission of administrative claims under the Federal Tort Claims Act.

b. Section 14.2 "Administrative claim, when presented; appropriate AEC office" is being amended to provide guidance concerning amendments to administrative claims.

c. Section 14.10 "Final denial of claim" is being amended to provide guidance concerning the filing of timely requests with the Commission for reconsideration of claims denied.

It should be noted that the amendments to sections 14.2 and 14.10 incorporate into these regulations two amendments which have recently (35 F.R. 314, Jan. 8, 1970) been made in the Attorney General's regulations.

Pursuant to section 2672 of title 28, United States Code, sections 552 and 553 of title 5, United States Code, and Part 14 of Chapter 1 of Title 28, Code of Federal Regulations, the following amendments of Part 14 of Chapter 1 of Title 10, Code of Federal Regulations are published as a document subject to codification to be effective upon publication in the FEDERAL REGISTER.

1. Section 14.1 is amended by adding a new paragraph (c) to read as follows:

#### § 14.1 Scope of regulations.

(c) The regulations in this part supplement the Attorney General's regulations in Part 14 of Chapter 1 of Title 28, Code of Federal Regulations, as amended. Those regulations, including subsequent amendments thereto, and the regulations in this part apply to the consideration by the Atomic Energy Commission of administrative claims under the Federal Tort Claims Act.

2. Section 14.2 is amended by adding a new paragraph (c) to read as follows:

#### § 14.2 Administrative claim; when presented; appropriate AEC office.

(c) A claim presented in compliance with this section may be amended by the claimant at any time prior to final Com-

mission action or prior to the exercise of the claimant's option under 28 U.S.C. 2675(a). Amendments shall be submitted in writing and signed by the claimant or his duly authorized agent or legal representative. Upon the timely filing of an amendment to a pending claim, the Commission shall have 6 months in which to make a final disposition of the claim as amended and the claimant's option under 28 U.S.C. 2675(a) shall not accrue until 6 months after the filing of an amendment.

3. Section 14.10 is amended by designating the present text as paragraph (a) and by adding a new paragraph (b) to read as follows:

#### § 14.10 Final denial of claim.

(b) Prior to the commencement of suit and prior to the expiration of the 6-month period provided in 28 U.S.C. 2401(b), a claimant, his duly authorized agent, or legal representative, may file a written request with the Commission for reconsideration of a final denial of a claim under paragraph (a) of this section. Upon the timely filing of a request for reconsideration the Commission shall have 6 months from the date of filing in which to make a final disposition of the claim and the claimant's option under 28 U.S.C. 2675(a) shall not accrue until 6 months after the filing of a request for reconsideration. Final Commission action on a request for reconsideration shall be effected in accordance with the provisions of paragraph (a).

Dated at Germantown, Md., this 2d day of February 1970.

W. B. McCool,  
Secretary.

[F.R. Doc. 70-1542; Filed, Feb. 6, 1970; 8:45 a.m.]

# Title 12—BANKS AND BANKING

## Chapter V—Federal Home Loan Bank Board

### SUBCHAPTER B—FEDERAL HOME LOAN BANK SYSTEM

[No. 23,738]

#### PART 526—LIMITATIONS ON RATE OF RETURN

##### Maximum Rates of Return

JANUARY 21, 1970.

Resolved that the Federal Home Loan Bank Board, upon the basis of its consideration of the desirability of amending Part 526 of the Regulations for the Federal Home Loan Bank System (12 CFR Part 526) for the purpose of permitting member institutions to pay higher rates of return on savings accounts, hereby amends said Part 526 as follows, effective January 21, 1970:

1. Sections 526.1 through 526.4 are revised to read as follows:

#### § 526.1 Definitions.

As used in this Part 526—  
(a) *Member institution.* The term "member institution" means any in-

stitution, other than a savings bank whose accounts are insured by the Federal Deposit Insurance Corporation, which is a member of a Federal Home Loan Bank; such term shall also include any other institution whose accounts are insured by the Federal Savings and Loan Insurance Corporation.

(b) *Certificate account.* The term "certificate account" means any form of savings account, evidenced by a certificate, on which a rate of return greater than that paid on regular accounts will be paid if the account is held for a certain fixed or minimum term or qualifying period.

(c) *Notice account.* The term "notice account" means any form of savings account evidenced by an account book containing a requirement that the holder of the account must give the member institution written notice of at least 90 days prior to making each withdrawal from such account, with such exceptions as applicable law or regulation may permit.

(d) *Regular account.* The term "regular account" means any form of savings account that is not a certificate account or a notice account.

(e) *Savings account.* The term "savings account" means any deposit, withdrawable or repurchasable share, investment certificate, or other withdrawable account.

(f) *Return.* The term "return" means any dividend, interest, or other distribution on or with respect to a savings account.

(g) *Distribution period.* The term "distribution period" means the period of time used by a member institution as a basis for distributing a return.

(h) *Announced rate.* The term "announced rate" means the rate of return which an institution has declared, announced, or advertised that it will pay or anticipates paying for a distribution period or, if none, the rate of return paid for the immediately preceding distribution period.

#### § 526.2 Maximum rate of return.

(a) *Prohibition on payment in excess of maximum prescribed rate.* Except in accordance with the provisions of this part, no member institution may pay a return on any savings account in any manner, directly or indirectly, or by any method, practice, or device whatsoever. No member institution may pay a return on any savings account at a rate in excess of such applicable maximum rate as the Board may prescribe from time to time.

(b) *Exceptions.* (1) No such prescribed maximum rate shall apply to the payment of a return at not in excess of the announced rate on regular accounts with respect to that portion of a distribution period which has occurred prior to the date upon which such prescribed maximum rate became effective as to that institution.

(2) Notwithstanding any reduction in the prescribed maximum rate, a member institution may continue to pay the announced rate of return on any certificate



account outstanding on the date such reduction became effective as to the institution for such period, including any renewal period, as the certificate account may remain outstanding.

(c) *Grace periods in computing return on accounts.* The maximum rate specified in this part may be increased to such effective rate as results from the treatment of funds received not later than the 10th day of the month as if received on the first of the month and the treatment of funds withdrawn during the last 3 business days of any calendar month ending a distribution period as if withdrawn at the end of such calendar month.

(d) *Compounding.* In calculating the rate of return paid, the effect of compounding may be disregarded.

(e) *Loans on the security of savings accounts.* In calculating the rate of return paid, the effect of monthly loans upon the security of a certificate or regular account, in an amount equal to the proportionate amount of the announced rate for the distribution period, may be disregarded. No loan on the security of a savings account, except in the form of such a proportionate advance of earnings, may be made by a member institution at a rate of interest on such loan that is less than 1 percent per annum in excess of the rate of return payable on any such account.

**§ 526.3 Maximum rate of return payable on regular accounts.**

A member institution may pay a return at a rate not in excess of 5 percent per annum on any regular account.

**§ 526.4 Maximum rate of return payable on notice accounts.**

(a) *Maximum rate of 5.25 percent.* Except as is otherwise provided in this section, a member institution may pay a return at a rate not in excess of 5.25 percent per annum on any notice account.

(b) *Geographic exception.* A member institution whose home office is located in the Commonwealth of Massachusetts may pay a return at a rate not in excess of 5.50 percent per annum on any notice account; and a member institution with a branch office located therein may pay such return with respect to such accounts maintained at such branch office.

**§ 526.4-1 [Revoked]**

2. § 526.4-1 is revoked.

3. § 526.5 is revised to read as follows:

**§ 526.5 Maximum rate of return payable on certificate accounts of less than \$100,000.**

(a) *Maximum rates—(1) Maximum rate of 5.25 percent.* Except as is otherwise provided in this section or § 526.5-1, a member institution may pay a return at a rate not in excess of 5.25 percent per annum on—

(i) Any certificate account having a fixed or minimum term or qualifying period of not less than 90 days but less than 180 days.

(ii) Any certificate account of \$1,000 or more having a fixed or minimum term

or qualifying period of not less than 90 days.

(2) *Maximum rate of 5.75 percent.* Except as is otherwise provided in this section or § 526.5-1, a member institution may pay a return at a rate not in excess of 5.75 percent per annum on any certificate account of \$1,000 or more having a fixed or minimum term or qualifying period of not less than 1 year, subject to the limitation contained in paragraph (b) of this section.

(3) *Maximum rate of 6 percent.* Except as is otherwise provided in this section or § 526.5-1, a member institution may pay a return at a rate not in excess of 6 percent per annum on any certificate account of \$5,000 or more having a fixed or minimum term or qualifying period of not less than 2 years, subject to the limitations contained in paragraph (b) of this section.

(b) *Percentage limitations on certificate accounts of one year or more.* (1) No member institution may pay a return at a rate in excess of 5.50 percent per annum on a certificate account with a fixed or minimum term or qualifying period of 1 year or more but less than 2 years if, as a result of the issuance of such certificate account, the total amount of all such certificate accounts then outstanding, on which a return is being paid at a rate in excess of 5.50 percent per annum, would exceed 20 percent of the institution's total savings accounts outstanding at the end of its most recent distribution period for regular

(2) No member institution may pay a return at a rate in excess of 5.75 percent per annum on a certificate account with a fixed or minimum term or qualifying period of 2 years or more but less than 4 years if, as a result of the issuance of such certificate account, the total amount of all such certificate accounts then outstanding, on which a return is being paid at a rate in excess of 5.75 percent per annum, would exceed 20 percent of the institution's total savings accounts outstanding at the end of its most recent distribution period for regular accounts.

(3) No member institution may pay a return at a rate in excess of 5.75 percent per annum on a certificate account with a fixed or minimum term or qualifying period of 4 years or more if, as a result of the issuance of such certificate account, the total amount of all such certificate accounts then outstanding, on which a return is being paid at a rate in excess of 5.75 percent per annum, would exceed 20 percent of the institution's total savings accounts outstanding at the end of its most recent distribution period for regular accounts.

(c) *Exceptions as to minimum amount.*

(1) If the home office of a member institution is located in a Standard Metropolitan Statistical Area, or county not in such Area, as to which the regional Federal Home Loan Bank has determined that a mutual savings bank having an office located therein is paying a return at a rate in excess of 5 percent per annum on any deposit having a minimum amount lower than the corre-

sponding minimum amount prescribed in paragraph (a) of this section for certificate accounts of the same maturity, such member institution may issue certificate accounts of the same maturity in such lower minimum amount.

(2) If the home office of a member institution is located in a State as to which the regional Federal Home Loan Bank has determined (i) that the total amount of savings capital attributable to mutual savings banks exceeds 30 percent of the total amount of savings capital attributable to mutual savings banks, savings and loan associations, building and loan associations, homestead associations, and cooperative banks and (ii) that a mutual savings bank having an office located in such State is paying a return at a rate in excess of 5 percent per annum on any deposit having a minimum amount lower than the corresponding minimum amount prescribed in paragraph (a) of this section for certificate accounts of the same maturity, such member institution may issue certificate accounts of the same maturity in such lower minimum amount.

4. A new § 526.5-1 is added, immediately after § 526.5, to read as follows:

**§ 526.5-1 Maximum rate of return payable on certificate accounts of \$100,000 or more.**

(a) *Maximum rate.* Subject to the limitation contained in paragraph (b) of this section, a member institution may pay a return on any certificate account of \$100,000 or more at a rate not in excess of the following applicable rate:

(1) On any such account with a fixed or minimum term or qualifying period of not less than 60 days (but less than 90 days), 6.50 percent per annum.

(2) On any such account with a fixed or minimum term or qualifying period of not less than 90 days (but less than 180 days), 6.75 percent per annum.

(3) On any such account with a fixed or minimum term or qualifying period of not less than 180 days (but less than 1 year), 7 percent per annum.

(4) On any such account with a fixed or minimum term or qualifying period of not less than 1 year, 7.50 percent per annum.

(b) *Percentage limitation.* No member institution may pay a return at a rate in excess of 6 percent per annum on a certificate account of \$100,000 or more if, as a result of the issuance of such certificate account, the total amount of all such certificate accounts then outstanding, on which a return is being paid at a rate in excess of 6 percent per annum, would exceed 2 percent of the institution's total savings accounts outstanding at the end of its most recent distribution period for regular accounts.

(Sec. 5B, 47 Stat. 727, as added by sec. 4, 80 Stat. 824, as amended by Public Law 91-151, sec. 2(b), 83 Stat. 371; sec. 17, 47 Stat. 736, as amended; 12 U.S.C. 1425b, 1437. Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1943-48 Comp., p. 1071)

Resolved further that, since affording notice and public procedure on the above amendments would delay them from becoming effective for a period of time and



since it is in the public interest that such amendments become effective as soon as possible, the Board hereby finds that notice and public procedure thereon are contrary to the public interest under the provisions of 12 CFR 508.11 and 5 U.S.C. 553(b); and, for the same reason, the Board finds that publication of such amendments for the 30-day period specified in 12 CFR 508.14 and 5 U.S.C. 553(d) prior to the effective date thereof is contrary to the public interest; and the Board hereby provides that such amendments shall become effective immediately, as hereinbefore set forth.

By the Federal Home Loan Bank Board.

[SEAL]

JACK CARTER,  
Secretary.

[F.R. Doc. 70-1590; Filed, Feb. 6, 1970;  
8:48 a.m.]

SUBCHAPTER G—NONMEMBER INSTITUTIONS

[No. 23,741]

PART 591—LIMITATIONS ON RATE OF RETURN

JANUARY 21, 1970.

Resolved that the Federal Home Loan Bank Board considers it advisable to adopt regulations to implement the authority contained in section 2(b) of Public Law 91-151, approved December 23, 1969, which amended section 5B of the Federal Home Loan Bank Act (12 U.S.C. 1425b) to authorize the Board to prescribe rules governing the payment and advertisement of interest or dividends on savings accounts by certain building and loan, savings and loan, and homestead associations, and cooperative banks which are not members of a Federal Home Loan Bank. The Board finds that the authority conferred by subsection (a) of said section 5B applies to nonmember institutions in the Commonwealth of Massachusetts. Accordingly, on the basis of such consideration and for the purpose of implementing such authority, the Board hereby amends Chapter V of Title 12 of the Code of Federal Regulations by adding a new Subchapter G to read as follows, effective February 1, 1970:

- Sec.
- 591.1 Definitions.
- 591.2 Scope of part.
- 591.3 Maximum rate of return payable on savings accounts.
- 591.4 Advertising.
- 591.5 Penalty.
- 591.6 Civil action.

**AUTHORITY:** The provisions of this Part 591 issued under sec. 5B, 47 Stat. 727, as added by sec. 4, 80 Stat. 824, as amended by sec. 2(b), Public Law 91-151, 83 Stat. 371; sec. 17, 47 Stat. 736, as amended; 12 U.S.C. 1425b, 1437. (Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1943-48 Comp., p. 1071)

§ 591.1 Definitions.

As used in this Part 591—

- (a) The term "Board" means the Federal Home Loan Bank Board.
- (b) The term "nonmember institution" means any building and loan association, savings and loan association,

homestead association, or cooperative bank which is not a member of a Federal Home Loan Bank and whose accounts are not insured by the Federal Savings and Loan Insurance Corporation.

(c) The term "return" means any dividend, interest, or other distribution on or with respect to a savings account.

(d) The term "savings account" means any deposit, withdrawable or repurchasable share, investment certificate, or other withdrawable account.

(e) The term "distribution period" means the period of time used by an institution as a basis for distributing a return.

§ 591.2 Scope of part.

The provisions of this part shall apply to all nonmember institutions in the Commonwealth of Massachusetts.

§ 591.3 Maximum rate of return payable on savings accounts.

(a) *Maximum rate of 5.50 percent.* No nonmember institution subject to the provisions of this part may pay a return on any savings account at a rate in excess of 5.50 percent per annum, except as provided in paragraph (b) of this section.

(b) *Exceptions.* Notwithstanding the provisions of paragraph (a) of this section, any such nonmember institution may pay a return at a higher rate as follows:

(1) On any savings account of not less than \$1,000 having a fixed or minimum term or qualifying period of not less than 1 year, at a rate not in excess of 5.75 percent per annum, except as otherwise provided in this paragraph.

(2) On any savings account of not less than \$5,000 having a fixed or minimum term or qualifying period of not less than 2 years, at a rate not in excess of 6 percent per annum, except as otherwise provided in this paragraph.

(3) On any savings account of not less than \$100,000 having a fixed or minimum term or qualifying period of not less than:

(i) 60 days (but less than 90 days), at a rate not in excess of 6.50 percent per annum.

(ii) 90 days (but less than 180 days), at a rate not in excess of 6.75 percent per annum.

(iii) 180 days (but less than 1 year), at a rate not in excess of 7 percent per annum.

(iv) 1 year, at a rate not in excess of 7.50 percent per annum.

(c) *Computation of maximum rate.* In computing the rate of return paid on any savings account, any increase in effective rate resulting from the following shall be disregarded:

(1) The treatment of funds received not later than the 10th of the month as if received on the first of the month;

(2) The treatment of funds withdrawn during the last 3 business days of the last calendar month of a distribution period as if withdrawn at the end of such distribution period; and

(3) The effect of compounding.

§ 591.4 Advertising.

The provisions of § 526.6 of this chapter relating to the advertising of interest or dividends on savings accounts shall apply to nonmember institutions subject to the provisions of this part as if such institutions were members of a Federal Home Loan Bank.

§ 591.5 Penalty.

Any nonmember institution subject to the provisions of this part which violates any of such provisions shall be subject to a civil penalty of not more than \$100 (which penalty shall be cumulative to any other remedies or penalties provided by law) for each violation. Each day on which any such violation continues shall constitute a separate violation. The Board may recover any such penalty by action or otherwise for its own use. The board in its discretion, may at any time before collection of any such penalty (whether before or after the bringing of any action or other legal proceeding, the obtaining of any judgment or other recovery, or the issuance or levy of any execution or other legal process therefor) and with or without consideration, compromise, remit, or mitigate in whole or in part any such penalty or any such recovery.

§ 591.6 Civil action.

Whenever it shall appear to the Board that any nonmember institution subject to the provisions of this part is engaged or has engaged or is about to engage in any acts or practices which constitute or will constitute a violation of any of such provisions, the Board may, in its discretion, bring an action in the United States district court for the judicial district in which the principal office of the institution is located (a) to enjoin such acts or practices, (b) to enforce compliance with the provisions of this part, or (c) for a combination of the foregoing remedies.

Resolved further that, since affording notice and public procedure on the above amendment would delay it from becoming effective for a period of time and since, in view of the general credit situation, it is in the public interest for the limitations contained in this amendment to become effective without delay, the Board hereby finds that notice and public procedure on said amendment are contrary to the public interest under the provisions of 12 CFR 508.11 and 5 U.S.C. 553(b); and the Board finds that publication of said amendment for the 30-day period specified in 12 CFR 508.14 and 5 U.S.C. 553(d) prior to the effective date of said amendment would likewise be contrary to the public interest for the same reasons; and the Board hereby provides that said amendment shall become effective as hereinbefore set forth.

By the Federal Home Loan Bank Board.

[SEAL]

JACK CARTER,  
Secretary.

[F.R. Doc. 70-1591; Filed, Feb. 6, 1970;  
8:48 a.m.]



# Title 14—AERONAUTICS AND SPACE

## Chapter I—Federal Aviation Administration, Department of Transportation

[Airworthiness Docket No. 70-WE-3-AD; Amdt. 39-936]

### PART 39—AIRWORTHINESS DIRECTIVES

#### AiResearch Auxiliary Power Units Model GTP30-141

Pursuant to the authority delegated to me by the Administrator (31 F.R. 13697) an airworthiness directive was adopted on January 23, 1970, and made effective immediately as to all known U.S. operators of aircraft with AiResearch Model GTP30-141 Auxiliary Power Units installed, including, but not limited to those Convair 600/640 aircraft listed in AiResearch Telegraphic Bulletin No. 49-A1838, dated January 17, 1970, or later FAA approved revisions. The directive requires the installation of a placard which prohibits operation of the APU in flight, except in emergency; the placard also requires that the APU be operated at no load for at least 1 minute before shutdown. The placard is removable after accomplishment of an appropriate modification of the APU. Since it was found that immediate corrective action was required, notice and public procedure thereon was impractical and contrary to the public interest and good cause existed for making the airworthiness directive effective immediately as to all known operators of aircraft with AiResearch Model GTP30-141 Auxiliary Power Units installed, including but not limited to, those Convair 600/640 aircraft listed in AiResearch Telegraphic Bulletin No. 49-A1838, dated January 17, 1970, or later FAA approved revision, by individual telegrams dated January 23, 1970. These conditions still exist and the airworthiness directive is hereby published in the FEDERAL REGISTER as an Amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective as to all persons.

Pursuant to the authority of the Federal Aviation Act of 1958, as amended, delegated to me by the Administrator, the following airworthiness directive applicable to operators of aircraft with AiResearch Model GTP30-141 Auxiliary Power Units installed, including but not limited to, those Convair 600/640 aircraft listed in AiResearch Telegraphic Bulletin No. 49-A1838, dated January 17, 1970, or later FAA approved revisions, is effective immediately upon receipt of this telegram because of possible failure of the compressor impeller. Within ten (10) hours time in service, install a placard in full view of the pilot, to read: "Operation of the APU in prohibited in flight, except in emergency. Operate the APU at no load for at least one minute before shutdown." This placard may be removed when the APU is replaced with APU modified to series 4 or Change 5 in accordance with AiResearch Telegraphic Service Bulletin No. 49-A1838, dated January 17, 1970, or later FAA approved remissions.

This amendment is effective upon publication in the FEDERAL REGISTER for all

persons except those to whom it was made effective immediately by telegram dated January 23, 1970.

(Sec. 313(a), 601 and 603 of the Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, and 1423 and of sec. 6(c) of the Department of Transportation Act; 49 U.S.C. 1655 (c))

Issued in Los Angeles, Calif., on January 23, 1970.

LEE E. WARREN,  
Acting Director  
Western Region.

[F.R. Doc. 70-1558; Filed, Feb. 6, 1970; 8:46 a.m.]

[Airspace Docket No. 69-CE-78]

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

#### Alteration of Federal Airways

On January 9, 1970, F.R. Doc. 70-311 was published in the FEDERAL REGISTER (35 F.R. 355) which in part amended Part 71 of the Federal Aviation Regulations by extending VOR Federal airway No. 67.

The intent of the extension of V-67 was to align the portion of the airway between Capital, Ill., and Burlington, Iowa, so as to overlie the Macomb, Iowa, Municipal Airport. However, the alignment published erroneously aligned the segment over the Macomb Airport rather than the Municipal Airport. Accordingly, action is taken herein to reflect the proper alignment.

Since this amendment is minor in nature and no substantive change in the regulation is effected, notice and public procedure thereon are unnecessary, and the effective date of the final rule as initially adopted is retained.

In consideration of the foregoing, effective immediately, F.R. Doc. 70-311 (35 F.R. 355) is amended as follows:

In Item 1. V-67 "INT Capital 300° and Burlington, Iowa, 139° radials;" is deleted and "INT Capital 305° and Burlington, Iowa, 134° radials;" is substituted therefor.

(Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and Sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655 (c)).

Issued in Washington, D.C., on January 30, 1970.

H. B. HELSTROM,  
Chief, Airspace and Air  
Traffic Rules Division.

[F.R. Doc. 70-1559; Filed, Feb. 6, 1970; 8:46 a.m.]

[Airspace Docket No. 69-SO-99]

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

#### PART 75—ESTABLISHMENT OF JET ROUTES

#### Alteration of Federal Airways and Jet Route Segments

On November 1, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 17733) stating that the Federal Aviation Administra-

tion was considering amendments to Parts 71 and 75 of the Federal Aviation Regulations that would realign segments of VOR Federal airway Nos. 18, 53, 56, and 185 and Jet Route No. 75.

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

Subsequent to the publication of the notice, it has been determined that the realignment of V-18 main airway segment from Augusta, Ga., to Charleston, S.C., utilizing the Augusta 103° T (104° M) radial in lieu of the Augusta 100° T (101° M) radial will permit the intersection of V-18 to coincide with the centerline of V-37. Accordingly, action is taken herein to reflect this minor radial adjustment.

Additionally, it has been determined that V-185 between Savannah, Ga., and Augusta, and V-18S between Augusta and Allendale, S.C., infringe slightly on R-6004. Therefore, action is also taken herein to exclude the airspace within R-6004 from these airways.

In consideration of the foregoing, Parts 71 and 75 of the Federal Aviation Regulations are amended, effective 0901 G.m.t., April 2, 1970, as hereinafter set forth.

1. Section 71.123 (35 F.R. 2009) is amended as follows:

a. In V-18 all after "INT Atlanta 098° and Augusta 263° radials;" is deleted and "INT Augusta 103° and Charleston, S.C., 296° radials; Charleston, including a S alternate from Augusta to Charleston via INT Augusta 148° and Allendale, S.C., 273° radials, and Allendale, excluding the airspace within R-6004." is substituted therefor.

b. In V-53 all between "From Charleston, S.C." and "Spartanburg, S.C.;" is deleted and "INT Charleston 296° and Columbia, S.C., 152° radials; Columbia;" is substituted therefor.

c. In V-56 "INT of Augusta 097° and Columbia 236° radials;" is deleted and "INT of Augusta 103° and Columbia 236° radials;" is substituted therefor.

d. V-185 is amended to read:  
V-185 From Savannah, Ga.; Augusta, Ga.; Greenwood, S.C.; Asheville, N.C.; Snowbird, Tenn.; INT Snowbird 301° and Knoxville, Tenn., 069° radials; Knoxville, including an E alternate from Asheville to Knoxville via INT Asheville 329° and Knoxville 069° radials. The airspace within R-6004 is excluded.

2. In § 75.100 (35 F.R. 2359) J-75 is amended by deleting "INT of the Alma 036° and the Columbia, S.C., 193° radials;" and substituting "INT Alma 034° and Columbia, S.C., 201° radials," therefor.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348 and Sec. 6(c) of the Department of Transportation Act; 49 U.S.C. 1655 (c))

Issued in Washington, D.C., on January 30, 1970.

H. B. HELSTROM,  
Chief, Airspace and Air  
Traffic Rules Division.

[F.R. Doc. 70-1560; Filed, Feb. 6, 1970; 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 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

##### Phenmedipham

A petition (PP 0F0889) was filed with the Food and Drug Administration by NOR-AM Agricultural Products, Inc., 11710 Lake Avenue, Woodstock, Ill. 60098, proposing the establishment of tolerances for negligible residues of the raw agricultural commodities sugar beet roots and tops at 0.1 part per million.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purpose for which the tolerances are being established.

Based on consideration given data submitted in the petition and other relevant material, the Commissioner of Food and Drugs concludes that:

1. The proposed usage is not reasonably expected to result in residues of the herbicide in meat, milk, poultry, and eggs. The usage is in the category specified in § 120.6(a) (3).

2. The tolerances established by this order are safe and will protect the public health.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d) (2), 68 Stat. 512; 21 U.S.C. 346a(d) (2)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 120 is amended by adding the following new section to Subpart C:

##### § 120.278 Phenmedipham; tolerances for residues.

Tolerances are established for negligible residues of the herbicide phenmedipham (methyl *m*-hydroxycarbanilate *m*-methylcarbanilate) in or on the raw agricultural commodities sugar beet roots and tops at 0.1 part per million.

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

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

(Sec. 408(d) (2), 68 Stat. 512; 21 U.S.C. 346a(d) (2))

Dated: February 4, 1970.

SAM D. FINE,  
Associate Commissioner for  
Compliance.

[F.R. Doc. 70-1574; Filed, Feb. 6, 1970; 8:47 a.m.]

#### PART 121—FOOD ADDITIVES

##### Subpart C—Food Additives Permitted in the Feed and Drinking Water of Animals or for the Treatment of Food-Producing Animals

##### CLOPIDOL, 3-NITRO-4-HYDROXYPHENYLARSONIC ACID; EDITORIAL CHANGES

The Commissioner of Food and Drugs, having evaluated revised labeling regarding the use of the new animal drug substance clopidol alone or in combination with 3-nitro-4-hydroxyphenylarsonic acid intended for use in feed for the treatment of broiler and replacement chickens, concludes that in the interest of consistency and uniformity, the corresponding food additive regulations should be amended.

Restrictions in the present regulations provide that the drugs are not to be fed to laying chickens and that it is not to be fed to chickens over 16 weeks of age. Since chickens under 16 weeks of age are not laying chickens, these restrictions are redundant. Accordingly, the appropriate limitations are amended below.

Pending recodification of previously established regulations in Part 121 under regulations to be established under the provisions of section 512(i) of the Federal Food, Drug, and Cosmetic Act, this order is issued in accordance with § 3.517 *New animal drugs; transitional provisions re section 512 of the act.*

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347; 21 U.S.C. 360b(i)), in accordance with § 3.517, and under authority delegated to the Commissioner (21 CFR 2.120), Part 121 is amended as follows:

1. Section 121.262 3-Nitro-4-hydroxyphenylarsonic acid is amended in paragraph (c), table 1, by deleting from the "Limitations" column opposite item 1.11 the words "laying chickens" and substituting therefor "chickens over 16 weeks of age" and opposite item 1.12 by deleting "do not feed to laying chickens;"

2. Section 121.325 Clopidol is amended in the table in paragraph (b) by deleting from the "Limitations" column opposite items No. 1 and 2 the words "laying chickens" and substituting therefor "chickens over 16 weeks of age" and opposite items 3 and 4 by deleting "do not feed to laying chickens;"

Notice and public procedure and delayed effective date are not necessary prerequisites to this promulgation, and I so find, since these amendments are editorial in nature.

**Effective date.** This order shall be effective upon publication in the FEDERAL REGISTER.

(Sec. 512(i), 82 Stat. 347; 21 U.S.C. 360b(i))

Dated: February 2, 1970.

SAM D. FINE,  
Associate Commissioner for  
Compliance.

[F.R. Doc. 70-1551; Filed, Feb. 6, 1970; 8:45 a.m.]

## Title 33—NAVIGATION AND NAVIGABLE WATERS

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

#### PART 207—NAVIGATION REGULATIONS

##### Pacific Ocean, Calif.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 207.620 establishing and governing the use of a restricted area in the Pacific Ocean near Avalon, Santa Catalina Island is hereby revoked, effective on publication in the FEDERAL REGISTER, as follows:

§ 207.620 Pacific Ocean in vicinity of Santa Catalina Island, Calif.; Sea-plane restricted area near Avalon. [Revoked]

[Regs., January 17, 1970, ENGCW-ON] (Sec. 7, 40 Stat. 226; 33 U.S.C. 1)

For the Adjutant General.

RICHARD B. BELNAP,  
Special Advisor to TAG.

[F.R. Doc. 70-1584; Filed, Feb. 6, 1970; 8:48 a.m.]

## Title 49—TRANSPORTATION

### Chapter X—Interstate Commerce Commission

#### SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[No. MC-C-1 (Sub-No. 6)]

#### PART 1048—COMMERCIAL ZONES

##### St. Louis, Mo.—East St. Louis, Ill., Commercial Zone

At a session of the Interstate Commerce Commission, Review Board Number 2, Members Mills, Boyle, and Parker, held at its office in Washington, D.C., on the 26th day of January 1970.

It appearing, that the St. Louis, Mo.—East St. Louis, Ill., commercial zone was originally defined in 1 M.C.C. 656; corrected in a supplemental report, 2 M.C.C. 285; and redefined and expanded in seven reports, 61 M.C.C. 489 (1953), 76 M.C.C. 418 (1958), 95 M.C.C. 519 (1964), 96 M.C.C. 691 (1964), 105 M.C.C. 193 (1967), 106 M.C.C. 844 (1968), and 110 M.C.C. 438 (1969) (49 CFR 1048.3); that by joint petition filed May 9, 1969. The Childrens Shop, Ludwig Music House, Inc., F. W. Woolworth Co., The Singer Co., Worths, Thayer McNeil Shoes, Pope's Cafeteria, Wolff's Clothiers, Inc., Barri-cini Stores, Inc., Boyd-Richardson Co., B. Dalton, Bookseller, and Glaser Dry Co., seek redefinition of the limits of the



zone adjacent to and commercially a part of St. Louis, Mo.-East St. Louis, Ill., within which transportation by motor vehicle, in interstate or foreign commerce, not under a common control, management, or arrangement for a continuous carriage or shipment to or from points beyond the zone, is partially exempt from certain requirements of the Interstate Commerce Act under the provisions of section 203(b)(8) thereof; and that petitioners seek redefinition of the zone so as to include therein an area located contiguous to the corporate limits of Kirkwood, Mo., and the present zone limits, and bounded on the north by Manchester Road, on the west by Interstate Highway 244, on the south by Dougherty Ferry Road, and on the east by the said corporate limits of Kirkwood;

It further appearing, that pursuant to the Administrative Procedure Act, notice of the filing of the petition was published in the FEDERAL REGISTER on November 13, 1969, which notice stated that no oral hearing was contemplated, and that persons desiring to participate in the proceeding were invited to file representations supporting or opposing the relief sought;

It further appearing, that no representations were filed in this proceeding, but that the statements contained in the petition filed herein are sufficient upon which to base our determination of the issue presented;

And it further appearing, that the area under consideration herein, adjacent to, but not now within the St. Louis, Mo.-East St. Louis, Ill., commercial zone, is, in fact, economically and commercially a part of St. Louis;

Wherefore, and good cause appearing therefor:

*It is ordered.* That the proceeding be, and it is hereby, reopened for reconsideration.

*It is further ordered.* That § 1048.3 as prescribed in the order entered in this proceeding on October 2, 1969 (49 CFR 1048.3), be, and it is hereby, vacated and set aside, and the following revision is hereby substituted in lieu thereof:

§ 1048.3 St. Louis, Mo.-East St. Louis, Ill.

(a) The zone adjacent to and commercially a part of St. Louis, Mo.-East St. Louis, Ill., within which transportation by motor vehicle, in interstate or foreign commerce, not under a common control, management, or arrangement for a continuous carriage to or from a point beyond the zone is partially exempt from regulation under section 203(b)(8) of the Interstate Commerce Act (49 U.S.C. 303(b)(8)), includes and is comprised of all points as follows: (1) All points within the corporate limits of St. Louis, Mo.; (2) all points in St. Louis County, Mo., within a line drawn 0.5 mile south, west, and north of the following line, but not including any point north of the Meramec River and west of Kirkwood, Mo., west of the right-of-way of proposed Circumferential Expressway (Interstate Highway 244), north of a line formed by Dorsett Road and the right-of-way of the Chicago, Rock Island and

Pacific Railroad, south of Lackland Avenue, or points beyond the established corporate boundaries of Kirkwood, Huntleigh, and St. Ferdinand, Mo. (except that area bounded (1) on the east by the western boundary of Kirkwood, on the south by Marshall Road, on the west by Treecourt Avenue, and on the north by Big Bend Road, and (2) on the east by the western boundary of Kirkwood, on the south by Dougherty Ferry Road, on the west by Interstate Highway 244, and on the north by Manchester Road): Beginning at the Jefferson Barracks Bridge across the Mississippi River and extending westerly along Missouri Highway 77 to its junction with U.S. Highway 61 Bypass, thence along U.S. Highway 61 Bypass to its junction with U.S. Highway 66, thence westerly along U.S. Highway 66 to its junction with Bowles Avenue, thence northerly along Bowles Avenue, actual or projected, to the Meramec River, thence easterly along the south bank of the Meramec River to a point directly south of the western boundary of Kirkwood, thence across the Meramec River to and along the western boundary of Kirkwood to Marshall Road, thence westerly along Marshall Road to its junction with Treecourt Avenue, thence northerly along Treecourt Avenue to its junction with Big Bend Road, thence easterly along Big Bend Road to the western boundary of Kirkwood, thence northerly along the western boundary of Kirkwood to its junction with Dougherty Ferry Road, thence westerly along Dougherty Ferry Road to its junction with Interstate Highway 244, thence northerly along Interstate Highway 244 to its junction with Manchester Road, thence easterly along Manchester Road to its junction with the northwest corner of Kirkwood, thence along the western and northern boundaries of Kirkwood to the western boundary of Huntleigh, Mo., thence along the western and northern boundaries of Huntleigh to junction U.S. Highway 66, thence in a northerly direction along U.S. Highway 66 (Lindberg Boulevard) to its junction with Lackland Avenue, thence in a westerly direction along Lackland Avenue to its junction with the right-of-way of proposed Circumferential Expressway (Interstate Highway 244), thence in a northerly direction along said right-of-way to its junction with the right-of-way of the Chicago, Rock Island and Pacific Railroad, thence in an easterly direction along said right-of-way to its junction with Dorsett Road, thence in an easterly direction along Dorsett Road to its junction with U.S. Highway 66, thence in a northerly direction along U.S. Highway 66 to its junction with Natural Bridge Road, thence in an easterly direction along U.S. Highway 66 to the western boundary of St. Ferdinand (Florissant), Mo., thence along the western, northern, and eastern boundaries of St. Ferdinand to junction U.S. Highway 66, and thence along U.S. Highway 66 (Taylor Road) to the corporate limits of St. Louis (near Chain of Rocks Bridge); and (3) all points within the corporate limits of East St. Louis, Belleville, Granite City, Madi-

son, Venice, Brooklyn, National City, Fairmont City, Washington Park, and Monsanto, Ill.; that part of the village of Cahokia, Ill., bounded by Illinois Highway 3 on the east, First Avenue and Red House (Cargill) Road on the south and southwest, the east line of the right-of-way of the Alton and Southern Railroad on the west, and the corporate limits of Monsanto, Ill., on the northwest and north; that part of Centerville, Ill., bounded by a line beginning at the junction of 26th Street and the corporate limit of East St. Louis, Ill., and extending northeasterly along 26th Street to its junction with Bond Avenue, thence southeasterly along Bond Avenue to its junction with Owen Street, thence southwesterly along Owen Street to its junction with Church Road, thence southeasterly along Church Road to its junction with Illinois Avenue, thence southwesterly along Illinois Avenue to its southwesterly side of the right-of-way of the Illinois Central Railroad Co., thence along the southwesterly side of the right-of-way of the Illinois Central Railroad Co., to the corporate limits of East St. Louis, Ill., thence along the corporate limits of East St. Louis, Ill., to the point of beginning; and that area bounded by a line commencing at the intersection of the right-of-way of the Alton and Southern Railroad and the Madison, Ill., corporate limits near 10th Street, and extending east and south along said right-of-way to its intersection with the right-of-way of Illinois Terminal Railroad Co., thence southwesterly along the Illinois Terminal Railroad Co. right-of-way to its intersection with Illinois Highway 203, thence northwesterly along said highway to its intersection with the Madison, Ill., corporate boundary near McCambridge Avenue, thence northerly along the Madison, Ill., corporate boundary to the point of beginning, (a) The exemption provided by section 203(b)(8) of the Interstate Commerce Act in respect to transportation by motor vehicle, in interstate or foreign commerce, between Belleville, Ill., on the one hand, and, on the other, any other point in the commercial zone, the limits of which are defined in (a) above, is hereby removed, and the said transportation is hereby subjected to all applicable provisions of the Interstate Commerce Act. (49 Stat. 543, as amended, 544, as amended, 546, as amended; 49 U.S.C. 302, 303, 304.)

*It is further ordered.* That this order shall become effective on the 12th day of March 1970, and shall continue in effect until further order of the Commission.

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

By the Commission, Review Board Number 2.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 70-1577; Filed, Feb. 6, 1970; 8:47 a.m.]



# Proposed Rule Making

## DEPARTMENT OF AGRICULTURE

Agricultural Research Service

[ 9 CFR Part 2 ]

### LABORATORY ANIMAL WELFARE

#### Notice of Proposed Rule Making

Notice is hereby given in accordance with the administrative procedure provisions in 5 U.S.C. 553 that the Department of Agriculture, pursuant to the authority conferred by the Laboratory Animal Welfare Act of August 24, 1966 (Public Law 89-544, 7 U.S.C. 2131 et seq.), is considering the amendment of paragraph (b) of § 2.50 and § 2.101 of the Regulations under the Act.

*Statement of Considerations.* After considerable review and study of the care and handling of dogs and cats intended for purposes of research, the Department recognizes the need to propose amendments to the regulations published on February 24, 1967. Current laboratory animal industry practices have been considered for purposes of dog and cat identification. Under the proposal official recognition now given to the use of a distinctive legible tattoo in lieu of the official tag as a means of identifying dogs and cats handled by a class A dealer would be extended to class B dealers. The tattooing of animals for permanent individual identification by some breeders of laboratory animals and especially pet owners is becoming increasingly common. Furthermore, in order to protect a licensed dealer's privileged business transactions and maintain a competitive market, it is often desirable for a dealer to apply his own official tag to animals which have been tagged previously by another licensed dealer. This proposal is being made in conjunction with a proposed amendment of the provisions for animal identification on official records.

Informal discussions with licensed dealers, representatives of humane societies, and members of the scientific community indicate that repeated 5-day holding periods for dogs and cats purchased by a dealer from another dealer may cause unnecessary disease exposure and suffering by the animals. Accordingly, it is proposed that after an animal has completed one 5-day holding period on a dealer's premises, subsequent dealer purchasers be required to hold the animal only one calendar day to provide the necessary feed, water, and rest requirements. It is also proposed that a licensed dealer not be approved to operate a holding facility for another licensed dealer, but the regulations would provide for a person other than a licensed dealer to be approved to operate a holding facility.

1. Paragraph (b) of § 2.50 would be amended to read as follows:

#### § 2.50 Time and method of identification.

(b) Except as otherwise provided in this section, when a class B dealer purchases or otherwise acquires a dog or cat in commerce he shall immediately affix to such animal's neck an official tag of the type described in § 2.51 by means of a collar made of material generally considered acceptable to pet owners as a means of identifying their pet dogs or cats, but if the dog or cat is not purchased or acquired in commerce by said dealer such animal must be so tagged at the time it is delivered for transportation, transported, or sold in commerce by said dealer: *Provided, however,* That if such dog or cat is already identified by an official tag which has been applied by another dealer, it is not necessary that the subsequent dealer replace the tag on such animal, but the (class B) dealer may replace such previously attached tag with his own official tag, and, in which event, the (class B) dealer shall correctly list both official tag numbers in his records of purchase which shall be maintained in accordance with § 2.75 and § 2.77 and the new official tag number shall be used on all records of subsequent sales of such dog or cat: *And provided, further,* That no official tag need be affixed to any such dog or cat that has been identified by means of a distinctive and permanent tattoo marking approved by the Director.

2. Section 2.101 would be amended to read as follows:

#### § 2.101 Holding period.

(a) Any dog or cat acquired by a dealer shall be held by him, under his supervision and control, for a period of not less than 5 business days after acquisition of such animal: *Provided, however,* That (1) dogs or cats which have completed a 5-day holding period may be disposed of by subsequent dealers after a minimum holding period of one calendar day by each such subsequent dealer, excluding time in transit; (2) any dog or cat suffering from disease, emaciation or injury may be destroyed by euthanasia prior to the completion of the holding period required by this section;

(b) During the period in which any dog or cat is being held as required by this section, such dog or cat shall be unloaded from any means of conveyance in which it was received, for feed, water, and rest, and handled, cared for, and treated in accordance with the standards set forth in § 3.1 through § 3.10 of Part 3 of this subchapter. (For purposes of this section, "business day" shall mean any day of the week during which the dealer

normally operates his business. For purposes of this section, "calendar day" shall mean from midnight to midnight (example, a dog or cat purchased on the 3d day of a month may be disposed of on the 5th day of that month).)

(c) If the dealer obtains the prior approval of the Veterinarian in Charge, he may arrange to have another person hold such animals for the required period provided for in paragraph (a) of this section: *Provided, however,* That such other person agrees in writing to comply with the regulations of Part 2 and the standards in Part 3 of this subchapter and to allow inspection by a Division representative of his premises: *And provided, further,* That the dogs and cats still remain under the control of the dealer: *And provided, further,* That a dealer holding a license as set forth in § 2.4 shall not be granted a permit to operate a "holding facility" for another licensed dealer.

Any person who wishes to submit written data, views, or arguments concerning the proposed amendments may do so by filing them with the Director, Animal Health Division, Agricultural Research Service, U.S. Department of Agriculture, Federal Center Building, Hyattsville, Md. 20782, within 60 days after publication of this notice in the FEDERAL REGISTER.

All written submissions made pursuant to this notice will be made available for public inspection at the office of said director during regular office hours in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, D.C., this 3d day of February 1970.

R. J. ANDERSON,  
Acting Administrator,  
Agricultural Research Service.

[F.R. Doc. 70-1585; Filed, Feb. 6, 1970;  
8:48 a.m.]

### Consumer and Marketing Service

[ 7 CFR Part 1034 ]

#### MILK IN MIAMI VALLEY MARKETING AREA

#### Proposed Suspension of Certain Provision 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 a certain provision of the order regulating the handling of milk in the Miami Valley marketing area is being considered.

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-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250, not later than 7 days from the date of publication of this notice in the FEDERAL REGISTER. All documents filed should be in quadruplicate.

All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

The provisions proposed to be suspended in § 1034.16, which defines a "fluid milk product", are the words "or cultured." The suspension action basically would change the classification of yogurt from Class I milk to Class II milk.

The proposed suspension was requested by a proprietary handler who is distributing yogurt in competition with handlers regulated under nearby orders which classify yogurt as a Class II or Class III product.

The handler contends that because of the lower classification of yogurt in nearby orders, he is unable to compete effectively for yogurt sales. The proposed suspension, it is claimed, would place Miami Valley handlers on a more competitive cost basis with handlers operating under orders in which milk used to produce yogurt is Class II or Class III.

Signed at Washington, D.C., on February 4, 1970.

JOHN C. BLUM,  
Deputy Administrator,  
Regulatory Programs.

[F.R. Doc. 70-1588; Filed, Feb. 6, 1970;  
8:48 a.m.]

#### [ 7 CFR Part 1041 ]

### MILK IN NORTHWESTERN OHIO MARKETING AREA

#### 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 Northwestern Ohio marketing area is being considered.

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-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250, not later than 7 days from the date of publication of this notice in the FEDERAL REGISTER. All documents filed should be in quadruplicate.

All written submissions made pursuant to this notice will be made available for

public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

The provisions proposed to be suspended in § 1041.16, which defines a "fluid milk product", are "or cultured" appearing in the first sentence of such paragraph and "and yogurt" appearing in the second sentence thereof. The suspension action would change the classification of yogurt from a Class I product to a Class II product.

The proposed suspension was requested by a proprietary handler who distributes yogurt in competition with handlers regulated under the Southern Michigan, Indiana, Eastern Ohio-Western Pennsylvania, and Chicago orders. Yogurt is classified as a Class II or Class III product in these nearby orders.

The handler contends that because of the lower classification of yogurt in nearby orders, he is unable to compete effectively for yogurt sales. The proposed suspension, it is claimed, would place Northwestern Ohio handlers on a more competitive cost basis with handlers operating under orders in which yogurt is a Class II or Class III product.

Signed at Washington, D.C., on February 4, 1970.

JOHN C. BLUM,  
Deputy Administrator,  
Regulatory Programs.

[F.R. Doc. 70-1587; Filed, Feb. 6, 1970;  
8:48 a.m.]

## CIVIL AERONAUTICS BOARD

### [ 14 CFR Part 207 ]

[Docket No. 21246]

### CHARTER TRIPS AND SPECIAL SERVICES

#### Supplemental Notice of Proposed Rule Making

FEBRUARY 4, 1970.

Amendment of definitions of transatlantic and transpacific charter trips for combination route carriers; definition of "area of operations" of an all-cargo carrier (Flying Tiger) with respect to its transpacific route authorization.

The Board, by circulation of Notice of Proposed Rule Making EDR-174, dated January 7, 1970, and publication at 35 F.R. 466, gave notice that it had under consideration proposed amendments to Part 207 which would modify the definitions of "transatlantic charter trip" and "transpacific charter trip" as set forth in § 207.1 and define the "area of operations" for off-route charter trips of an all-cargo carrier (Flying Tiger) with respect to its recently-awarded transpacific route authorization. Interested persons were invited to participate in the

proceeding by submission of twelve (12) copies of written data, views or arguments pertaining thereto to the Docket Section of the Board on or before February 9, 1970.

Counsel for the National Air Carrier Association (NACA) representing the supplemental air carriers has requested a 30-day extension. He asserts that the instant proceeding is one of considerable importance to the NACA carriers and that they require the additional time to study carefully the practical impact of the Board's proposal and to prepare a joint response. The undersigned finds that good cause has been shown for additional time for filing comments to the extent of 30 days. Accordingly, pursuant to authority delegated in § 385.20(d) of the Board's Organization Regulations, the undersigned hereby extends the time for submitting comments to March 11, 1970.

(Sec. 204(a) of the Federal Aviation Act of 1958, as amended, 72 Stat. 743; 49 U.S.C. 1324)

By the Civil Aeronautics Board.

[SEAL] ARTHUR H. SIMMS,  
Associate General Counsel,  
Rules and Rates Division.

[F.R. Doc. 70-1575; Filed, Feb. 6, 1970;  
8:47 a.m.]

## FEDERAL POWER COMMISSION

### [ 18 CFR Part 250 ]

[Docket No. R-376]

### ESCROW AGREEMENT

#### Proposed Form

JANUARY 22, 1970.

In the Notice of Proposed Form of Escrow Agreement, § 250.12, Part 250, Subchapter G—Approved Forms, Natural Gas Act, issued January 6, 1970 and published in the FEDERAL REGISTER January 14, 1970, 35 F.R. 468, Article V, Miscellaneous, Section 5.02, change Section 5.02 to read:

Sec. 5.02. The trustee may resign at any time upon thirty (30) days' prior written notice given to the Commission. Upon the resignation of the trustee, a successor bank or trust company used as a depository for funds of the U.S. Government, shall be designated by Respondent. However, resignation of a trustee shall not become effective until a qualified successor trustee has indicated its acceptance of the appointment of the qualified successor trustee, the resigning trustee shall transfer and deliver, without charge, all property, funds and accounts then held thereunder to the successor trustee.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 70-1568; Filed, Feb. 6, 1970;  
8:46 a.m.]



# Notices

## DEPARTMENT OF THE TREASURY

Bureau of Customs

### BRASS KEY BLANKS FROM CANADA

#### Antidumping Proceeding Notice

JANUARY 30, 1970.

On July 18, 1969, information was received in proper form pursuant to §§ 53.26 and 53.27, Customs Regulations (19 CFR 53.26, 53.27), indicating a possibility that brass key blanks manufactured by Dominion Lock Co., Ltd., Montreal, Canada, are being, or likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a) et seq.).

The information was submitted by the Star Key & Lock Manufacturing Co., Inc., Brooklyn, N.Y.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States.

Having conducted a summary investigation as required by section 53.29 of the Customs Regulations (19 CFR 53.29) and having determined as a result thereof that there are grounds for so doing, the Bureau of Customs is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value.

A summary of information received from all sources is as follows:

The information before the Bureau indicates the possibility that the prices of export to the United States of brass key blanks manufactured by Dominion Lock Co., Ltd., Montreal, Canada, are substantially below the prices at which the merchandise is being sold in the home market.

This notice is published pursuant to § 53.30 of the Customs Regulations (19 CFR 53.30).

[SEAL] EDWIN F. RAINS,  
Acting Commissioner of Customs.

[F.R. Doc. 70-1561; Filed, Feb. 6, 1970;  
8:46 a.m.]

[T.D. 70-44]

### CERTAIN SNEAKERS OR BASKETBALL TYPE FOOTWEAR

#### Appraisal; American Selling Price Basis

JANUARY 29, 1970.

On August 29, 1969, there was published in the FEDERAL REGISTER (34 F.R. 13879), proposed criteria in determining the applicability of American selling price to certain sneaker or basketball-type shoes incorporating midsoles composed of a mixture of rubber and iron powder.

The shoes are classifiable under item 700.60, Tariff Schedules of the United States.

After consultation with affected individuals and organizations and full consideration of all relevant data, views, and arguments presented, the action proposed by the notice is hereby adopted. Customs officers are being instructed to proceed with appraisal of this footwear on the basis of the following guidelines:

Pursuant to Schedule 7, Part 1A, Headnote 3(b), Tariff Schedules of the United States, footwear classifiable under item 700.60 is subject to duty on the basis of the American selling price of like or similar footwear manufactured or produced in the United States. In comparing imported footwear with domestic footwear for such purposes customs officers shall be guided by the overall effect of all relevant factors. Characteristics such as construction, quality, durability, appearance, weight, etc., shall be considered in the aggregate and no single characteristic, to the exclusion of others, shall be deemed to be necessarily controlling. In the case of the so-called iron powder footwear the relative weight of the "iron powder" midsole shall not be deemed to be, in itself, controlling. The effect of the inclusion of such a midsole shall be considered together with all other characteristics in determining whether domestically produced footwear is like or similar to the imported footwear.

*Effective date.* The above guidelines shall be effective and shall be applied to any such merchandise which is exported to the United States after the 90th day after publication in the FEDERAL REGISTER.

[SEAL] MYLES J. AMBROSE,  
Commissioner of Customs.

[F.R. Doc. 70-1562; Filed, Feb. 6, 1970;  
8:46 a.m.]

### Internal Revenue Service

#### ROBERT LEE GOINS

#### Notice of Granting of Relief

Notice is hereby given that Robert Lee Goins, Wise, Va., has applied for relief from disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of his conviction on April 28, 1967, by the Wise County, Va., Circuit Court, of a crime punishable by imprisonment for a term exceeding 1 year. Unless relief is granted, it will be unlawful for Robert Lee Goins, because of such conviction, to ship, transport or receive in interstate or foreign commerce any firearm or ammunition, and he would be ineligible for a license

under chapter 44, title 18, United States Code as a firearms or ammunition importer, manufacturer, dealer, or collector. In addition, under Title VII of the Omnibus Crime Control and Safe Streets Act of 1968, as amended (82 Stat. 236; 18 U.S.C., Appendix), because of such conviction, it would be unlawful for Robert Lee Goins to receive, possess, or transport in commerce or affecting commerce, any firearm.

Notice is hereby given that I have considered Robert Lee Goins' application and:

(1) I have found that the conviction was made upon a charge which did not involve the use of a firearm or other weapon or a violation of chapter 44, title 18, United States Code, or of the National Firearms Act; and

(2) It has been established to my satisfaction that the circumstances regarding the conviction and the applicant's record and reputation are such that the applicant will not be likely to act in a manner dangerous to public safety, and that the granting of the relief would not be contrary to the public interest.

Therefore, pursuant to the authority vested in the Secretary of the Treasury by section 925(c), title 18, United States Code and delegated to me by 26 CFR 178.144, it is ordered that Robert Lee Goins be, and he hereby is, granted relief from any and all disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms and incurred by reason of the conviction hereinabove described.

Signed at Washington, D.C., this 30th day of January, 1970.

[SEAL] RANDOLPH W. THROWER,  
Commissioner of Internal Revenue.

[F.R. Doc. 70-1563; Filed, Feb. 6, 1970;  
8:46 a.m.]

### JOHN SOWELL

#### Notice of Granting of Relief

Notice is hereby given that John Sowell, 5876 Baldwin Street, Detroit, Mich., has applied for relief from disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of his conviction on June 23, 1948, in the Recorder's Court of the city of Detroit, Mich., of a crime punishable by imprisonment for a term exceeding 1 year. Unless relief is granted, it will be unlawful for John Sowell because of such conviction, to ship, transport or receive in interstate or foreign commerce any firearm or ammunition, and he would be ineligible for a license under chapter 44, title 18, United States Code, as a firearms or ammunition importer, manufacturer, dealer or collector. In addition, under title VII of the



Omnibus Crime Control and Safe Streets Act of 1968, as amended (82 Stat. 236; 18 U.S.C., Appendix), because of such conviction, it would be unlawful for John Sowell to receive, possess, or transport in commerce or affecting commerce, any firearm.

Notice is hereby given that I have considered John Sowell's application and:

(1) I have found that the conviction was made upon a charge which did not involve the use of a firearm or other weapon or a violation of chapter 44, title 18, United States Code, or of the National Firearms Act; and

(2) It has been established to my satisfaction that the circumstances regarding the conviction and the applicant's record and reputation are such that the applicant will not be likely to act in a manner dangerous to public safety, and that the granting of the relief would not be contrary to the public interest.

Therefore, pursuant to the authority vested in the Secretary of the Treasury by section 925(c), title 18, United States Code, and delegated to me by 26 CFR 178.144, it is ordered that John Sowell be, and he hereby is, granted relief from any and all disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms and incurred by reason of the conviction hereinabove described.

Signed at Washington, D.C., this 30th day of January 1970.

[SEAL] RANDOLPH W. THROWER,  
Commissioner of Internal Revenue.

[F.R. Doc. 70-1564; Filed, Feb. 6, 1970;  
8:46 a.m.]

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[Group 485]

### ARIZONA

#### Notice of Filing of Plat of Survey

FEBRUARY 2, 1970.

1. Plat of Survey of the lands described below will be officially filed in the Land Office, Phoenix, Ariz., effective at 10 a.m. on March 10, 1970:

#### GILA AND SALT RIVER MERIDIAN

T. 17 N., R. 8 W.,

Sec. 19, lots 1 to 5, inclusive, SE $\frac{1}{4}$ SW $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 20, lots 1 to 4, inclusive and S $\frac{1}{2}$ S $\frac{1}{2}$ ;

Sec. 21, lots 1 to 4, inclusive and S $\frac{1}{2}$ ;

Sec. 22, lots 1 to 4, inclusive and S $\frac{1}{2}$ ;

Sec. 23, lots 1 to 4, inclusive and S $\frac{1}{2}$ ;

Sec. 24, lots 1 to 4, inclusive and S $\frac{1}{2}$ S $\frac{1}{2}$ ;

Secs. 25 to 29, inclusive;

Sec. 30, lots 1 to 4, inclusive, E $\frac{1}{2}$ W $\frac{1}{2}$  and E $\frac{1}{2}$ ;

Sec. 31, lots 1 to 4, inclusive, E $\frac{1}{2}$ W $\frac{1}{2}$  and E $\frac{1}{2}$ ;

Secs. 32 to 36, inclusive.

The area described aggregates 9,656.93 acres.

2. The soil in the above described lands is too rocky to be used for cultivation. Grass in the eastern portion of

the township affords good grazing for cattle. Dense oak brush covers most of the hills, and there are scattered juniper and pine trees in most of the township.

3. Since the lands are classified for transfer out of federal ownership by Indemnity Lieu selections, the described lands will not be subject to disposition under other Public Land Laws by reason of the official filing of the plat.

GLENDON E. COLLINS,  
Manager.

[F.R. Doc. 70-1555; Filed, Feb. 6, 1970;  
8:46 a.m.]

[New Mexico 10948]

### NEW MEXICO

#### Notice of Proposed Withdrawal and Reservation of Lands

FEBRUARY 2, 1970.

The Forest Service, U.S. Department of Agriculture, has filed an application, New Mexico, 10948, for the withdrawal of land described below, from location and entry under the mining laws. The applicant desires the land for recreation purposes.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Land Office Manager, Post Office Box 1449, Santa Fe, N. Mex. 87501.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's, to eliminate land needed for purposes more essential than the applicant's, and to reach agreement on the concurrent management of the lands and their resources.

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the land will be withdrawn as requested by the applicant agency.

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

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

The lands involved in the application are:

#### NEW MEXICO PRINCIPAL MERIDIAN

#### ECHO AMPHITHEATER CAMPGROUND

T. 25 N., R. 4 E.,

Sec. 32, E $\frac{1}{2}$ E $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , and N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 33, W $\frac{1}{2}$ W $\frac{1}{2}$ .

#### EL RITO CAMPGROUND

T. 25 N., R. 6 E.,

Sec. 11, E $\frac{1}{2}$ SE $\frac{1}{4}$  and NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 12, W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$  and SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 13, SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ ,

N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$

SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$

SW $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ ,

NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$

SE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , and

SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 14, E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;

Sec. 24, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ .

T. 25 N., R. 7 E.,

Sec. 18, W $\frac{1}{2}$  lot 4, SE $\frac{1}{4}$  lot 4 and SW $\frac{1}{4}$

SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 19, lot 1, E $\frac{1}{2}$  lot 2, W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ ,

SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , and SE $\frac{1}{4}$ NW $\frac{1}{4}$ .

The areas described aggregate 1,027.12 acres in Rio Arriba County.

MICHAEL T. SOLAN,  
Land Office Manager.

[F.R. Doc. 70-1545; Filed, Feb. 6, 1970;  
8:45 a.m.]

[Wyoming 0304203]

### WYOMING

#### Notice of Filing of Plat of Dependent Resurvey and Limited Opening of Additional Public Lands

1. A Plat of Dependent Resurvey of the following described lands, accepted February 18, 1966, was officially filed in the land office, Cheyenne, Wyo., at 10 a.m. on March 22, 1966:

#### SIXTH PRINCIPAL MERIDIAN, WYO.

T. 40 N., R. 117 W.,

Sec. 3, lots 12 to 15, inclusive.

The area described contains 76.42 acres.

The resurvey filed represents a retracement and reestablishment of the Tenth Standard Parallel North along the south boundary of sections 34 and 35, T. 41 N., R. 117 W., and the adjusted meanders of the right bank of the Snake River through section 3 and a portion of section 10, T. 40 N., R. 117 W.

2. The Limited Opening Order which was published in the FEDERAL REGISTER on March 31, 1964 (F.R. Doc. 64-3097), is hereby modified to include the additional lands now designated to be within lots 12 to 15, inclusive. At 10 a.m. on March 6, 1970, these additional public lands shall be open to such petition-applications, selections, applications and offers provided for in the Limited Opening Order of March 31, 1964.

All valid offers received at or prior to 10 a.m. on March 6, 1970, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

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

A. L. SIMPSON,  
Acting State Director.

[F.R. Doc. 70-1546; Filed, Feb. 6, 1970;  
8:45 a.m.]



**Fish and Wildlife Service**

[Docket No. A-520]

**DONALD EDISON AND PATRICIA ELLEN HALLSTEAD****Notice of Loan Application**

FEBRUARY 2, 1970.

Donald Edison Hallstead and Patricia Ellen Hallstead, Post Office Box 103, Kenai, Alaska 99611, have applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used 40-foot registered length wood vessel to engage in the fishery for salmon, halibut, crab, shrimp, and herring.

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

C. E. PETERSON,  
*Chief,*

*Division of Financial Assistance.*

[F.R. Doc. 70-1547; Filed, Feb. 6, 1970; 8:45 a.m.]

[Docket No. A-521]

**MADISON COBB****Notice of Loan Application**

FEBRUARY 2, 1970.

Madison Cobb, Post Office Box 154, Kenai, Alaska 99611, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a new 54-foot length over-all steel vessel to engage in the fishery for salmon, halibut, shrimp, and albacore.

Notice is hereby given pursuant to the provisions of Public Law 89-85 and Fisheries Loan Fund Procedures (50 CFR Part 250, as revised) that the above entitled application is being considered by the Bureau of Commercial Fisheries, Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the Director, Bureau of Commercial Fisheries, within 30 days from the date of publication of this notice. If such evidence is received, it will be evaluated along with such other evidence as may be available before making a determination that the contem-

plated operations of the vessel will or will not cause such economic hardship or injury.

C. E. PETERSON,  
*Chief,*

*Division of Financial Assistance.*

[F.R. Doc. 70-1548; Filed, Feb. 6, 1970; 8:45 a.m.]

**FEDERAL MARITIME COMMISSION****AMERICAN MAIL LINE, LTD. AND EVERETT ORIENT LINE****Notice of Agreement Filed**

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

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1202, or may inspect the agreement at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, 1405 I Street NW., Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

**Notice of Agreement filed by:**

Mr. W. R. Purnell, District Manager, American Mail Line, Ltd., 601 California Street, Suite 610, San Francisco, Calif. 94108.

Agreement No. 9840 between American Mail Line, Ltd., and Everett Orient Line establishes a through arrangement for the transportation of cargo from ports of call of Everett Orient Line in Indonesia to ports of call of American Mail Line, Ltd. in Alaska, Washington and Oregon with transshipment at Hong Kong or ports in Japan in accordance with the terms and conditions set forth therein.

Dated: February 4, 1970.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,  
*Secretary,*

[F.R. Doc. 70-1581; Filed, Feb. 6, 1970; 8:47 a.m.]

**AMERICAN MAIL LINE, LTD. AND EVERETT ORIENT LINE****Notice of Agreement Filed**

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

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1202, or may inspect the agreement at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, 1405 I Street NW., Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

**Notice of Agreement Filed by:**

Mr. W. R. Purnell, District Manager, American Mail Line, Ltd., 601 California Street, Suite 610, San Francisco, Calif. 94108.

Agreement No. 9841 between American Mail Line, Ltd. and Everett Orient Line establishes a through billing arrangement for the transportation of cargo from ports of call of American Mail Line in Alaska, Washington and Oregon to ports of call of Everett Orient Line in the Philippines with transshipment at ports in Japan in accordance with the terms and conditions set forth therein.

Dated: February 4, 1970.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,  
*Secretary,*

[F.R. Doc. 70-1582; Filed, Feb. 6, 1970; 8:47 a.m.]

**AMERICAN MAIL LINE, LTD. AND EVERETT ORIENT LINE****Notice of Agreement Filed**

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

Interested parties may inspect and obtain a copy of the agreement at the



Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1202, or may inspect the agreement at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, 1405 I Street NW., Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

W. R. Purnell, District Manager, American Mail Line, Ltd., 601 California Street, Suite 610, San Francisco, Calif. 94108.

Agreement No. 9842, between American Mail Line, Ltd., and Everett Orient Line, establishes a through billing arrangement for the movement of cargo from ports on the East Coast of India and East Pakistan (from Chittagong, Pakistan, to but not including Tuticorin, India) and ports in Burma to ports in California, Oregon, Washington, and Alaska, with transshipment at Hong Kong, Singapore, ports in Malaysia or ports in Japan, in accordance with terms and conditions set forth in the agreement.

Dated: February 4, 1970.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,  
Secretary.

[F.R. Doc. 70-1583; Filed, Feb. 6, 1970; 8:47 a.m.]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

[Docket No. FDC-D-162; NDA No. 12-228 etc.]

### Drugs for Human Use—Drug Efficacy Study Implementation CERTAIN DRUGS

#### NOTICE OF OPPORTUNITY FOR HEARING ON PROPOSAL TO WITHDRAW APPROVAL OF NEW-DRUG APPLICATIONS

In the FEDERAL REGISTER of September 5, 1969 (34 F.R. 14089), the Food and Drug Administration announced its conclusions pursuant to evaluations by the National Academy of Sciences—National

Research Council, Drug Efficacy Study Group, of combination drugs containing thiazides and potassium chloride; or thiazides, potassium chloride, and reserpine or rauwolfia serpentina. The Food and Drug Administration concluded that these combination preparations are not shown to be safe and that there is a lack of substantial evidence of effectiveness of the fixed combinations. The Commissioner of Food and Drugs gave notice of his intention to initiate proceedings to withdraw approval of all new-drug applications listed in the announcement and other new-drug applications approved for fixed combinations of a thiazide with potassium chloride.

The holders of the new-drug applications for these drugs, and any interested person who might be adversely affected by their removal from the market, were invited to submit pertinent data bearing on the proposal within 30 days after publication of the announcement in the FEDERAL REGISTER.

Responses were received from CIBA Pharmaceutical Co., Merck Sharp & Dohme, Division of Merck & Co., Inc., and E. R. Squibb & Sons, Inc., have been reviewed and, considered with other available information, do not establish the safety of these drugs or provide substantial evidence of the effectiveness of the fixed combinations for their recommended uses.

Therefore, notice is hereby given to:

1. CIBA Pharmaceutical Co., 556 Morris Avenue, Summit, N.J. 07901, holder of new-drug application for Esidrix-K (NDA 12-228);
2. Merck Sharp & Dohme, Division of Merck & Co., Inc., West Point, Pa. 19486, holder of new-drug applications for Hydropres-Ka (NDA 12-139) and Hydrodiuril-Ka (NDA 12-140);
3. E. R. Squibb & Sons, Inc., Georges Road, New Brunswick, N.J. 08903, holder of new-drug applications for Di-Ademil-K (NDA 12-243); Naturetin with K (NDA 12-163); Rautrax (NDA 11-802); Rautrax Improved (NDA 12-244); and Rautrax-N (NDA 12-320);
4. Eli Lilly & Co., 740 South Alabama Street, Indianapolis, Ind. 46206, holder of new-drug applications for Anhydron K (NDA 13-558) and Anhydron KR (NDA 13-559);

and to any interested person who may be adversely affected, that the Commissioner proposes to issue an order under the provisions of section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)) withdrawing approval of the above-specified new-drug applications, and all amendments and supplements thereto, on the grounds that:

1. Available information indicates that small bowel lesions consisting of stenosis, with or without ulceration, have been associated with the administration of potassium chloride preparations and with potassium chloride-diuretic preparations. These lesions have caused ulcers, obstruction, hemorrhage, and perforation. Surgery has been frequently required and deaths have occurred. Accordingly, new evidence of clinical experience not contained in the applications or not available until after the applications were approved, evaluated

with the evidence available when the applications were approved, shows that these preparations are not shown to be safe for use under the conditions of use on the basis of which the applications were approved; and

2. New information, evaluated with the evidence available when the applications were approved, shows there is a lack of substantial evidence that combination drugs containing thiazides and potassium chloride; or thiazides, potassium chloride, and reserpine or rauwolfia serpentina will have the effect they purport or are represented to have under the conditions of use prescribed, recommended, or suggested in the labeling thereof. Since potassium loss is variable and the amount of potassium necessary to prevent hypokalemia varies greatly among patients, the dose of potassium must be individualized. These fixed combinations do not permit the necessary individualization.

In accordance with the provisions of section 505 of the act (21 U.S.C. 355) and the regulations promulgated thereunder (21 CFR Part 130), the Commissioner will give the applicants, and any interested person who would be adversely affected by an order withdrawing such approval, an opportunity for a hearing to show why approval of any new-drug application listed herein should not be withdrawn. Promulgation of the proposed order will cause any combination drug for human use containing thiazides and potassium chloride; or thiazides, potassium chloride, and reserpine or rauwolfia serpentina to be a new drug for which an approved new-drug application is not in effect. Any such drug then on the market would be subject to regulatory proceedings.

Within 30 days after publication hereof in the FEDERAL REGISTER, such persons are required to file with the Hearing Clerk, Department of Health, Education, and Welfare, Office of the General Counsel, Food, Drug, and Environmental Health Division, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, a written appearance electing whether:

1. To avail themselves of the opportunity for a hearing; or
2. Not to avail themselves of the opportunity for a hearing.

If such persons elect not to avail themselves of the opportunity for a hearing, the Commissioner without further notice will enter a final order withdrawing approval of these new-drug applications. Failure of such persons to file a written appearance of election within said 30 days will be construed as their election not to avail themselves of the opportunity for a hearing.

The hearing contemplated by this notice will be open to the public except that any portion of the hearing that concerns a method or process that the Commissioner finds is entitled to protection as a trade secret will not be open to the public, unless the respondent specifies otherwise in his appearance.

If such persons elect to avail themselves of the opportunity for a hearing,



they are required to file a written appearance requesting the hearing, giving the reasons why approval of the new-drug application should not be withdrawn. If the hearing is requested and justified by the response to this notice, the issues will be defined, a hearing examiner will be appointed, and he shall issue a written notice of the time and place at which the hearing will commence (34 F.R. 14596, September 19, 1969).

This notice is issued pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 505, 52 Stat. 1052-53, as amended; 21 U.S.C. 355) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: February 2, 1970.

SAM D. FINE,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 70-1552; Filed, Feb. 6, 1970;  
8:45 a.m.]

### UNIROYAL, INC.

#### Notice of Filing of Petition Regarding Pesticides

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408 (d) (1), 68 Stat. 512; 21 U.S.C. 346a(d) (1)), notice is given that a petition (PP OF0939) has been filed by Uniroyal, Inc., Agricultural Chemicals, Bethany, Conn. 06525, proposing the establishment of tolerances (21 CFR Part 120) for combined negligible residues of the fungicide 5,6-dihydro-2-methyl-1,4-oxathiin-3-carboxanilide and its metabolite 5,6-dihydro-3-carboxanilido-2-methyl-1,4-oxathiin-4-oxide (calculated as 5,6-dihydro-2-methyl-1,4-oxathiin-3-carboxanilide) in or on the raw agricultural commodities cottonseed, peanuts, and the grain of barley, oats, sorghum, and wheat at 0.2 part per million.

The analytical methods proposed in the petition for determining residues of the fungicide is a technique in which caustic digestion cleaves aniline from the fungicide. The aniline is removed by steam distillation, and an aliquot is injected into a microcoulometric gas chromatograph equipped with a nitrogen detector.

Dated: January 30, 1970.

R. E. DUGGAN,  
Acting Associate Commissioner  
for Compliance.

[F.R. Doc. 70-1553; Filed, Feb. 6, 1970;  
8:45 a.m.]

### IMPERIAL CHEMICAL INDUSTRIES LTD.

#### Notice of Withdrawal of Petition for Food Additives

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice of*

the procedural food additive regulations (21 CFR 121.52), Imperial Chemical Industries Ltd., Dyestuffs Div., Hexagon House, Blackley, Manchester 9, England, has withdrawn its petition (FAP OH2462), notice of which was published in the FEDERAL REGISTER of October 30, 1969 (34 F.R. 17532), proposing that § 121.2547 *Sanitizing solutions* (21 CFR 121.2547) be amended to provide for the safe use of an aqueous solution containing poly[imino(imidocarbonyl)imino

(imidocarbonyl) imino-hexamethylene] hydrochloride, together with components generally recognized as safe, as a sanitizing solution on food-processing equipment and utensils.

Dated: January 30, 1970.

R. E. DUGGAN,  
Acting Associate Commissioner  
for Compliance.

[F.R. Doc. 70-1554; Filed, Feb. 6, 1970;  
8:45 a.m.]

### Public Health Service EXEMPTED CLINICAL LABORATORIES

#### Accreditation by the College of American Pathologists

Notice is hereby given that as of October 31, 1969, the laboratories listed below were accredited by the Commission on Inspection and Accreditation of the College of American Pathologists and issued a Letter of Exemption by the Department of Health, Education, and Welfare. Therefore, the provisions of section 353 of the Public Health Service Act, 42 U.S.C. 263a, requiring licensing do not apply.

#### ALABAMA

Medical Laboratory Associates, 1025 South 18th Street, Birmingham, Ala. 35206. Clinical Chemistry.  
Pathology Laboratory, 750 Washington Avenue, Montgomery, Ala. 36104. Bacteriology; Blood and Cerebrospinal Fluid Chemistry.

#### ARIZONA

Affiliated Pathologists, 6031 North 19th Avenue, Phoenix, Ariz. 85015. Blood and Cerebrospinal Fluid Chemistry; Immunohematology.  
The Diagnostic Laboratory, 1901 East Thomas Road, Phoenix, Ariz. 85016. Exfoliative Cytology.

#### CALIFORNIA

Gerson R. Biskind, M.D., Medical Laboratory, 2245 Post Street, San Francisco, Calif. 94115. Blood and Cerebrospinal Fluid Chemistry, Endocrinology, Urinalysis.  
Clinical Chemistry Reference Division, Drs. Brown, Curtis, Hoxie, & Harder Clin. Labs., 1461 East Chevy Chase Drive, Glendale, Calif. 91206. Blood and Cerebrospinal Fluid Chemistry, Endocrinology.

#### COLORADO

Drs. Freshman, Kurland, Herrmann, Menger & Johnson, 234 Metropolitan Building, Denver, Colo. 80202. Endocrinology.  
Drs. Hawley, Poulson, Doucette, Vincent, M.D.'s, 1633 Fillmore Street, Denver, Colo. 80206. Endocrinology; Exfoliative Cytology.  
Saint Luke's Hospital, 601 East 19th Avenue, Denver, Colo. 80203. Histopathology.  
Weid County General Hospital Laboratory, 16th Street and 17th Avenue, Greeley, Colo. 80631. Bacteriology, Mycology, Parasitology, Serology (Syphilis), Serology (non-Syphilis); Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.

#### DISTRICT OF COLUMBIA

Central Laboratory, Doctors Hospital, 1815 I Street NW., Washington, D.C. 20006. Microbiology and Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
Pathology Laboratory, George Washington Hospital, 901 23d Street NW., Washington, D.C. 20037. Microbiology and Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology.  
Oscar B. Hunter Memorial Laboratory, Sibley Memorial Hospital, 5255 Loughboro Road NW., Washington, D.C. 20016. Microbiology and Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
Oscar B. Hunter Memorial Laboratory, 915 19th Street NW., Washington, D.C. 20006. Microbiology and Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
Providence Hospital, Department of Pathology, 1150 Varnum Street NE., Washington, D.C. 20017. Microbiology and Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
Washington Hospital Center Laboratory, 110 Irving Street NW., Washington, D.C. 20021. Clinical Chemistry; Exfoliative Cytology, Histopathology.

#### GEORGIA

Mullins Pathology & Cytology Laboratory, 1467 Harper Street, Augusta, Ga. 30902. Microbiology and Serology; Clinical Chemistry; Pathology; Radiobiology.



## IDAHO

Pathologists' Treasure Valley Laboratory, 623 West Hays Street, Boise, Idaho 83702.  
St. Alphonsus Hospital Laboratory, 506 North Fifth Street, Boise, Idaho 83702.

## ILLINOIS

The Dr. Israel Davidsohn Dept. of Pathology, Mount Sinai Hospital Medical Center, 2750 West 15th Place, Chicago, Ill. 60608.  
Mason Barron Pathology Labs, S.C., 2056 North Clark Street, Chicago, Ill. 60614.

## INDIANA

South Bend Medical Foundation, 531 North Main Street, South Bend, Ind. 46601.

## IOWA

Black Hawk Medical Laboratories, 616½ Allen Street, Waterloo, Iowa 50704.  
Burlington Hospital Laboratory, 602 North Third Street, Post Office Box 1086, Burlington, Iowa 52601.  
Davenport Medical Laboratory, Quad Cities Pathologists Group, 125 Kirkwood Boulevard, Davenport, Iowa 52803.  
Norman Lowe, M.D. Medical Laboratory, Post Office Box 429, Burlington, Iowa 52601.

## KANSAS

The A. T. & S. F. Memorial Hospital, 417 East Sixth Street, Topeka, Kans. 66607.  
The Latimore-Fink Laboratories, 105 Medical Arts Building, 10th and Horne, Topeka, Kans. 66601.  
Medical Laboratory Associates, Post Office Box 1186, Mission, Kans. 66222.  
Wichita Clinical Laboratories, 3333 East Central, Wichita, Kans. 67208.

## KENTUCKY

Barnes Medical Laboratories, 612 Heyburn Building, Louisville, Ky. 40202.  
Clinical Pathology Laboratory, 2134 Nicholasville Road, Lexington, Ky. 40503.  
Western Baptist Hospital, 2501 Kentucky Avenue, Paducah, Ky. 42001

## MARYLAND

Col. J. E. Ash, M.D. Laboratory, 809 Viers Mill Road, Rockville, Md. 20851.  
Drs. Guerin, Kime & Sherrer, Maryland Regional Laboratory Center, Inc., 1010 Saint Paul Street, Baltimore, Md. 21202.  
Memorial Hospital Laboratory, Memorial Avenue, Cumberland, Md. 21502.

## MARYLAND—Continued

Suburban Hosp. Clin. & Pathological Laboratory, 8600 Old Georgetown Road, Bethesda, Md. 20014.  
Henry L. Wollenweber, M.D., Robert Howard Wright, M.D., 1114 Cathedral Street, Baltimore, Md. 21201.

## MASSACHUSETTS

Berkshire Medical Center, 725 North Street, Pittsfield, Mass. 01201.

Lawrence General Hospital, Pathology Department, 1 Garden Street, Lawrence, Mass. 08140.

Leary Laboratory, 43 Bay State Road, Boston, Mass. 02215.

New England Deaconess Hospital, 185 Pilgrim Road, Boston, Mass. 02215.

## MICHIGAN

Clinical Research Laboratory (The Upjohn Co.) Pharmaceutical Research & Development, 301 Henrietta Street, Kalamazoo, Mich. 49001.  
Henry Ford Hospital, Dept. of Pathology, 2799 West Grand Boulevard, Detroit, Mich. 48202.

## MINNESOTA

Luftkin Medical Laboratories, 450 Medical Arts Building, Minneapolis, Minn. 55402.

Medical Laboratory of St. Luke's Hospital, 915 East First Street, Duluth, Minn. 55805.

St. Ansgar Hospital Laboratory, 715 North 11th, Moorhead, Minn. 56560.

## MISSISSIPPI

Pathology Laboratory, 715 Arledge Street, Hattiesburg, Miss. 39401.

## MISSOURI

Allen Medical Laboratories, Ltd., 634 North Grand, St. Louis, Mo. 63103.

Buhler Laboratory, 330 West 47th, Kansas City, Mo. 64112.

Clinical Laboratories, 100 North Euclid, St. Louis, Mo. 63108.

St. Joseph Hospital Laboratory, 2510 East Lincoln Boulevard, Kansas City, Mo. 64128.

St. Luke's Hospital Medical Laboratory, 44th and Wornall Road, Kansas City, Mo. 64111.

Springfield Medical Laboratory, 609 Cherry Street, Springfield, Mo. 65806.



## TEXAS—Continued

- Terrell's Laboratories Medical Arts Building, Pathology.  
10th and Cherry Streets, Fort Worth, Tex. 76102.
- Harold Wood, M.D. Laboratory Medicine, 2909 Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.
- VIRGINIA
- Fairfax Hospital Laboratory, 3300 Gallows Road, Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.
- Falls Church, Va. 22191.
- Medical College of Virginia, Department of Pathology, 1200 East Broad Street, Richmond, Va. 23219.
- Louise Obici Memorial Hospital, Route 4, Suffolk, Va. 23434.

## WASHINGTON

- Pathology Associates, 204 Paulsen Building, Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Spokane, Wash. 99202.
- The Swedish Hospital Medical Center, 1212 Microbiology & Serology; Clinical Chemistry; Columbia Street, Seattle, Wash. 98104.
- Vancouver Memorial Hospital, 3400 Main Street, Post Office Box 1657, Vancouver, Wash. 98663.
- Dated: December 31, 1969.

JAMES O. MASON,  
*Acting Director, National Communicable Disease Center, Health Services and Mental Health Administration.*

Approved: January 30, 1970.

JOSEPH T. ENGLISH,  
*Administrator, Health Services and Mental Health Administration.*

[F.R. Doc. 70-1487; Filed, Feb. 6, 1970; 8:45 a.m.]

## LICENSED CLINICAL LABORATORIES

## List

Notice is hereby given that as of October 31, 1969, the laboratories listed below were licensed to solicit and accept specimens in interstate commerce for the indicated laboratory examinations pursuant to section 353 of the Public Health Service Act, U.S.C. 263a, and the regulations issued thereunder, 42 CFR Part 74.

## ALABAMA

- Mobile General Hospital Laboratory, 2451 Fil-Exfoliative Cytology, Histopathology.  
lingim Street, Mobile, Ala. 36617.
- Pathology and Cytology Laboratory, Southeast Alabama General Hospital, Dothan, Ala. 36301.
- Bacteriology, Mycology, Parasitology, Serology (Syphilis), Serology (non-Syphilis); Immunohematology; Hematology; Blood and Cerebrospinal Fluid Chemistry, Toxicology, Urinalysis; Pathology; Radiobiology.

- NEBRASKA
- Bishop Clarkson Memorial Hospital Clin. Lab., Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
44th and Dewey Avenue, Omaha, Nebr. 68106.
- The Pathology Center, 8308 Dodge Street, Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
Omaha, Nebr. 68111.
- Physicians Laboratory, 701 Doctors Building, Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
4239 Farnam Street, Omaha, Nebr. 68131.
- NEW HAMPSHIRE
- Exeter Hospital Laboratory, 10 Buzwell Avenue, Clinical Chemistry; Immunohematology; Pathology; Radiobiology.  
Exeter, N.H. 03833.
- NEW YORK
- Beth Israel Medical Center, 10 Nathan D. Perlman Place, New York, N.Y. 10003.

## NORTH CAROLINA

- The Moses H. Cone Memorial Hospital, 1200 Microbiology & Serology; Clinical Chemistry; Immunohematology; Pathology; Radiobiology.  
North Elm Street, Greensboro, N.C. 27405.
- Presbyterian Hospital, Dept. of Pathology & Clinical Laboratories, 200 Hawthorne Lane, Charlotte, N.C. 28204.
- Scotland Memorial Hospital Laboratory, West Microbiology & Serology; Clinical Chemistry; Pathology.  
McLean Street, Laurinburg, N.C. 28352.

## OHIO

- Horace B. Davidson, M.D. Laboratory, 267 East Microbiology & Serology; Clinical Chemistry; Pathology.  
Broad Street, Columbus, Ohio 43215.
- Kettering Memorial Hospital, Clinical Laboratories, 3535 Southern Boulevard, Kettering, Ohio 45429.
- Ohio Valley Hospital Laboratory, 380 Summit Clinical Chemistry; Hematology.  
Avenue, Steubenville, Ohio 43952.
- Westgate Laboratory of Pathology, Inc., 3301 Microbiology & Serology; Clinical Chemistry; Pathology.  
West Central Avenue, Toledo, Ohio 43606.

## OREGON

- Pathologists Central Laboratory, 1406 Southeast Clinical Chemistry.  
Stark Street, Portland, Ore. 97214.
- Physicians Medical Laboratory, 419 Northwest Pathology.  
23d, Portland, Ore. 97210.

## PENNSYLVANIA

- Ayer Clinical Laboratory, Eighth and Spruce Microbiology and Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
Streets, Philadelphia, Pa. 19107.
- Claude P. Brown, M.D. Laboratories, 1930 Chestnut Street, Philadelphia, Pa. 19103.

## TENNESSEE

- Doctors Browne, Thomson, and Miale, 2100 West Microbiology and Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
End Avenue, Nashville, Tenn. 37208.

## TEXAS

- Anderson Hospital & Tumor Institute, 6723 Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
Bertner Avenue, Houston, Tex. 77025.
- Dr. Preuss Pathology Laboratory, 3607 Gaston Pathology.  
Avenue, Dallas, Tex. 75246.







## DISTRICT OF COLUMBIA—Continued

Children's Hospital of the D.C.—Clinical Laboratories, 2125 13th Street NW., Washington, D.C. 20009.

Columbia Hospital for Women, 2425 L Street NW., Washington, D.C. 20037.

D.C. General Hospital—Main Laboratory, Division of Pathology, 19th Street and Massachusetts Avenue SE., Building 11, Washington, D.C. 20003.

Freedmen's Hospital—Clinical Laboratories, Sixth and Bryant Street NW., Washington, D.C. 20001.

Georgetown University Hospital, 3800 Reservoir Road NW., Washington, D.C. 20007.

Group Health Association, Inc., 2121 Pennsylvania Avenue NW., Washington, D.C. 20037.

Ladson Cytological Laboratories, Inc., 915 19th Street NW., Washington, D.C. 20006.

Washington Reference Laboratory, 4380 MacArthur Boulevard NW., Washington, D.C. 20007.

## FLORIDA

Ayre Cytodiagnostic Center, 6200 Northwest Miami Court, Miami, Fla. 33150.

Biochemistry Associates International, 1150 Northwest 14th Street, Miami, Fla. 33136.

Clinical Laboratory, 540 Northeast Eighth Street, Fort Lauderdale, Fla. 33304.

Dermatopathology Laboratory, 1680 Meridian Avenue, Miami Beach, Fla. 33139.

GCI Laboratories, Inc., 4400 Central Avenue, St. Petersburg, Fla. 33733.

Louis C. Herring & Co., 15 West Underwood Street, Orlando, Fla. 32806.

Lahus Clinical Laboratories, 168 Southeast First Street, Miami, Fla. 33131.

Miami Cytology Center, 2627 Biscayne Boulevard, Miami, Fla. 33137.

Penbay Biological Analytical Laboratories, Inc., 10 East Jordan Street, Pensacola, Fla. 32501.

Universal Medical Laboratory Service, Inc., 3290 Northeast 12th Avenue, Oakland Park, Fla. 33308.

Americus & Sumter County Hospital, 712 Forsyth Street, Americus, Ga. 31709.

## GEORGIA

## GEORGIA—Continued

Doctors Laboratory, Suite 201, Doctors Building, Valdosta, Ga. 31601.

L. A. Erbele, M.D., 700 Spring Street, Macon, Ga. 31208.

Linden Laboratories, Inc., 731 West Peachtree Street NW., Atlanta, Ga. 30308.

Medical Diagnostic and Research Laboratory, 499 Peachtree Street NE., Atlanta, Ga. 30308.

Agatha M. Thrash, M.D., 2039 Warm Springs Road, Columbus, Ga. 31904.

## IDAHO

St. Joseph's Hospital—Pathologists Regional Lab., Lewiston, Idaho 83501.

## ILLINOIS

Burnham City Hospital, 311 East Stoughton Street, Champaign, Ill. 61820.

DeGraffenried & Fisher Medical Consulting Service, 1838 Sycamore Road, DeKalb, Ill. 60115.

Lake View Memorial Hospital Department of Pathology, 812 North Logan Avenue, Danville, Ill. 61832.

Lombard Chiropractic Clinic Laboratory, 200 East Roosevelt Road, Lombard, Ill. 60148.

Martin Clinical Laboratory, 1520 Seventh Street, Moline, Ill. 61265.

Saint Elizabeth Hospital, 600 Sager Street, Danville, Ill. 61832.

Stromsdorfer Medical Laboratory, 604 East Broadway, Alton, Ill. 62002.

Thompson X-Ray & Clinical Laboratory, 1150 North State Street, Chicago, Ill. 60610.

## INDIANA

Bureau of Protective Analysis, Inc., 475 Broadway, Gary, Ind. 46402.

Chem-Tech Laboratories, Inc., 2907 Parnell Avenue, Fort Wayne, Ind. 46805.

DeGraffenried & Fisher Medical Consultation Service, Parkview Hospital, Plymouth, Ind. 46568.

Fort Wayne Medical Laboratory, 347 West Berry, Fort Wayne, Ind. 46807.



Robert J. Frost, M.D., 1701 Buffalo Street, Michigan City, Ind. 46360.  
 Good Samaritan Hospital Laboratory, 410 South Seventh Street, Vincennes, Ind. 47591.  
 King's Daughters' Hospital, 112 Presbyterian Avenue, Madison, Ind. 47250.  
 Munster Medical Laboratory, Inc., 601 Ridge Road, Munster, Ind. 46321.  
 Physicians Precision Automated Laboratories, Inc., 1919 State Street, New Albany, Ind. 47150.  
 W. J. Pierce, M.D., Bruceville, Ind. 47516.  
 Drs. Porco and Shively Clinical Laboratory, 3700 Bellemeade Avenue, Evansville, Ind. 47715.  
 Southbend Osteopathic Hospital Lab, 2515 East Jefferson Boulevard, Southbend, Ind.  
 Valley Medical Laboratory, 465 South 25th Street, Terre Haute, Ind. 47803.

IOWA

Davenport Osteopathic Hospital, 1111 West Kimberly Road, Davenport, Iowa 52806.  
 Gyn-Cyto-Lab, 117 South 35th Street, Council Bluffs, Iowa 51501.  
 Medical Services Laboratory, 543 West Eighth Street, Dubuque, Iowa 52001.  
 Xavier Hospital, Davis and Windsor, Dubuque, Iowa 52001.

KANSAS

Associated Laboratories, 5111 East 21st Street, Wichita, Kans. 67201.  
 University of Kansas Medical Center, 39th and Rainbow, Kansas City, Kans.

KENTUCKY

William Booth Memorial Hospital, 323 East Second Street, Covington, Ky. 41012.

LOUISIANA

Cancer Detection Laboratory, 4730 North Boulevard, Baton Rouge, La. 70806.  
 Derman Pathology, 1430 Tulane Avenue, New Orleans, La. 70112.  
 The Pathology Laboratory, 4740 Veterans Highway, Metairie, La. 70002.

MAINE

MacNeil Laboratory, 36 Dion Avenue, Kittery, Maine 03904.  
 Rheumatic Disease Laboratory—Maine Medical Center, 22 Bramhall Street, Portland, Maine 04102.

Baltimore Rn Typing Laboratory, Inc., 513 West Lombard Street, Baltimore, Md. 21201.  
 Benedict Skitarelic, M. C. Laboratory, Baltimore Pike, Route No. 9, Cumberland, Md. 21580.  
 Children's Hospital Laboratory, 3825 Green-spring Avenue, Baltimore, Md. 21211.  
 Cytology Services, Post Office Box 1126, Silver Spring, Md. 20910.  
 Flow Laboratories, Inc., 12601 Twinbrook Parkway, Rockville, Md. 20852.  
 Microbiological Associates, Inc., 4733 Bethesda Avenue, Bethesda, Md. 20014.  
 Mycological Laboratory of Maryland, Inc., 10620 Georgia Avenue, Silver Spring, Md. 20902.  
 Northern Avenue Medical Laboratory, 580 Northern Avenue, Hagerstown, Md. 21740.  
 Pharmacopathics Clinical Laboratories, 1261 Baltimore-Washington Boulevard, Laurel, Md. 20810.

Physicians Service Laboratory, 518 Virginia Avenue, Baltimore, Md. 21204.  
 Union Hospital of Cecil County, 106 Slingerly Avenue, Elkton, Md. 21920.

MASSACHUSETTS

Bay State Medical Laboratory, 1031 Beacon Street, Brookline, Mass. 02146.  
 Biomedical Assay Laboratories, Division of New England Nuclear Corp., 15 Harvard Street, Worcester, Mass. 01608.  
 Boston Medical Laboratory, Inc., 15 Lunda Street, Waltham, Mass. 02154.  
 Boston Medical Laboratory, Inc., 19 Bay State Road, Boston, Mass. 02215.  
 Robert B. Brigham Hospital Clinical Laboratory, 125 Parker Hill Avenue, Roxbury, Mass. 02120.  
 The Charles River Laboratories, Inc., 1018 Beacon Street, Brookline, Mass. 02146.  
 Clin-Chem Laboratories, Inc., 1106 Commonwealth Avenue, Boston, Mass. 02215.  
 Dermopathology Laboratory, 893 Harrison Avenue, Boston, Mass. 02118.  
 Kane Medical Laboratory, Inc., 9 Walnut Street, Suite 250, Worcester, Mass. 01608.  
 Laboratory for Stone Research, 2000 Washington Street, Newton, Mass. 02162.  
 Lahey Clinic Foundation, 605 Commonwealth Avenue, Boston, Mass. 02215.

MARYLAND

Immunochemistry Laboratory, 513 West Lombard Street, Baltimore, Md. 21201.  
 Exfoliative Cytology, Histopathology, Pathology.  
 Children's Hospital Laboratory, 3825 Green-spring Avenue, Baltimore, Md. 21211.  
 Exfoliative Cytology.  
 Virology, Serology (non-Syphilis).  
 Serology (non-Syphilis).  
 Bacteriology, Mycology.  
 Exfoliative Cytology.  
 Bacteriology, Mycology, Parasitology, Serology (Syphilis), Serology (non-Syphilis); Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobioassay.  
 Exfoliative Cytology.  
 Exfoliative Cytology.  
 Exfoliative Cytology.

NOTICES



Lawrence Medical and Testing Laboratory, 11 Bradford Street, Lawrence, Mass. 01840.  
 National Laboratories, 114 Waltham Street, Lexington, Mass. 02173.  
 New England Nuclear Corporation-Assay Laboratories, 615 Albany Street, Boston, Mass. 02118.  
 Quinn Medical Laboratory, 1038 Beacon Street, Brookline, Mass. 02146.  
 Skin Pathology & Mycology Laboratory, University Hospital, Talbot Building, 55 Stoughton Street, Boston, Mass. 02118.  
 Tracerlab Technical Products, 1601 Trapelo Road, Waltham, Mass. 02154.

MICHIGAN

Ann Arbor Clinical Laboratories, Inc., 2355 East Stadium Boulevard, Ann Arbor, Mich. 48106.  
 Central Laboratories, Inc., 312 David Whitney Building, Detroit, Mich. 48226.  
 Continental Bio-Clinical Laboratory Service, Inc., 2823 Clydon SW., Grand Rapids, Mich. 49509.  
 Krausz Woods Chemical & Research Laboratory, 4327 East Seven Mile Road, Detroit, Mich. 48234.  
 Laboratory of Clinical Medicine, 1322 East Michigan Avenue, Lansing, Mich. 48912.  
 Pinkus Dermatopathology Laboratory, 12 East Fourth Street, Monroe, Mich. 48161.  
 Providence Hospital Laboratories, 16001 West Nine Mile Road, Southfield, Mich. 48076.  
 Regional Medical Laboratories, 175 College Street, Battle Creek, Mich. 49017.  
 Upper Peninsula Cytology Laboratory, 205 First Street, Menominee, Mich. 49858.

MINNESOTA

Division of Laboratories—St. Paul-Ramsey Hospital, 640 Jackson Street, St. Paul, Minn. 55101.  
 Drs. James, James, Kram, and Stolee, 666 Lowry Medical Arts Building, St. Paul, Minn. 55102.  
 Minneapolis War Memorial Blood Bank, 2304 Park Avenue, Minneapolis, Minn. 55404.  
 Northwestern Hospital Laboratory, 810 East 27th Street, Minneapolis, Minn. 55407.  
 Bacteriology, Parasitology, Mycology, Serology (Syphilis); Immunohematology. Blood and Cerebrospinal Fluid Chemistry, Endocrinology; Hematology; Exfoliative Cytology, Histopathology; Radiobiology.

Pathology Associates, 2413 South Seventh Street, Minneapolis, Minn. 55406.  
 St. Joseph's Hospital Clinical Laboratory, 69 West Exchange, St. Paul, Minn. 55102.  
 Coahoma County Hospital Laboratory, Clarkdale, Miss. 38614.

MISSISSIPPI

Coahoma County Hospital Laboratory, Clarkdale, Miss. 38614.

MISSOURI

Cooper Medical Laboratory, 141 North Meramec, Clayton, Mo. 63105.  
 Ferguson's Medical Laboratories, Medical Arts Building, Joplin, Mo. 64901.  
 Glencoe Research, Inc., 11715 Westline Industrial Drive, St. Louis, Mo. 63141.  
 Kansas City Cytological Screening Center, 6400 Prospect Avenue, Kansas City, Mo. 64132.  
 Midwestern Cytology Laboratory, Inc., 7933 Clayton Road, St. Louis, Mo. 63117.  
 McPhee, Allen, Wright, Inc., 5140 Northeast Antioch Road, Kansas City, Mo. 64119.  
 Missouri Clinical & Biochemical Laboratory, Inc., 4910 Forest Park, St. Louis, Mo. 63108.  
 Research Hospital & Medical Center, Department of Laboratories, Meyer Boulevard at Prospect, Kansas City, Mo. 64132.  
 Rockhill Medical Laboratory, 6700 Troost, Suite 404, Kansas City, Mo. 64131.  
 St. Louis Oral Pathology Laboratories, Post Office Box 15084, St. Louis, Mo. 63110.  
 Scientific Associates, Inc., 6200 South Lindbergh Boulevard, St. Louis, Mo. 63128.  
 Snodgrass Laboratory—St. Louis City Hospital, 1606 Grattan Street, St. Louis, Mo. 63104.  
 U. Laboratory Service, Inc., Independence, Mo. 64050.  
 Upsher Laboratories, 20 East 14th Street, Kansas City, Mo. 64142.  
 Medical Laboratory Services—Memorial Hospital, North Platte, Nebr. 69101.

NEBRASKA



## NEVADA

Associated Pathologists, 2300 South Rancho Drive, Las Vegas, Nev. 89102.

## NEW HAMPSHIRE

Frisbie Memorial Hospital, Whitehall Road, Rochester, N.H. 03867.

Laboratory of the Littleton Hospital, 107 Cottage Street, Littleton, N.H. 03561.

Beatrice D. Weeks Memorial Hospital Laboratory, Middle Street, Lancaster, N.H. 03584.

## NEW JERSEY

Bioanalytical Associates, Inc., 36 Elm Street, Morristown, N.J. 07960.

Clinical Laboratories, Inc., 79 North Franklin Turnpike, Ramsey, N.J. 07446.

Cytology Laboratory of Medical Development Corporation, 511 New Brunswick Avenue, Perth Amboy, N.J. 08861.

Elizabeth Bio-Chemical Laboratory, 53 Jefferson Avenue, Elizabeth, N.J.

The Hospital Center at Orange Laboratory, 177 South Essex Avenue, Orange, N.J. 07051.

Isotopes, A Teledyne Co., 50 Van Buren, Westwood, N.J. 06775.

Metropolitan Cytology Services, 740 Carroll Place, Teaneck, N.J. 07666.

Metropolitan Pathology Laboratory, Inc., 185 West Englewood Avenue, Teaneck, N.J. 07666.

National Clinical Services Labs of New Jersey, 2115 Millburn Avenue, Maplewood, N.J. 07040.

Ortho Diagnostics, U.S. Highway 202, Raritan, N.J. 08869.

Skin & Mucous Membrane Biopsy Laboratory, 625 Main Avenue, Passaic, N.J. 07055.

Warren Hospital Laboratory, 185 North Roseberry Street, Phillipsburg, N.J. 08865.

New Mexico

Eberline Instrument Corporation's Dept. of Nuclear Sciences, Corner of Chama and Rosina Streets, Santa Fe, N. Mex. 87501.

San Juan Hospital, Inc., 801 West Maple Street, Farmington, N. Mex. 87401.

New York

Ca Detection Laboratories, 12 Nevada Drive, New Hyde Park, N.Y. 11040.

Clinical Laboratories of Metropolitan Life Insurance, 25 East 24th Street, New York, N.Y. 10010.

Cytology Screening Laboratory, 255 Lark Street, Albany, N.Y. 12210.

Exfoliative Cytology, 4 East 65th Street, New York, N.Y. 10028.

## NEW YORK—Continued

Drs. Fred Gorstein & Gerald C. Finkel Clinical Laboratory, 39A Gramercy Park North, New York, N.Y. 10010.

Jamison Laboratories, 1260 Broadway, Brooklyn, N.Y. 11221.

The Laboratory for Chromatography, 8 Muriel Avenue, Lawrence, N.Y. 11559.

Laboratory of Harold L. Mamelek, M.D., 141 Monhagen Avenue, Middletown, N.Y. 10940.

Manhattan Clinical & Pathological Laboratories, 1155 Park Avenue, New York, N.Y. 10028.

MOBIL OIL Corporation—Medical Department Clinical Laboratory, 150 East 42d Street, New York, N.Y. 10017.

National Cancer Cytology Center, 113 South Service Road, Jericho, N.Y. 11753.

The New York Institute of Clinical Oral Pathology, Inc., 101 East 79th Street, New York, N.Y. 10021.

Pioneer Blood Service, Inc., 2804 Third Avenue, Bronx, N.Y. 10455.

R.I.S.T. Laboratories, Inc., 315 Walt Whitman Road, Huntington Station, N.Y. 11746.

Jacob Taub, M. D. Laboratory, 2503 St. Raymond Avenue, Bronx, N.Y. 10461.

Universal Diagnostic Laboratories, 700 Ocean Avenue, Brooklyn, N.Y. 11226.

York-Regency Medical Laboratory, Inc., 1010 Third Avenue, New York, N.Y. 10021.

ROBERT S. Boatwright, M.D., Drawer 538, Waynesville, N.C. 28786.

Medical Aides Laboratories, 204 Grover Street, Shelby, N.C. 28150.

Southeast Pathology Laboratory, 1321 North Elm Street, Greensboro, N.C. 27401.

NORTH DAKOTA

Clinical Chemistry, University of North Dakota Medical School, Grand Forks, N. Dak. 58201.

Dakota Clinic Laboratory, 1702 S. University Drive, Fargo, N. Dak. 58102.

OHIO

American Bureau of Analysis, Inc., 1062 Hanna Building, Cleveland, Ohio 44101.

Brown Laboratories, Inc., 41 South Grant Avenue, Columbus, Ohio 43215.

Columbus Westgate Laboratories, 3275 Sullivant Avenue, Columbus, Ohio 43204.

Department of Pathology, St. John Hospital, St. John Heights, Steubenville, Ohio 43952.

Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology.

Blood & Cerebrospinal Fluid Chemistry, Urinalysis; Radiobioassay.

Bacteriology, Serology (Syphilis); Blood & Cerebrospinal Fluid Chemistry; Immunohematology; Hematology; Exfoliative Cytology, Histopathology.

Bacteriology, Mycology, Serology (Syphilis), Serology (non-Syphilis); Clinical Chemistry; Hematology; Pathology; Radiobioassay.

Exfoliative Cytology, Histopathology.

Serology (Syphilis); Serology (non-Syphilis); Clinical Chemistry.

Clinical Chemistry; Hematology; Pathology; Radiobioassay.

Serology (Syphilis); Blood Chemistry (Bilirubin only); Immunohematology; Hematology (CuSO<sub>4</sub> hemoglobin only). Exfoliative Cytology.

Clinical Chemistry; Hematology (Hemoglobin Electrophoresis); Pathology; Radiobioassay.

Endocrinology; Exfoliative Cytology.

Blood Cerebrospinal Fluid Chemistry, Endocrinology, Urinalysis.

Hematology; Pathology.

Bacteriology, Parasitology, Serology (non-Syphilis); Clinical Chemistry; Immunohematology; Hematology; Radiobioassay.

Exfoliative Cytology.

Urinalysis.

Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology.

Blood & Cerebrospinal Fluid Chemistry, Urinalysis; Radiobioassay.

Bacteriology, Serology (Syphilis); Blood & Cerebrospinal Fluid Chemistry; Immunohematology; Hematology; Exfoliative Cytology, Histopathology.

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Blood & Cerebrospinal Fluid Chemistry, Urinalysis; Radiobioassay.

Bacteriology, Serology (Syphilis); Blood & Cerebrospinal Fluid Chemistry; Immunohematology; Hematology; Exfoliative Cytology, Histopathology.

Urinalysis.

Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology.

Blood & Cerebrospinal Fluid Chemistry, Urinalysis; Radiobioassay.

Bacteriology, Serology (Syphilis); Blood & Cerebrospinal Fluid Chemistry; Immunohematology; Hematology; Exfoliative Cytology, Histopathology.

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Bacteriology, Serology (Syphilis); Blood & Cerebrospinal Fluid Chemistry; Immunohematology; Hematology; Exfoliative Cytology, Histopathology.

Urinalysis.

Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Path



## OHIO—Continued

Flower Hospital, 3850 Collingwood Boulevard, Exfoliative Cytology, Toledo, Ohio 43610.  
 Hilltop Laboratory, Inc., 250 William H. Taft Road, Cincinnati, Ohio 45219.  
 Keller Laboratory, 3697 Struble Road, Cincinnati, Ohio 45239.  
 Medical Laboratory Service, Inc., 5889 Colerain Avenue, Cincinnati, Ohio 45239.  
 Medical Research Consultants, Inc., 2775 Home Road, Powell, Ohio 43066.  
 Ohio Medical Laboratories, 821 Jefferson Avenue, Toledo, Ohio 43624.  
 St. Vincent Hospital and Medical Center, 2213 Cherry Street, Toledo, Ohio 43608.  
 Physicians and Surgeons Laboratory, 210 Scott Street NE., Warren, Ohio 44483.  
 The Van Wert County Hospital, 1250 South Washington Street, Van Wert, Ohio 45891.

## OKLAHOMA

Clinical and Surgical Pathology, Price Tower, Bartlesville, Oklahoma 74003.  
 Medical Arts Laboratory, 254 Pasteur Medical Building, 1111 North Lee, Oklahoma City, Okla. 73101.  
 Northwest Pathology Laboratory, 3141 Northwest Expressway, Oklahoma City, Okla. 73112.

## OREGON

Blue Mountain Laboratory, Box 1208, Pendleton, Ore. 97801.  
 Laboratory of Josephine General Hospital, 715 Northwest Dimmick, Grants Pass, Ore. 97526.  
 Microlaboratories, 220 Southwest Washington Street, Beaverton, Ore. 97005.  
 Oregon City Cytology Laboratory, 1415 Windsor Drive, Gladstone, Ore. 97027.  
 Reese Pathology Laboratory, 10784 Northeast Sandy Boulevard, Portland, Ore. 97220.  
 United Medical Laboratories, Inc.—Main Lab, 6060 Northeast 112th Street, Portland, Ore. 97230.

United Medical Laboratories, Inc.—Sandy Annex, 10700 Northeast Sandy Boulevard, Portland, Ore. 97220.

## PENNSYLVANIA

Alpha Medical Laboratories, 4536 Newportville Road, Levittown, Pa. 19057.  
 Bacteriology, Mycology, Parasitology, Serology, (Syphilis), Serology (non-Syphilis); Blood & Cerebrospinal Fluid Chemistry, Endocrinology, Urinalysis; Immunohematology; Hematology; Radiobiology.

## PENNSYLVANIA—Continued

Bernville Biological Laboratory, Bernville, Pa. 19506.  
 Bio-Science Laboratories—Philadelphia Branch, 1619 Spruce Street, Philadelphia, Pa. 19103.  
 Grace Laboratories, 5909 Ridge Avenue, Philadelphia, Pa. 19128.  
 Lawndale Laboratory, 6190 Rising Sun Avenue, Philadelphia, Pa. 19111.  
 Mayfair Laboratory, 2834 Cottman Avenue, Philadelphia, Pa. 19149.  
 Medical Arts Laboratory, 2300 Stratford Avenue, Willow Grove, Pa. 19090.  
 Northeast Medical Laboratory, Welsh Road at Roosevelt Boulevard, Philadelphia, Pa. 19114.  
 North Wales Medical Laboratory, Sunnyside Pike, North Wales, Rural Delivery 1, Pa. 19454.  
 Pharmacology Laboratories, Inc., Preston & Parrish Streets, Philadelphia, 19104.  
 The Philadelphia Blood Center, 2630 "B" Street, Philadelphia, Pa. 19125.  
 Physicians Bio-Analytical Laboratories, Inc., 931 Bustleton Pike, Feasterville, Pa. 19047.  
 Pittsburgh Pathology & Toxicology Laboratory, 3600 Forbes Avenue, Pittsburgh, Pa. 15213.  
 Rosoff Laboratories, Inc., 423 South 60th Street, Philadelphia, Pa. 19143.  
 Leland Brown Labs—Division of Biomedical Labs, 792 Garrett Road, Upper Darby, Pa. 19084.  
 RHODE ISLAND  
 Congregation of Jesus Crucified, Inc., Laboratory Dept., 61 Narragansett Avenue, Newport, R.I. 02840.  
 Evelyn S. Dakin Cytology Laboratory, 207 Waterman Street, Providence, R.I. 02906.  
 SOUTH CAROLINA  
 Anderson Pathology Associates Laboratory, 801 A. North Fant Street, Anderson, S.C. 29621.  
 Blood & Cerebrospinal Fluid Chemistry, Endocrinology, Urinalysis; Exfoliative Cytology, Histopathology; Radiobiology assay.



## SOUTH CAROLINA—Continued

Marlboro General Hospital Laboratory, Market Street, Bennettsville, S.C. 29512.  
Physicians Clinical Laboratory, 1919 Hampton Street, Columbia, S.C. 39202.

## SOUTH DAKOTA

Laboratory of Clinical Medicine, 1200 South Euclid Avenue, Sioux Falls, S. Dak. 57105.  
Pathologists Reference Laboratory, 307 West 14th Street, Sioux Falls, S. Dak. 57102.  
Physicians Laboratory, 900 East 22d Street, Sioux Falls, S. Dak. 57105.

## TENNESSEE

Moss-Farrow Pathology Laboratory, 257 South Bellevue, Memphis, Tenn. 38104.

## TEXAS

Bio-Assay Laboratory, 7035 Carpenter Freeway, Dallas, Tex. 75222.  
Biomedical Laboratories, 1800 North Mesa, El Paso, Tex. 79902.  
Central Medical Laboratories, 123 Wynnnewood Professional Building, Dallas, Tex. 75224.  
Complete Clinical Laboratory, Inc., 3707 Gaston Avenue, Dallas, Tex. 75246.  
Duncan Pathology Clinic, 315½ West Seventh, Texarkana, Tex. 75501.  
First's Clinical Laboratory, 2209 West Seventh, Amarillo, Tex.

Irvine and Ramsey Laboratory, 1505 Tenth Street, Wichita Falls, Tex. 76301.  
Joe Morrison Laboratory, 210 North Lafayette, Marshall, Tex. 75670.  
Orange Clinical Laboratory, 811 North Ninth Street, Orange, Tex. 77630.  
Radiology and Pathology Consultants, 415 East Yandell, El Paso, Tex. 79902.  
Western Clinical Laboratory, 909 North Oak Street, Arlington, Tex. 76010.

## UTAH

MicroLab, Inc., 463 East South Temple, Salt Lake City, Utah 84111.

## VERMONT

Brightlook Hospital Laboratory, 10 Summer Street, St. Johnsbury, Vt. 05819.  
Henry W. Putnam Memorial Hospital Laboratory, Dewey Street, Bennington, Vt. 05201.

## VIRGINIA

Bionetics Research Laboratories, Inc., 101 West Jefferson Street, Falls Church, Va. 22046.  
Chesapeake & Ohio Hospital, 720 Ridgeway Street, Clifton Forge, Va. 24422.  
National Clinical Services Laboratories, Inc., 3900 North Fairfax Drive, Arlington, Va. 22203.

Northern Virginia Pathology Laboratories, 10100 Main Street, Fairfax, Va. 22030.

Rockingham Hospital Laboratory, 738 South Mason Street, Harrisonburg, Va. 22801.

## WASHINGTON

Bio Medical Laboratories, Inc., East 111 Central Avenue, Spokane, Washington 99207.  
Frederic Davis, M.C., 120 East Birch, Suite 12, Walla Walla, Wash. 99362.  
Laboratory of Clinical Medicine—Cobb, 67 Cobb Building, Seattle, Wash. 98101.  
Laboratory of Clinical Medicine Maynard Hospital, 1309 Summit, Seattle, Wash. 98101.  
Laboratory of Gynecologic Cytology, 1320 Madison, Seattle, Wash. 98104.  
The Mason-Buisted Medical Laboratory, 1001 Broadway, Seattle, Wash. 98122.  
Pathologists Central Laboratory, 1115 East Pike Street, Seattle, Wash. 98122.  
Pathologist's Regional Laboratory, 1225 Highland, Clarkston, Wash. 99403.  
Tacoma General Hospital, 315 South K Street, Tacoma, Wash. 98405.  
United States Testing Company, Inc., 2800 George Washington Way, Richland, Wash. 99352.

## WEST VIRGINIA

Cabell Huntington Hospital Laboratories, 1340 16th Street, Huntington, W. Va. 25701.  
Department of Pathology, Ohio Valley General Hospital, 2000 Eoff Street, Wheeling, W. Va. 26003.  
General Consultants, Inc., 1217 Ann Street, Parkersburg, W. Va. 26101.  
Moundsville General Hospital, Inc., Osteopathic Laboratory, Eastern Fourth Street, Moundsville, W. Va. 26041.  
Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Radiobiology.  
Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Radiobiology.  
Serology (Syphilis), Serology (non-Syphilis); Blood & Cerebrospinal Fluid Chemistry, Endocrinology, Urinalysis; Hematology; Pathology; Radiobiology.  
Microbiology & Serology; Clinical Chemistry; Immunohematology; Hematology; Pathology; Radiobiology.  
Microbiology & Serology; Blood & Cerebrospinal Fluid Chemistry; Endocrinology; Immunohematology; Hematology; Pathology; Radiobiology.  
Bacteriology, Mycology, Parasitology, Serology (Syphilis), Serology (non-Syphilis); Blood and Cerebrospinal Fluid Chemistry, Endocrinology, Toxicology; Hematology; Histopathology.  
Microbiology & Serology; Blood & Cerebrospinal Fluid Chemistry; Endocrinology; Immunohematology; Hematology; Pathology; Radiobiology.  
Blood & Cerebrospinal Fluid Chemistry; Pathology.  
Bacteriology, Serology (Syphilis), Serology (non-Syphilis); Blood & Cerebrospinal Fluid Chemistry; Hematology; Urinalysis; Immunohematology; Hematology.  
Bacteriology, Serology (Syphilis), Serology (non-Syphilis); Blood & Cerebrospinal Fluid Chemistry, Endocrinology; Hematology; Pathology.  
Serology (Syphilis), Serology (non-Syphilis); Blood & Cerebrospinal Fluid Chemistry, Endocrinology; Hematology; Pathology.  
Exfoliative Cytology, Histopathology.  
Radiobiology.  
Exfoliative Cytology.  
Hematology; Pathology.  
Bacteriology, Mycology, Parasitology, Serology (Syphilis), Serology (non-Syphilis); Clinical Chemistry.  
Exfoliative Cytology.  
Pathology.  
Serology (Syphilis), Serology (non-Syphilis); Blood & Cerebrospinal Fluid Chemistry, Endocrinology; Hematology; Pathology.  
Exfoliative Cytology, Histopathology.  
Radiobiology.  
George Washington Way, Richland, Wash. 99352.



## WISCONSIN

Bio-Med Laboratories, Inc., 811 East Wisconsin Avenue, Milwaukee, Wis. 53202.

Bacteriology, Mycology, Parasitology, Serology (Syphilis), Serology (non-Syphilis); Blood & Cerebrospinal Fluid Chemistry, Endocrinology, Urinalysis; Immunohematology; Hematology; Radioassay.

## HAWAII

Hilo Hospital, 1190 Waiuanue Avenue, Hilo, Hawaii 96720.

Hematology; Exfoliative Cytology, Histopathology.

Dated: December 31, 1969.

JAMES O. MASON,

Acting Director, National Communicable Disease Center, Health Services and Mental Health Administration.

Approved: January 30, 1970.

JOSEPH T. ENGLISH,  
Administrator, Health Services  
and Mental Health Administration.

[F.R. Doc. 70-1486; Filed, Feb. 6, 1970; 8:45 a.m.]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR METRO- POLITAN PLANNING AND DEVELOPMENT

#### Delegation of Authority

SECTION A. Authority delegated with respect to specific programs. The Assistant Secretary for Metropolitan Planning and Development and the Deputy Assistant Secretary for Metropolitan Planning and Development each is authorized to exercise the power and authority of the Secretary of Housing and Urban Development with respect to the programs and matters listed below except as specified under this section A and as additionally excepted under section B:

#### METROPOLITAN AND COMMUNITY PLANNING

1. Comprehensive Planning Assistance Program under section 701 of the Housing Act of 1954, as amended (40 U.S.C. 461), except the authority to undertake studies, research, and demonstration projects under section 701(b).

2. Determine that a workable program for community improvement meets the requirements of section 101(c) of the Housing Act of 1949, as amended (42 U.S.C. 1451(c)), and certify that Federal assistance of the types enumerated in, or subject to the requirements of, section 101(c) may be made available in the community.

3. Grants for planned areawide development under section 205 of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3335).

4. Grants for technical studies under section 9 of the Urban Mass Transportation Act of 1964, as amended (49 U.S.C. 1609), as modified by Reorganization Plan No. 2 of 1968 (49 U.S.C. 1608 note).

#### LAND AND NEW COMMUNITIES DEVELOPMENT

5. Program of loan guarantees and supplementary grant assistance for new

communities under the New Communities Act of 1968 (title IV of the Housing and Urban Development Act of 1968, 42 U.S.C. 1301 et seq.).

6. Program of Surplus Land for Community Development, including authority under section 108 of the Housing Act of 1949 (42 U.S.C. 1458) and authority delegated to the Secretary of Housing and Urban Development with respect to surplus Federal property under section 203 of the Federal Property and Administrative Services Act, as amended (40 U.S.C. 484), or under such other authority relating to transfer of surplus Federal property as may be appropriate.

7. Advanced Acquisition of Land Program under section 704 of the Housing and Urban Development Act of 1965 (42 U.S.C. 3104).

8. Open-Space Land, Urban Beautification, and Historic Preservation Programs under title VII of the Housing Act of 1961, as amended (42 U.S.C. 1500-1500e), except the authority to:

a. Approve the conversion of open-space land to other uses under section 704 (42 U.S.C. 1500c).

b. Provide technical assistance and undertake studies and publish information under section 708 (a) and (b) (42 U.S.C. 1500d (a) and (b)).

9. Grants to the National Trust for Historic Preservation under section 603(a) of the Demonstration Cities and Metropolitan Development Act of 1966 (16 U.S.C. 470b-1).

#### COMMUNITY FACILITIES

10. Basic Water and Sewer Facilities Grant Program under section 702 of the Housing and Urban Development Act of 1965 (42 U.S.C. 3102).

11. Neighborhood Facilities Grant Program under sections 703 and 705 of the Housing and Urban Development Act of 1965 (42 U.S.C. 3103 and 3105).

12. Public Facility Loans Program under title II of the Housing Amendments of 1955, as amended (42 U.S.C. 1491-1497).

13. Program of Advances for Public Works Planning (including 1st and 2d programs) under:

a. Section 702 of the Housing Act of 1954, as amended (40 U.S.C. 462), ex-

cept the authority to conduct surveys under section 702(f).

b. Title V of the War Mobilization and Reconversion Act of 1944, Public Law 458, 78th Cong., as amended (50 U.S.C. App. 1671 note), and the Act of October 13, 1949, Public Law 352, 81st Cong., as amended (40 U.S.C. 451), subject to section 1112 of the Housing and Urban Development Act of 1965 (40 U.S.C. 462 note).

14. Urban systems engineering program under section 701(b) of the Housing Act of 1954 (40 U.S.C. 461).

15. Public Facilities Liquidating Programs, including those with respect to:

a. Section 5 of the Alaska Public Works Act, as amended (48 U.S.C. 486), and delegation from Secretary of Interior effective April 17, 1964 (29 F.R. 5516, Apr. 24, 1964).

b. Defense community facilities under title III of the Defense Housing and Community Facilities and Services Act of 1951, as amended (42 U.S.C. 1592-1592n).

c. Prefabricated housing loans under Reorganization Plan No. 23 of 1950 (5 U.S.C. 133z-15 note), including section 102-102c of the Housing Act of 1948, as amended (12 U.S.C. 1701g-1701g-3); section 104 of the Defense Housing and Community Facilities and Services Act of 1951, as amended (42 U.S.C. 1591c); and section 401 of the Independent Offices Appropriation Act of 1952 (12 U.S.C. 1701g-4).

d. War public works under title II of the Lanham Act, as amended (42 U.S.C. 1531-1534).

e. Public Agency Loans (RFC) under section 108 of the Reconstruction Finance Corporation Liquidation Act, as amended (40 U.S.C. 459), and Reorganization Plan No. 1 of 1957 (5 U.S.C. 133z-15 note), including section 7 of the Reconstruction Finance Corporation Act, as amended (15 U.S.C. 606).

f. Alaska Housing Act, as amended (48 U.S.C. 484-484c).

g. Section 202(e) of the Housing Amendments of 1955, as amended by section 5(b) of the Public Works Acceleration Act (42 U.S.C. 1492(e)).

#### INTERGOVERNMENTAL RELATIONS

16. Urban Information and Technical Assistance Program under title IX of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3351-3356).

17. Program of Fellowships for City Planning and Urban Studies and Community Development Training Programs under title VIII of the Housing Act of 1964, as amended (20 U.S.C. 801-807), including technical assistance and studies under section 805.

18. Clearinghouse Service under section 3(b) of the Department of Housing and Urban Development Act (42 U.S.C. 3532(b)) and pursuant to E.O. 11297 of August 11, 1966 (31 F.R. 10765, Aug. 13, 1966).

19. Compensation of condemnees under sections 402 and 403, and grants for relocation payments under section 404, of the Housing and Urban Development Act



of 1965, as amended (42 U.S.C. 3072-3074), to the extent applicable to matters delegated hereunder.

**Sec. B. Additional authority excepted.** There is further excepted from the authority delegated under section A the power to:

1. Establish interest rates.
2. Issue notes or other obligations for purchase by the Secretary of the Treasury.
3. Exercise the powers under section 402(a) of the Housing Act of 1950, as amended (12 U.S.C. 1749a(a)).
4. Sue and be sued.
5. Issue rules and regulations.

**Sec. C. Authority to issue rules and regulations.** The Assistant Secretary for Metropolitan Planning and Development and the Deputy Assistant Secretary for Metropolitan Planning and Development each is authorized to issue such rules and regulations as may be necessary to carry out the power and authority delegated herein.

**Sec. D. Authority to redelegate.** The Assistant Secretary for Metropolitan Planning and Development is authorized to:

1. Redelegate to subordinate employees any of the authority delegated under section A, and authorize further redelegation thereof to subordinate employees.
2. Redelegate to Regional Administrators and to Deputy Regional Administrators any of the authority delegated under section A, and authorize successive redelegations thereof to subordinate employees.

**Sec. E. Authority to designate Acting Assistant Secretary for Metropolitan Planning and Development and acting subordinate officials.** The Assistant Secretary for Metropolitan Planning and Development is authorized, with respect to employees or positions under his jurisdiction, to:

1. Designate one or more employees to serve as Acting Assistant Secretary for Metropolitan Planning and Development during the absence of the Assistant Secretary for Metropolitan Planning and Development.
2. Designate one or more employees to serve in an acting capacity during the absence of an appointee to a position or during a vacancy in a position.
3. Authorize the head of an organizational unit to designate one or more subordinate employees to serve as acting head of the unit during the absence of the head of the unit.

**Sec. F. Supersedeure.** This document supersedes the delegations of authority published at 31 F.R. 7358, May 20, 1966, as amended at 31 F.R. 8969, June 29, 1966; 31 F.R. 13148, Oct. 11, 1966; 33 F.R. 11099, Aug. 3, 1968; and 33 F.R. 12202, Aug. 29, 1968.

(Sec. 7(d) of Department of HUD Act, 42 U.S.C. 3535(d))

**Effective date.** This delegation of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1594; Filed, Feb. 6, 1970;  
8:49 a.m.]

## ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR RENEWAL AND HOUSING MANAGEMENT

### Delegation of Authority

**SECTION A. Authority delegated.** The Assistant Secretary for Renewal and Housing Management and the Deputy Assistant Secretary for Renewal and Housing Management each is authorized to exercise the power and authority of the Secretary of Housing and Urban Development with respect to the programs and matters listed below except as specified under this section A and as additionally excepted under section B:

1. Titles II, V, VI, VII, VIII, IX, X, and XI of the National Housing Act, as amended (12 U.S.C. 1701 et seq.):

a. Subsequent to final insurance endorsement relating to: Insured loans and mortgages, claims, rights, and interests involving multifamily projects (other than collection of insurance premiums), housing for the elderly, nursing homes, group practice facilities, and nonprofit hospitals.

b. Relating to: The payment of mortgage insurance claims on mortgages covering multifamily projects; and managing, dealing with, and disposing of real and personal property, mortgages, loans, claims, rights, and interests acquired by the Secretary in connection with the settlement of claims arising under multifamily loans and mortgages insured under the National Housing Act; and managing, dealing with, and disposing of real and tangible personal property acquired by the Secretary in connection with the settlement of claims arising under 1-4 family loans and mortgages insured under the National Housing Act.

2. Section 1, title I, of the National Housing Act, as amended (12 U.S.C. 1702), in exercising the power and authority delegated under section A, 1.

3. Sections 235 and 236 of the National Housing Act, as amended (12 U.S.C. 1715z and 1715z-1), with respect to administration of contracts and requirements for assistance payments and for interest reduction payments.

4. Section 101(e) of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701w) and section 237(e) of the National Housing Act, as amended (12 U.S.C. 1715z-2(e)), with respect to providing budget, debt management, and related counseling services.

5. Section 101 of the Housing and Urban Development Act of 1965, as amended (12 U.S.C. 1701s), with respect to administration of contracts and requirements for rent supplements for disadvantaged persons.

6. Section 404 of the Housing and Urban Development Act of 1965, as amended (42 U.S.C. 3071), and section 107 of the Demonstration Cities and Metropolitan Development Act of 1966, as amended (42 U.S.C. 3301-3313), with respect to relocation requirements and payments.

7. Section 5(a) of the Department of Housing and Urban Development Act (42 U.S.C. 3534) with respect to the activities listed below:

a. *Disposition of certain Government-owned property at AEC Communities of Oak Ridge, Tenn.; Richland, Wash.; and Los Alamos, N. Mex.* To execute the functions, powers, and duties authorized under Executive Order 10657 of February 14, 1956 (21 F.R. 1063, Feb. 16, 1956), as amended by Executive Order 10734 of October 17, 1957 (22 F.R. 8275, Oct. 22, 1957), and Executive Order 11105 of April 18, 1963 (28 F.R. 3909, Apr. 20, 1963), with respect to the disposition of certain Government-owned property at the Atomic Energy Commission communities of Oak Ridge, Tenn., Richland, Wash., and Los Alamos, N. Mex., pursuant to the Atomic Energy Community Act of 1955, as amended (42 U.S.C. 2301), except the Secretary's power to make the finding required under section 51 of the Act (42 U.S.C. 2341).

b. *Disposition of Greentown Projects and subsistence homesteads.* To execute the functions, powers, and duties authorized under the Act of June 29, 1936, 49 Stat. 2035; the Act of May 19, 1949, 63 Stat. 68; and section 4(b) of Reorganization Plan No. 3 of 1947, 61 Stat. 955 (5 U.S.C. 133y-133y-16 note).

c. *Disposition of emergency housing properties.* To execute the functions, powers, and duties authorized under Public Law 781, 76th Cong. (54 Stat. 883); Public Law 849, 76th Cong., as amended (Lanham Act, as amended, 42 U.S.C. 1521), and Reorganization Plan No. 17 of 1950 (64 Stat. 1269); Public Laws 9, 73, and 353, 77th Cong., as amended (55 Stat. 14, 198, and 818, as amended); and title II of Public Law 266, 81st Cong. (63 Stat. 659).

d. *Authority to endorse checks.* To endorse any checks or drafts in payment of insurance losses on which the United States of America, acting by and through the Housing and Home Finance Administrator or the Secretary, or the successors or assigns of either of them, is a payee (joint or otherwise) in connection with the disposition of the Government's interest in property at such communities or lease of such property.

e. *Conclusive evidence of authority.* Any instrument or document executed in the name of the Secretary by an employee of the Department of Housing and Urban Development under the authority of this delegation purporting to relinquish or transfer any right, title, or interest in or to real or personal property shall be conclusive evidence of the authority of such employee to act for the Secretary in executing such instrument or document.

8. As contracting officer, enter into and administer procurement contracts and make related determinations except determinations under sections 302(c) (11), (12), and (13) of the Federal Property and Administrative Services Act, as amended (41 U.S.C. 252(c) (11), (12), and (13)), with respect to all contracts for goods and services for repair, construction, improvement, removal, demolition or alteration, maintenance, and operation of acquired properties, including properties held by HUD as mortgagee in possession, and broker management services in connection with



such properties, the publication of notices and advertisements in newspapers, magazines, and periodicals; contracts with public or private organizations to provide budget, debt management, and related counseling services; and contracts for credit reports.

**SEC. B. Additional authority excepted.** There is further excepted from the authority delegated under section A the power to:

1. Exercise the powers under section 402(a) of the Housing Act of 1950, as amended (12 U.S.C. 1749a(a)).

2. Sue and be sued.

3. Issue rules and regulations.

**SEC. C. Authority to issue rules and regulations.** The Assistant Secretary for Renewal and Housing Management and the Deputy Assistant Secretary for Renewal and Housing Management each is authorized to issue such rules and regulations as may be necessary to carry out the power and authority delegated under section A.

**SEC. D. Authority to redelegate.** The Assistant Secretary for Renewal and Housing Management is authorized to:

1. Redelegate to subordinate employees, and subordinate employees of any other Assistant Secretary, any of the authority delegated under section A, and authorize further redelegation to subordinate employees.

2. Redelegate to Regional Administrators and to Deputy Regional Administrators any of the authority delegated under section A, and authorize successive redelegations to subordinate employees.

3. Redelegate to HUD-FHA insuring office Directors and to their deputies any of the authority delegated under section A, and authorize successive redelegations to HUD-FHA insuring office employees.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

**Effective date.** This delegation of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1599; Filed, Feb. 6, 1970; 8:49 a.m.]

#### ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR RENEWAL AND HOUSING MANAGEMENT

##### Delegation of Authority With Respect to College Housing Program

The Secretary's delegation of authority to the Assistant Secretary and Deputy Assistant Secretary for Renewal and Housing Assistance published at 34 F.R. 17041, October 18, 1969, with respect to the college housing program, is amended in the following respects:

(1) **Nomenclature changes.** Each current title listed below is changed

wherever it appears in the delegation of authority to the respective new title listed below:

Current title	New title
Assistant Secretary for Renewal and Housing Assistance.	Assistant Secretary for Renewal and Housing Management.
Deputy Assistant Secretary for Renewal and Housing Assistance.	Deputy Assistant Secretary for Renewal and Housing Management.
Deputy Assistant Secretary for Housing Assistance.	Director, Office of Housing Management.
General Deputy, Housing Assistance Administration.	Deputy Director, Office of Housing Management.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

**Effective date.** This amendment of delegation of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1600; Filed, Feb. 6, 1970; 8:49 a.m.]

#### ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR RENEWAL AND HOUSING MANAGEMENT

##### Delegation of Authority With Respect to Program of Assistance for Housing in Alaska

The Secretary's delegation of authority to the Assistant Secretary and Deputy Assistant Secretary for Renewal and Housing Assistance published at 34 F.R. 6399, April 11, 1969, with respect to the program of assistance for housing in Alaska, is amended in the following respects:

(1) **Nomenclature changes.** Each current title listed below is changed wherever it appears in the delegation of authority to the respective new title listed below:

Current title	New title
Assistant Secretary for Renewal and Housing Assistance.	Assistant Secretary for Renewal and Housing Management.
Deputy Assistant Secretary for Renewal and Housing Assistance.	Deputy Assistant Secretary for Renewal and Housing Management.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

**Effective date.** This amendment of delegation of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1603; Filed, Feb. 6, 1970; 8:49 a.m.]

#### ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR RENEWAL AND HOUSING MANAGEMENT

##### Delegations of Authority With Respect to Low-Rent Public Housing Program

The Secretary's delegations of authority to the Assistant Secretary and Deputy Assistant Secretary for Renewal and Housing Assistance published at 31 F.R. 8967, June 29, 1966, as amended (31 F.R. 11624, Sept. 2, 1966; and 32 F.R. 15723, Nov. 15, 1967), with respect to the low-rent public housing program, are amended in the following respects:

(1) **Nomenclature changes.** Each current official or organization title listed below is changed wherever it appears in the delegations of authority to the respective new official or organization title listed below:

Current official or organization title	New official or organization title
Assistant Secretary for Renewal and Housing Assistance.	Assistant Secretary for Renewal and Housing Management.
Deputy Assistant Secretary for Renewal and Housing Assistance.	Deputy Assistant Secretary for Renewal and Housing Management.
Deputy Assistant Secretary for Housing Assistance.	Director, Office of Housing Management.
General Deputy, Housing Assistance.	Deputy Director, Office of Housing Management.
Housing Assistance Administration.	Office of Housing Management.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

**Effective date.** This amendment of delegations of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1598; Filed, Feb. 6, 1970; 8:49 a.m.]

#### ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR RENEWAL AND HOUSING MANAGEMENT

##### Delegation of Authority With Respect to Program of Loans for Housing for the Elderly or Handicapped

**SECTION A. Program authority delegated.** The Assistant Secretary for Renewal and Housing Management and the Deputy Assistant Secretary for Renewal and Housing Management each is authorized to exercise the power and authority of the Secretary of Housing and Urban Development under section 202 of the Housing Act of 1959, as amended (12



U.S.C. 1701q), with respect to the Program of Loans for Housing for the Elderly or Handicapped, except the authority to:

1. Establish the rate of interest on Federal loans.

2. Sue and be sued.

3. Exercise the powers under section 402(a) of the Housing Act of 1950, as amended (12 U.S.C. 1749a(a)).

Sec. B. *Authority to issue rules and regulations.* The Assistant Secretary and the Deputy Assistant Secretary each is authorized to issue such rules and regulations as may be necessary to carry out the power and authority delegated under section A.

Sec. C. *Authority to redelegate.* The Assistant Secretary is authorized to:

1. Redelegate to subordinate employees any of the authority delegated under section A, and authorize successive redelegations to subordinate employees.

2. Redelegate to Regional Administrators and to Deputy Regional Administrators any of the authority delegated under section A, and authorize successive redelegations to subordinate employees.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

*Effective date.* This delegation of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1601; Filed, Feb. 6, 1970; 8:49 a.m.]

## ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR RENEWAL AND HOUSING MANAGEMENT

### Delegations of Authority With Respect to Renewal Assistance Program et al.

The Secretary's delegations of authority to the Assistant Secretary and Deputy Assistant Secretary for Renewal and Housing Assistance published at 31 F.R. 8964, June 29, 1966, as amended (32 F.R. 624, Jan. 19, 1967; 32 F.R. 11390, Aug. 5, 1967; and 33 F.R. 10161, July 16, 1968), with respect to the renewal assistance program et al., are amended in the following respects:

(1) *Nomenclature changes.* Each current title listed below is changed wherever it appears in the delegations of authority to the respective new title listed below:

Current title	New title
Assistant Secretary for Renewal and Housing Assistance.	Assistant Secretary for Renewal and Housing Management.
Deputy Assistant Secretary for Renewal and Housing Assistance.	Deputy Assistant Secretary for Renewal and Housing Management.
Deputy Assistant Secretary for Renewal Assistance.	Director, Office of Renewal Assistance.
General Deputy, Renewal Assistance.	Deputy Director, Office of Renewal Assistance.

(2) Under section A, *Authority delegated with respect to specific programs:*

(a) Paragraph 1 (Slum Clearance and Urban Renewal Program) is amended by adding new subparagraph c to read:

c. Determine that a workable program for community improvement meets the requirements of section 101(c) of the Housing Act of 1949, as amended (42 U.S.C. 1451(c)), and certify that Federal assistance of the types enumerated in said section 101(c) may be made available in the community.

(b) Paragraph 2 (Open-Space Land and Urban Beautification and Improvement) and paragraph 4 (Neighborhood Facilities Grant Program) are deleted.

(3) Under section C, *Additional authority delegated*, subparagraphs 6a and 6b are deleted.

(4) Under section D (as revised under (1) above), *Authority delegated to Deputy Assistant Secretary for Renewal and Housing Management*, paragraph 2 is deleted.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

*Effective date.* This amendment of delegations of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1597; Filed, Feb. 6, 1970; 8:49 a.m.]

## ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR RENEWAL AND HOUSING MANAGEMENT

### Delegations of Authority With Respect to Rent Supplements for Disadvantaged Persons in Program of Housing for Elderly or Handicapped

The Secretary's delegations of authority to the Assistant Secretary and Deputy Assistant Secretary for Renewal and Housing Assistance published at 32 F.R. 158, January 7, 1967, are amended in the following respects:

(1) *Nomenclature changes.* Each current title listed below is changed wherever it appears in the delegations of authority to the respective new title listed below:

Current title	New title
Assistant Secretary for Renewal and Housing Assistance.	Assistant Secretary for Renewal and Housing Management.
Deputy Assistant Secretary for Renewal and Housing Assistance.	Deputy Assistant Secretary for Renewal and Housing Management.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

*Effective date.* This amendment of delegations of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1602; Filed, Feb. 6, 1970; 8:49 a.m.]

## ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR RENEWAL AND HOUSING MANAGEMENT

### Redelegation of Authority With Respect to Homeowners Assistance Program, Department of Defense

SECTION A. *Redelegation of authority.* The Assistant Secretary for Renewal and Housing Management and the Deputy Assistant Secretary for Renewal and Housing Management each is authorized to exercise the following authority delegated to the Secretary of Housing and Urban Development under Article VII of the agreement between the Department of Defense and the Department of Housing and Urban Development dated June 8 and June 18, 1968, respectively (published at 34 F.R. 18031, Nov. 7, 1969) with respect to section 1013 of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3374):

1. With respect to acquired properties, to acquire title to, hold, manage, sell for cash or credit by taking a purchase money mortgage in the name of the Secretary of Housing and Urban Development and, in connection therewith, to execute deeds of conveyance and all other instruments necessary to fulfill the purposes of section 1013 of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3374) to issue rules and regulations and to make any or all determinations and to take any or all further actions in connection with acquired properties which the Secretary of Defense is authorized to undertake pursuant to the provisions of the Act.

2. To redelegate to one or more employees under his jurisdiction any of the functions, powers, and duties redelegated under section A, 1, and authorize successive redelegations thereof to subordinate employees.

3. To redelegate to Regional Administrators and to Deputy Regional Administrators any of the authority redelegated under section A, 1, and authorize successive redelegations thereof to subordinate employees.

(Article VII of agreement signed by Assistant Secretary of Defense (Installations and Logistics) and by Secretary of Housing and Urban Development dated June 8 and June 18, 1968, respectively, published at 34 F.R. 18031, Nov. 7, 1969)

Sec. B. *Supersedure.* This document supersedes the redelegation of authority to the Assistant Secretary for Mortgage Credit and Federal Housing Commissioner published at 33 F.R. 9679, July 3, 1968.

*Effective date.* This redelegation of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1604; Filed, Feb. 6, 1970; 8:49 a.m.]



## ASSISTANT SECRETARY FOR HOUSING PRODUCTION AND MORTGAGE CREDIT ET AL.

### Delegation of Authority

**SECTION A. Program authority delegated to Assistant Secretary for Housing Production and Mortgage Credit and Federal Housing Commissioner.** The Assistant Secretary for Housing Production and Mortgage Credit and Federal Housing Commissioner (herein called the Assistant Secretary-Commissioner) is authorized to exercise the power and authority of the Secretary of Housing and Urban Development with respect to the programs and matters listed below except as specified under this section A and as additionally excepted under section B:

1. Titles I, II, V, VI, VII, VIII, IX, X, and XI of the National Housing Act, as amended (12 U.S.C. 1701 et seq.), with respect to the insurance of loans and mortgages, except the authority to:

a. Perform the functions of the Secretary subsequent to final insurance endorsement relating to: insured loans and mortgages, claims, rights, and interests involving multifamily projects (other than collection of insurance premiums), housing for the elderly, nursing homes, group practice facilities, and nonprofit hospitals.

b. Perform the functions of the Secretary relating to: the payment of mortgage insurance claims on mortgages covering multifamily projects; and managing, dealing with, and disposing of real and personal property, mortgages, loans, claims, rights, and interests acquired by the Secretary in connection with the settlement of claims arising under multifamily loans and mortgages insured under the National Housing Act; and managing, dealing with, and disposing of real and tangible personal property acquired by the Secretary in connection with the settlement of claims arising under 1-4 family loans and mortgages insured under the National Housing Act.

c. Provide budget, debt management, and related counseling services under section 101(e) of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701w) and section 237(e) of the National Housing Act, as amended (12 U.S.C. 1715z-2(e)).

d. Perform the technological aspects of experimental housing under section 233 of the National Housing Act, as amended (12 U.S.C. 1715z), including determination of the technological acceptability of proposals and evaluation and dissemination of results.

2. Sections 235 and 236 of the National Housing Act, as amended (12 U.S.C. 1715z and 1715z-1), except the authority to perform functions of the Secretary subsequent to final insurance endorsement with respect to requirements and contract administration for assistance payments and interest reduction payments.

3. Section 202 of the Housing Act of 1959, as amended (12 U.S.C. 1701q), with respect to the program of loans for housing for the elderly or handicapped.

4. Section 101 of the Housing and Urban Development Act of 1965, as amended (12 U.S.C. 1701s), with respect to the rent supplement program for disadvantaged persons, except the authority to:

a. Administer contracts and requirements for rent supplements.

5. Section 1004 of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3371), with respect to the program of loan or grant assistance for housing in Alaska, except the authority to:

a. Approve the state-wide program prepared by the State of Alaska or any duly authorized agency or instrumentality thereof.

6. Section 207 of the Appalachian Regional Development Act of 1965, as amended (40 U.S.C. Appendix A, section 207), for expenses of planning and of obtaining an insured mortgage for a housing project under section 221 or section 236 of the National Housing Act, as amended (12 U.S.C. 1715l and 1715z-1).

7. Title IV of the Housing Act of 1950, as amended (12 U.S.C. 1749-1749c), with respect to the college housing program.

8. Section 106(b) of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701x(b)) with respect to loans to nonprofit organizations for expenses of planning and of obtaining financing for the rehabilitation or construction of housing for low or moderate income families under a federally assisted program.

9. The Interstate Land Sales Full Disclosure Act (15 U.S.C. 1701-1720, title XIV of the Housing and Urban Development Act of 1968), except the authority to:

a. Conduct hearings in accordance with 5 U.S.C. 556 and 557.

b. Issue orders or determinations after such hearings.

c. Transmit evidence of apparent violations of the Act to the Attorney General for the institution of any appropriate criminal proceedings, under section 1415(a) of the Act (15 U.S.C. 1714(a)).

**SEC. B. Additional authority excepted.** There is further excepted from the authority delegated under section A the power to:

1. Establish the rate of interest on Federal loans.

2. Issue notes or other obligations for purchase by the Secretary of the Treasury.

3. Exercise the powers under section 402(a) of the Housing Act of 1950, as amended (12 U.S.C. 1749a(a)).

4. Sue and be sued.

5. Issue rules and regulations

**SEC. C. Authority to issue rules and regulations.** The assistant Secretary-Commissioner and the Deputy Assistant Secretary for Housing Production and Mortgage Credit and Deputy Federal Housing Commissioner each is authorized to issue such rules and regulations as may be necessary to carry out the power and authority delegated under section A, except rules and regulations under section 1416(a) of the Interstate Land

Sales Full Disclosure Act (15 U.S.C. 1701-1720, title XIV of the Housing and Urban Development Act of 1968) prescribing rights of appeal from the decisions of hearing examiners.

**SEC. D. Authority to redelegate.** The Assistant Secretary-Commissioner is further authorized to redelegate to employees of the Department and to agents any of the authority delegated under section A, and authorize successive redelegations.

**SEC. E. Authority delegated to Deputy Assistant Secretary for Housing Production and Mortgage Credit and Deputy Federal Housing Commissioner.** The Deputy Assistant Secretary for Housing Production and Mortgage Credit and Deputy Federal Housing Commissioner is authorized to exercise all the power and authority delegated to the Assistant Secretary-Commissioner under section A.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

**Effective date.** This delegation of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1595; Filed, Feb. 6, 1970;  
8:49 a.m.]

## ASSISTANT SECRETARY FOR HOUSING PRODUCTION AND MORTGAGE CREDIT ET AL.

### Delegation of Authority With Respect to Low-Rent Public Housing

**SECTION A. Program authority delegated to Assistant Secretary for Housing Production and Mortgage Credit and Federal Housing Commissioner.** The Assistant Secretary for Housing Production and Mortgage Credit and Federal Housing Commissioner (herein called the Assistant Secretary-Commissioner) is authorized to exercise the power and authority of the Secretary of Housing and Urban Development with respect to the program and matters listed below:

1. Low-rent public housing program under the United States Housing Act of 1937, as amended (42 U.S.C. 1401 et seq.) (herein called the United States Housing Act) and all other power and authority of the Public Housing Administration and of the head and other officers and offices of the Public Housing Administration transferred under section 5(a) of the Department of Housing and Urban Development Act (42 U.S.C. 3534(a)), except the authority to:

a. Establish the rate of interest on Federal loans.

b. Issue notes or other obligations for purchase by the Secretary of the Treasury.

c. Exercise the powers under section 402(a) of the Housing Act of 1950, as amended (12 U.S.C. 1749(a)).

d. Sue and be sued.

e. Issue rules and regulations.

2. Compensation of condemnees under sections 402 and 403 of the Housing and



Urban Development Act of 1965, as amended (42 U.S.C. 3072 and 3073), to the extent applicable to the low-rent public housing program, and grants for relocation payments under section 404 of the Housing and Urban Development Act of 1965.

3. Authority vested in the President under:

a. Section 6(d) of the United States Housing Act (42 U.S.C. 1406(d)), delegated under section 1(1) of Executive Order 11196, to approve the undertaking of any annual contribution, grant, or loan, or any contract for any annual contribution, grant, or loan.

b. Section 14 of the United States Housing Act (42 U.S.C. 1414), delegated under section 1(2) of Executive Order 11196, to approve the amending or superseding of any contract for annual contributions or loans, or both, so that the going Federal rate on the basis of which such annual contributions or the interest rate on the loans, or both, respectively, are fixed shall mean the going Federal rate on the date of approval of the amending or superseding contract.

**Sec. B. Authority to issue rules and regulations.** The Assistant Secretary for Housing Production and Mortgage Credit and Federal Housing Commissioner, and the Deputy Assistant Secretary for Housing Production and Mortgage Credit and Deputy Federal Housing Commissioner (herein called the Deputy Assistant Secretary-Commissioner), each is authorized to issue such rules and regulations as may be necessary to carry out the power and authority delegated herein.

**Sec. C. Authority to redelegate.** The Assistant Secretary-Commissioner is authorized to redelegate to employees of the Department and to agents any of the authority delegated under section A, 1 and 2, and authorize successive redelegations.

**Sec. D. Authority delegated to Deputy Assistant Secretary-Commissioner.** The Deputy Assistant Secretary-Commissioner is authorized to exercise all the power and authority delegated to the Assistant Secretary-Commissioner under section A.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

**Effective date.** This delegation of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1596; Filed, Feb. 6, 1970; 8:49 a.m.]

## ASSISTANT SECRETARY FOR RESEARCH AND TECHNOLOGY

### Delegation of Authority

**SECTION A. Authority delegated.** The Assistant Secretary for Research and

Technology (herein called the Assistant Secretary) is authorized to exercise the power and authority of the Secretary of Housing and Urban Development with respect to the programs and matters listed below:

1. Housing and urban research and technology and studies and urban environmental studies under: Sections 301 (a) and (c) and 302 of the Housing Act of 1948, as amended (12 U.S.C. 1701e (a) and (c) and 1701f); section 602 of the Housing Act of 1956, as amended (12 U.S.C. 1701d-3); section 1010 and 1011 of the Demonstration Cities and Metropolitan Development Act of 1966, as amended (42 U.S.C. 3372 and 3373); section 3(b) of the Department of HUD Act (42 U.S.C. 3532(b)); and sections 6(a) and 11, and authority incidental thereto, of the Urban Mass Transportation Act of 1964, as amended (49 U.S.C. 1601-1611), and as modified by Reorganization Plan No. 2 of 1968 (49 U.S.C. 1608 note).

2. Planning for and testing new technologies in housing under section 108 (a)-(e) of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701z (a)-(e)).

3. Technological aspects of experimental housing under section 233 of the National Housing Act, as amended (12 U.S.C. 1715x), including determination of the technological acceptability of proposals and evaluation and dissemination of results.

4. Technical studies concerning problems in the development of standards for property financed with mortgages or loans insured under the National Housing Act, as amended (12 U.S.C. 1702 et seq.); and, at FHA request, research to enable FHA to determine the acceptance of materials or products as suitable for use in structures approved for mortgages or loans insured under the Act, pursuant to section 521 of the Act, as amended (12 U.S.C. 1735e).

5. Low-income housing demonstrations under section 207 of the Housing Act of 1961, as amended (42 U.S.C. 1436).

6. Comprehensive planning studies, research, and demonstrations under section 701(b) of the Housing Act of 1954, as amended (40 U.S.C. 461(b)).

7. Technical assistance, studies, and publications relative to open-space land, urban beautification, and historic preservation under section 708 (a) and (b) of the Housing Act of 1961, as amended (42 U.S.C. 1500d (a) and (b)).

8. Urban renewal demonstrations under section 314 of the Housing Act of 1954, as amended (42 U.S.C. 1452a).

9. Surveys of State and local public works planning under section 702(f) of the Housing Act of 1954, as amended (40 U.S.C. 462(f)).

10. Management of Operation Breakthrough.

**Sec. B. Authority to issue rules and regulations.** The Assistant Secretary is

authorized to issue such rules and regulations as may be necessary to carry out the power and authority delegated herein.

**Sec. C. Authority to redelegate.** The Assistant Secretary is authorized to redelegate to subordinate employees any of the power and authority delegated under section A, and authorize further redelegation thereof to subordinate employees.

**Sec. D. Authority to designate Acting Assistant Secretary and acting subordinate officials.** The Assistant Secretary is authorized, with respect to employees or positions under his jurisdiction, to:

1. Designate one or more employees to serve as Acting Assistant Secretary for Research and Technology during the absence of the Assistant Secretary.

2. Designate one or more employees to serve in an acting capacity during the absence of an appointee to a position or during a vacancy in a position.

3. Authorize the head of an organizational unit to designate one or more subordinate employees to serve as acting head of the unit during the absence of the head of the unit.

**Sec. E. Supersedeure.** This document supersedes the delegations of authority published at 32 F.R. 9325, June 30, 1967, as amended at 33 F.R. 3293, Feb. 22, 1968; 34 F.R. 2681, Feb. 27, 1969; 34 F.R. 7873, May 17, 1969; and 34 F.R. 15265, Sept. 30, 1969.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

**Effective date.** This delegation of authority shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1605; Filed, Feb. 6, 1970; 8:49 a.m.]

## DELEGATIONS OF AUTHORITY

### Continuation in Effect of Existing Redelegations

All redelegations of authority by an Assistant Secretary (and successive redelegations), other than to Central Office employees of the Department, in effect on the date of this document, with respect to the HUD programs and matters delegated under all other documents published in this issue of the FEDERAL REGISTER, are continued in effect as if issued under this delegation of authority unless and until expressly modified or revoked by a redelegation of authority subsequent to the effective date of this document.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))



Effective date. This document shall be effective as of February 7, 1970.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[F.R. Doc. 70-1593; Filed, Feb. 6, 1970;  
8:48 a.m.]

## ATOMIC ENERGY COMMISSION

[Docket No. 50-263]

### NORTHERN STATES POWER CO.

#### Order Extending Completion Date

Northern States Power Co., having filed a request dated January 22, 1970, and supplement thereto, dated January 30, 1970, for an extension of the latest completion date specified in Provisional Construction Permit No. CPPR-31 for construction of a 1670 megawatt (thermal) boiling water nuclear reactor, designated as the Monticello Nuclear Generating Plant, Unit No. 1, at the applicant's site in Wright County, Minn., about 3 miles northwest of Monticello, Minn., and good cause having been shown for extension of said date pursuant to section 185 of the Atomic Energy Act of 1954, as amended, and § 50.55 of the Commission's regulations:

It is hereby ordered that the latest completion date is extended from February 1, 1970 to August 1, 1970.

Date of issuance: February 2, 1970.

For the Atomic Energy Commission.

PETER A. MORRIS,  
Director,  
Division of Reactor Licensing.

[F.R. Doc. 70-1576; Filed, Feb. 6, 1970;  
8:47 a.m.]

## FEDERAL POWER COMMISSION

[Dockets Nos. RI70-1123, etc.]

### CONTINENTAL OIL CO. ET AL.

#### Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund<sup>1</sup>

JANUARY 30, 1970.

The respondents named herein have filed proposed changes in rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however, That the*

<sup>1</sup> Does not consolidate for hearing or dispose of the several matters herein.

supplements to the rate schedules filed by respondents, as set forth herein, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order respondents shall each execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved. Unless respondents are advised to the contrary within 15 days after the filing of their respective agreements and undertakings, such agreements and undertakings shall be deemed to have been accepted.<sup>2</sup>

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure [18 CFR 1.8 and 1.37 (f)] on or before March 17, 1970.

By the Commission.

[SEAL]

GORDON M. GRANT,  
Secretary.

<sup>2</sup> If an acceptable general undertaking, as provided in Order No. 377, has previously been filed by a producer, then it will not be necessary for that producer to file an agreement and undertaking as provided herein. In such circumstances the producer's proposed increased rate will become effective as of the expiration of the suspension period without any further action by the producer.

#### APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in dockets Nos.
									Rate in effect	Proposed increased rate	
RI70-1122...	Continental Oil Co., Post Office Box 2197, Houston, Tex. 77001.	138	23	Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Grand Isle Block 43 Field, West Delta Area) (Offshore Louisiana).	\$56,250	1-6-70	2-6-70	2-7-70	19.0	19.5	
RI70-1123...	Lewis B. Howard, Post Office Box 13204, Houston, Tex. 77019.	1	6	Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Lick Branch Field, Liberty and San Jacinto Counties, Tex.) (RR. District No. 3).	48	1-12-70	1-12-70	1-13-70	14.6	14.6548	

<sup>3</sup> Applicable only to acreage added by Supplement No. 10 (in Disputed Zone) and only to the sale of gas-well gas.

<sup>4</sup> The stated effective date is the first day after expiration of the statutory notice.

<sup>5</sup> The suspension period is limited to 1 day.

<sup>6</sup> Not used.

<sup>7</sup> Pressure base is 15.025 p.s.i.a.

<sup>8</sup> Area base rate for onshore second vintage gas well gas as established in Opinion No. 546.

<sup>9</sup> Temporary certificated rate being collected subject to a refund floor of 18.5 cents.

<sup>10</sup> The stated effective date is the date of filing.

<sup>11</sup> Tax reimbursement increase.

<sup>12</sup> Pressure base is 14.65 p.s.i.a.

Continental Oil Co.'s (Continental) proposed rate increase is from a temporary certificated rate of 19 cents being collect subject to a refund floor of 18.5 cents per Mcf<sup>12</sup> to

19.5 cents, for second vintage gas well gas sold from the Grand Island Block 43 Field, West Delta Area, Offshore Louisiana (Disputed Zone). Continental's proposed rate of 19.5 cents is equal to the area rate established in Opinion No. 546 for second vintage gas well gas produced from within the State taxing jurisdiction but exceeds the 18-cent rate established for second vintage gas well gas produced from the Federal Domain. The

Commission has allowed the onshore area rate to apply to gas produced from the Disputed Zone pending resolution of the jurisdictional question. The difference between the offshore and onshore area rate is collected subject to refund to the extent that the production is finally held to have been from the Federal Domain. Consistent with prior Commission action on similar increases,

<sup>13</sup> As of October 1, 1968, Continental under Opinion No. 546 has a refund obligation down to 18 cents if the gas is finally held to have been produced in the Federal Domain.



we conclude that Continental's proposed increase should be suspended for 1 day upon expiration of the statutory notice, and thereafter Continental should be permitted to collect the increased rate subject to refund of those amounts attributable to the 1.5-cent difference in the offshore and onshore area rate paid for gas finally held to have been produced from the Federal Domain.

The proposed rate increase filed by Lewis B. Howard (Howard) reflect the 0.5 percent increase in the production tax from 7.0 percent to 7.5 percent enacted by the State of Texas on September 9, 1969, to be effective as of October 1, 1969. Howard's proposed rate exceeds the applicable area ceiling for Texas Railroad District No. 3 as announced in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR, Chapter I, Part 2, § 2.56). We believe that it would be in the public interest to waive the statutory notice provided in section 4(d) of the Natural Gas Act with respect to Howard's rate filing. Pursuant to the Commission's Order No. 390 issued October 10, 1969, Howard's proposed tax increase from an underlying firm rate is suspended for 1 day from the date of filing since the filing was made subsequent to October 31, 1969.

[F.R. Doc. 70-1524; Filed, Feb. 6, 1970; 8:45 a.m.]

[Docket Nos. RI70-1118, etc.]

### TEXACO INC. ET AL.

#### Order Providing for Hearings on and Suspension of Proposed Changes in Rates<sup>1</sup>

JANUARY 30, 1970.

The respondents named herein have filed proposed increased rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

<sup>1</sup> Does not consolidate for hearing or dispose of the several matters herein.

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I) and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act.

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate scheduled sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37 (f)) on or before March 17, 1970.

By the Commission.

[SEAL]

GORDON M. GRANT,  
Secretary.

#### APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in dockets No.
									Rate in effect	Proposed increased rate	
RI70-1118	Texaco, Inc., Post Office Box 430, Bellaire, Tex. 77401.	283	25	United Gas Pipe Line Co. (Boyce Field, Goliad and Karnes Counties, Tex.) (RR. District No. 2).	\$102	1-2-70	2-2-70	Accepted	13.2002	** 18.3	
do	do	283	26	do		1-2-70	2-2-70	Accepted	13.2002	** 18.3	
do	do	284	25	do	408	1-2-70	2-2-70	Accepted	13.2002	** 18.3	
do	do	284	26	do		1-2-70	2-2-70	Accepted	13.2002	** 18.3	
do	do	285	25	United Gas Pipe Line Co. (South Porter Field, Kansas County, Tex.) (RR. District No. 2).		1-2-70	2-2-70	Accepted	13.2002	** 18.3	
do	do	285	26	do		1-2-70	2-2-70	Accepted	13.2002	** 18.3	
do	do	258	24	Transcontinental Gas Pipe Line Corp. (Odem Field, San Patricio County, Tex.) (RR. District No. 4).	16,055	1-2-70	2-2-70	7-2-70	10.7085	** 16.06	
do	do	259	16	Transcontinental Gas Pipe Line Corp. (Luby-Petronilla Field, Nueces County, Tex.) (RR. District No. 4).	74,921	1-2-70	2-2-70	7-2-70	10.7085	** 16.06	
RI70-1119	Texaco, Inc. (Operator) et al.	94	21	Transcontinental Gas Pipe Line Corp. (La Gloria Field, Jim Wells County, Tex.) (RR. District No. 4).	1,221	1-2-70	2-2-70	7-2-70	10.7085	** 16.06	
RI70-1120	Dakamont Exploration Corp. (Operator) et al., Post Office Box 610, Beeville, Tex. 78102.	1	4	Texas Eastern Transmission Corp., (Pearl Field, Bee County, Tex.) (RR. District No. 2).	181	1-2-70	2-2-70	7-2-70	13.93	** 14.9341	
RI70-1121	Dorothy Dewit Blakeney et al., Post Office Box 610, Beeville, Tex. 78102.	1	14	Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Roche Field, Refugio County, Tex.) (RR. District No. 2).	3,040	1-2-70	2-2-70	7-2-70	** 15.637	** 16.637	RI64-327.
do	do	2	13	United Gas Pipe Line Co. (North Pettus and Burnell Fields, Karnes, Bee, and Goliad Counties, Tex.) (RR. District No. 2).	3,507	1-2-70	2-2-70	7-2-70	** 15.542	** 16.06	RI66-171.

<sup>2</sup> Agreement dated Nov. 24, 1969, amends measurement provisions and provides for a redetermined rate of 18.02 cents, plus tax reimbursement, for the 3-year period commencing June 19, 1969.

<sup>3</sup> The stated effective date is the first day after expiration of the statutory notice.

<sup>4</sup> Redetermined rate increase.

<sup>5</sup> Pressure base is 14.65 p.s.i.a.

<sup>6</sup> As corrected.

<sup>7</sup> Includes letters dated Nov. 21, 1969, and Dec. 12, 1969, providing for the favored-nation increase proposed herein.

<sup>8</sup> Favored-nation rate increase.

<sup>9</sup> The stated effective date is the effective date requested by Respondent.

<sup>10</sup> Periodic rate increase.

<sup>11</sup> Includes Texas tax increase which has been filed.

Texaco Inc. (Texaco), requests that its proposed rate increases be permitted to become effective as of January 2, 1970. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit

an earlier effective date for Texaco's rate filings and such request is denied.

Concurrently with the filing of its rate increases, Texaco submitted three contract agreements dated November 24, 1969, designated as Supplement No. 5 to Texaco's

FPC Gas Rate Schedule Nos. 283, 284, and 285, respectively. We believe that it would be in the public interest to accept for filing Texaco's aforementioned contract agreements to become effective as of February 2, 1970, the expiration date of the statutory notice,



but not the proposed rate contained therein which is suspended as hereinbefore ordered.

All of the producers' proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR, Chapter I, Part 2, § 2.56).

[F.R. Doc. 70-1485; Filed, Feb. 6, 1970; 8:45 a.m.]

[Project No. 761]

## CALIFORNIA

### Order Partially Vacating Withdrawal of Lands

FEBRUARY 2, 1970.

Application has been filed by Boise Cascade Properties, Inc., for vacation of the land withdrawal under the provisions of section 24 of the Federal Power Act pertaining to the following described lands of the United States:

MOUNT DIABLO MERIDIAN, CALIF.

T. 1 S., R. 16 E.,  
Sec. 14, NW¼NE¼SW¼.

This order also pertains to other lands. All of the subject lands are listed in the attachment hereto.

The lands lie in the Tuolumne River Basin, between Don Pedro Reservoir and Yosemite National Park.

The subject lands are withdrawn pursuant to the filing on December 6, 1926, October 5, 1927, November 28, 1928, and May 12, 1932, of applications for preliminary permit and license for Project No. 761. While a 1-year preliminary permit for Project No. 761 was issued May 13, 1931, permission to withdraw the application was granted by Commission order of March 27, 1934.

Notices of land withdrawal for the project were given to the General Land Office (now Bureau of Land Management) by Commission letters dated January 4, 1927, October 11, 1927, and March 29, 1929.

The land withdrawal for Project No. 761 was vacated insofar as it pertained to the SE¼NE¼ of section 15, T. 1 S., R. 16 E. (40 acres), by Commission order issued June 29, 1959 (D.A. 969-California).

Project No. 761 (Groveland project) proposed the diversion of water from the Middle and South Forks of the Tuolumne River to the proposed Groveland reservoir (80,000 acre-foot capacity) on Big Creek and then to powerhouses on the Tuolumne River.

Extensive studies of the proposed Groveland project have been made by the Forest Service, Federal Power Commission and California Department of Water Resources. All concluded that the alternate Harden plan proposed in Project No. 210 is the better plan for the development of the Middle and South Forks of the Tuolumne River. Moreover, Boise Cascade Properties has constructed an 8,100 acre-foot reservoir at the Groveland reservoir site as part of a 2,400-acre residential development. All of the lands in the vicinity of the residential development are in private ownership except a

10-acre tract which lies above the flow line of the constructed reservoir, consequently, retention of the withdrawal for Project No. 761 would not protect any hydroelectric value the Groveland site may have.

Some of the subject lands have power value in connection with developments other than that proposed in Project No. 761, however all such lands are variously protected by Power Site Reserve Nos. 142, 292, 710, and 722, Power Site Classification No. 266, and withdrawals for Project Nos. 210, 1086, and 2299. These withdrawals will in no way be affected by the partial vacation of the land withdrawal for Project No. 761.

The Commission finds:

In the above circumstances, the land withdrawal for Project No. 761 no longer serves a useful purpose insofar as it pertains to the subject lands and should be vacated to that extent.

The Commission orders:

The land withdrawal for Project No. 761 is hereby vacated insofar as it pertains to the subject lands.

By the Commission.

[SEAL] GORDON M. GRANT,  
Secretary.

[F.R. Doc. 70-1543; Filed, Feb. 6, 1970; 8:45 a.m.]

[Dockets Nos AR64-1, etc.]

## HUGOTON-ANADARKO AREA ET AL.

### Petition for Promulgation and Approval of Amended Settlement Proposal

FEBRUARY 3, 1970.

Take notice that on January 29, 1970, independent producer respondents in the above-entitled proceeding filed a petition for an order promulgating an amended settlement proposal, and for approval thereof, pursuant to §§ 1.7 and 1.18 of the rules of practice and procedure of this Commission. The settlement proposal amends, supersedes and revokes a proposal previously filed by petitioners in these proceedings on May 24, 1968, upon which no action has been taken by the Commission.

The amended settlement proposal resolves all issues in Dockets Nos. AR64-1 et al., and provides for specified settlement rates for certain past periods, refund of monies collected subject to refund in excess of said rates for such past periods in accordance with certain terms and conditions, and for settlement rates to be charged prospectively for specified periods of time.

All terms of the proposal are more fully set forth therein, and copies of the amended settlement proposal were served on all parties of record. A copy of the proposal is available to the public for examination at the Office of Public Information, Room 2523, Federal Power Commission, 441 G Street NW., Washington, D.C.

Comments or objections relating to the amended settlement proposal may be filed with the Federal Power Commission,

Washington, D.C. 20426, on or before March 2, 1970.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 70-1571; Filed, Feb. 6, 1970; 8:46 a.m.]

[Docket No. CP70-104]

## FLORIDA GAS TRANSMISSION CO.

### Order Permitting Intervention, Setting Hearing Date and Prescribing Procedure

FEBRUARY 3, 1970.

Florida Gas Transmission Co. (Transmission), Winter Park, Fla. 32789 filed on October 21, 1969, under Docket No. CP70-104 pursuant to section 7(c) of the Natural Gas Act, an application for a certificate of public convenience and necessity authorizing the construction and operation of approximately 8.28 miles of 8-inch and 4-inch pipeline, two meter stations and appurtenant facilities necessary to sell and deliver natural gas to its parent corporation and present customer, Florida Gas Co. (Florida Gas), for resale in and around the cities of Frostproof, Polk County, Fla. and Avon Park, Highlands County, Fla.

The estimated total cost of the project is \$294,000 to be paid for out of cash on hand.

The estimated 3d year gas requirements of the two cities are 7,277,280 M<sup>3</sup>B.t.u. annual and 70,850 M<sup>3</sup>B.t.u. maximum day divided between firm customers and interruptible customers as follows:<sup>1</sup>

	THIRD-YEAR REQUIREMENTS (M <sup>3</sup> B.T.U.)	
	Peak day	Annual
Firm.....	11,750	927,280
Interruptible.....	59,100	6,350,000
	70,850	7,277,280

Notice of Transmission's application setting November 26, 1969, as the final date for filing protests and petitions to intervene, was published in the FEDERAL REGISTER of November 5, 1969 (34 F.R. 17928). Timely petitions to intervene in opposition to Transmission's application were filed by:

Sun Oil Co. (Sun), 1608 Walnut Street, Philadelphia, Pa. 19103.  
and  
Central Florida Gas Corp. (Central Florida), Winter Haven, Fla. 33880.

Each petitioner alleged matters purporting to show that it has an interest

<sup>1</sup> Volumes in the application are stated in B.t.u.'s whereas applicant's service agreements and jurisdictional resale rate schedules are on a therm basis. Based on the present heating value of approximately 1030 B.t.u.'s per cubic foot for applicant's gas in this area, the stated B.t.u.'s should be divided by 100,000 to obtain equivalent volumes in therms, and by 1,030,000 to obtain equivalent volumes in Mcf. Peak day requirements during the 3d year are estimated at 1141 Mcf firm, 5738 Mcf interruptible, 6879 Mcf total.



in this proceeding which may be directly affected and which is not adequately represented by any other party and as to which the petitioner may be bound by the Commission's action.

Transmission filed answers opposing the intervention petitions of Sun and Central Florida on the ground that some of the matters alleged in the petitions could not properly be considered in this proceeding and requested that the Commission condition any order permitting intervention to preclude the presentation of such matters. Transmission described the matters to which it objects. Upon timely motion or objection, the examiner will rule upon the admissibility of proffered evidence.

The Commission finds:

(1) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that a public hearing be held on the issues presented by Transmission's application under Docket No. CP70-104 as ordered hereinafter.

(2) Good cause exists to allow the petitioners named above to intervene in this proceeding subject to their compliance with the terms of this order in order that they may establish the facts and law from which the nature and validity of their alleged rights and interests may be determined and show what further action may be appropriate under the circumstances in the administration of the Natural Gas Act.

The Commission orders:

(A) The petitioners named above are permitted to intervene in this proceeding subject to the rules and regulations of the Commission provided that they shall comply with the terms of this order and that their participation shall be limited to matters affecting rights and interests expressly asserted in their petitions to intervene; and provided further that permission to intervene shall not be construed as admission by the Commission that any intervenor might be aggrieved by any order entered in this proceeding.

(B) A public hearing on the issues presented by Transmission's application under Docket No. CP70-104 will be held in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., commencing at 10 a.m. on June 2, 1970.

(C) The applicant and each petitioner to intervene shall file with the Commission and serve on one another and the Commission's staff proposed evidence, including prepared testimony of witnesses and exhibits, as follows:

Transmission shall file and serve evidence comprising its case-in-chief on or before March 24, 1970.

Each petitioner to intervene shall file and serve evidence to support the allegations in its petition and its position on or before April 21, 1970.

Transmission shall file and serve rebuttal evidence on or before May 19, 1970.

By the Commission.

[SEAL] GORDON M. GRANT,  
Secretary.

[F.R. Doc. 70-1572; Filed, Feb. 6, 1970;  
8:47 a.m.]

[Docket Nos. RI70-890, etc.]

### GLASSCOCK OIL CO. ET AL.

#### Order Providing for Hearings on and Suspension of Proposed Changes in Rates

JANUARY 28, 1970.

In the order providing for hearings on and suspension of proposed changes in rates, issued December 24, 1969, and published in the FEDERAL REGISTER January 14, 1970, 35 F.R. 492, Appendix "A", Docket No. RI70-898, *Ashland Oil & Refining Co.*, change "Rate Sched. No." to read "158" rather than "150".

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 70-1567; Filed, Feb. 6, 1970;  
8:46 a.m.]

[Docket No. CP70-124]

### GREAT LAKES GAS TRANSMISSION CO.

#### Notice of Petition To Amend

FEBRUARY 3, 1970.

Take notice that on January 21, 1970, Great Lakes Gas Transmission Co. (Applicant), 1 Woodward Avenue, Detroit, Mich. 48226, filed in Docket No. CP70-124 a petition to amend the order of the Commission issued on December 17, 1969, to authorize applicant to increase the volumes of natural gas to be imported during the period ending November 1, 1970, by 1,731,000 Mcf, from 3,285,000 Mcf to 5,016,000 Mcf, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

By the aforementioned order applicant was authorized pursuant to section 3 of the Natural Gas Act to import natural gas from Trans-Canada Pipe Lines, Ltd., at an existing point of interconnection on the international boundary near Emerson, Manitoba, to enable it to make a limited term sale to Panhandle Eastern Pipe Line Co. Applicant states that it will require greater volumes of compressor fuel and therefore requests the authorization for an additional 1,731,000 Mcf during the period ending November 1, 1970.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 20, 1970, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the reg-

ulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 70-1570; Filed, Feb. 6, 1970;  
8:46 a.m.]

[Docket No. E-7522]

### PHILADELPHIA ELECTRIC CO.

#### Notice of Application

FEBRUARY 3, 1970.

Take notice that on January 23, 1970, Philadelphia Electric Co. (Applicant) filed an application pursuant to section 203 of the Federal Power Act seeking authorization to acquire 300,000 shares of common stock of Philadelphia Electric Power Co.

Applicant is a public utility incorporated under the laws of the Commonwealth of Pennsylvania, with its principal office in Philadelphia, Pa., and is engaged in providing electric service in the city and county of Philadelphia and in adjacent areas. Gas service is also furnished in Delaware, Chester, Montgomery, and Bucks Counties.

Philadelphia Electric Power Co. (PEPCo) is a wholly owned subsidiary of applicant. PEPCo and its wholly owned subsidiary, the Susquehanna Power Co. (SPCO) are co-licensees of the Conowing Hydro-electric Project under a 50-year license dated February 20, 1926, from the Federal Power Commission (Project No. 405). Applicant purchases substantially all of the electricity generated by the Project.

The 300,000 shares of common stock of PEPCo which Applicant seeks authority to acquire will be \$25 par value and the consideration will be a cash payment of the aggregate par value of \$7,500,000.

The proceeds of the sale of common stock will be used by PEPCo to (1) liquidate \$4 million of outstanding bank loans, (2) purchase of SPCO common stock to provide SPCO with additional funds for financing future improvements, including recreational facilities, at the Project under authority of the Commission, and (3) provide PEPCo with working capital for construction and for sinking fund payments.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 20, 1970, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests



filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 70-1569; Filed, Feb. 6, 1970;  
8:46 a.m.]

## FEDERAL RESERVE SYSTEM

### UNITED VIRGINIA BANKSHARES INC.

#### Order Approving Acquisition of Bank Stock by Bank Holding Company

In the matter of the application of United Virginia Bankshares Incorporated, Richmond, Va., for approval of acquisition of 80 percent or more of the voting shares of Manassas Bank, N.A., Manassas, Va., a proposed new bank.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and section 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by United Virginia Bankshares Incorporated, Richmond, Va., for the Board's prior approval of the acquisition of 80 percent or more of the voting shares of Manassas Bank, N.A., Manassas, Va., a proposed new bank into which will be merged The Peoples National Bank of Manassas, Manassas, Va., under the charter of the former and the title of United Virginia Bank/Peoples National.

As required by section 3(b) of the Act, the Board notified the Comptroller of the Currency of receipt of the application and requested his views and recommendation. The Comptroller recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on August 23, 1969 (34 F.R. 13631), which provided an opportunity for interested persons to submit comments and views with respect to the proposed acquisition. A copy of the application was forwarded to the U.S. Department of Justice for its consideration.

It is hereby ordered, for the reasons set forth in the Board's statement<sup>1</sup> of this date, that said application be and hereby is approved, provided that the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order or

(b) later than 3 months after the date of this order unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Richmond pursuant to delegated authority.

Dated at Washington, D.C., this 30th day of January 1970.

By order of the Board of Governors.<sup>2</sup>

[SEAL] KENNETH A. KENYON,  
Deputy Secretary.

[F.R. Doc. 70-1550; Filed, Feb. 6, 1970;  
8:45 a.m.]

## INTERAGENCY TEXTILE ADMINISTRATIVE COMMITTEE

### CERTAIN COTTON TEXTILES AND COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN COLOMBIA

#### Entry or Withdrawal From Warehouse for Consumption

FEBRUARY 4, 1970.

On July 4, 1969, there was published in the FEDERAL REGISTER (34 F.R. 11285), a letter dated June 30, 1969, from the Chairman of the President's Cabinet Textile Advisory Committee to the Commissioner of Customs, establishing adjusted levels of restraint applicable to certain specified categories of cotton textiles and cotton textile products produced or manufactured in Colombia and exported to the United States during the 12-month period beginning July 1, 1969. As set forth in that letter, the adjusted levels of restraint are subject to further adjustment pursuant to paragraph 5 of the bilateral cotton textile agreement of September 18, 1968, between the Governments of the United States and Colombia, which provides that within the aggregate and applicable group limits, limits on certain categories may be exceeded by not more than five (5) percent. The aforementioned letter also provided that any such further adjustment in the levels of restraint would be made to the Commissioner of Customs by letter from the Chairman of the Interagency Textile Administrative Committee.

Accordingly, at the request of the Government of Colombia and pursuant to the provision of the bilateral agreement referred to above, there is published below a letter of February 3, 1970, from the Chairman of the Interagency Textile Administrative Committee to the Commissioner of Customs amending the adjusted levels of restraint applicable to cotton textiles in Categories 16 and 26 as well as the overall level of restraint applicable to Categories 5 through 27 for the 12-month period which began on July 1, 1969.

STANLEY NEHMER,  
Chairman, Interagency Textile  
Administrative Committee and  
Deputy Assistant Secretary  
for Resources.

<sup>2</sup> Voting for this action: Chairman Martin and Governors Mitchell, Daane, and Sherrill.

## ASSISTANT SECRETARY OF COMMERCE INTERAGENCY TEXTILE ADMINISTRATIVE COMMITTEE

COMMISSIONER OF CUSTOMS  
Department of the Treasury  
Washington, D.C. 20226

FEBRUARY 3, 1970.

DEAR MR. COMMISSIONER: On June 30, 1969, the Chairman of the President's Cabinet Textile Advisory Committee, directed you to prohibit entry of cotton textiles and cotton textile products in certain specified categories, produced or manufactured in Colombia, and exported to the United States on or after July 1, 1969, in excess of the designated adjusted levels of restraint. The Chairman further advised you that in the event that there were any further adjustments<sup>1</sup> in the levels of restraint you would be so informed by letter from the Chairman of the Interagency Textile Administrative Committee.

Under the terms of the Long-Term Arrangement Regarding International Trade in Cotton Textiles done at Geneva on February 9, 1962, pursuant to paragraph five (5) of the bilateral cotton textile agreement of September 18, 1968, between the Governments of the United States and Colombia, in accordance with Executive Order 11052 of September 28, 1962, as amended by Executive Order 11214 of April 7, 1965, and under the terms of the aforementioned directive of June 30, 1969, the adjusted levels of restraint provided in that directive for cotton textile products in Categories 16 and 26, produced or manufactured in Colombia and exported from Colombia to the United States, for the period beginning July 1, 1969, and extending through June 30, 1970, are hereby amended as follows, to be effective as soon as possible:

Categories	Amended adjusted 12-month levels of restraint <sup>2</sup>
16	1,037,250 sq. yards.
26	3,608,215 sq. yards of which not more than 546,489 sq. yards shall be in duck fabric. <sup>3</sup>

The overall adjusted level of restraint for Categories 5 through 27 is also amended, to be effective as soon as possible, to 17,501,874 square yards.

The actions taken with respect to the Government of Colombia and with respect to imports of cotton textiles and cotton textile

<sup>1</sup> The term "adjustments" refers to those provisions of the bilateral cotton textile agreement of Sept. 18, 1968, between the Governments of the United States and Colombia which provide in part that within the aggregate and applicable group limits, limits on certain categories may be exceeded by not more than five (5) percent; for the limited carryover of short falls in certain categories to the next agreement year; and for administrative arrangements.

<sup>2</sup> These levels have not been adjusted to reflect entries made on or after July 1, 1969. Entries made on or after July 1, 1969, and through January 23, 1970 in category 16 totaled 947,583 square yards and in category 26, totaled 845,278 square yards, of which 323,296 square yards were duck fabrics.

<sup>3</sup> Only T.S.U.S.A. Nos.

320.—01 through 04, 06, 08  
321.—01 through 04, 06, 08  
322.—01 through 04, 06, 08  
326.—01 through 04, 06, 08  
327.—01 through 04, 06, 08  
328.—01 through 04, 06, 08

<sup>1</sup> Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Richmond. Dissenting Statement of Governors Robertson, Malsel, and Brimmer also filed as part of the original document and available upon request.



products from Colombia have been determined by the President's Cabinet Textile Advisory Committee to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the notice provisions of 5 U.S.C. 553 (Supp. IV, 1965-68). This letter will be published in the Federal Register.

Sincerely yours,

STANLEY NEHMER,  
Chairman, Interagency Textile Administrative Committee, and Deputy Assistant Secretary for Resources.

[F.R. Doc. 70-1573; Filed, Feb. 6, 1970; 8:47 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[70-4828]

### ALLEGHENY POWER SYSTEM, INC., ET AL.

#### Notice of Proposed Increase in Short-Term Note Borrowing, Request for Exception From Competitive Bidding, and Issuance and Sale of Common Stock of Subsidiary Companies to Holding Company

FEBRUARY 3, 1970.

In the matter of Allegheny Power System, Inc., 320 Park Avenue, New York, N.Y. 10022; Monongahela Power Co., 1310 Fairmont Avenue, Fairmont, W. Va. 26554; The Potomac Edison Co., Downsville Pike, Hagerstown, Md. 21740; West Penn Power Co., Cabin Hill, Greensburg, Pa. 15601; 70-4828.

Notice is hereby given that Allegheny Power System, Inc. ("Allegheny"), a registered holding company, and Monongahela Power Co. ("Monongahela"), The Potomac Edison Co. ("Potomac") and West Penn Power Co. ("West Penn"), electric utility subsidiary companies of Allegheny, have filed an application-declaration with this Commission, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6, 7, 9, 10, and 12 of the Act and Rules 43, 44, 50(a)(3) and 50(a)(5) promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application-declaration, which is summarized below, for a complete statement of the proposed transactions.

Allegheny requests that from the effective date of the Commission's order herein to March 31, 1972, the exemption from the provisions of section 6(a) of the Act afforded to it by the first sentence of section 6(b) of the Act, relating to the issue of short-term notes, be increased to the extent necessary to cover the issue and sale of notes to banks and to dealers in commercial paper up to a maximum principal amount of \$20 million. Allegheny proposes to issue and sell and to renew or extend from time to time its short-term notes to banks and to dealers in commercial paper prior to

March 31, 1972, provided that none of such notes shall mature later than September 30, 1972, and provided further that \$20 million represents the maximum amount of notes to be outstanding at any one time. The proceeds from the sale of the notes will be used to purchase shares of common stock from its subsidiary companies referred to below. The application-declaration states that, unless otherwise authorized by the Commission, any of the notes outstanding after March 31, 1972, will be retired from equity financing.

Each note payable to a bank will be dated as of the date of issue and will mature not more than 270 days after the date of issue or renewal thereof. Each such note will bear interest at the prime rate of commercial banks of New York at the time of issue and will be prepayable at any time without premium or penalty. Although no commitment or agreement for any of the proposed borrowings has been made, Allegheny expects that borrowings will be effected from The First National City Bank of New York, The Chemical Bank, New York, N.Y., and Mellon National Bank and Trust Company, Pittsburgh, Pa., and that the maximum to be borrowed and outstanding at any one time from such banks will be \$20 million, \$5 million, and \$5 million, respectively.

The commercial paper notes will be in the form of promissory notes in denominations of not less than \$50,000 nor more than \$5 million and will be of varying maturities with no maturity more than 270 days after the date of issue. None will be prepayable prior to maturity. The commercial paper notes will be sold directly to a dealer at a discount not in excess of the discount rate per annum prevailing at the time of issue for commercial paper of comparable quality and of the particular maturity sold by issuers to dealers in commercial paper. The dealer may reoffer the commercial paper at a discount rate of  $\frac{1}{8}$  of 1 percent per annum less than the discount rate then available to Allegheny. No commercial paper notes will be issued having a maturity of more than 90 days at an effective interest cost which exceeds the effective interest cost at which Allegheny could borrow from banks. The dealer will reoffer the commercial paper notes to not more than 100 of its customers identified and designated in a list (non-public) prepared in advance. It is expected that the commercial paper notes will be held by the dealer's customers to maturity, but if the customers wish to resell prior to maturity, the dealer, pursuant to a verbal repurchase agreement, will repurchase the notes and reoffer them to others in its group of 100 customers.

Allegheny requests an exception from the competitive bidding requirements of Rule 50 for the proposed issuance and sale of its commercial paper pursuant to paragraph (a)(5) thereof. Allegheny states that it is not practicable to invite competitive bids for commercial paper and that current rates for commercial paper of prime borrowers such as Allegheny are published daily in financial

publications. Allegheny also requests authority to file certificates under Rule 24 in respect of its commercial paper on a quarterly basis.

Potomac proposes to amend its charter to increase its authorized common stock from 2,075,000 to 2,475,000 shares. Potomac, Monongahela, and West Penn all propose to issue and sell, from time to time and Allegheny proposes to acquire shares of common stock as follows:

Subsidiary	Number of shares	Cash consideration
Potomac, no par value.....	400,000	\$8,000,000
Monongahela, \$50 par value.....	100,000	5,000,000
West Penn, no par value.....	350,000	7,000,000

Upon the acquisition of the shares, Allegheny proposes to pledge all of the additional shares of Potomac and Monongahela and 331,225 of the shares of West Penn with Chemical Bank, New York, N.Y., the Trustee under a Trust Indenture dated September 1, 1949, securing Allegheny's  $3\frac{1}{2}$  percent Sinking Fund Collateral Trust Bonds.

The net proceeds from the issue and sale of the West Penn common stock will be used to retire, at maturity, all of the \$3,500,000 principal amount of West Penn's First Mortgage Bond, Series K, 3 percent due March 1, 1970, and to finance West Penn's construction program. The net proceeds to Potomac and Monongahela will be used wholly to finance construction programs. Construction expenditures for 1970, 1971, and 1972 are estimated to total \$132 million for Potomac, \$125 million for Monongahela, and \$178 million for West Penn.

It is stated that the Maryland Public Service Commission has jurisdiction over the issue and sale of the common stock by Potomac and its acquisition by Allegheny and by the Chemical Bank, as pledgee, that the Ohio Public Utilities Commission has jurisdiction over the issue and sale of common stock by Monongahela, and that the Pennsylvania Public Utility Commission has jurisdiction over the issue and sale of common stock by West Penn. It is further stated that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions, and that expenses to be incurred in connection with the proposed transactions are estimated not to exceed \$600 for each company.

Notice is further given that any interested person may, not later than February 20, 1970, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicants-declarants at



the above-stated addresses, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 70-1557; Filed, Feb. 6, 1970;  
8:46 a.m.]

[812-2678]

### WALTHAM RESOURCES CORP.

#### Notice of Application for Order of Temporary Exemption

FEBRUARY 3, 1970.

Notice is hereby given that Waltham Resources Corp. ("applicant"), 280 Park Avenue, New York, N.Y. 10017, a Delaware corporation, has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order of the Commission temporarily exempting it from the provisions of section 7 of the Act. Applicant, in requesting such temporary exemption, has agreed that applicant and other persons in their transactions and relations with it shall be subject to all other provisions of the Act and the respective rules and regulations promulgated under each of such provisions as though applicant were a registered investment company, other than the following: Section 8; section 10(b)(3); section 13(a)(2); section 16(a) (for a period of 90 days from the date that an order granting the application may be issued); subsections (f), (g), (h), and (i) of section 17; section 18, except subsection (d) thereof, and except that applicant will not be permitted to have outstanding at any time more than two classes of senior securities representing indebtedness and more than one class of senior security which is a stock; section 23; section 30 (except subsection (f) thereof); and section 31 of the Act, and the rules and regulations thereunder. All interested persons are referred to the application which is on file with the Commission for a statement of applicant's representations, which are summarized below.

On February 20, 1969, applicant filed an application pursuant to section 3(b)(2) of the Act for an order of the Commission declaring that it is not an investment company. Section 3(b)(2) provides that the filing of an application there-

under shall exempt the applicant for a period of 60 days from all provisions of the Act applicable to investment companies as such.

The 60-day period of exemption provided in section 3(b)(2) expired, in applicant's case, on April 21, 1969. Applicant, which has not registered as an investment company under the Act has asked that it be exempted as requested until the Commission has acted upon the application under section 3(b)(2) of the Act.

Notice is further given that, in respect to the application pursuant to section 6(c) of the Act for an order of temporary exemption, any interested person may, not later than February 17, 1970 at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reasons for such request, and the issues of fact or law proposed to be controverted or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing thereon shall be issued upon request or upon the Commission's own motion.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 70-1556; Filed, Feb. 6, 1970;  
8:46 a.m.]

## INTERSTATE COMMERCE COMMISSION

### FOURTH SECTION APPLICATION FOR RELIEF

FEBRUARY 4, 1970.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the General Rules of Practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

#### LONG-AND-SHORT HAUL

FSA No. 41875—Iron and steel articles to Kenner, La. Filed by O. W. South, Jr., agent (No. A6155), for interested rail carriers. Rates on iron and steel articles,

in carloads, as described in the application, from Alton and Federal, Ill., to Kenner, La.

Grounds for relief—Rate relationship. Tariff—Supplement 198 to Southern Freight Association, agent, tariff ICC S-502.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 70-1579; Filed, Feb. 6, 1970;  
8:47 a.m.]

[No. 35223]

### KENTUCKY INTRASTATE RATES AND CHARGES ON SAND AND RELATED ARTICLES, 1969

At a session of the Interstate Commerce Commission, Division 2, held at its office in Washington, D.C., on the 28th day of January 1970.

By petition filed on January 20, 1970, common carriers by railroad operating within the State of Kentucky assert that the Railroad Commission of Kentucky has refused to authorize or permit increases in rates and charges on sand, gravel, crushed stone, and related articles moving in intrastate commerce corresponding to increases authorized by this Commission on interstate commerce in Ex Parte No. 259, Increased Freight Rates, 1968, 332 ICC 590 and 714; and for good cause:

*It is ordered*, That pursuant to section 13 of the Interstate Commerce Act, under which the instant petition is filed, an investigation be, and it is hereby, instituted into the matters and things presented in such petition; and that all common carriers by railroad operating within the State of Kentucky subject to the jurisdiction of this Commission be, and they are hereby, made respondents to this proceeding.

*It is further ordered*, That all persons who intend to participate actively in this proceeding, and to file and receive copies of pleadings, shall make known that fact by notifying the Commission on or before March 2, 1970. Any interested persons who notify the Commission later than the aforesaid date of their desire to actively participate will be added to the service list in the instant docket for service of subsequent Commission releases herein, and the burden will be on such persons to notify other participants in writing of their desire to receive and exchange pleadings. Otherwise, any interested person desiring to participate may make his appearance at the hearing. Reply or rebuttal pleadings to the instant petition are not required and requests for permission to intervene in an investigation proceeding such as this one are unnecessary.

*It is further ordered*, That as soon as practicable after the date for indicating a desire to participate has past, the Secretary of the Commission will serve a list of the names and addresses of all participants.

*It is further ordered*, That a copy of this order be served upon respondents;



that the State of Kentucky be notified of the institution of this proceeding by sending a copy of this order by certified mail to the Governor of the State of Kentucky, Frankfort, Ky., and to the Kentucky Railroad Commission, Frankfort, Ky.; and that notice to the general public be given by depositing a copy of this order in the Office of the Secretary of the Commission at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register, Washington, D.C., for publication in the FEDERAL REGISTER.

And it is further ordered, That this proceeding be assigned for hearing at such time and place as the Commission may hereafter designate.

By the Commission, Division 2.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 70-1578; Filed, Feb. 6, 1970;  
8:47 a.m.]

[Notice 487]

### MOTOR CARRIER TRANSFER PROCEEDINGS

FEBRUARY 4, 1970.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), 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-71556. By order of January 30, 1970, the Motor Carrier Board approved the transfer to Deaton of Delaware, Inc., doing business as Deaton, Inc., Birmingham, Ala., of the operating rights in certificates Nos. MC-11207, MC-11207 (Sub-No. 224), MC-11207 (Sub-No. 236), MC-11207 (Sub-No. 238), MC-11207 (Sub-No. 239), MC-11207 (Sub-No. 240), MC-11207 (Sub-No. 241), MC-11207

(Sub-No. 242), MC-11207 (Sub-No. 243), MC-11207 (Sub-No. 245), MC-11207 (Sub-No. 248), MC-11207 (Sub-No. 249), MC-11207 (Sub-No. 250), MC-11207 (Sub-No. 251), MC-11207 (Sub-No. 252), MC-11207 (Sub-No. 254), MC-11207 (Sub-No. 255), MC-11207 (Sub-No. 257), MC-11207 (Sub-No. 256), MC-11207 (Sub-No. 259), MC-11207 (Sub-No. 261), MC-11207 (Sub-No. 262), MC-11207 (Sub-No. 263), MC-11207 (Sub-No. 264), MC-11207 (Sub-No. 265), MC-11207 (Sub-No. 266), MC-11207 (Sub-No. 267), MC-11207 (Sub-No. 268), MC-11207 (Sub-No. 269), MC-11207 (Sub-No. 270), MC-11207 (Sub-No. 272), MC-11207 (Sub-No. 273), MC-11207 (Sub-No. 275), MC-11207 (Sub-No. 276), MC-11207 (Sub-No. 278), MC-11207 (Sub-No. 280), and MC-11207 (Sub-No. 281), issued March 17, 1969, July 20, 1966, February 21, 1967, September 28, 1966, November 28, 1966, March 8, 1967, August 18, 1966, November 21, 1966, January 26, 1968, May 18, 1967, March 1, 1968, September 24, 1968, September 14, 1967, May 29, 1968, June 16, 1967, May 24, 1967, September 25, 1967, December 1, 1967, May 26, 1969, August 7, 1967, November 5, 1969, January 11, 1968, May 23, 1968, March 8, 1968, October 4, 1968, November 7, 1968, July 10, 1968, July 31, 1968, March 11, 1969, February 7, 1969, April 8, 1969, March 4, 1969, January 21, 1969, January 8, 1969, May 28, 1969, August 20, 1969, and August 20, 1969, respectively, to Deaton, Inc., Birmingham, Ala., authorizing the transportation of general commodities, iron and steel articles, cast iron pipe and fittings, lumber, building materials, roofing and roofing materials, clay products, asphalt, lime and limestone, petroleum products in containers, canned goods, contractors tools and equipment, cement asbestos products, aluminum and aluminum products, pulpboard, composition board, insulating products, gypsum and gypsum products, paper and paper products, plastic pipe, rubber (except in bulk), and various other commodities, generally between various points in the States east of the Mississippi River and those west thereof including Missouri, Arkansas, Louisiana, Iowa, Kansas, Oklahoma, and Texas. A. Alvis Layne, 915 Pennsylvania Building, Washington, D.C. 20004, attorney for applicants.

No. MC-FC-71829. By order of January 29, 1970, the Motor Carrier Board

approved the transfer to Keith Klemme and Jan Nonemaker, doing business as K & N Sand Supply Co., 5648 Melrose Lane, Shawnee Mission, Kans. 66203, of certificate No. MC-116249 issued September 10, 1957, to Ralph E. Johnson, 633 E. 42d St., Terrace, North, Kansas City, Mo. 64116, authorizing the transportation of: Sand, gravel, road building materials, from Morris, Kans., to Kansas City, Mo., and points within 75 miles thereof.

No. MC-FC-71858. By order of January 30, 1970, the Motor Carrier Board approved the transfer to E. D. Edghill, Inc., Franklin Square, N.Y., of Permit No. MC-129906 issued January 31, 1969, to W. H. Awe, Inc., New York, N.Y., authorizing the transportation of department store merchandise between the storage facilities of Aimcee Wholesale Corp. of New York, N.Y., at Woodbridge, N.J., on the one hand, and, on the other, points in that portion of the New York, N.Y., commercial zone, as defined by the Commission in 53 M.C.C. 451, within which local operations may be conducted pursuant to the partial exemption of section 203(b)(8) of the Act (the "exempt" zone). George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306, representative for applicants.

No. MC-FC-71886. By order of January 30, 1970, the Motor Carrier Board approved the transfer to Richard W. Grondin, 6 Dale Street, Sanford, Maine 04073, of the operating rights in certificates Nos. MC-89563 and MC-89563 (Sub-No. 1), both issued December 29, 1950, to Oscar Joseph Grondin, 6 Dale Street, Sanford, Maine 04073, authorizing the transportation of household goods, including furniture, between Sanford, Maine, on the one hand, and, on the other, points in New Hampshire and Massachusetts, and household goods, as defined by the Commission, between Sanford, Maine, on the one hand, and, on the other, points in Connecticut, Rhode Island, and Vermont, traversing New Hampshire and Massachusetts for operating convenience only.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 70-1580; Filed, Feb. 6, 1970;  
8:47 a.m.]

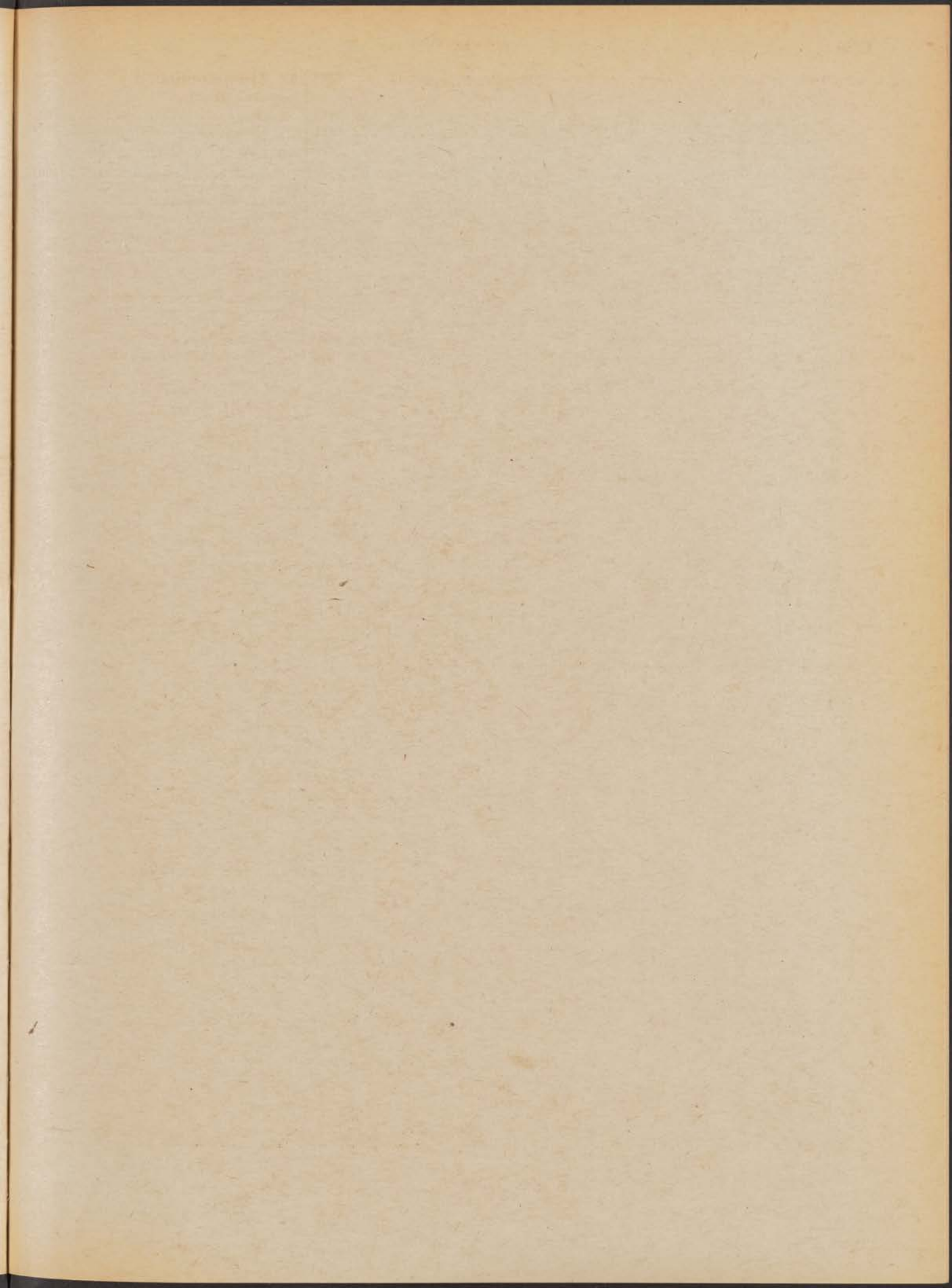




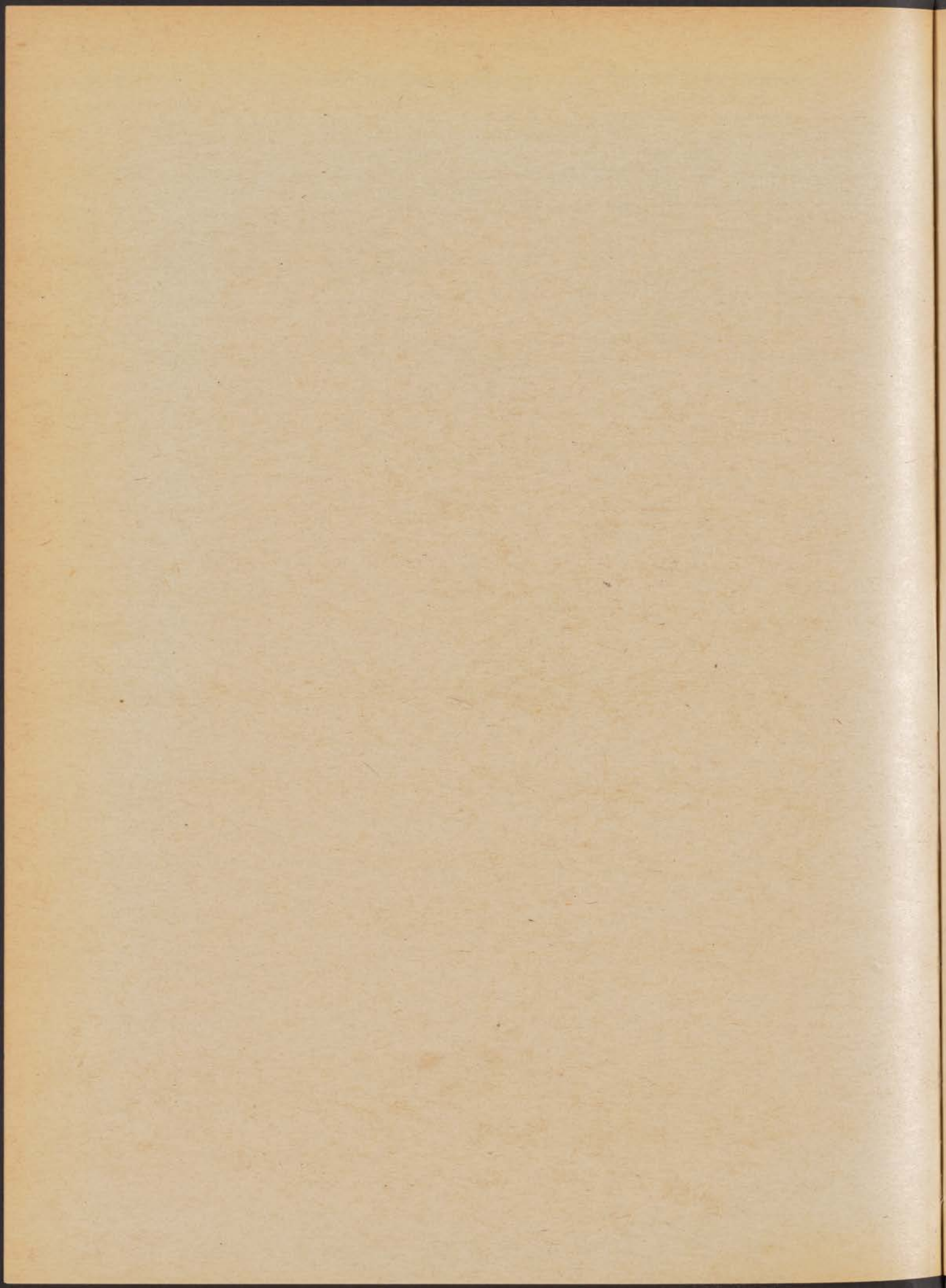


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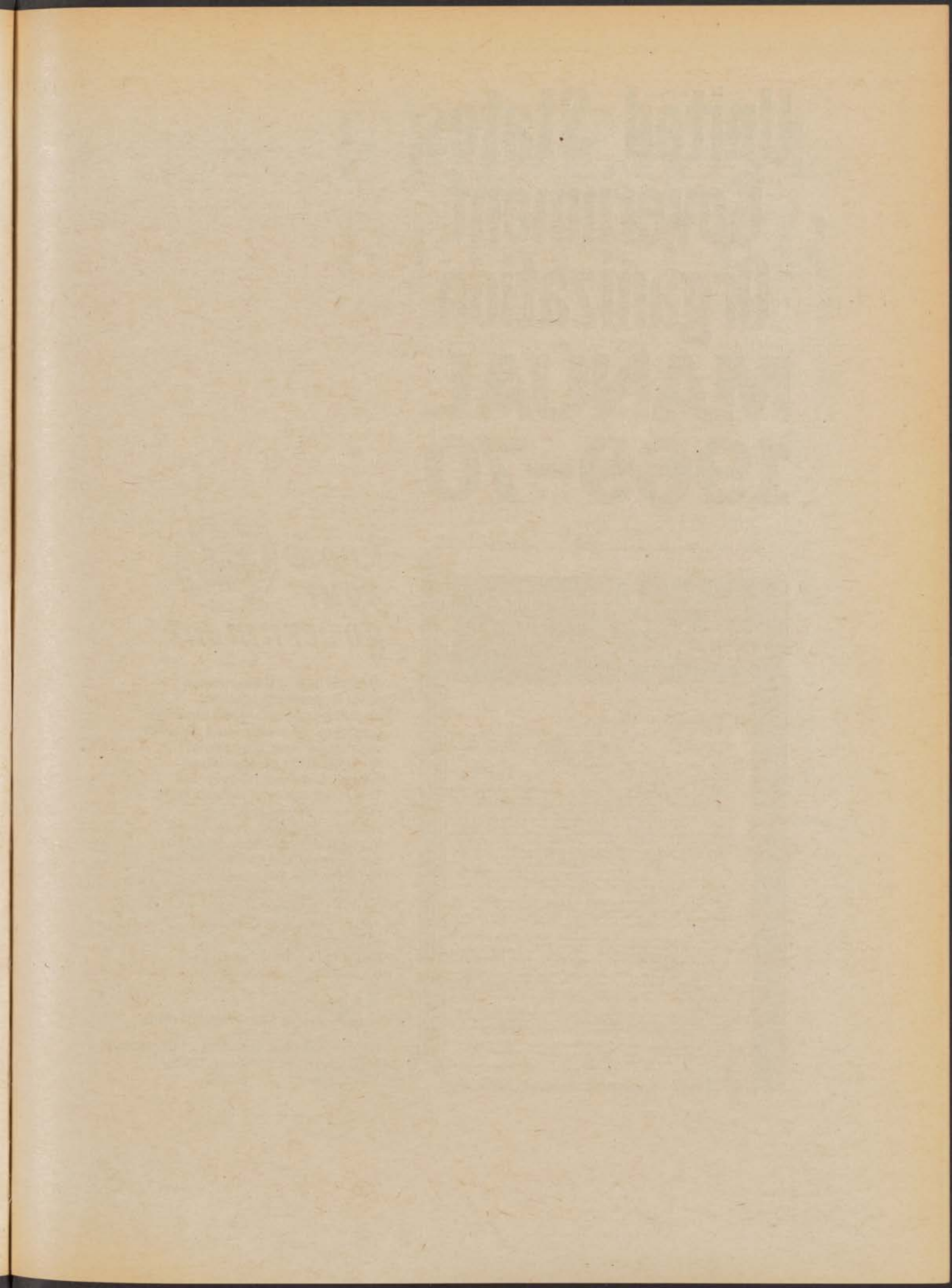






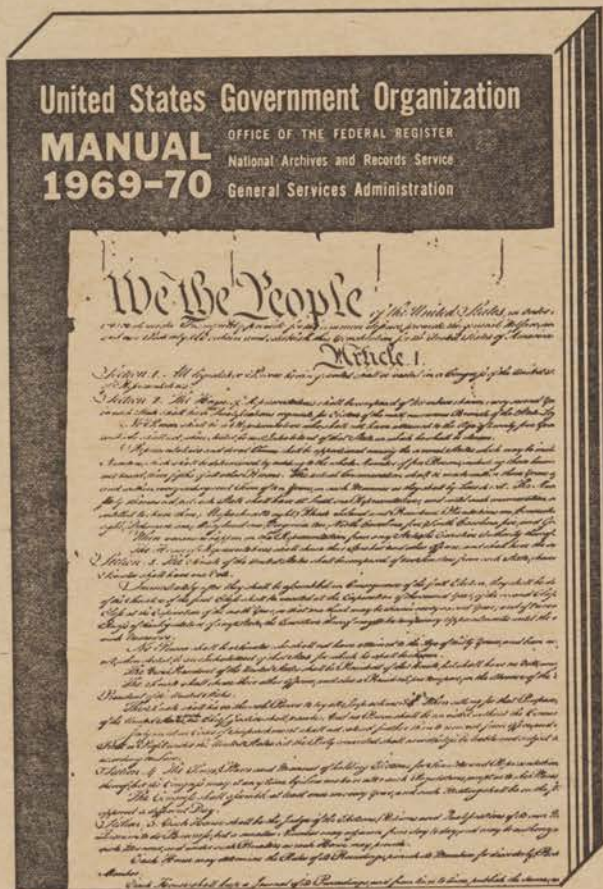








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