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PART 213—EXCEPTED SERVICE

Department of Commerce

Section 213.3114 is amended to show that two additional positions of Night Battalion Officer at the U.S. Merchant Marine Academy, Maritime Administration, are excepted under Schedule A. Effective on publication in the FEDERAL REGISTER, subparagraph (10) of paragraph (h) is amended as set out below.

§ 213.3114 **Department of Commerce.**

* * * * *

(h) *Maritime Administration.* * * *

(10) U.S. Merchant Marine Academy, positions of: Professors, instructors, and teachers; including heads of the Department of Physical Training and Athletics, Ships Medicine, Ship Management, History and Languages, Mathematics and Science, Nautical Science and Engineering; the Regimental Officer; the Drill and Activities Officers; the Board and Activities Officer; the First, Second, and Third Battalion Officers; and three Night Battalion Officers.

* * * * *

(5 U.S.C. 3301, 3302, E.O. 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 69-8385; Filed, July 15, 1969; 8:50 a.m.]

PART 213—EXCEPTED SERVICE

Department of the Interior

Section 213.3312 is amended to show that the position of Director, Office of Minerals and Solid Fuels, is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (33) is added to paragraph (a) of § 213.3312 as set out below.

§ 213.3312 **Department of the Interior.**

(a) *Office of the Secretary.* * * *

(33) Director, Office of Minerals and Solid Fuels.

* * * * *

(5 U.S.C. 3301, 3302, E.O. 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 69-8387; Filed, July 15, 1969; 8:51 a.m.]

PART 213—EXCEPTED SERVICE

Department of Agriculture

Section 213.3313 is amended to show that one position of Private Secretary to the Assistant to the Secretary (States Relations) is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (24) is added to paragraph (a) of § 213.3313.

§ 213.3313 **Department of Agriculture.**

(a) *Office of the Secretary.* * * *

(24) One Private Secretary to the Assistant to the Secretary (States Relations).

* * * * *

(5 U.S.C. 3301, 3302, E.O. 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 69-8382; Filed, July 15, 1969; 8:50 a.m.]

PART 213—EXCEPTED SERVICE

Department of Agriculture

Section 213.3313 is amended to show that one position of Private Secretary to the Director, Science and Education, is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (2) is added to paragraph (p) of § 213.3313 as set out below.

§ 213.3313 **Department of Agriculture.**

* * * * *

(p) *Science and Education.* * * *

(2) One Private Secretary to the Director.

(5 U.S.C. 3301, 3302, E.O. 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 69-8383; Filed, July 15, 1969; 8:50 a.m.]

PART 213—EXCEPTED SERVICE

General Services Administration

Section 213.3337 is amended to show that an additional position of Special Assistant to the Assistant Administrator is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (8) of paragraph (a) of § 213.3337 is amended as set out below.

§ 213.3337 **General Services Administration.**

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

(8) Two Special Assistants to the Assistant Administrator.

* * * * *

(5 U.S.C. 3301, 3302, E.O. 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 69-8384; Filed, July 15, 1969; 8:50 a.m.]

PART 213—EXCEPTED SERVICE

Department of Housing and Urban Development

Section 213.3384 is amended to show that one additional position of Special Assistant to the Assistant Secretary for Model Cities and Governmental Relations is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (3) of paragraph (e) of § 213.3384 is amended as set out below.

§ 213.3384 **Department of Housing and Urban Development.**

* * * * *

(e) *Office of the Assistant Secretary for Model Cities and Governmental Relations.* * * *

(3) Three Special Assistants to the Assistant Secretary.

* * * * *

(5 U.S.C. 3301, 3302, E.O. 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 69-8386; Filed, July 15, 1969; 8:50 a.m.]

Title 7—AGRICULTURE

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

[Lime Reg. 3, Amdt. 11]

PART 944—FRUIT; IMPORT REGULATIONS

Limes

Pursuant to the provisions of section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), the provisions of paragraph (a)(2) of § 944.202 (Lime Reg. 3; 34 F.R. 6516, 7959) are hereby amended to read as follows:

§ 944.202 Lime Regulation 3.

(a) * * *

(2) Such limes of the group known as large fruited or Persian limes (including Tahiti, Bearss, and similar varieties) grade at least U.S. No. 1 grade: *Provided*, That limes meeting all the requirements of the U.S. No. 1 grade, except as to color, may be imported if such limes meet the color requirements of the U.S. No. 2 grade;

* * * * *

It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective time of this amendment beyond that hereinafter specified (5 U.S.C. 553) in that (a) the requirements of this amended import regulation are imposed pursuant to section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), which makes such regulation mandatory; (b) such regulation imposes the same restrictions being made applicable to domestic shipments of limes under amended Lime Regulation 27 (§ 911.329), which becomes effective July 14, 1969; (c) compliance with this amended import regulation will not require any special preparation which cannot be completed by the effective time hereof; (d) notice hereof in excess of 3 days, the minimum that is prescribed by section 8e, is given with respect to such regulation; and (e) such notice is hereby determined under the circumstances, to be reasonable.

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

Dated: July 11, 1969, to become effective July 21, 1969.

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

[F.R. Doc. 69-8349; Filed, July 15, 1969; 8:47 a.m.]

Title 32—NATIONAL DEFENSE

Chapter I—Office of the Secretary of Defense

SUBCHAPTER B—PERSONNEL; MILITARY AND CIVILIAN

PART 104—HEALTH CARE COVERAGE FOR PERSONS BEING SEPARATED FROM ACTIVE DUTY

The Deputy Secretary of Defense approved the following:

Sec.
104.1 Purpose.
104.2 Applicability and scope.
104.3 Policies.
104.4 Responsibilities.

AUTHORITY: The provisions of this Part 104 issued under sec. 301, 80 Stat. 379; 5 U.S.C. 301.

§ 104.1 Purpose.

This part (a) establishes a Department of Defense health care program (hereinafter referred to as the "program") designed to give certain persons being separated from active duty an opportunity to purchase short-term coverage for themselves and their dependents under designated medical service, insurance or health plans; and (b) assigns program responsibilities and outlines administrative actions to be taken by the Military Departments.

§ 104.2 Applicability and scope.

The provisions of this part apply to the Military Departments and cover military personnel being separated from active duty—

(a) Other than from active duty for training; and

(b) Other than by reason of retirement; and

(c) Regardless of the characterization of their separation.

§ 104.3 Policies.

(a) Each person covered by the program shall be given an opportunity at the time he is separated to purchase short-term coverage under medical service, insurance or health plans designated by the Assistant Secretary of Defense (Manpower and Reserve Affairs).

(b) Each person covered by the program shall be counseled regarding the program at an appropriate time during his period of active duty and again during separation processing. Each person covered shall be:

(1) Given a full explanation of the costs and benefits of the plan or plans available; and

(2) Advised that the purchase of coverage is entirely voluntary and that the cost of any plan in which he enrolls will be borne entirely by him and must be paid for in full during separation processing; and

(3) Advised that after he is separated, all questions involving his coverage become a matter between him and the company providing the coverage.

(c) Coverage under the program shall be paid for by a one-time deduction from final pay, except that when such a procedure is not feasible persons desiring coverage may provide separation processing personnel with a postal money order payable to the company providing coverage.

§ 104.4 Responsibilities.

(a) The Secretaries of the Military Departments shall:

(1) Establish internal programs implementing this part.

(2) Require their separation processing activities to:

(i) Stock identification cards and application forms specified by the Assistant Secretary of Defense (Manpower and Reserve Affairs).

(ii) Assist in the completion of application forms and to issue information cards after coverage has been paid for under § 104.3(c) and before the departure of the individual from the separation processing activity.

(iii) Forward on the day of purchase a specified notice to the designated office of the company from which coverage was purchased.

(iv) Mail a consolidated check (and, when appropriate, individual money orders) at least once each week to the companies concerned, covering the premiums and enrollment fees collected, together with a list of the persons who are covered by the checks and money orders.

(b) The Assistant Secretary of Defense (Manpower and Reserve Affairs) shall:

(1) Select, announce, and periodically review the plan or plans which are to be made available under the program.

(2) Withdraw the privilege of offering a plan under this program from a company when he determines that the best interests of the Department of Defense and the persons being separated make such action appropriate.

(3) Specify the forms, cards and notices to be used.

(4) Monitor and evaluate the programs established under paragraph (a)(1) of this section, making recommendations to the Secretaries of the Military Departments and, when necessary, to the Secretary of Defense in respect to individual programs.

MAURICE W. ROCHE,
Director, Correspondence and Directives Division, OASD (Administration).

[F.R. Doc. 69-8318; Filed, July 15, 1969; 8:45 a.m.]

SUBCHAPTER N—COMMERCIAL INSURANCE

PART 278—MOTOR VEHICLE LIABILITY INSURANCE

Miscellaneous Amendments

The following miscellaneous changes have been authorized:

1. Section 278.5(a) is revised to read as follows:

§ 278.5 General requirements.

(a) *Driving and parking privileges.* To secure and retain driving and parking privileges on military installations, all military and civilian personnel must possess and must certify in writing to the possession of motor vehicle liability insurance which meets the requirements of this directive. Any further requirement to support possession of automobile liability insurance is prohibited.

* * * * *

2. Section 278.7 is amended by revising introductory paragraph (a)(1) to read as follows:

§ 278.7 Exceptions.

(a) For Defense members: (1) Driving and parking privileges will be granted on military installations to personnel who certify in writing to the possession of policies from insurers licensed in the State where the policies were purchased and that satisfy the requirements of this

part, except for the insurer being licensed in the state in which the installation of current assignment is located, if such policies were purchased:

* * * * *

3. Change "ASD (Manpower)" and "ASD(M)" to "ASD (Manpower and Reserve Affairs)" and "ASD (M&RA)" wherever they appear in §§ 278.3, 278.6 (c) (4), (5); 278.7 (b) (2) and (c); and 278.8(a).

MAURICE W. ROCHE,
Director, Correspondence and Directives Division, OASD (Administration).

[F.R. Doc. 69-8319; Filed, July 15, 1969; 8:45 a.m.]

Chapter VII—Department of the Air Force

SUBCHAPTER A—ADMINISTRATION

PART 801—ADMISSION OF LABOR UNION REPRESENTATIVES OF CONTRACTOR EMPLOYEES TO AIR FORCE INSTALLATIONS

Part 801 of the Code of Federal Regulations is revised as follows:

Sec.
801.0 Purpose.
801.2 Policy.
801.4 Procedures on admission to unclassified areas.
801.6 Restrictions.

AUTHORITY: The provisions of this Part 801 issued under sec. 8012, 70A Stat. 488; 10 U.S.C. 8012.

SOURCE: AFR 11-23, Dec. 4, 1968.

§ 801.0 Purpose.

This part establishes the responsibility of commanders concerning Air Force policy on the admission of labor union representatives of contractor employees to Air Force installations. The terms "labor union," "union representative," "agent," etc., as used in this part, refer to contractor employee representatives only.

§ 801.2 Policy.

(a) *On cooperation.* Air Force policy is to cooperate with authorized labor union representatives by granting them admission to Air Force installations when they are engaged in legitimate union business, subject to the restrictions of this part.

(b) *On admission of representatives.* The admission of labor union representatives to Air Force installations is governed by the following:

(1) When a union agent desires to enter an installation to conduct union business during workhours, the commander may authorize such visit, provided that:

(i) The agent's entry does not violate applicable safety and security regulations. The provisions of Part 850, Subchapter E of this chapter govern the admission to classified areas.

(ii) The agent's entry, presence, or activities will not interfere with base operations or work progress.

(2) When construction on an Air Force installation is administered by a construction agent of the Air Force, such as the Corps of Engineers, U.S. Army, the commander should notify the construction agent of the proposed visit and the purpose thereof. He should also determine whether the proposed visit will interfere with work progress.

(c) *On commander's authority.* Consistent with the responsibility a commander has for the overall control of activities on his installation, he is authorized to act freely in each individual situation, provided that his actions are within the limits of this part.

(d) *On permanent passes.* No provision of this part should be interpreted as requiring that permanent passes be issued to labor representatives to conduct union business.

§ 801.4 Procedures on admission to unclassified areas.

The commander may give labor union representatives permission to enter an unclassified area to:

(a) Visit the commander to discuss policy matters relating to employees who are engaged in work on the installation and who are members of the union represented by the visitor. The commander is cautioned to use discretion so as not to become involved in details of labor relations or in disputes between unions and contractors or between unions. Air Force policy is to remain neutral in labor-management disputes. Air Force Systems Command (AFSC) has trained contractor industrial relations specialists (CIRS) in specific geographic areas of the United States to assist in resolving labor-management problems (AFR 78-1 (Defense Industrial Plant Equipment Center Operations)).

(b) Visit contractors, contractor representatives, or union stewards to discuss and review conditions of employment, grievances, and related matters within the terms of the collective bargaining agreements involving employees.

(c) Visit individual employees of contractors: *Provided*, That discussion and review of matters within the collective bargaining process cannot otherwise be accomplished.

§ 801.6 Restrictions.

In approving visits of labor representatives, the commander should include the limitations and restrictions applying to other visitors. Permission to visit an Air Force installation does not include the right to hold meetings, collect dues, make speeches, or distribute inciting or provocative material. Organizing activities during workhours are considered disruptive; therefore, visits for this purpose are not authorized.

By order of the Secretary of the Air Force.

ALEXANDER J. PALENSCAR, Jr.,
Colonel, U.S. Air Force, Chief, Special Activities Group, Office of The Judge Advocate General.

[F.R. Doc. 69-8389; Filed, July 15, 1969; 8:51 a.m.]

SUBCHAPTER K—MILITARY TRAINING AND SCHOOLS

PART 905—MEDICAL SERVICE OFFICER PROCUREMENT PROGRAM FOR IN-SERVICE TRAINING

Part 905 is revised as follows:

Sec.
905.0 Purpose.
905.2 General requirements for program participation.
905.4 Determining the number of participants.
905.6 Submitting applications.
905.8 Obtaining application forms and information.
905.10 Participating in a medical education program for Regular or Reserve officers.
905.12 Participating in the civilian intern program for medical students.
905.14 Participating in the senior medical student program.
905.16 Applying for training in the registered nurses program.
905.18 Applying for training in the biomedical sciences program.
905.20 Compensation for all medical training.
905.22 Compensation for individual training programs.
905.24 Assignment and reappointment.

AUTHORITY: The provisions of this Part 905 issued under sec. 8012, 70A Stat. 488; sec. 593, 70A Stat. 25, sec. 3354, 70A Stat. 194; 10 U.S.C. 8012, 593, 3357.

SOURCE: AFR 36-46, Oct. 1, 1968.

§ 905.0 Purpose.

This part outlines the requirements each applicant must meet to participate in one of the following Air Force medical officer training programs: the civilian medical intern program; the military medical and dental intern program; the senior medical student program, the biomedical sciences training program, or the registered nurses training program.

§ 905.2 General requirements for program participation.

Each applicant for one of the training programs described here must meet the general requirements for Reserve appointment, as outlined in Part 881, Subchapter I of this chapter, as well as the specific requirements for the particular program for which he applies. He must also undergo a National Agency Check or a Background Investigation, as prescribed by AFR 205-6 (Civil Censorship), before he may be appointed to any of them.

§ 905.4 Determining the number of participants.

Hq USAF determines annually the number of authorized participants in this training, and announces that number in yearly schedules, to deans of colleges and universities throughout the Nation.

§ 905.6 Submitting applications.

Applications are to be sent to USAF MPC (AFMSMB), Randolph AFB TX 78148, according to the schedule that is announced annually. To submit an application, it is necessary for the applicant to do the following:

(a) Submit all of the forms required by Part 881, Subchapter I of this chapter,

to apply for a Reserve appointment.

(b) Submit all of the forms required for the specific training program (for example, to apply for the civilian medical intern training program, submit AF Form 366, "Application for Assignment to Intern Training in a Civilian Hospital;" AF Form 281, "Intern Training Agreement;" and AF Form 281a, "Intern Training Agreement Supplement.")

(c) Submit a written agreement to serve on a specified time contract, and to serve the minimum specified period of active duty after his training program is completed.

§ 905.8 Obtaining application forms and information.

To obtain the proper forms and additional information about these training programs, the applicant should write to USAFMPC (AFMSMB), Randolph AFB TX 78148.

§ 905.10 Participating in a medical education program for Regular or Reserve officers.

(a) See AFR 36-13 (Medical Education of Regular Air Force Officers), for how to participate in the Regular program.

(b) See AFR 36-25 (Medical Education of Reserve Air Force Officers), for how to participate in the Reserve program.

§ 905.12 Participating in the civilian intern program for medical students.

To be eligible for this training, the applicant must:

(a) Be a graduate (or prospective graduate) of a medical school acceptable to the Surgeon General, USAF.

(b) Have been accepted for a 1-year internship (rotating, mixed, or straight) in an approved civilian hospital.

§ 905.14 Participating in the senior medical student program.

To be eligible for this training, the applicant must:

(a) Have successfully completed the first semester of his junior year at a medical school acceptable to the Surgeon General, USAF, at the time he applies. He must be officially enrolled in his senior year at the time he enters on duty in this training program.

(b) Agree, in writing, to participate in the Air Force-sponsored Inter Training Program. (If he participates, and is not matched for military internship or selected for a civilian internship, the Air Force will release him from active duty for 12 months, to pursue a civilian internship at his own expense. Upon completion of that internship, he will be recalled to active duty to fulfill the service obligation incurred as a result of the training received in the student program.)

§ 905.16 Applying for training in the registered nurses program.

To be eligible for this training, the applicant must:

(a) Meet current criteria, for appointment in the grade in which the individual is professionally qualified.

(b) Be enrolled in an accredited university program and be within one year of completing the requirements for a baccalaureate or masters degree, at the time the participant enters on active duty in the Air Force.

(c) Submit a statement of service.

(d) Submit a proposed education plan, indicating the title, number, etc., of courses to be taken.

(e) Submit a recommendation from the student's course advisor or dean.

§ 905.18 Applying for training in the biomedical sciences program.

To be eligible for this training, the applicant must:

(a) Be 21 years of age, but not have passed the 28th birthday on the date of appointment.

(b) If a female, have no dependents under 18 years of age.

(c) Agree to serve the minimum period of active duty after completion of the training. (For training in dietetics, occupational therapy, and physical therapy, agree to serve as specified in the training agreement.)

(d) Meet the following educational requirements:

Medical allied specialty applied for:	Undergraduate degree required in:
Bioenvironmental engineering	Civil, chemical, sanitary, electrical or mechanical engineering, or related subject acceptable to the Surgeon General, USAF.
Biomedical laboratory	Bacteriology, biology, biochemistry, parasitology, pharmacy, zoology, or related field acceptable to the Surgeon General, USAF.
Aviation physiology, entomology, psychology, or social work.	Any area acceptable to the professional school and to The Surgeon General, USAF.
Health physicist	Physics, chemistry, engineering, or biology.

§ 905.20 Compensation for all medical training.

When an applicant is selected, he is appointed in the Reserve of the Air Force and is eligible to receive the pay and allowance normally authorized. However:

(a) If he is a medical or dental intern, he does not receive the special pay currently authorized for a physician or dentist.

(b) He is subject to the restrictions imposed by AFM 177-105 (Military Pay—Input Document Preparation and Disposition) on compensation, quarters, or subsistence furnished by a civilian medical facility or institution.

§ 905.22 Compensation for individual training programs.

When an applicant is selected for the Senior Medical Student Program, the Biomedical Sciences Training Program, or the Registered Nurses Training Program, the applicant is personally responsible for the following, without reimbursement from the Air Force:

(a) Payment of all school tuition, related fees, and textbook purchases.

(b) Travel expenses incident to the training program.

§ 905.24 Assignment and reappointment.

(a) Each participant in a medical training program who is training in a civilian facility/institution is assigned to the U.S. Air Force Institute of Technology, with his duty station at the civilian facility/institution. Upon completion of this first phase, he is reassigned to an Air Force medical facility.

(b) Each participant in the Senior Medical Student Program is reappointed in the Reserve of the Air Force (Medical Corps) upon his graduation from medical school.

(1) *For training in occupational and physical therapy.* Must be enrolled in the final year of an approved baccalaureate program (or must possess a baccalaureate degree, and be enrolled in the final year of an approved occupational or physical therapy certificate program).

(2) *For training in dietetics.* Must be a graduate of (or be a candidate for graduation from) an approved college or university. Must also have been accepted for training in an internship program approved by the American Dietetic Association.

(3) *For training in optometry or biomedical therapy.* Must be enrolled in the final year of an approved school of optometry or podiatry, or be within 1 year of receiving a graduate degree in an appropriate specialty.

(4) *For training in other medical allied sciences.* Must have a baccalaureate degree in one of the following disciplines and be enrolled and within 1 year of receiving a graduate degree in one of the specialties listed below.

By order of the Secretary of the Air Force.

ALEXANDER J. PALENSCAR, Jr.,
Colonel, U.S. Air Force, Chief, Special Activities Group, Office of The Judge Advocate General.

[F.R. Doc. 69-8391; Filed, July 15, 1969; 8:51 a.m.]

SUBCHAPTER L—STANDARDS OF CONDUCT

PART 920—STANDARDS OF CONDUCT

Miscellaneous Amendments

Chapter VII of Title 32 of the Code of Federal Regulations is amended to read as follows:

Section 920.9(c) is revised; § 920.9(d) is deleted; § 920.13(c) is revised; § 920.19 (e) and (f) are revised; § 920.24(f) is revised.

§ 920.9 Outside employment of Air Force personnel.

* * * * *

(c) Air Force personnel are encouraged to engage in teaching, lecturing, and writing. However, an employee shall not, either for or without compensation, engage in teaching, lecturing, or writing, including teaching, lecturing or writing for the purpose of the special preparation of a person or class of persons for an examination of the Commission or Board of Examiners for the Foreign Service, that is dependent on information obtained as a result of his Government employment, except when that information has been published or is available to the general public or will be made available on requests, or when the agency head gives written authorizations for the use of nonpublic information on the basis that the use is in the public interest. In addition, an employee who is a civilian Presidential appointee shall not receive compensation or anything of monetary value for any consultation, lecture, discussion, writing, or appearance, the subject matter of which is devoted substantially to the responsibilities, programs or operations of his agency or which draws substantially on official data or ideas which have not become part of the body of public information.

(d) [Deleted]

* * * * *

§ 920.13 Confidential statement of employment and financial interest (DD Form 1555).

* * * * *

(c) No one below the grade of Lieutenant Colonel of GS–13 (or comparable pay grade) will be required to submit a DD Form 1555; nor will any one whose basic duties are not within the provisions of this section and § 920.24 be required to submit a DD Form 1555. The requirement to report financial holdings is limited to a very few key personnel, but this in no way limits the duty of each and every member of the Air Force to immediately call to the attention of his superior any situation which involves a conflict of personal versus public interests. No member of the Air Force may ever undertake for himself the decision whether a conflicting interest, no matter how insignificant, is or is not sufficient to influence his judgment. This decision belongs to and must be made by an official in accord with § 920.15(d).

§ 920.19 Officers of the Reserve components.

* * * * *

(e) Membership in a Reserve component of the armed forces or in the National Guard does not, in itself, prevent a person from practicing his civilian profession or occupation before or in connection with any department (see U.S.C. 520).

(f) An officer of a Reserve component, whether in the Ready, Standby, or Retired Reserve, who is not on active duty is not, solely because of his status as a Reserve, considered to be an officer or employee of the United States for the purpose of bringing him within the prohibitions summarized in paragraphs 15, 16, and 17 (see U.S.C. 2105(d)).

* * * * *

§ 920.24 Confidential statements of employment and financial interests (DD Form 1555).

* * * * *

(f) *Time of filing.* Each officer and employee will file the DD Form 1555 not later than October 31, 1967, reporting the required information as of September 30, 1967. Each will file supplementary statements periodically thereafter as prescribed in paragraph (g) of this section. An officer or employee who is transferred or reassigned to another position not under his prior superior, who is required to file a DD Form 1555, will file it with his new superior within 30 days after reporting for duty, unless the new superior prescribes an earlier date. An officer or employee who enters Government service after the date of this part who is required to file a DD Form 1555 will do so within 30 days from the date of commencement of such service. Designees to positions requiring the approval of the Secretary of the Air Force shall execute the statement in advance of nomination so that it may be reviewed prior to appointment.

* * * * *

(Sec. 8012, 70A Stat. 488; 10 U.S.C. 8012, except as otherwise noted) [Change 1, Feb. 1, 1968, and change 2, Aug. 20, 1968 to AFR 30–30 dated June 28, 1966]

By order of the Secretary of the Air Force.

ALEXANDER J. PALENSCAR, Jr.,
Colonel, U.S. Air Force, Chief, Special Activities Group, Office of The Judge Advocate General.

[F.R. Doc. 69-8390; Filed, July 15, 1969; 8:51 a.m.]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 7—SPECIAL REGULATIONS, AREAS OF THE NATIONAL PARK SYSTEM

Blue Ridge Parkway, Va.-N.C.; Fishing, Bicycles, and Boating

A proposal was published at page 7084 of the FEDERAL REGISTER of April 30, 1969, to revise § 7.34 of Title 36 of the Code of Federal Regulations. The purpose of this amendment is to delete materials which are duplicated in the general regulations applicable to the areas of the National Park System, to amend the regulations on fishing, and to add regulations concerning bicycles and boating.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendments. No comments, suggestions, or objections have been received and the proposed amendments are hereby adopted without change and is set forth below. These amendments shall take effect 30 days following the date of publication in the FEDERAL REGISTER.

Section 7.34 is amended as follows:

§ 7.34 Blue Ridge Parkway.

(a) [Revoked]

(b) *Fishing.* (1) Fishing is prohibited from one-half hour after sunset until one-half hour before sunrise.

(2) Fishing from the dam at Price Lake or from the footbridge in Price Lake picnic area in Watauga County, N.C., and from the James River Parkway Bridge in Bedford and Amherst Counties, Va., is prohibited.

(3) The following waters are subject to the restrictions indicated:

(i) *North Carolina.* Basin Creek and its tributaries in Doughton Park; Trout Lake in Moses H. Cone Memorial Park; Ash Bear Pen Pond, Boone Fork River, Cold Prong Branch, Laurel Creek, Price Lake, Sims Creek, and Sims Pond in Julian Price Memorial Park; Camp Creek and Linville River in Linville Falls Recreation Area.

(*a*) On all of the above-designated waters in North Carolina the use of bait other than artificial lures having a single hook is prohibited, except that on Basin Creek and its tributaries and Boone Fork River from Price Lake Dam downstream to the Parkway boundary the use of bait other than single hook artificial flies is prohibited.

(*b*) On all of the above-designated waters in North Carolina the daily creel and size limits shall be posted around the lake shorelines and along the stream banks.

(ii) *Virginia.* Peaks of Otter Lake in Bedford County, Va.

(*a*) On the above-designated water in Virginia the use of bait other than artificial lures having one single hook is prohibited.

(*b*) On the above-designated water in Virginia the daily creel and size limits shall be as posted on the lake shoreline.

(4) Prohibited bait in waters in subparagraph (3) (i) and (ii) of this paragraph: Possession of or use as bait of fish eggs, small fish or minnows, insects, worms, and other similar organic bait or parts thereof adjacent to, on, or in streams or lakes while in possession of fishing tackle is prohibited.

(c) [Revoked]

* * * * *

(e) [Revoked]

* * * * *

(i) [Revoked]

(j) [Revoked]

(k) *Bicycles.* The use of bicycles on trails on the Blue Ridge Parkway is prohibited except on those trails designated for bicycle use by posted signs.

(l) *Boating.* (1) The use of any vessel, as defined in § 3.1 of this chapter, on the waters of the Blue Ridge Parkway is prohibited except on the waters of Price Lake.

(2) Vessels using Price Lake shall be restricted to vessels propelled solely by oars or paddles.

(3) Vessels using Price Lake may be launched only at established or designated ramps and shall be removed

from the water for the night. Campers shall remove their vessels from the water to their campsites at night.

(5 U.S.C. 553; 39 Stat. 535; 16 U.S.C. 3; 49 Stat. 2041; 16 U.S.C. 460a-2, as amended)

EARL W. BATTEN,
Acting Superintendent,
Blue Ridge Parkway.

[F.R. Doc. 69-8329; Filed, July 15, 1969; 8:46 a.m.]

Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans Administration

PART 3—ADJUDICATION

Subpart A—Pension, Compensation, and Dependency and Indemnity Compensation

PRESERVATION OF DISABILITY RATINGS

Section 3.951 is revised to read as follows:

§ 3.951 Preservation of disability ratings.

A disability which has been continuously rated at or above any evaluation of disability for 20 or more years for compensation purposes under laws administered by the Veterans Administration will not be reduced to less than such evaluation except upon a showing that such rating was based on fraud. Likewise, a rating of permanent total disability for pension purposes which has been in force for 20 or more years will not be reduced except upon a showing that the rating was based on fraud. The 20-year period will be computed from the effective date of the evaluation to the effective date of reduction of evaluation. (38 U.S.C. 110; Public Law 91-32)

(72 Stat. 1114; 38 U.S.C. 210)

This VA regulation is effective August 19, 1964.

Approved: July 9, 1969.

By direction of the Administrator.

[SEAL] FRED B. RHODES,
Deputy Administrator.

[F.R. Doc. 69-8346; Filed, July 15, 1969; 8:47 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 1—Federal Procurement Regulations

PART 1-1—GENERAL

Labor Surplus Area Contract Set-Aside Procedures

This amendment revises the criteria establishing the eligibility of a business enterprise (a "certified-eligible" concern) to participate in labor surplus area set-asides and thereby permits more concerns to qualify for contract awards under such preferences. The revision reduces the amount of the costs a concern must incur on account of manufacturing or production in or near sections of concentrated unemployment or underemployment for qualification as a "certified-eligible" concern. The amount of such costs are reduced from more than 30 percent of the contract price to more than 25 percent of the contract price.

Subpart 1-1.7—Small Business Concerns

Section 1-1.706-6(c) is amended by revising paragraph (b)(3)(i) of the notice prescribed therein as follows:

§ 1-1.706-6 Partial set-asides.

* * * * * *

(c) * * *

NOTICE OF PARTIAL SMALL BUSINESS SET-ASIDE

* * * * * *

(b)(3) * * *

(i) "Certified-eligible concern" means a concern located in or near a section of concentrated unemployment or underemployment which has been certified by the Secretary of Labor in accordance with 29 CFR 8.7(b) with respect to employment of disadvantaged persons residing within such sections, and which will agree to perform, or cause to be performed by a certified concern, a substantial proportion of a contract in or near such sections; it includes a concern which, though not so certified, agrees to have a substantial proportion of a contract performed by certified concerns in or near such sections. A concern shall be deemed to perform a substantial proportion of a contract in or near sections of concentrated unemployment or underemployment if the costs that the concern will incur on account of manufacturing or production in or near such sections (by itself, if a certified concern, or by certified concerns acting as first-tier subcontractors) amount to more than 25 percent of the contract price.

* * * * * *

Subpart 1-1.8—Labor Surplus Area Concerns

1. Section 1-1.801-1(a) is revised as follows:

§ 1-1.801-1 Labor surplus area concern.

* * * * * *

(a) "Certified-eligible concern" means a concern located in or near a section of concentrated unemployment or underemployment which has been certified by the Secretary of Labor in accordance with 29 CFR 8.7(b) with respect to employment of disadvantaged persons residing within such sections, and which will agree to perform, or cause to be performed by a certified concern, a substantial proportion of a contract in or near such sections; it includes a concern which, though not so certified, agrees to have a substantial proportion of a contract performed by certified concerns in or near such sections. A concern shall be deemed to perform a substantial proportion of a contract in or near sections of concentrated unemployment or underemployment if the costs that the concern will incur on account of manufacturing or production in or near such sections (by itself, if a certified concern, or by certified concerns acting as first-tier subcontractors) amount to more than 25 percent of the contract price.

* * * * * *

2. Section 1-1.804-2(b) is amended by revising paragraph (b)(2)(i) of the notice prescribed therein as follows:

§ 1-1.804-2 Notice to bidders or offerors.

* * * * * *

(b) * * *

NOTICE OF LABOR SURPLUS AREA SET-ASIDE

* * * * * *

(b)(2) * * *

(i) "Certified-eligible concern" means a concern located in or near a section of concentrated unemployment or underemployment which has been certified by the Secretary of Labor in accordance with 29 CFR 8.7(b) with respect to employment of disadvantaged persons residing within such sections, and which will agree to perform, or cause to be performed by a certified concern, a substantial proportion of a contract in or near such sections; it includes a concern which, though not so certified, agrees to have a substantial proportion of a contract performed by certified concerns in or near such sections. A concern shall be deemed to perform a substantial proportion of a contract in or near sections of concentrated unemployment or underemployment if the costs that the concern will incur on account of manufacturing or production in or near such sections (by itself, if a certified concern, or by certified concerns acting as first-tier subcontractors) amount to more than 25 percent of the contract price.

* * * * * *

3. Section 1-1.805-3(b) is amended by revising paragraph (b) of the clause prescribed therein as follows:

§ 1-1.805-3 Required clauses.

* * * * * *

(b) * * *

LABOR SURPLUS AREA SUBCONTRACTING PROGRAM

* * * * * *

(b) A "labor surplus area concern" is a concern which will perform, or cause to be performed, a substantial proportion of any contract awarded to it (1) in or near sections of concentrated unemployment or underemployment as a certified-eligible concern, or (2) a concern which will perform, or cause to be performed, a substantial proportion of any contract awarded to it in "Areas of Substantial Labor Surplus" (also called "Areas of Substantial Unemployment"), as designated by the Department of Labor. A concern shall be deemed to perform a substantial proportion of a contract in or near sections of concentrated unemployment or underemployment if the costs that the concern will incur on account of manufacturing or production in or near such sections (by itself, if a certified concern, or by certified concerns acting as first-tier subcontractors) amount to more than 25 percent of the contract price. A concern shall be deemed to perform a substantial proportion of a contract in a labor surplus area if the costs that the concern will incur on account of manufacturing or production performed in persistent or substantial labor surplus areas (by itself or its first-tier subcontractors) amount to more than 50 percent of the price of such contract.

* * * * * *

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

Effective date. These regulations are effective July 15, 1969.

Dated: July 9, 1969.

ROBERT L. KUNZIG,
Administrator of General Services.

[F.R. Doc. 69-8381; Filed, July 15, 1969; 8:50 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 31—UNIFORM SYSTEM OF ACCOUNTS FOR CLASS A AND CLASS B TELEPHONE COMPANIES

Interpretations of Accounting Requirements

1. On February 18, 1969, the Chief of the Common Carrier Bureau of this Commission released an interpretation of Part 31, Uniform System of Accounts for Class A and Class B Telephone Companies, of the rules and regulations. That interpretation which related to the proper accounting to be performed with respect to deferred Federal income taxes on intrasystem profits was designated as Case 26, effective January 1, 1969.

2. It is desirable that this case interpretation (editorially amended as indicated hereinafter) be included in Appendix A, Interpretations of the Accounting Requirements Contained in This System of Accounts, of Part 31 of the rules and regulations.

3. A minor editorial change has been made in the Statement of Facts in Case 26. The first sentence of the third paragraph of the Statement of Facts as originally issued referred to "the $50 tax saving." Those words have been changed to read "the $50 of deferred tax" to make this sentence consistent with the language used in the preceding paragraph to describe the item.

4. Authority for this amendment is contained in sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and in § 0.261(a) of Part 0, Commission Organization, of the Commission's rules. Since the inclusion of this interpretation in the rules relates to procedure and the amendment made herein to Case 26 as previously issued is editorial in nature, the prior notice and effective date provisions of section 4 of the Administrative Procedure Act, 5 U.S.C. 553, do not apply.

5. *Accordingly, it is ordered,* That Part 31 of the rules and regulations is amended as set forth below, effective January 1, 1969.

(Secs. 4, 5, 303, 48 Stat., as amended, 1066, 1068, 1082; 47 U.S.C. 154, 155, 303)

Adopted: July 9, 1969.

Released: July 11, 1969.

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

Part 31, Uniform System of Accounts for Class A and Class B Telephone Companies, of the rules is amended as follows:

Appendix A is amended by adding a new Case 26 as follows:

APPENDIX A

INTERPRETATIONS OF THE ACCOUNTING REQUIREMENTS CONTAINED IN THIS SYSTEM OF ACCOUNT

* * * * *

Case 26

STATEMENT OF FACTS

JANUARY 1, 1969.

Certain groups of affiliated companies filing consolidated Federal income tax returns include both operating telephone companies and manufacturing companies. Pursuant to closing agreements with the Internal Revenue Service, effective January 1, 1966, the Federal income taxes on profits on sales by manufacturing and supply affiliates to the operating telephone companies are deferred and recognized over the life of the specific plant or equipment to which related. Under the terms of tax allocation agreements, the manufacturing companies pay, normally through a common parent, to their telephone company affiliates each year amounts equivalent to the income tax that would be payable on profits from sales to the telephone companies in the absence of tax allocation agreements. The total amount of profit that is realized by manufacturing companies on sales to their affiliated telephone companies is excluded from the cost of plant on which depreciation is taken for Federal income tax purposes.

One method used by many telephone companies who are members of such groups to account for the payments received from their manufacturing affiliates is to credit plant with the amount of the payments received. The resulting annual increase in income tax expense due to disallowance of the profit element of plant cost as depreciation expense for tax purposes over the estimated life of the plant is offset by a compensating reduction in the annual book depreciation charge due to the reduced depreciable plant base. The other method commonly used is for the operating telephone company to credit a reserve for deferred taxes with the amount of the taxes deferred and to amortize such amount to operating taxes over the estimated life of the plant which amount offsets the annual increase in income tax expense. Under the first method, for example, Company A is a manufacturing company which sells equipment to Company B, a telephone company affiliate included in the same consolidated Federal income tax return. Company A sells, among other items, $1,000 of central office equipment to Company B on which transaction Company A makes a profit of $100 and, assuming a 50 percent tax rate, refunds to Company B $50 which is the income tax effect of the intrasystem profit eliminated in the consolidated return. Company B initially charges the cost of the equipment of $1,000 to account 221, "Central office equipment," and when the $50 is received credits that amount to account 221 leaving a net balance of $950 in plant for the transaction.

Under the other method, Company C is another manufacturing company which sells $1,000 of central office equipment to Company D, its affiliate and refunds to Company D the $50 of deferred tax. Company D also charges account 221 with the $1,000 paid for the equipment. However, Company D credits the $50 received to a Reserve for Deferred Taxes under account 174, "Other deferred credits," and amortizes such amount to operating taxes over the estimated average life of the plant.

Either method of recording the payment received is acceptable to the Commission: *Provided, however,* That in no event shall a carrier make a change in its method of accounting without prior Commission approval.

For simplicity, it is assumed that, in each instance, no other amounts are capitalized for the equipment and that the equipment will have a service life of 10 years with zero net salvage. The annual depreciation expense recorded in its accounts by Company B is therefore $95 and for Company D is $100. In each case it is assumed that, after 5 years of service, the plant is sold to Company E, a nonaffiliated telephone company, for $500 and that the tax rate for the entire period of ownership and at the time of sale has remained unchanged at 50 percent. Under currently effective closing agreements with the Internal Revenue Service, the portion of deferred taxes that has not been eliminated through reduced depreciation charges (or amortized) at the time of the sale becomes payable as a tax by Company B and by Company D in the year of the sale.

Question (a): What accounting should be performed by Company B to record the retirement of the plant sold?

Answer (a): The plant accounts should be restored to the actual original cost of $1,000 before performing the retirement entry. The entry to be made to restore the actual original cost is a debit to account 221, "Central office equipment," of $50 and credits of $25 to account 171, "Depreciation reserve," and $25 to account 166, "Taxes accrued." This entry serves to (1) restore the actual original cost, (2) include in the depreciation reserve the amount that would have been accrued had depreciation been accrued on the basis of actual original cost, and (3) record the liability for the tax which becomes payable at the time of the sale. The sale price of $500 is credited to account 171 and that account is then charged and account 221 is credited with the $1,000 then recorded in account 221.

Question (b): What accounting should be performed by Company D to record the retirement of the plant sold?

Answer (b): Company D performs the same accounting that would normally be performed for a sale of plant and, in addition, the deferred taxes subaccount under account 174 is charged and account 166 is credited with $25. The latter entry clears the deferred taxes subaccount and sets up the tax liability which is payable in the year of the sale.

Question (c): What accounting should be performed by Company E for the purchase and what amount should be recorded by Company E as the original cost of the plant purchased?

Answer (c): Company E performs the accounting that would normally be performed for a purchase of telephone plant. The original cost of plant to be recorded by Company E in each instance is $1,000 the amount initially paid for the equipment purchased from Company A by Company B and from Company C by Company D.

NOTE: In the event that there is a change in the tax rate subsequent to the date of purchase the effect of such change, including that occurring at the time of sale, shall be reflected through the operating taxes account rather than through adjustment of the credit to the plant accounts or to the deferred tax reserve account.

[F.R. Doc. 69-8350; Filed, July 15, 1969; 8:47 a.m.]

Title 49—TRANSPORTATION

Subtitle A—Office of the Secretary of Transportation

[OST Docket No. 3; Amdt. 9-1]

PART 9—TESTIMONY OF EMPLOYEES OF THE DEPARTMENT AND PRODUCTION OF RECORDS IN LEGAL PROCEEDINGS

The purpose of this amendment is to revise Part 9 of the regulations of the Office of the Secretary of Transportation to state, for the entire Department of Transportation, the policies and procedures with respect to departmental employees in legal proceedings, the service of legal process, and the production of records pursuant to subpoena.

Government agencies are often requested by private litigants to furnish expert witnesses as to technical or other matters that are within the scope of the agencies' functions. It is the policy of the Department of Transportation not to authorize its employees to testify in those cases for reasons enumerated in the revised regulation. However, this part does establish procedures whereby, under appropriate circumstances, an employee may testify as to facts within his personal knowledge, while refraining from opinion testimony. The part does not apply to those private cases in which an employee may be called upon to testify, while on leave, as to facts or events that have no relationship to his duties and the functions of the Department.

The part also describes the method whereby records may be subpoenaed and explains the relationship of records sought to be obtained by subpoena to records that may be made available, upon request and without a subpoena, under Part 7 of Title 49 CFR, "Public Availability of Information".

Since this amendment relates to matters of Departmental management, procedures, and practices, notice and public procedure hereon is not required, and it may be made effective in less than 30 days after publication in the FEDERAL REGISTER.

In consideration of the foregoing, Part 9 of the regulations of the Office of the Secretary of Transportation is amended, effective July 16, 1969, to read as set forth below.

Issued in Washington, D.C., on July 11, 1969.

JOHN A. VOLPE,
Secretary of Transportation.

Sec.

AUTHORITY: The provisions of this Part 9 issued under sec. 9, Department of Transportation Act; 49 U.S.C. 1657.

§ 9.1 Purpose.

(a) This part prescribes the policies and procedures of the Department with respect to testimony of its employees as witnesses in legal proceedings, the acceptance of service of legal process and pleadings in legal proceedings involving the Department, and the production of records of the Department pursuant to subpoena.

(b) The General Counsel or the appropriate counsel of the operating administration concerned may grant permission to deviate from a policy or procedure prescribed by this part. He may grant that permission only when the deviation will not interfere with matters of operational or military necessity, and when—

(1) It is necessary to prevent a miscarriage of justice;

(2) The Department has an interest in the decision that may be rendered in the legal proceeding; or

(3) The deviation is in the best interests of transportation activities fostered by the Department or the United States.

(c) This part does not apply to any legal proceeding in which an employee is to testify, while in leave status, as to facts or events that are in no way related to the duties he performs or to the functions of the Department.

§ 9.3 Definitions.

For purposes of this part—

"Appropriate counsel of the operating administration concerned" includes the General Counsel or Chief Counsel of the operating administration concerned and any person to whom he has delegated his authority under this part.

"Department" means the Department of Transportation, including the Office of the Secretary and the following operating administrations:

(a) The U.S. Coast Guard.

(b) The Federal Aviation Administration.

(c) The Federal Highway Administration.

(d) The Federal Railroad Administration.

(e) The Urban Mass Transportation Administration.

(f) The St. Lawrence Seaway Development Corporation.

"Legal proceeding" includes any proceeding before a court of law, administrative board or commission, hearing officer, or other body conducting a legal or administrative proceeding.

"Legal proceeding between private litigants" means any legal proceeding in which neither the United States nor the Department of Transportation is directly or indirectly involved.

§ 9.5 Testimony by employees in proceedings involving the United States.

(a) An employee of the Department may not testify as an expert or opinion witness for any party other than the United States in any legal proceeding in which the United States is involved, but may testify as to facts.

(b) Whenever, in any legal proceeding involving the United States, the attorney in charge of presenting the case for the United States requests it, the General Counsel or appropriate counsel of the operating administration concerned shall arrange for an employee of the Department to testify as a witness for the United States.

§ 9.7 Legal proceedings between private litigants; general rule.

Subject to §§ 9.9 and 9.13, an employee of the Department may not testify as an expert or opinion witness, as to any matter related to his duties or the functions of the Department, in any legal proceeding between private litigants, for the following reasons:

(a) To conserve the time of employees for conducting official business.

(b) To minimize the possibility of involving the Department in controversial issues that are not related to its mission.

(c) To prevent the possibility that the public will misconstrue variances between the personal opinions of employees and departmental policy.

(d) To avoid spending the time and money of the United States for private purposes.

§ 9.9 Legal proceedings between private litigants; subpoenas.

(a) Whenever, in a legal proceeding between private litigants, an employee of the Department is served with a subpoena or is requested to testify, he shall immediately report the service or request to the General Counsel or appropriate counsel of the operating administration concerned, who shall determine whether the employee is required to comply and shall, in appropriate cases, arrange for legal representation for the employee.

(b) Whenever an employee's compliance with a subpoena would adversely affect the performance of official duties or require producing records that are not available for public disclosure, the General Counsel or appropriate counsel of the operating administration concerned shall attempt to have the subpoena withdrawn or modified.

§ 9.11 Legal proceedings between private litigants; factual testimony.

(a) An employee of the Department who has been subpoenaed in a legal proceeding between private litigants, and who is required to comply with the subpoena, shall testify only as to facts within his personal knowledge, even if the facts are contained in a report that he is not allowed to produce. However, he must obtain the permission of the General Counsel or appropriate counsel of the operating administration concerned before disclosing any information that is restricted by statute or regulation.

(b) An employee who gives factual testimony shall avoid any statements of opinion.

§ 9.13 Legal proceedings between private litigants; expert or opinion testimony.

If, while testifying in a legal proceeding between private litigants, an employee of the Department is asked for

expert or opinion testimony, he shall decline to answer on the grounds that he is forbidden to do so by this part. If he is then ordered by the body conduting the proceeding to testify, he shall do so.

§ 9.15 Legal proceedings between private litigants: disclosure of records.

(a) Copies of any records available for public inspection under Part 7 of this subtitle, "Public Availability of Information", are available, as provided in that part, to litigants upon request.

(b) If an employee of the Department receives a subpoena or request to produce records in court or before any other body, he shall refer it to the General Counsel or appropriate counsel of the operating administration concerned. If the subpoena or request calls for producing records the release of which is authorized, counsel shall advise that the subpoena or request be honored.

(c) An employee of the Department may not produce a record except upon a clearance from the General Counsel or appropriate counsel of the operating administration concerned. If copies of records that are available for public inspection under Part 7 of this subtitle are subpoenaed, the person subpoenaing them is liable for the fee established under that part for the production of those records, including any search for them.

(d) If an employee is served with a subpoena calling for records that the General Counsel or appropriate counsel of the operating administration concerned determines should not be released, the General Counsel or appropriate counsel of the operating administration concerned shall attempt to have the subpoena withdrawn or modified. If this cannot be done, the employee shall appear at the time and place specified in the subpoena, accompanied by an attorney from the Office of the General Counsel, appropriate counsel of the operating administration concerned, or the Department of Justice, as appropriate, and explain to the authority conducting the proceeding that a statute or regulation prohibits him from producing the records.

(e) If an employee who follows the procedure in paragraph (d) of this section is ordered to show cause why he should not be cited for contempt of court, the General Counsel or appropriate counsel of the operating administration concerned shall request the Department of Justice to represent the employee.

§ 9.17 Acceptance of service on behalf of Secretary.

Process or pleadings in any legal proceeding may be served, at the option of the server, on the General Counsel or appropriate counsel of the operating administration concerned, with the same effect as if served upon the Secretary or the head of the operating administration concerned, as the case may be. The official accepting the service under this section shall acknowledge the service and take further action as appropriate.

[F.R. Doc. 69-8357; Filed, July 15, 1969; 8:48 a.m.]

Chapter II—Federal Railroad Administration, Department of Transportation

MISCELLANEOUS AMENDMENTS TO CHAPTER

The purpose of this amendment is to make some minor corrections to Parts 225, 230, 231, 233, 234, and 236 of Title 49 of the Code of Federal Regulations. As a result of transferring into Chapter II of Title 49 the various regulations of the Federal Railroad Administration, certain omissions and errors were made and should be corrected.

Sections 225.56, 230.203(f), 230.212(h), 230.215(f), 230.233(h), 230.277(n), 230.316(b), 230.320(a), 230.329(a) are corrected or amended to correct printing errors.

Section 230.10 is being amended to provide for the payment of a fee where an extension of the period for removal of flues has been requested of the Bureau of Railroad Safety. This was provided for in item (34) of § 6.2 of Title 49, but was omitted when § 6.2 became section 1002 after the administration of the Locomotive Inspection Act was transferred from the Interstate Commerce Commission to the Federal Railroad Administration.

Section 231.23 (e)(3) and (j)(1) is being amended to conform with Federal Railroad Administration Order of February 29, 1968, served the same date, in Docket No. 32258 (FRA-Sub. No. 1) but never published.

Section 233.0 is being amended as provided in Interstate Commerce Commission Order of November 14, 1963, served on January 6, 1964, but never published in the FEDERAL REGISTER. The form numbers in §§ 233.1 and 234.1-1 are revised to conform with the present numbering system adopted since January 6, 1964.

Section 236.590 is being amended to extend the cleaning, testing, and inspection period for certain valves to 24 months as provided in § 230.208(c) of the Locomotive Inspection Rules which became effective October 14, 1967. The change in § 230.208(c) was the result of hearings held in Ex Parte 234, Amendment of Other Than Steam Locomotive Rules. Since the valves referred to in § 236.590 are also included in § 230.208 (c), the changes are necessary in order that the Signal Regulations and the Locomotive Rules are consistent.

Since these amendments merely make minor corrections in these sections, notice and public procedure thereon are unnecessary and good cause exists for making them effective in less than 30 days notice.

Issued in Washington, D.C., on July 11, 1969.

R. N. WHITMAN,
Administrator,
Federal Railroad Administration.

PART 225—RAILROAD ACCIDENTS; REPORTS AND CLASSIFICATION

Section 225.56 *Code causes* is amended as follows:

TRAIN-SERVICE ACCIDENTS

8. SPECIFIED GROUPS OF CAUSES

Coupling or Uncoupling Locomotives or Cars, or Manipulating Air or Steam Connections

The following code cause numbers should be corrected as follows:

Reads	*Should read*	*Reads*	*Should read*
5888	5862	5918	5880
5901	5863	5919	5881
5902	5864	5920	5882
5903	5865	5921	5883
5904	5866	5922	5884
5905	5867	5923	5885
5906	5868	5924	5886
5907	5869	5925	5887
5908	5870	5926	5888
5909	5871	5927	5889
5910	5872	5928	5890
5911	5873	5929	5891
5912	5874	5930	5892
5913	5875	5931	5893
5914	5876	5932	5894
5915	5877	5933	5895
5916	5878	5934	5898
5917	5879		

NONTRAIN ACCIDENTS

7. EQUIPMENT

(b) Construction, servicing, maintenance, and dismantling of cars:

7115 Moving car for repairs.
7116 Unexpected movement of car.

PART 230—LOCOMOTIVE INSPECTION

Section 230.203(f): The form referred to in this section is amended by deleting the initials "ICC" in the first line of said form and substituting the initials "FRA" as follows: FRA Form No. 2-A

Section 230.212(h) *Draft gear:* The word "meausring" in this section should be corrected to the word "measuring."

Section 230.215(f) *Bore of rod bushings:* The word "exced" in this section should be corrected to the word "exceed."

Section 230.233(h) *Motor suspension:* This section is amended by deleting the word "failing" and substituting the word "falling."

Section 230.227(n) *Modification:* Figure 7, rolled steel wheels, is corrected by deleting the citation (§ 230.277(m)) and substituting the citation (§ 230.227(n)).

Section 230.316(b) *Setting and testing:* The phrase "(b) Setting and testing safety valves" is misplaced and should follow the sentence ending "discharged steam."

Section 230.320(a) *Frequency:* This section is being amended by correcting the word "handhold" in the fifth sentence to "handhole."

Section 230.329 (a) *Specification:* This section is being amended by correcting the word "tubs" in the fifth sentence to "tubes."

Section 230.10 *Flues to be removed:* This section is being amended by adding the following sentence: "The application should include a check or money order in the amount of $25.00 payable to the Federal Railroad Administration."

PART 231—RAILROAD SAFETY APPLIANCE STANDARDS

Section 231.21(e)(3) *Location:* This section is amended by deleting the present paragraph (e)(3) and substituting the following:

(3) *Location.* One on each side of car, extending from end platform to end platform at a distance of not less than 51 inches from centerline of car, except that where break in side railing is necessary for side ladder or operating cabinet, the side railing shall be securely attached to such ladder and/or cabinet.

Section 231.21(j)(1) *Number:* This section is amended by deleting the present paragraph (j)(1) and substituting the following:

(1) *Number.* One operating platform, two ladders and safety railing. Not required if all fittings used in the loading or unloading of the tank car are accessible from ground or end platform.

PART 233—ANNUAL REPORT OF METHODS OF TRAIN OPERATION, INTERLOCKING AND CONTROLLED POINTS, AUTOMATIC TRAINSTOP, TRAIN CONTROL, AND CAB SIGNAL SYSTEMS

Part 233 is amended by deleting the present part and substituting the following:

Sec.
233.0 Annual reports required.
233.1 Annual report forms with instructions.

AUTHORITY: The provisions of this Part 233 issued under sec. 12, 20, 24 Stat. 383, 386, as amended, sec. 441, 41 Stat. 498, as amended, sec. 6 (e), (f), 80 Stat. 939, 49 U.S.C. 12, 20, 26, 1655.

§ 233.0 Annual reports required.

(a) The information called for below must be furnished to the Director, Bureau of Railroad Safety, Federal Railroad Administration, Washington, D.C. 20591, by all carriers by rail subject to section 26 of title 49 of the United States Code, not later than January 15 of each year, namely:

(1) A statement as of January 1 each year showing information concerning (i) methods of train operation (railroad lines or parts of lines operated under the various block systems or by timetable and train orders only), (ii) number and type of interlocking and controlled points, and (iii) automatic train-stop, train-control, and cab-signal systems, on the respective annual report forms listed in § 233.1 in accordance with the instructions and definitions on the reverse of said forms.

§ 233.1 Annual report forms with instructions.

(a) Form FRA F 6180–9, Methods of Train Operation.[1]

(b) Form FRA F 6180–10, Interlocking and Controlled Points.[1]

(c) Form FRA F 6180–11, Automatic Train-Stop, Train-Control, and Cab-Signal Systems.[1]

PART 234—SIGNAL FAILURE REPORTS

Section 234.1 is amended by deleting said section and substituting the following:

§ 234.1 List of forms.

1. Form FRA F 6180–14 Signal failure report.[1]
2. Instructions.

PART 236—INSTALLATION, INSPECTION, MAINTENANCE, AND REPAIR OF SYSTEMS, DEVICES, AND APPLIANCES

Section 236.590 *Pneumatic apparatus:* This section is amended by changing the present requirement "every 6 months" to "every 24 months."

[F.R. Doc. 69-8356; Filed, July 15, 1969; 8:48 a.m.]

Chapter III—Federal Highway Administration, Department of Transportation

SUBCHAPTER A—MOTOR VEHICLE SAFETY REGULATIONS

PART 375—CONSUMER INFORMATION REGULATIONS

Skid Number Level

Amended regulations concerning the furnishing of consumer information for motor vehicles, 49 CFR 375.101, 375.102, and 375.106, were published in the FEDERAL REGISTER of May 23, 1969 (34 F.R. 8112). Sections 375.101, *Vehicle stopping distance*, and 375.106, *Acceleration and passing ability*, in paragraphs (d)(7) and (d)(1)(vii) respectively, specified that the information provided shall be valid for road surfaces with a skid number of 70, as measured in accordance with American Society for Testing and Materials Method E–274 at 40 miles per hour, omitting water delivery as specified in paragraph 7.1 of that Method.

Several petitions for reconsideration have been received, requesting that the skid number condition be set at higher level because there are only a limited number of test tracks presently with surfaces of that low a skid number. It is recognized that the level of 70 may be somewhat lower than many existing test track and road surfaces. It has been determined, in light of the petitions received, that the skid number condition can be set at a somewhat higher level without detracting from the value of the information provided or the enforceability of the regulations. Accordingly, the figure "70" in §§ 375.101(d)(7) and 375.106(d)(1)(vii) is hereby changed to "75".

One petitioner requested a delay in the effective date of the regulation because of difficulties in obtaining equipment for the measurement of skid number. In light of the relaxation of the skid number requirement embodied in this notice, and the possibility of temporarily leasing either measuring equipment or test facilities, evidenced by fact that only one such request was received, the request for a delay in effective date is denied.

Since this amendment relaxes a requirement and imposes no additional burden on any person, notice and opportunity for comment thereon are unnecessary and the amendment is incorporated into the above-referenced regulations without change in the effective date. This notice of amendment in response to petitions for reconsideration is issued under the authority of sections 112 and 119 of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1401, 1407) and the delegation of authority by the Secretary of Transportation to the Federal Highway Administrator, 49 CFR 1.4(c).

Issued on July 14, 1969.

F. C. TURNER,
Federal Highway Administrator.

[F.R. Doc. 69-8419; Filed, July 15, 1969; 8:51 a.m.]

[1] Forms filed as part of the original document.

Title 14—AERONAUTICS AND SPACE

Chapter V—National Aeronautics and Space Administration

PART 1204—ADMINISTRATIVE AUTHORITY AND POLICY

Subpart 5—Delegations and Designations

EXTRATERRESTRIAL EXPOSURE

New § 1204.509 is added, reading as follows:

§ 1204.509 Power and authority—to exercise authority with respect to extraterrestrial exposure.

(a) *Delegation.* The Associate Administrator for Manned Space Flight and the Associate Administrator for Space Science and Applications are hereby authorized to execute within their respective assigned program responsibilities the administrative actions specified in § 1211.104(a) of this chapter, subject to the limitations prescribed in Part 1211 of this chapter.

(b) *Redelegation.* Authority may be redelegated in writing to subordinate officials with the power of further redelegation.

(c) *Reporting.* The officials to whom authority is delegated in this section shall insure that feedback is provided to the Administrator through official channels to keep him fully and currently informed of significant actions, problems, or other matters of substance related to the exercise of the authority delegated hereunder.

T. O. PAINE,
Administrator.

[F.R. Doc. 69-8474; Filed, July 15, 1969; 10:56 a.m.]

PART 1211—EXTRATERRESTRIAL EXPOSURE

New Part 1211 is added, reading as follows:

AUTHORITY: The provisions of this Part 1211 issued under sec. 203, 72 Stat. 429, as amended (42 U.S.C. 2473); sec. 304, 72 Stat. 433 (42 U.S.C. 2455, 2456) and 18 U.S.C. 799 and Art. IX, Outer Space Treaty, TIAS 6347 (18 UST 2416).

§ 1211.100 Scope.

This part establishes: (a) NASA policy, responsibility and authority to guard the Earth against any harmful contamination or adverse changes in its environment resulting from personnel, spacecraft and other property returning to the Earth after landing on or coming within the atmospheric envelope of a celestial body; and (b) security requirements, restrictions and safeguards that are necessary in the interest of the national security.

§ 1211.101 Applicability.

The provisions of this part apply to all NASA manned and unmanned space missions which land on or come within the atmospheric envelope of a celestial body and return to the Earth.

§ 1211.102 Definitions.

(a) "NASA" and the "Administrator" mean, respectively, the National Aeronautics and Space Administration and the Administrator of the National Aeronautics and Space Administration or his authorized representative (see § 1204.509 of this chapter).

(b) "Extraterrestrially exposed" means the state or condition of any person, property, animal or other form of life or matter whatever, who or which has:

(1) Touched directly or come within the atmospheric envelope of any other celestial body; or

(2) Touched directly or been in close proximity to (or been exposed indirectly to) any person, property, animal or other form of life or matter who or which has been extraterrestrially exposed by virtue of subparagraph (1) of this paragraph.

For example, if person or thing "A" touches the surface of the Moon, and on "A's" return to the Earth, "B" touches "A" and, subsequently, "C" touches "B," all of these—"A" through "C" inclusive—would be extraterrestrially exposed ("A" and "B" directly; "C" indirectly).

(c) "Quarantine" means the detention, examination and decontamination of any person, property, animal or other form of life or matter whatever that is extraterrestrially exposed, and includes the apprehension or seizure of such person, property, animal or other form of life or matter whatever.

(d) "Quarantine period" means a period of consecutive calendar days as may be established in accordance with § 1211.104(a).

(e) "United States" means the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa and any other territory or possession of the United States, and in a territorial sense all places and waters subject to the jurisdiction of the United States.

§ 1211.103 Authority.

(a) Sections 203 and 304 of the National Aeronautics and Space Act of 1968, as amended (42 U.S.C. 2473, 2455 and 2456).

(b) 18 U.S.C. 799.

(c) Article IX, Outer Space Treaty, TIAS 6347 (18 UST 2416).

(d) NASA Management Instructions 1052.90 and 8020.13.

§ 1211.104 Policy.

(a) *Administrative actions.* The Administrator or his designee as authorized by § 1204.509 of this chapter shall in his discretion:

(1) Determine the beginning and duration of a quarantine period with respect to any space mission; the quarantine period as it applies to various life forms will be announced.

(2) Designate in writing quarantine officers to exercise quarantine authority.

(3) Determine that a particular person, property, animal, or other form of life or matter whatever is extraterrestrially exposed and quarantine such person, property, animal, or other form of life or matter whatever. The quarantine may be based only on a determination, with or without the benefit of a hearing, that there is probable cause to believe that such person, property, animal or other form of life or matter whatever is extraterrestrially exposed.

(4) Determine within the United States or within vessels or vehicles of the United States the place, boundaries, and rules of operation of necessary quarantine stations.

(5) Provide for guard services by contract or otherwise, as may be necessary, to maintain security and inviolability of quarantine stations and quarantined persons, property, animals, or other form of life or matter whatever.

(6) Provide for the subsistence, health, and welfare of persons quarantined under the provisions of this part.

(7) Hold such hearings at such times, in such manner and for such purposes as may be desirable or necessary under this part, including hearings for the purpose of creating a record for use in making any determination under this part or for the purpose of reviewing any such determination.

(8) Cooperate with the Department of Health, Education, and Welfare and the Department of Agriculture in accordance with the provisions of § 1211.105.

(9) Take such other actions as may be prudent or necessary and which are consistent with this part.

(b) *Quarantine.* (1) During any period of announced quarantine, the property within the posted perimeter of the Lunar Receiving Laboratory at the Manned Spacecraft Center, Houston, Tex., is designated as the NASA Lunar Receiving Laboratory Quarantine Station.

(2) Other quarantine stations may be established if determined necessary as provided in paragraph (a)(4) of this section.

(3) During any period of announced quarantine, no person shall enter or depart from the limits of any quarantine station without permission of the cognizant NASA quarantine officer. During such period, the posted perimeter of a quarantine station shall be secured by armed guard.

(4) Any person who enters the limits of any quarantine station during the quarantine period shall be deemed to have consented to the quarantine of his person if it is determined that he is or has become extraterrestrially exposed.

(5) At the earliest practicable time, each person who is quarantined by NASA shall be given a reasonable opportunity to communicate by telephone with legal counsel or other persons of his choice.

§ 1211.105 Relationship with Departments of Health, Education, and Welfare and Agriculture.

(a) If either the Department of Health, Education, and Welfare or the Department of Agriculture exercises its authority to quarantine an extraterrestrially exposed person, property, animal, or other form of life or matter whatever, NASA will, except as provided in paragraph (c) of this section, not exercise the authority to quarantine that same person, property, animal, or other form of life or matter whatever. In such cases, NASA will offer to these departments the use of the Lunar Receiving Laboratory Quarantine Station and such other service, equipment, personnel, and facilities as may be necessary to ensure an effective quarantine.

(b) If neither the Department of Health, Education, and Welfare or the Department of Agriculture exercises its quarantine authority, NASA shall exercise the authority to quarantine an extraterrestrially exposed person, property, animal or other form of life or matter whatever. In such cases, NASA will inform these departments of such quarantine action and, in addition, may request the use of such service, equipment, personnel and facilities of other Federal departments and agencies as may be necessary to ensure an effective quarantine.

(c) NASA shall quarantine NASA astronauts and other NASA personnel as determined necessary and all NASA property involved in any space mission.

§ 1211.106 Cooperation with States, territories and possessions.

Actions taken in accordance with the provisions of this part shall be exercised

in cooperation with the applicable authority of any State, territory, possession or any political subdivision thereof.

§ 1211.107 Court or other process.

(a) NASA officers and employees are prohibited from discharging from the limits of a quarantine station any quarantined person, property, animal or other form of life or matter whatever during an announced quarantine period in compliance with a subpoena, show cause order or other request, order or demand of any court or other authority without the prior approval of the General Counsel and the Administrator.

(b) Where approval to discharge a quarantined person, property, animal or other form of life or matter whatever in compliance with such a request, order or demand of any court or other authority is not given, the person to whom it is directed shall, if possible, appear in court or before the other authority and respectfully state his inability to comply, relying for his action upon this § 1211.107.

§ 1211.108 Violations.

Whoever willfully violates, attempts to violate, or conspires to violate any provision of this part or any regulation or order issued under this part or who enters or departs from the limits of any quarantine station in disregard of the quarantine rules or regulations or without permission of the NASA quarantine officer shall be fined not more than $5,000 or imprisoned not more than 1 year, or both (18 U.S.C. 799).

Effective date. In light of the Apollo 11 space mission and the need to guard the Earth against extraterrestrial contamination, it is hereby determined that compliance with section 553 of Title 5 of the United States Code is impracticable and contrary to the public interest; therefore, the provisions of this Part 1211 are effective upon publication in the FEDERAL REGISTER.

T. O. PAINE,
Administrator.

[F.R. Doc. 69-8473; Filed, July 15, 1969; 10:56 a.m.]

Proposed Rule Making

DEPARTMENT OF TRANSPORTATION

Hazardous Materials Regulations Board

[49 CFR Parts 173, 177]

[Docket No. HM–14; Notice 69–17]

TRANSPORTATION OF HAZARDOUS MATERIALS

Hazardous Materials in Specification 106A and 110A Tanks by Rail Freight and Highway

On February 15, 1969, a notice of proposed rule making (Docket No. HM–14; Notice No. 69–2) was published in the FEDERAL REGISTER (34 F.R. 2256) requesting public comment on a proposal of the Hazardous Materials Regulations Board to amend § 173.247(a)(16) of the Department's Hazardous Materials Regulations to authorize the transportation of antimony pentachloride in specification 106A and 110A tanks by highway.

It has been determined that there is an increasing use being made of these so called "ton tanks" for transportation of hazardous materials by motor vehicle. There are at present nine sections in Part 173 of the Hazardous Materials Regulations that authorize more than 30 different materials to be transported by highway in these tanks. All the authorizations are found in notes to various sections of the regulations. Rather than continue this practice, as was proposed in the notice, this notice is published under the same docket number to request public comment on a broader proposal which is being considered by the Board.

The Hazardous Materials Board is considering amending the Department's Hazardous Materials Regulations, (1) to cancel the notes (except § 173.314(c), note 7) which authorize the transportation of specification 106A or 110A tanks by highway and to specifically authorize such transportation by placing the authority in the text of the affected regulations; (2) to describe these two specifications as tanks instead of tank cars where highway transportation is authorized; (3) to remove the specification designation 106A500 from sections affected since the "grandfather" authorization for the use of this specification is provided for in § 173.31(a)(2); (4) to authorize not only antimony pentachloride to be transported by highway in these tanks as was proposel in Notice No. 69–2, but also titanium tetrachloride (anhydrous) as is presently authorized for rail in § 173.247(a)(16); (5) to make editorial non-substantive changes concerning outage requirements in the various sections affected; (6) to make specific reference, in the appropriate sections, to § 174.560 and to proposed § 177.834(m) which sections contain particular requirements pertaining to the transportation and handling of these tanks; (7) to add a new paragraph (m) to § 177.834 to specify in one place the conditions and requirements for the carriage of these tanks by highway and to provide a reference to the regulations in Part 174 which specify requirements for combination rail-freight-highway transportation where transfers are involved and for trailer-on-flat-car operations; (8) to cancel §§ 177.837(c), 177.839(d), 177.840 (c), and 177.841(c), note 1 since the requirements specified in these sections will be covered by § 177.834(m).

Interested persons are invited to give their views on this proposal. Communications should identify the docket number and be submitted in duplicate to the Secretary, Hazardous Materials Regulations Board, Department of Transportation, 400 Sixth Street SW., Washington, D.C. 20590. Communications received on or before September 10, 1969, will be considered before final action is taken on the proposal. All comments received will be available for examination by interested persons at the Office of the Secretary, Hazardous Materials Regulations Board, both before and after the closing date for comments.

One comment has been received by the Board concerning the proposal in Notice No. 69–2. The commenter had no objection to the basic proposal but raised the point that these tanks, when placed on motor vehicles, could be tendered to the railroads for trailer-on-flat-car-service. The commenter recommended the addition of a sentence to specify conditions for the offering of vehicles loaded with these tanks for rail transportation. This manner of carriage is authorized by the regulations and it is appropriate to provide a reference in Part 177 to requirements in Part 174 which relate to such carriage. Section 177.834(m)(4) is being considered as a means to accomplish this purpose.

It is also proposed to add a new paragraph (a)(6) in § 173.353 in order to provide separate authorizations for specification 106A tanks from those for specification 105A and 111A tank cars presently authorized in paragraph (a)(5) of that section.

This notice includes the proposed revision to § 173.264(b)(6) pertaining to the shipment of hydrofluoric acid in specification 110A500W tanks which was originally proposed in Docket No. HM–9; Notice No. 68–7 (33 F.R. 17189).

In consideration of the foregoing, it is proposed to amend the Hazardous Materials Regulations as follows:

I. Part 173 would be amended as follows:

A. In the Table of Contents § 173.336 would be amended to read as follows:

Sec.
173.336 Nitrogen dioxide, liquid; nitrogen peroxide, liquid; and nitrogen tetroxide, liquid.

B. In § 173.148 paragraph (a)(4) would be amended; note 1 and footnote 1 would be canceled as follows:

§ 173.148 Monoethylamine.

(a) * * *

(4) Specification 106A500X, or 110A 500W (§§ 179.300, 179.301 of this chapter) tanks. Authorized only for transportation by rail freight and by highway. (See §§ 174.560 and 177.834 (m) of this chapter for special requirements.)

[Note 1 canceled]
[Footnote 1 canceled]

* * * * *

C. In § 173.247 paragraph (a)(16) would be amended as follows:

§ 173.247 Acetyl chloride, antimony pentachloride, benzoyl chloride, chromyl chloride, pyro sulfuryl chloride, silicon chloride, sulfur chloride (mono and di), sulfuryl chloride, thionyl chloride, tin tetrachloride (anhydrous), and titanium tetrachloride.

(a) * * *

(16) Specification 106A500X or 110A 500W (§§ 179.300, 179.301 of this chapter) tanks. Authorized only for antimony pentachloride and titanium tetrachloride (anhydrous). Tanks containing titanium tetrachloride (anhydrous) must not be equipped with safety devices. Authorized only for transportation by rail freight and by highway. (See §§ 174.560 and 177.834(m) of this chapter for special requirements.)

D. In § 173.264 paragraph (b)(6) would be amended; note 1 would be canceled as follows:

§ 173.264 Hydrofluoric acid.

* * * * *

(b) * * *

(6) Specification 106A500X or 110A 500W (§§ 179.300, 179.301 of this chapter) tanks. Tanks may not be equipped with safety devices of any type and valves must be protected by metal caps. Tanks must not be filled to a density in excess of 85 percent of the water weight capacity of the tank. Authorized only for transportation by rail freight and by highway. (See §§ 174.560 and 177.834 (m) of this chapter for special requirements.)

[Note 1 canceled]

* * * * *

E. In § 173.314 paragraph (c) table, note 7 would be amended as follows:

§ 173.314 Requirements for compressed gases in tank cars.

* * * * *

(c) * * *

NOTE 7: Specification 106A or 110A tanks authorized only for transportation by rail freight and by highway. (See §§ 174.560 and 177.834(m) of this chapter for special requirements.)

* * * * *

F. In § 173.333 paragraph (a)(2) would be amended; note 1 and footnote 1 would be canceled as follows:

§ 173.333 Phosgene or diphosgene.

(a) * * *

(2) Specification 106A500X (§§ 179.300, 179.301 of this chapter) tanks. Authorized only for phosgene. Each tank must be equipped with gas-tight valve protection caps which must be approved by the Bureau of Explosives. Tanks must not be equipped with safety devices of any type. Outage must be sufficient to prevent tanks from becoming liquid full at 130° F. Authorized only for transportation by rail freight and by highway. (See §§ 174.560 and 177.834(m) of this chapter for special requirements.)

[Note 1 canceled]
[Footnote 1 canceled]

* * * * *

G. In § 173.336 the heading and paragraph (a)(3) would be amended; note 1 and footnote 1 would be canceled as follows:

§ 173.336 Nitrogen dioxide, liquid; nitrogen peroxide, liquid; and nitrogen tetroxide, liquid.

(a) * * *

(3) Specification 106A500X (§§ 179.300, 179.301 of this chapter) tanks. Each tank must be equipped with gas-tight valve protection caps which must be approved by the Bureau of Explosives. Tanks must not be equipped with safety devices of any type. Outage must be sufficient to prevent tanks from becoming liquid full at 130° F. Authorized only for transportation by rail freight and by highway. (See §§ 174.560 and 177.834(m) of this chapter for special requirements.)

[Note 1 canceled]
[Footnote 1 canceled]

* * * * *

H. In § 173.338 paragraph (a)(3) would be amended; note 1 and footnote 1 would be canceled as follows:

§ 173.338 Nitrogen tetroxide-nitric oxide mixtures containing up to 33.2 percent weight nitric oxide.

(a) * * *

(3) Specification 106A500X (§§ 179.300, 179.301 of this chapter) tanks. Each tank must be equipped with gas-tight valve protection caps which must be approved by the Bureau of Explosives. Tanks must not be equipped with safety devices of any type. Outage must be sufficient to prevent tanks from becoming liquid full at 130° F. Authorized only for transportation by rail freight and by highway. (See §§ 174.560 and 177.834(m) of this chapter for special requirements.)

[Note 1 canceled]
[Footnote 1 canceled]

* * * * *

I. In § 173.353 paragraph (a)(5) would be amended; (a)(6) would be added; paragraph (b) would be canceled as follows:

§ 173.353 Methyl bromide, liquid (bromomethane), mixtures of methyl bromide and ethylene dibromide, liquid, mixtures of methyl bromide and chlorpicrin, liquid, or methyl bromide and nonflammable, nonliquefied compressed gas mixtures, liquid.

(a) * * *

(5) Specification 105A100,[1] 105A100-W, or 111A100-W-4 (§§ 179.100, 179.101, 179.200, 179.201 of this chapter) tank cars. Outage must be sufficient to prevent tank cars from becoming liquid full at 105° F.

[Note 1 canceled]

(6) Specification 106A500X (§§ 179.300, 179.301 of this chapter) tanks. Outage must be sufficient to prevent tanks from becoming liquid full at 130° F. Authorized only for transportation by rail freight and by highway. (See §§ 174.560 and 177.834(m) of this chapter for special requirements.)

(b) [Canceled]

* * * * *

J. In § 173.357 paragraph (b)(4) would be amended; footnote 1 would be canceled as follows:

§ 173.357 Chlorpicrin and chlorpicrin mixtures containing no compressed gas or poisonous liquid, class A.

* * * * *

(b) * * *

(4) Specification 106A500X (§§ 179.300, 179.301 of this chapter) tanks. Valves must be protected by metal caps. Tanks must not be equipped with safety devices of any type. Outage must be sufficient to prevent tanks from becoming liquid full at 130° F. Authorized only for transportation by rail freight and by highway. (See §§ 174.560 and 177.834(m) of this chapter for special requirements.)

[Footnote 1 canceled]

* * * * *

II. Part 177 would be amended as follows:

A. In § 177.834 paragraph (m) would be added to read as follows:

§ 177.834 General requirements.

* * * * *

(m) Tanks constructed and maintained in compliance with specification 106A or 110A (§§ 179.300, 179.301 of this chapter) that are authorized for the shipment of hazardous materials by highway in Part 173 of this chapter must be carried in accordance with the following requirements:

(1) Tanks must be securely chocked or clamped on vehicles to prevent any shifting.

(2) Equipment suitable for handing a tank must be provided at any point where a tank is to be loaded upon or removed from a vehicle.

(3) No more than two cargo carrying vehicles may be in the same combination of vehicles.

(4) Compliance with § 174.560 of this chapter for combination rail freight, highway shipments and §§ 174.532 and 174.533 of this chapter for trailer-on-flat-car service is required.

B. In § 177.837 paragraph (c) would be canceled as follows:

§ 177.837 Flammable liquids.

* * * * *

(c) [Canceled]

* * * * *

C. In § 177.839 pararaph (d) would be canceled as follows:

§ 177.839 Corrosive liquids.

* * * * *

(d) [Canceled]

D. In § 177.840 paragraph (c) would be canceled as follows:

§ 177.840 Compressed gases.

* * * * *

(c) [Canceled]

* * * * *

E. In § 177.841 note 1 following paragraph (c) would be canceled as follows:

§ 177.841 Poisons.

* * * * *

(c) * * *

[Note 1 canceled]

* * * * *

These proposals are made under the authority of sections 831–835 of title 18, United States Code, section 9 of the Department of Transportation Act (49 U.S.C. 1657).

Issued in Washington, D.C., on July 8, 1969.

R. N. WHITMAN,
Administrator,
Federal Railroad Administration.

F. C. TURNER,
Administrator,
Federal Highway Administration.

[F.R. Doc. 69-8343; Filed, July 15, 1969; 8:47 a.m.]

[49 CFR Parts 173, 178]

[Docket No. HM-26; Notice 69-18]

TRANSPORTATION OF HAZARDOUS MATERIALS

Specification 50X Portable Tanks and 4B240X Cylinders

The Hazardous Materials Regulations Board is considering deleting references in the Department's Hazardous Materials Regulations to the authorized use and construction of Specification 50X portable tanks and 4B240X cylinders.

Interested persons are invited to give their views on this proposal. Communications should identify the docket number and be submitted in duplicate to the

Secretary, Hazardous Materials Regulations Board, Department of Transportation, 400 Sixth Street SW., Washington, D.C. 20590. Communications received on or before September 10, 1969, will be considered before final action is taken on the proposal. All comments received will be available for examination by interested persons at the Office of the Secretary, Hazardous Materials Regulations Board, both before and after the closing date for comments.

Appendices A and A–1 to Subpart C of Part 178 were made a part of the regulations on March 29, 1940, to authorize the trial transportation of butane in portable fusion-welded tanks identified as Specification "ICC–50X". There was also made a part of the regulations, following Appendix A–1, reference to the order of December 18, 1941, which authorized trial transportation of liquefied petroleum gas in cylinders identified as Specification "ICC–4B240X".

It appears that the appendices and orders mentioned above no longer serve any valid purpose and that they should be deleted. It also appears that it is no longer necessary to authorize the two trial specifications covered by the orders; however, any owner or user of either of these two specifications may provide the Board with information concerning their use, including the number being used, the type of service, and retest data. All information provided will be considered before a final rule making action.

In consideration of the foregoing, the Board proposes to delete the following sections and references to construction and authorized use of ICC–50X portable tanks and ICC–4B240X cylinders:

1. Paragraph (d) in § 173.32;

2. The reference to "4B240X" in § 173.-301(h);

3. The reference to "4B240X" in § 173.304(d)(3)(i), and

4. All matter incorporated at the end of Subpart C to Part 178 following § 178.68–20 to the beginning of Subpart D of that part.

This proposal is made under the authority of sections 831–835 of title 18 United States Code, and section 9 of the Department of Transportation Act (49 U.S.C. 1657), and title VI and section 902 (h) of the Federal Aviation Act of 1958 (49 U.S.C. 1421–1430 and 1472(h)).

Issued in Washington, D.C., on July 8, 1969.

C. P. MURPHY,
Rear Admiral, U.S. Coast Guard, by direction of Commandant, U.S. Coast Guard.

R. N. WHITMAN,
Administrator, Federal Railroad Administration.

F. C. TURNER,
Administrator, Federal Highway Administration.

SAM SCHNEIDER,
Board Member, for the Federal Aviation Administration.

[F.R. Doc. 69–8344; Filed, July 15, 1969; 8:47 a.m.]

Office of Pipeline Safety

[49 CFR Part 191]

[Notice 69–1; Docket No. OPS–2]

FORMS FOR REPORTING GAS PIPELINE FAILURES

Notice of Proposed Rule Making

The Office of Pipeline Safety is considering adopting a new Part 191 to require reporting of information about gas pipeline system failures. This information is necessary for a rational regulatory program, for defining safety problems, and for devising regulatory solutions to those problems.

Since a regulation is a solution to a safety problem, the first task is to marshal the facts which define safety problems, that is, detailed information about the causes of system failures. As this information is not available in any of the existing government or industry programs, it is proposed to collect the information through the following two kinds of reports from industry:

(1) Current reports of pipeline system failures that occur either during operation or during the testing of pipelines; and

(2) Annual reports from each gas pipeline company that will give an overall picture of that company's experience for the preceding calendar year.

It is proposed to require separate failure reports for (1) gas distribution systems, and (2) gas transmission/gathering systems and transmission lines of distribution systems. Information will be classified by the function the pipeline is performing, without regard for the classification of the company which operates the pipeline. Comment is invited on a definition of "transmission lines of distribution systems", that will conveniently distinguish these lines from the distribution lines.

It is proposed to require current reports of any leak or unintended escape of gas which could create a hazard to persons or property and which, taking into account the location of the leak, requires immediate repair. These will be the principal source of information on the causes of system failures. Comment is invited on the probable volume of these reports and the cost of preparing each report. The discussion of cost should cover separately (1) the clerical cost of reporting information which the companies now routinely collect, and (2) the cost of collecting and reporting other information, specifying that information that is not now routinely collected.

In case of serious system failures, the gas company would report at the earliest possible time by telephone. The failures that would require such an immediate report are the kinds of failures that pipeline companies subject to the jurisdiction of the Federal Power Commission have for many years been required to report under that Commission's regulations (18 CFR 260.9). Basically, the Federal Power Commission regulations require immediate reporting of any failure that—

(1) Causes a fatality or a personal injury requiring hospitalization;

(2) Requires the taking of any segment of gas transmission pipeline out of service;

(3) Results in gas escaping from the pipeline and igniting;

(4) Causes estimated damage to the property of the company or others, or both, of a total of at least $5,000; or

(5) While not specifically covered in items (1) through (4) is considered significant in the judgment of the company.

The Office of Pipeline Safety is discussing with the Federal Power Commission the possibility of including in the proposed reporting forms, requests for information that the Commission has in the past obtained under 18 CFR 260.9 and that the Commission will continue to need. This would enable the affected companies to use a single report form in reporting to the Federal Government concerning system failures. If an agreement is reached on this procedure, the final forms will include requests for the information that the FPC will need in the future and that it presently obtains under its § 260.9.

The annual reports which are proposed would provide a statistical base for the gas pipeline safety regulatory program. Comment is invited on the cost of preparing each report, including (1) the clerical cost of reporting information which the companies now have, and (2) the cost of collecting and reporting other information, specifying the information which the companies do not now have.

Comment is also invited on the advisability of giving industry the option of making these reports in machine record form, rather than the proposed questionnaire form. Since automatic data processing of these reports is planned, we shall work with industry in developing compatible systems, if comments indicate a need to do so. Those who favor machine record reporting should discuss the difference in cost of reporting by machine record and by questionnaire.

As mentioned above, detailed information about the causes of system failures is necessary for the development of a rational regulatory program. It is essential that we begin to collect this type of information as soon as possible. Therefore, it is proposed to make the reporting requirement adopted as a result of this notice applicable no later than January 1, 1970. This will enable us to obtain annual reports for calendar year 1969 and individual reports for each system failure that occurs after January 1, 1970. To meet this target date, it is important that comments be received by the closing date stated below in order to ensure an opportunity to consider all relevant matter before a final rule is issued.

Interested persons are invited to participate in the making of these proposed rules by submitting written data, views, or arguments as they may desire. Communications should identify the regulatory docket and notice number and be

submitted in duplicate to the Office of Pipeline Safety, Department of Transportation, 400 Sixth Street SW., Washington, D.C. 20590. Communications received before September 8, 1969, will be considered before taking final action on the notice. All comments will be available for examination by interested persons at the Office of Pipeline Safety before and after the closing date for comments. The proposals contained in this notice may be changed in light of comments received.

In consideration of the foregoing, it is proposed to amend Title 49 of the Code of Federal Regulations by adding a new Part 191 as set forth below.

This amendment is proposed under the authority of the Natural Gas Pipe line Safety Act of 1968 (49 U.S.C. sec. 1671 et seq.), Part 1 of the Regulations of the Office of the Secretary of Transportation (49 CFR Part 1), and the delegation of authority to the Director, Office of Pipeline Safety, dated November 6, 1968 (33 F.R. 16468).

Issued in Washington, D.C., on July 8, 1969.

W. C. JENNINGS,
Acting Director,
Office of Pipeline Safety.

PART 191—TRANSPORTATION OF NATURAL AND OTHER GAS BY PIPELINES: REPORTS OF SYSTEM FAILURES

Sec.

§ 191.1 Scope.

This part prescribes the reporting requirements applicable to each operator of a gas pipeline gathering, transmission, or distribution system.

§ 191.3 Definitions.

As used in this part—

"Grade 1 Leak" means a leak of gas that could create a hazard to persons or property and that, taking into account the location of the leak, requires immediate repair.

"Grade 2 Leak" means a leak that is recognized as being nonhazardous at the time of detection but that justifies scheduled repair based on potential future hazard.

"Grade 3 Leak" means all system failures not included as class 1 or class 2 leaks.

"System" means all parts of a pipeline operator's physical facilities through which gas moves, including but not limited to, line pipe, valves and other appurtenances connected to line pipe, compressor units, fabricated assemblies associated with compressor units, metering and delivery stations, and fabricated assemblies in metering and delivery stations.

"System failure" or "failure" means a detected leak or unintended escape of gas from a pipeline system.

§ 191.5 Immediate notice of certain system failures.

(a) Each pipeline operator shall, at the earliest practicable moment following the failure, report by telephone to _____ each of the following system failures:

(1) A failure that causes a fatality or a personal injury requiring hospitalization.

(2) A failure that requires the taking of any segment of gas transmission pipeline out of service.

(3) A failure that results in gas igniting.

(4) A failure that causes estimated damage to the property of the company, or others, or both of a total of at least $5,000.

(5) A failure that is significant, in the judgment of the company, even though it does not meet the criteria of subparagraph (1), (2), (3), or (4) of this paragraph.

A system failure that meets only the conditions of subparagraph (2) or (3) of this paragraph need not be reported if it occurs solely as a consequence of, or in connection with, planned or routine maintenance or construction.

(b) In making immediate reports under this section, the pipeline operator shall give the following information:

(1) The location of the system failure.

(2) The time of the system failure.

(3) The extent of injuries, if any.

(4) All other significant facts that are known by the company that are relevant to the cause of the system failure or extent of the damages.

§ 191.7 Addressee for reports.

All written reports required by this part must be made to the Director, Office of Pipeline Safety, Department of Transportation, Washington, D.C. 20590.

§ 191.9 Gas distribution system: System failure report.

Each operator of a gas distribution system shall, as soon as practicable but not more than 20 days after detection, report each Grade 1 leak on DOT Form _____ (number to be inserted, refer to Form No. 1 attached;[1] in the final rule, each of the forms will be included as an appendix to this document).

§ 191.11 Gas distribution system: Annual report.

Each operator of a gas distribution system shall, not later than February 15 of each year, prepare and submit an annual report for the preceding calendar year on DOT Form No. _____ (number to be inserted, refer to Form No. 2 attached).[1]

§ 191.13 Gas transmission and gathering systems and transmission lines of distribution systems: Operational system failure report.

Each operator of gathering or transmission lines (including transmission lines of a distribution system) shall, as soon as practicable but not more than 20 days after detection, report each Grade 1 leak on DOT Form No. _____ (number to be inserted, refer to Form No. 3 attached).[1]

§ 191.15 Gas transmission and gathering systems and transmission lines of distribution systems: Test failure report.

Each operator of gathering or transmission lines (including transmission lines of a distribution system) shall, as soon as practicable but not more than 20 days after detection, report each failure of any part of the pipeline system being tested that results in a loss of the test medium on DOT Form No. _____ (number to be inserted, refer to Form No. 4 attached).[1]

§ 191.17 Gas transmission and gathering systems and transmission lines of distribution systems: Annual report.

Each operator of gathering or transmission lines (including transmission lines of a distribution system) shall, not later than February 15 of each year, prepare and submit an annual report for the preceding calendar year on DOT Form No. _____ (number to be inserted, refer to Form No. 5 attached).[1]

[F.R. Doc. 69-8259; Filed, July 15, 1969; 8:45 a.m.]

Office of the Secretary

[49 CFR Part 71]

[OST Docket No. 24]

STANDARD TIME ZONE BOUNDARY IN STATE OF NEVADA

Withdrawal of Proposed Rule Making

The Department of Transportation proposed in Notice No. 69-4 published in the FEDERAL REGISTER on May 8, 1969 (34 F.R. 7458) that § 71.8 of Title 49 of the Code of Federal Regulations be amended to redefine the boundary line between the Pacific and mountain time zones so as to include White Pine and Lincoln Counties in the mountain time zone. The notice was based on a Joint Resolution of the Legislature of Nevada. The notice stated that consideration would be given to all comments received on or before June 30, 1969.

Approximately 1,157 responses were received on the proposal. Of this total, 1,148 were from White Pine County (population 10,200), and nine were from Lincoln County (population 2,800). Of the 1,148 comments from White Pine

[1] Forms Nos. 1, 2, 3, 4, and 5 filed as part of original document.

County, 192 favored the change and 956 were opposed. Of the White Pine commercial interests responding, 11 favored the change and five were opposed. All of the nine comments received from Lincoln County favored the change.

The fact that the large majority of the responses received from White Pine County clearly opposed the proposed change, combined with the fact that the response from Lincoln County was minimal and shows clearly a lack of interest in the change, leads to the conclusion that no substantial basis has been established to justify a change in the present time zone boundary line as it exists for the State of Nevada. The Governor of Nevada has informed the Department that, on the above basis, he believes no change is indicated.

It is, therefore, the conclusion of the Department of Transportation from the foregoing that the line now described in § 71.8 which follows the Nevada-Utah border and places the entire State of Nevada in the Pacific time zone should not be changed. Accordingly, the notice of proposed rule making published in the FEDERAL REGISTER on May 8, 1969 (34 F.R. 7458) is hereby withdrawn.

This action does not concern adherence to or exemption from advanced (daylight saving) time. The Uniform Time Act of 1966 requires observance of advanced time within each established time zone from 2 a.m. on the last Sunday of April to 2 a.m. on the last Sunday of October of each year, but permits any State to exempt itself from this requirement, by law applicable to the entire State. No political subdivision of a State may prescribe a time that is inconsistent with this requirement. The Department of Transportation has no administrative authority with respect to this matter.

This action is taken under the authority of the Act of March 19, 1918, as amended by the Uniform Time Act of 1966 (15 U.S.C. 260–267), section 6(e)(5) of the Department of Transportation Act (49 U.S.C. 1655(e)(5)), and § 1.8(i)(1) of the regulations of the Office of the Secretary of Transportation (49 CFR 1.8(i)(1)).

Issued in Washington, D.C., on July 14, 1969.

R. TENNEY JOHNSON,
Acting General Counsel.

[F.R. Doc. 69-8345; Filed, July 15, 1969; 8:47 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 1]

[Docket No. 18604; FCC 69-764]

MATERIAL MADE AVAILABLE FOR PUBLIC INSPECTION

Retention Period

In the matter of amendment of § 1.526 of the Commission's rules to specify a retention period for material made available for public inspection; Docket No. 18604, RM-1386.

1. Section 1.526 of the Commission's rules, as adopted March 31 and effective May 13, 1965 (with minor changes on further consideration later that year), provides that broadcasting stations (and applicants for new stations) shall keep "local inspection" files containing copies of applications and some other material which they file with the Commission, and provide opportunity for public inspection of such material in the local file to the extent it is available for public inspection at the Commission's offices in Washington, D.C. This rule was adopted (after rule making) in order to implement the policy expressed by the Congress in favor of informed public participation in the regulation of broadcasting.

2. Section 1.526(e) deals with the retention of the material in the local file. Except for material concerning requests for political broadcast time under section 315 (which are governed by other rules), and material concerning applications for new facilities (which may be discarded if the application is ultimately denied), this paragraph states that "The permittee or licensee shall maintain such a file as long as an authorization to operate the station is outstanding." Thus, material placed in the file is now required to be kept indefinitely. In adopting this requirement, the Commission noted suggestions that the retention period should be 1 or 2 years and stated (Report and Order in Docket 14864, FCC 65-273, 4 R.R. 2d 1664, 1673 (1965)):

> * * * we shall consider establishing limits on the useful duration of the period for which the files would have to be maintained as experience under the new provisions accrues.

This position was affirmed on reconsideration (FCC 65-913, 6 R.R. 2d 1527, 1531).

3. In a petition for rule making filed December 26, 1968, the National Association of Broadcasters (NAB) requests that the rule be modified to specify a period of 3 years for retention of material retained in the local file. In support of this request, NAB urges the above statements that the matter will be reviewed in the light of experience, the fact (recognized in a Commission action in December 1968) that where possible rules should specify a definite period for the retention of material required to be kept, and what NAB believes to be the very limited use which has been made by the public of the local-file material since the rule was adopted.[1] In the last connection it is urged that the Commission also consider reassessing the whole concept of a local file and its purposes.

4. A reasonable specified retention period is consistent with Commission policy.[2] However, we do not believe that the period suggested is sufficiently long. Both the Commission and the Congress have emphasized in recent years the importance of informed public participation in broadcast regulation.[3] In line with this policy, we believe that the public should have available material covering a longer period, so that the station's performance over a number of years can be evaluated in light of its representations. It appears that this objective may be obtained by a period covering about two license periods.

5. Therefore, we propose to amend § 1.526(e) to provide that in general material shall be retained in the file for seven years after its placement therein. However, a longer period would be required if necessary to cover the period from the filing of one application until Commission action on the second succeeding renewal application. Material would also be required to be retained for a longer period if it relates to the subject of a Commission investigation, a claim against the licensee, or a complaint to the Commission of which the licensee has been notified (in which case it shall be retained until the matter is resolved). The rule would also set forth certain other requirements: (1) Where a particular application incorporates by reference material in an earlier application as to programing and related matters (section IV and related material), the material in the earlier application so incorporated shall remain on file for the same length of time as the application referring to it; and (2) the material in the "local file" shall be made available for public inspection as long as it is in fact retained by the licensee, even though the request for inspection is made after the required retention period.

6. In view of the foregoing, it is proposed to amend subparagraph (2) of paragraph (e) of § 1.526 to read as follows:

§ 1.526 Records to be maintained locally for public inspection by applicants, permittees, and licensees.

* * * * *

(e) *Period of retention.* * * *

(2) The permittee or licensee shall maintain such a file so long as an authorization to operate the station is outstanding, and shall permit public inspection of the material in the file as long as it is retained by the licensee even though the request for inspection is made after the conclusion of the required retention period specified in this subparagraph. Applications and other material placed in the file shall be retained for a period of 7 years from the

[1] NAB states that it surveyed a large number of radio and TV stations as to the number of requests to use the local files during 1967. Of 1,286 stations reporting, only 50 reported any requests at all; the 50 reported a total of 65 requests. 42 of these had only one request, and NAB believes this may have been (although not so stated) a request by the FCC field inspector rather than a member of the public. Six reported two requests, one three, and one (an FM station not yet in operation at the time) eight.

[2] See, for example, FCC 68-1149 (Nov. 29, 1968), adopting specific retention-period provisions for other rules.

[3] For a discussion and relevant citations see the report and order in Docket 14864 adopting the "local file" rule, 4 R.R. 2d 1664 at 1665-1668.

date the material is tendered for filing with the Commission, except that such material shall be retained for whatever longer period is necessary to comply with the following requirements: (i) Material shall be retained until final Commission action on the second renewal application following the application or other material in question; and (ii) material relating to a matter which is the subject of a claim against the licensee, a Commission investigation or a complaint to the Commission of which the licensee has been advised, shall be retained until the licensee is notified in writing that the material may be discarded, or, if the matter is a private one, the claim has been satisfied or is barred by statutes of limitations. Where an application and related material incorporates by reference material in earlier applications and material concerning programing and related matters (section IV and related material), the material so referred to shall be retained as long as the application referring to it.

7. Authority for this amendment is contained in sections 4(i), 303(r), and 311 of the Communications Act of 1934, as amended.

8. Pursuant to applicable procedures set forth in § 1.415 of the Commission's rules, interested persons may file comments on or before August 20, 1969, and reply comments on or before September 5, 1969. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching the decision in this proceeding, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

9. In accordance with the provisions of § 1.419 of the rules, an original and 14 copies of all comments, reply comments, pleadings, briefs, and other documents shall be furnished the Commission.

Adopted: July 9, 1969.

Released: July 11, 1969.

FEDERAL COMMUNICATIONS COMMISSION,[4]

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 69-8351; Filed, July 15, 1969; 8:47 a.m.]

[47 CFR Part 73]

[Docket No. 18605; FCC 69-765]

TV VISUAL TRANSMISSIONS

Coded Information for Program Identification

In the matter of amendment of Part 73, § 73.682(a) of the Commission's rules and regulations to permit the inclusion of coded information in TV visual transmissions for the purpose of program identification; Docket No. 18605, RM-1462.

1. On June 4, 1969, International Digisonics Corporation (IDC) filed a petition seeking adoption of a rule which would permit the transmission of video tape and film with coded patterns incorporated to provide means for automatically electronically identifying each film or tape at a receiving location or locations equipped for this purpose.

2. IDC urges that there has long been a need for an independent broadcast monitoring service, which it intends to establish, that can provide verification of the number of times that a television program or commercial has been broadcast. Payments to performers and their unions are dependent in part upon the number of times the programs in which they appear are broadcast, and advertisers and owners of copyrights in television broadcast matter have an obvious interest in the information such a monitoring service can provide. IDC also claims that the independent verification of copyrighted material in broadcasts carried over CATV systems will become desirable if the CATV rules proposed by the Commission on December 12, 1968 (Docket 18397, FCC 68-1176) are adopted. It suggests that pursuant to appropriate modification of the Commission's logging rules, such a service, available to broadcasters, could greatly facilitate and simplify their log keeping chores.[1]

3. IDC's proposed monitoring system would include specially designed receiving monitors tuned to individual television broadcast stations and located nationwide at sites wholly independent of the stations. The monitors would record identification information coded on the broadcast material, the times of commencement and ending of the material and any deficiencies in the visual or aural portions of the program. On polling, each monitor would relay its stored information via dataphone communications lines to a central computer, which would provide a printout.

4. The information which provides program identification is in binary coded decimal form, and consists of a rectangular pattern which is printed in the four corners of each program or commercial film for a number of frames corresponding to the last four of the first 4½ seconds, and the first four of the last 4½ seconds, of the film's running time. While the pattern is included as a part of the "picture" transmitted by the TV station, it normally cannot be seen by the home viewer, because the home TV receiving set is generally adjusted by the manufacturer so that the full vertical and horizontal extent of the transmitted picture (the "raster") is not shown. The main purpose of such an "overscan" adjustment is to provide for picture "shrinkage" which can occur with the aging of the receiver components and downward variations of the AC power supply voltage. The size, shape, and placement of the coded patterns are such that they fall in the overscan areas, and outside the viewing field presented by the receiver. IDC outlines the results of a rather extensive series of tests which it states proves conclusively that the coded material will not be visible to the viewer, and hence will cause no degradation of picture quality.

5. The rule change IDC proposes which would specifically sanction the inclusion of the coded information in TV broadcast transmissions is:

> Amend Part 73, section 682(a) by adding thereto a new subsection (22) as follows:
>
> (22) The intervals within the first and last 10 microseconds of lines 21 through 23 and 260 through 262 (on a "field" basis) in the first and last 93 frames of a video tape or film transmission may contain coded patterns recorded in the video tape or film for use in electronic identification of television broadcast transmissions, provided that, in any event, the use of such coded patterns shall not result in significant degradation of the program or commercial transmissions of the television broadcast station.

6. IDC has accompanied its petition for rule making with a request that pending a decision in the rule making proceeding a waiver be granted of those rules which in the Commission's opinion "might prohibit television broadcast licensees from transmitting commercial or program material containing IDC coded information used for automatic monitoring purposes." IDC states, however, that it does not believe implementation of its system violates present rules.

7. The conflict involved is not, in this case, with any specific Commission rule, but with the basic purpose of the broadcasting service, which is defined in the Communications Act as "the dissemination of radio communications intended to be received by the public, directly or by the intermediary of relay stations." IDC proposes the transmission of information over television broadcast facilities not intended for the public, but rather for the private interests of IDC and its clients. The Commission has the power to authorize, by rule, the use of broadcast frequencies for other than broadcast purposes. It has exercised this power, in certain instances, to permit such uses, but only after they have been found not to conflict with or unduly restrict the use of these frequencies for their intended purpose, and have been determined to be otherwise in the public interest. Nonbroadcast activities by FM stations (Docket 12517) 19 RR 1619, 1623-24. The fact that the Commission's rules do not specifically prohibit methods of operation by TV stations which produce results contrary to the basic statute does not confer on licensees the right to employ such methods.

8. In our opinion, there are three basic questions raised by the IDC petition, on which we invite specific comment:

(1) Are the portions of the picture raster excluded from the viewing field in the usual television receiver so devoid of present and potential usefulness in TV

[4] Commissioner Wadsworth absent.

[1] IDC also indicates a willingness to work with the Commission in developing techniques, within the framework of the proposed IDC system, for the Commission's use in monitoring television transmissions.

picture transmission that their employment for other purposes will not inhibit possible future improvements in the quality of visual reproduction in TV receivers?

(2) Assuming that the answer to (1) is in the affirmative, is the use to which IDC proposes to put a portion of the unviewed picture area of sufficient value and general benefit that it can be found in the public interest to authorize such use, to the exclusion of other possible uses?

(3) Would the adoption of the rule IDC proposes in practical effect preempt a portion of all TV broadcast facilities for the primary benefit of a single user? If this is the case, is it in the public interest to adopt such a rule?

Concerning (1) we would emphasize that the loss in reproduction of the transmitted picture area, which may be as much as 20 percent of such area, occurs because of tolerances built into present day TV receivers by their manufacturers, an aspect of receiver production the Commission does not control. While we do not question the present need for these tolerances, the net effect of their employment is to deny the viewer a portion of the transmitted picture and to reduce appreciably the number of picture elements in the viewed area. The use of such tolerances, at least of the magnitude apparently now employed, is therefore undesirable, even though necessary as a practical matter.[2] We question, however, whether this practice must continue indefinitely. In this connection, we note the increasing use of transistors in TV receiver design, and the development of inexpensive methods of voltage regulation with solid state devices. The general employment of such devices in TV receivers conceivably may minimize the importance of those factors—component aging and line voltage variations—largely responsible for the present practice of overscanning, and make possible its reduction or substantial elimination. If, in the meantime, we allow presently unviewed portions of the picture raster to be used in a manner which destroys or limits their value for picture reproduction, the possible enhancement of picture quality which could result from TV receiver improvement would be precluded. We invite comments of interested and knowledgeable parties on this question.

9. If, on the basis of comments and data submitted with respect to the above we conclude that the portions of the picture raster presently denied the viewer will continue to be of little or no utility for picture reproduction, and, accordingly, can be used to some extent for other purposes with no adverse effect on the visible portion of the picture, we must decide what kind of use would be of most public benefit. Assuming that the portions of the raster on which IDC would display its coded patterns represent the full extent of the safely useable area, adoption of the rule which IDC proposes would effectively preempt the available area for the program identification function which IDC proposes. There are other uses to which it might otherwise be put—a rather obvious example, akin to a present permissible use of an SCA in an FM broadcast station is the transmission of meter readings and other data from a TV transmitter to its remote control point. While a more general rule might be written which would permit alternative uses of the raster area in question, its utilization for other purposes in individual cases would probably preclude the effectuation of a monitoring system such as IDC proposes, at least on a nationwide basis.

10. We therefore desire comment on whether the service IDC proposes promises to be of such general and significant value to broadcasting and entities involved in broadcasting, and otherwise in the public interest as to justify the adoption of rules which would permit it, and, indeed, protect it, or whether there are other potential broadcast related uses to which the available raster area might be devoted which would be of greater overall benefit to broadcasters and the public.

11. Finally, we are concerned with the possibility that if we adopt a rule such as IDC proposes we are, in effect, sanctioning a preemption of a portion of all TV broadcast facilities for the primary benefit of a single user, IDC. While IDC would provide a service which could be highly useful to numerous entities, it does this as a private party and at a profit. Unless the conditions of operation and the patent situation are such that monitoring services competitive to that which IDC proposes would not be effectively precluded, IDC would enjoy a virtual monopoly in this field. We desire comment from IDC and other interested parties on this aspect of its proposal.

12. In support of its request for a temporary waiver, mentioned above, IDC states it will confine its monitoring activities to commercials produced by leading advertisers with coded identification information and broadcast in the cities of Los Angeles, Chicago, and New York. No charge will be made for its service during the waiver period. Its tests would include studies of antenna location and the effects of weather conditions and natural interference on system performance, and it will experiment with other uses of its basic monitoring system. At the Commission's request, it will make available all data collected on the performance of the system during the waiver period.

13. We will permit our licensees to participate in the further tests which IDC proposes during the pendency of the instant proceeding as we believe that the results of the tests may contribute substantially to the resolution of this proceeding, and no apparent degradation of TV picture reception will presently result. IDC is directed to inform all television stations to whom material concerning coded identification information is being furnished and whose transmissions are being monitored of such facts.

14. It is our understanding that the monitoring areas proposed by IDC for the interim period are the same as those in which it previously has conducted its activities, and no increase in the number of such areas is involved. We particularly rely on IDC's representation that no charge will be made to advertisers, and that coded information will be placed only on commercials. These are essentially ephemeral. We would view with concern the inclusion at this time of such coding on program material, which normally might be rerun repeatedly over an extended period of time. Should we reach a decision not to permit the transmission of nonbroadcast information over TV stations, such material, however meritorious, would be denied to viewers and rendered valueless to its producers. We expect IDC to furnish full information as to the results of its tests in connection with its submissions in this proceeding, including the call letters and locations of TV stations which broadcast commercials with coded information. We also invite all TV stations participating in such tests to report any comments or complaints received from viewers.

15. Finally, IDC should keep in mind that the outcome of the proceeding could be to prohibit the use of its system. Accordingly, any investment it makes is at its own peril.

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

17. Pursuant to applicable procedures set forth in § 1.415 of the Commission's rules, interested persons may file comments on or before September 18, 1969, and reply comments on or before October 17, 1969. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision in this proceeding, the Commission may also take into account specific information before it, in addition to the specific comments invited by this notice.

18. In accordance with the provisions of § 1.419 of the rules, an original and 14 copies of all comments, reply comments, pleadings, briefs, and other documents shall be furnished the Commission.

Adopted: July 9, 1969.

Released: July 11, 1969.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 69-8352; Filed, July 15, 1969; 8:48 a.m.]

[2] It may be argued that there is generally little significant detail near the edges of the picture. However, we would note that the Society of Motion Picture and Television Engineers has found it desirable to recommend (RP-8-1968) that in the preparation of film for TV use, picture action and titles be confined within specified areas of the film frame so that, when viewed on the screen of the average TV receiver significant information will not be lost.

[1] Commissioner Wadsworth absent.

[47 CFR Part 73]

[Docket No. 18601; FCC 69-752]

BROADCAST OF TELEPHONE CONVERSATIONS

Notice of Proposed Rule Making

In the matter of amendment of Part 73 of the Commission's rules and regulations with respect to the broadcast of telephone conversations, Docket No. 18601.

1. The Commission has from time to time received complaints that its licensees have broadcast telephone conversations without prior notice to the other parties to the telephone calls. The complaints usually have been that station employees have telephoned the complainants regarding news items or other matters, and have broadcast the conversations either simultaneously or on a delayed basis, without first having informed the other parties of the intention to broadcast the conversations.

2. For many years, the message toll telephone tariffs on file with the Commission prohibited the direct connection of local exchange and toll telephone service facilities to the facilities of broadcast stations. Under the tariffs, the only way that a two-way telephone conversation could be broadcast was for the station to record the conversation on a recording device and then broadcast from the recording. Whenever a recording device was used, the Commission's decision in Use of Recording Devices (11 FCC 1033) required the sounding of a "beep tone" warning to the parties that the call was being recorded. Thus, the "beep tone" served in some instances to alert the other party to a conversation with a broadcasting station employee that the station might intend to broadcast the conversation.

3. However, complaints we have received indicate that in some instances the mere sounding of the tone did not alert the other party to the possibility that the conversation might be broadcast, and in any event, the foregoing situation has now been changed as a consequence of the recent liberalizing tariff revisions made by the telephone companies following the Carterfone decision. Carter v. A.T. & T. Co., 18 FCC 2d 420, 13 RR 2d 597. The result is that effective July 1, 1969, broadcast stations may interconnect their facilities to exchange and toll telephone facilities by other means than through a recording device, and may broadcast live, two-way conversations without use of the "beep tone" warning.

4. In view of the deletion of the recording requirement, we believe that measures should be taken to insure that licensees frankly disclose to third parties any plan to broadcast their telephone conversations. We believe that the public interest standard requires this measure of candor and fairness by licensees. Therefore we are proposing to amend Part 73 of our rules and regulations by adoption of the section as set forth below with respect to all broadcast services.

5. Although the rule as proposed would require that, prior to recording a telephone conversation or broadcasting the conversation simultaneously with its occurrence, the licensee inform the other party of the intention to broadcast it, we recognize that in certain special situations explicit prior explanation may not be required; for example, when an outside party initiates a telephone call to the conductor of an "open mike" program with full knowledge that all telephone conversations with the program conductor at that hour are likely to be broadcast.

6. We invite comments and reply comments on the amendment of Part 73 as proposed below.

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

8. Pursuant to applicable procedures set forth in § 1.415 of the Commission's rules, interested persons may file comments on or before August 18, 1969, and reply comments on or before September 2, 1969. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching the decision in this proceeding, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

9. In accordance with the provision of § 1.419 of the rules, an original and 14 copies of all comments, reply comments, pleadings, briefs and other documents shall be furnished the Commission.

Adopted: July 9, 1969.

Released: July 11, 1969.

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

It is proposed to amend Part 73 by adding a new section to Subparts A, B, C, and E to read as follows:

§ 73.____ **Broadcast of telephone conversations.**

Before recording a telephone conversation for broadcast or broadcasting a telephone conversation simultaneously with its occurrence, a licensee shall inform any party to the call, not aware of the facts, of the licensee's intention to broadcast the conversation.

[F.R. Doc. 69-8353; Filed, July 15, 1969; 8:48 a.m.]

INTERSTATE COMMERCE COMMISSION

[49 CFR Part 1048]

[No. MC-C-1 (Sub-No. 7)]

ST. LOUIS, MO.-EAST ST. LOUIS, ILL., COMMERCIAL ZONE

Redefinition of Limits

JULY 11, 1969.

Redefinition of the limits of the St. Louis, Mo.-East St. Louis, Ill., commercial zone heretofore defined in MC-C-1 (Sub-No. 3) St. Louis, Mo.-East St. Louis, Ill., commercial zone, 106 M.C.C. 844 at page 845.

Petitioner: Norfolk and Western Railway Co.

Petitioner's representatives: Donald M. Tolmie, Richard W. Kienle, and Carl B. Sterzing, Jr., 8 North Jefferson Street, Roanoke, Va. 24011.

By petition filed June 4, 1969, the above-named petitioner requests the Commission to reopen the above proceeding for the purpose of redefining the limits of the St. Louis, Mo.-East St. Louis, Ill., commercial zone which were most recently defined on March 5, 1968, in St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, 106 M.C.C. 844 at pages 845-847 (49 CFR 1048.3) so as to include therein an area east of the present eastern limits of the zone.

As presently defined, the St. Louis, Mo.-East St. Louis, Ill., commercial zone includes, in part, all points within the corporate limits of Madison, Ill. Petitioner requests the Commission to include within the zone petitioner's yard and trailer-on-flatcar (T.O.F.C.) ramp facilities east of, and abutting upon, the corporate limits of Madison, Ill., bounded by a line commencing at the intersection of the right-of-way of the Alton & Southern RR. and the Madison corporate limits near 19th Street, thence east and south along said right-of-way to its intersection with the right-of-way of Illinois Terminal RR. Co., thence southwesterly along the Illinois Terminal RR. Co., right-of-way to its intersection with Illinois Highway 203, thence northwesterly along said highway to its intersection with the Madison corporate boundary near McCambridge Avenue.

No oral hearing is contemplated at this time, but anyone wishing to make representations in favor of, or against, the above-proposed revision of the limits of the St. Louis, Mo.-East St. Louis, Ill., commercial zone, may do so by the submission of written data, views, or arguments. An original and seven copies of such data, views, or arguments shall be filed with the Commission on or before September 12, 1969. Each such statement should include a statement of position with respect to the proposed

revision, and a copy thereof should be served upon petitioner's representatives.

Notice to the general public of the matter herein under consideration will be given by depositing a copy of this notice in the Office of the Secretary of the Commission for public inspection and by filing a copy thereof with the Director, Office of the Federal Register.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8361; Filed, July 15, 1969; 8:48 a.m.]

[49 CFR Part 1048]

[No. MC-C-1 (Sub-No. 8)]

ST. LOUIS, MO.-EAST ST. LOUIS, ILL., COMMERCIAL ZONE

Redefinition of Limits

JULY 11, 1969.

Redefinition of the limits of the St. Louis, Mo.-East St. Louis, Ill., commercial zone heretofore defined in MC-C-1 (Sub-No. 3) St. Louis, Mo.-East St. Louis, Ill., commercial zone 106 M.C.C. 844 at Page 845.

Petitioners: D. J. Etzkorn Co., Chrysler Corp., St. Louis Parts Depot, Ralston Purina Co., Schnuck Markets, Inc., Hussman Refrigerator Co., F. F. Kirchner, Inc., and Lindclay Corp.

Petitioners' representative: B. W. La Tourette, Jr., 611 Olive Street, St. Louis, Mo. 63101.

By petition filed June 24, 1969, the above-named petitioners request the Commission to reopen the above proceeding for the purpose of redefining the limits of the St. Louis, Mo.-East St. Louis, Ill., commercial zone which were most recently defined on March 5, 1968, in St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, 106 M.C.C. 844 at pages 845-847 (49 CFR 1048.3) so as to include therein an area west of the present northwestern limits of the zone.

As presently defined, the St. Louis, Mo.-East St. Louis, Ill., commercial zone is bounded, in part by a line beginning at the junction of the right-of-way of the Chicago, Rock Island and Pacific Railroad and Dorsett Road, along Dorsett Road in an easterly direction 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. Petitioners request the Commission to include within the zone an area bounded by a line as follows: Beginning at the intersection of Lindbergh Boulevard (U.S. Highway 61 and Missouri Highway 140) and Brown Road, said point being within the present commercial zone, thence westerly along Brown Road to its intersection with Interstate Highway 270, thence southerly along the western boundary of Interstate Highway 270 to its intersection with the right-of-way of the Norfolk and Western Railway Co.; thence westerly along the right-of-way of the Norfolk and Western Railway Co. to its intersection with Taussig Road; thence southwesterly along the western boundary of Taussig Road to its intersection with Missouri Highway 115; thence easterly along Missouri Highway 115 to its intersection with the present limits of said commercial zone.

No oral hearing is contemplated at this time, but anyone wishing to make representations in favor of, or against, the above-proposed revision of the limits of the St. Louis, Mo.-East St. Louis, Ill., commercial zone, may do so by the submission of written data, views, or arguments. An original and seven copies of such data, views, or arguments shall be filed with the Commission on or before September 12, 1969. Each such statement should include a statement of position with respect to the proposed revision, and a copy thereof should be served upon petitioners' representative.

Notice to the general public of the matter herein under consideration will be given by depositing a copy of this notice in the Office of the Secretary of the Commission for public inspection and by filing a copy thereof with the Director, Office of the Federal Register.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.
Acting Secretary.

[F.R. Doc. 69-8362; Filed, July 15, 1969; 8:48 a.m.]

[49 CFR Part 1048]

[Ex Parte No. MC-37 (Sub-No. 19)]

NEW ORLEANS, LA., COMMERCIAL ZONE

Redefinition of Limits

JULY 11, 1969.

Redefinition of the limits of the New Orleans, La., commercial zone, heretofore defined in Ex Parte No. MC-37, commercial zones and terminal areas, 81 M.C.C. 726 at pages 729-730.

Petitioner: Slidell Chamber of Commerce.

Petitioner's representative: Robert E. Blackwell, Slidell Chamber of Commerce, Slidell, La.

By petition filed June 2, 1969, Slidell Chamber of Commerce requests the Commission to redefine the New Orleans, La., commercial zone as presently defined in Commercial Zones and Terminal Areas, 81 M.C.C. 726, at pages 729-730. As there defined, the New Orleans commercial zone extends, as pertinent here, from a point on the shore of Lake Pontchartrain where it is crossed by the Jefferson Parish-Orleans Parish line, easterly along the shore of Lake Pontchartrain to the Rigolets; thence through the Rigolets in an easterly direction to Lake Borgne. Petitioner requests the Commission to include within the New Orleans commercial zone, an area bounded by a line commencing at a point on the shore of Lake Pontchartrain where it is crossed by the Jefferson Parish-Orleans Parish line, thence easterly along the shore of Lake Pontchartrain to U.S. Highway 11 bridge, thence northerly along U.S. Highway 11 to the south city limits of Slidell, thence west, north, and east along the said city limits to Bayou Bonfica; thence along Bayou Bonfica northward to U.S. Highway 190, thence west along U.S. Highway 190 to Camp Villere Road; thence north along Camp Villere Road to Interstate Highway 12; thence east along Interstate Highway 12 to its intersection with Interstate Highway 10, thence south along Interstate Highway 10 to its intersection with the present zone limits.

No oral hearing is contemplated at this time, but anyone wishing to make representations in favor of, or against, the above-proposed redefinition of the New Orleans, La., commercial zone, may do so by the submission of written data, views, or arguments. An original and seven copies of such data, views or arguments shall be filed with the Commission on or before September 12, 1969. Such statement shall include a statement of position with respect to the proposed revision, and a copy thereof should be served upon petitioner's representative.

Notice to the general public of the matter herein under consideration will be given by depositing a copy of this notice in the Office of the Secretary of the Commission for public inspection and by filing a copy thereof with the Director, Office of the Federal Register.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8363; Filed, July 15, 1969; 8:49 a.m.]

[49 CFR Part 1048]

[Ex Parte No. MC-37 (Sub-No. 3)]

DETROIT, MICH., COMMERCIAL ZONE

Redefinition of Limits

JULY 11, 1969.

Redefinition of the limits of the Detroit, Mich., commercial zone, heretofore defined in Ex Parte No. MC-37 commercial zones and terminal areas 48 M.C.C. 95, at page 97.

Petitioner: Township of Farmington, Mich.

Petitioner's representative: Judson B. Robb, 1158 Oak Street, Wyandotte, Mich.

By petition filed May 12, 1969, the Township of Farmington requests the Commission to extend the Detroit, Mich., commercial zone, as presently defined in Commercial Zones and Terminal Areas, 48 M.C.C. 95, at page 97. As there defined, the Detroit commercial zone extends, as here pertinent, from the junction of Van Born Road to Newburg Road, thence north along Newburg Road to its junction with Halsted Road to West Maple Road. Petitioner requests that the Commission redefine the Detroit commercial zone to include that area bounded by a line commencing at the junction of Newburg Road and Eight Mile Road, thence west along Eight Mile Road to

Haggarty Road, thence north along Haggarty Road to Fourteen Mile Road, thence east on Fourteen Mile Road to Halsted Road, thence north along Halstead Road to West Maple Road.

No oral hearing is contemplated at this time, but anyone wishing to make representations in favor of, or against, the above-proposed redefinition of the Detroit, Mich., commercial zone, may do so by the submission of written data, views, or arguments. An original and seven copies of such data, views, or arguments shall be filed with the Commission on or before September 12, 1969. Such statement shall include a statement of position with respect to the proposed revision, and a copy thereof should be served upon petitioner's representative.

Notice to the general public of the matter herein under consideration will be given by depositing a copy of this notice in the Office of the Secretary of the Commission for public inspection and by filing a copy thereof with the Director, Office of the Federal Register.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8364; Filed, July 15, 1969; 8:49 a.m.]

[49 CFR Part 1048]

[Ex Parte No. MC-37 (Sub-No. 17)]

BEAUMONT, TEX., COMMERCIAL ZONE

Definition of Limits

JULY 11, 1969.

Definition of the Beaumont, Tex., commercial zone.

Petitioners: Beaumont Chamber of Commerce, Orange Chamber of Commerce, and Port Arthur Chamber of Commerce.

Petitioners' representative: Frank C. Brooks, 630 Fidelity Union Tower, Dallas, Texas.

By petition filed April 21, 1969, petitioners request the Commission to institute a proceeding for the purpose of specificially defining the limits of the zone adjacent to and commercially a part of Beaumont, Tex., which are now prescribed by the general formula promulgated in Commercial Zones and Terminal Areas, 46 M.C.C. 665 (49 CFR 1048.101). Such formula provides that a city, such as Beaumont, having a population greater than 100,000, and which has not been accorded individual consideration, shall have a commercial zone which consists of, and includes, the following: (a) The municipality itself; (b) all municipalities which are contiguous to the base municipality; (c) all unincorporated areas within 5 miles of its corporate limits and all of any other municipality any part of which is within 5 miles of the corporate limits of the base municipality; and (d) all municipalities wholly surrounded, or so surrounded except for a water boundary, by the base municipality.

The instant petition requests specific definition of the Beaumont commercial zone to include all of the area which is included by the application of the above formula, and, in addition, all points and all of any municipality any part of which is within that area bounded by a line beginning at that point south of Beaumont at which the west bank of Hillebrandt Bayou intersects the present limits of the zone in (c) above; thence along the west bank of Hillebrandt Bayou to its confluence with Taylors Bayou; thence in a southeasterly direction along the west and south banks of Taylors Bayou to its confluence with the Intracoastal Waterway; thence along the west and north banks of the Intracoastal Waterway to its confluence with Sabine River and Sabine Lake at a point immediately east of Groves; thence in a northeasterly direction along the north and west banks of Sabine Lake and Sabine River to the Orange-Newton County line; thence westerly along said county line to State Highway 87; thence southerly along State Highway 87 to Interstate Highway 10; thence westerly along Interstate Highway 10 to its intersection with the present limits of the zone in (c) above.

No oral hearing is contemplated at this time, but anyone wishing to make representation in favor of, or against, the above-proposed definition of the Beaumont, Tex., commercial zone, may do so by the submission of written data, views, or arguments. An original and seven copies of such data, views, or arguments shall be filed with the Commission on or before September 12, 1969. Such statement shall include a statement of position with respect to the proposed revision, and a copy thereof should be served upon petitioners' representative.

Notice to the general public of the matter herein under consideration will be given by depositing a copy of this notice in the Office of the Secretary of the Commission for public inspection and by filing a copy thereof with the Director, Office of the Federal Register.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.
Acting Secretary.

[F.R. Doc. 69-8365; Filed, July 15, 1969; 8:49 a.m.]

[49 CFR Part 1050]

[Ex Parte No. MC-59]

MOTOR CARRIER OPERATION IN STATE OF HAWAII

Petition for Reopening of Proceeding

JULY 11, 1969.

Petitioners: Bekins Van & Storage Co. of Hawaii, Inc.; Dean Van Lines of Hawaii; M. Dyer & Sons Inc.; Global Van Lines, Inc.; H. C. & D. Moving & Storage Co., Inc.; Hawaiian Packing & Crating Co., Ltd.; Hawaiian Van & Storage Co.; Y. Higa Enterprises, Ltd.; Richmond Transfer & Storage Co.; Smyth Hawaiian Van Lines; Sunvan Hawaii, Inc.; Trans Pacific Van Co., Ltd.; Worldwide Moving & Storage, Inc.

Petitioners' representative: Alan F. Wohlstetter, 1 Farragut Square South, Washington, D.C. 20006.

By petition filed June 25, 1969, petitioners pursuant to Rule 102 of the Commission's general rules of practice seek reopening of the proceeding herein for the purpose of removing the class certificate off exemption granted under section 204(a)(4a) in the prior report herein entitled Motor Carrier Operation in the State of Hawaii, 84 M.C.C. 5, decided December 5, 1960, to the extent that it applies to motor common carriers of household goods operating in interstate or foreign commerce between points in the State of Hawaii. Petitioners state they are motor common carriers of household goods presently operating in interstate and foreign commerce between points in the State of Hawaii; that Bekins, Dean, Global, Richmond, Smyth, and Sunvan presently hold certificates from the Commission authorizing operations between points in Hawaii while the remaining petitioners operate under the certificate of exemption; and that together the regulated and unregulated petitioners comprise all but two of the motor common carriers of household goods operating in interstate or foreign commerce in Hawaii. Petitioners further state the nature of transportation of household goods by Hawaii-based motor carriers has materially changed since the admission of Hawaii into the Union on August 21, 1959, and the initial decision of the Commission in Ex Parte MC-59, dated December 5, 1960, and this characterization of motor carrier operations within the State of Hawaii is no longer applicable to the transportation of household goods by Hawaii-based motor common carriers. Petitioners aver that the quantity of household goods shipments moving in interstate or foreign commerce to and from the State of Hawaii has increased substantially in the over 8½ years since the initial report in Ex Parte MC-59, and that almost all of the many household goods shipments moving between Hawaii and points in the remaining 49 States of the Union move in joint land-water-land movements performed by carriers regulated by the Federal Maritime Commission as well as the Interstate Commerce Commission. These shipments allegedly move on through bills of lading and under joint rates which should be filed with the Interstate Commerce Commission. Petitioners maintain that the divided responsibility for regulating household goods carrier engaged in operations within the State of Hawaii is undesirable and that the nature of their operations today no longer justifies the retention of the exception of the uncertificated household goods carrier as a class; and accordingly, the certificate of exemption should be revoked in the interest of uniform regulation of all Hawaii-based household goods carriers operating in interstate or foreign commerce by the Interstate Commerce Commission. Petitioners further state that another

reason for removing the exemption is to permit the presently exempt carriers to enter into agreements with mainland carriers establishing through routes and joint rates. Now that the certificates of the 19 mainland carriers have been revoked as a result of the decision in HC&D Moving & Storage Company, Inc., et al. v. United States, supra, the exempt petitioners seek to have the exemption removed so that they may continue the interline service presently offered the shipping public under joint rates. However, the exempt carriers cannot lawfully continue to provide interline service with the mainland carriers under agreements for through routes and joint rates pursuant to section 216(c) of the Act while operating under exemption. Any interested person desiring to participate, may file an original and 14 copies of his written representations, views, or argument in support of, or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8360; Filed, July 15, 1969; 8:48 a.m.]

Notices

DEPARTMENT OF DEFENSE

Office of the Secretary

ARMED FORCES INFORMATION AND EDUCATION PROGRAM

The Assistant Secretary of Defense (Manpower and Reserve Affairs) approved the following:

I. *Purpose.* This Instruction establishes the mission of the Armed Forces Information and Education Program and the functions and responsibilities of the Directorate for Armed Forces Information and Education.

II. *Definitions.* As used in this Instruction:

A. "Information" and "education" means internal troop information and education other than training or education accomplished through academic institutions.

B. "Materials" include publications, posters, motion pictures, disc pressings, and radio and television filmed and taped programs, including commercially produced programs.

III. *Mission.* The Armed Forces Information and Education Program shall include the production of materials in such areas as: Democracy and Communism, World Affairs, Forces for Freedom (United States and friendly forces), Citizenship (including voting), Orientation for Overseas Duty and the Code of Conduct.

IV. *Functions.* The Directorate for Armed Forces Information and Education, under the policy direction of the Assistant Secretary of Defense (Manpower and Reserve Affairs) will:

A. Develop and coordinate in conjunction with the Military Departments and Armed Forces Information and Education Program in the areas specified in III above for use in and support of the Military Departments' internal information programs. Due consideration will be given to the established program schedules of the Military Departments.

B. Develop long-range plans supporting the objectives of the Program, described in III.

C. Produce or procure materials to support the programs of the Military Departments.

D. Provide for the review, assessment and evaluation of the effectiveness of Military Departments' internal information and education programs and materials, in the areas described in III.

E. Exercise policy and operational control over the Armed Forces Radio and Television Service, Los Angeles and the Armed Forces Press, Radio and Television Service, New York (DoD Instructions 5120.4 and 5120.20 respectively [1]).

F. Provide specific policy guidance through the Military Departments for the operation and support of Armed Forces Radio and Television stations.

V. *Responsibilities and relationships.* A. The Directorate for Armed Forces Information and Education shall:

1. Provide for the production, procurement and/or evaluation of information and education materials, as described III for use in and support of the Military Departments' information and education programs.

2. Provide guidance on the utilization of specific information and education materials described in III, when so directed by the Assistant Secretary of Defense (Manpower and Reserve Affairs).

B. This Instruction in no way abrogates Service responsibilities in the areas described in III.

MAURICE W. ROCHE,
Director, Correspondence and Directives Division, OASD (Administration).

[F.R. Doc. 69-8320; Filed, July 15, 1969; 8:45 a.m.]

HEALTH PROGRAM FOR MINOR DEPENDENTS IN OVERSEAS DEPENDENTS SCHOOLS

The Assistant Secretary of Defense (Manpower and Reserve Affairs) approved the following:

REF.: (a) DoD Directive 1342.6, "Overseas Dependents Education, Department of Defense," July 16, 1968.[1]

I. *Purpose and applicability.* This Instruction provides for the establishment of a school health program as an integral part of all Overseas Dependents Schools operated by the Military Departments under the policy direction of the Assistant Secretary of Defense (Manpower and Reserve Affairs) (see reference (a)). This program is within the Congressional limitation of the Overseas Dependents Education Program. The provisions of this Instruction apply to all components of the Department of Defense.

II. *Standards.* A. Consistent with the concept of operation for Overseas Dependents Schools within the geographical areas (as outlined in reference (a)) the Secretaries of the Military Departments, in providing a comprehensive school health program for minor dependents, will program, budget, and fund all appropriated costs of:

1. Health education for all students through a sequential curriculum supported by up-to-date, adequate instructional materials and equipment;

2. School nurses who will serve as health specialists on local school faculties.

B. Administrative supervision of the health program in each school will be the responsibility of the school principal.

C. Technical direction and supervision pertaining to medical matters will be the responsibility of the senior medical officer of the installation.

D. Included in the health program will be:

1. Activities which:

a. appraise the health status of students;

b. counsel students, parents, and others concerning appraisal findings;

c. encourage the correction of remediable defects;

d. assist in identifying exceptional children;

e. help prevent and control disease;

f. provide emergency care in cases of injury or sudden illness; and

2. Services, such as:

a. preventive medicine as required;

b. vision and audiometric screening;

c. tuberculin testing;

d. physical fitness testing;

e. dental checks;

f. examination and identification of candidates for special education classes and for participation in school athletics; and

g. adequate health records on all students.

MAURICE W. ROCHE,
Director, Correspondence and Directives Division, OASD (Administration).

[F.R. Doc. 69-8321; Filed, July 15, 1969; 8:45 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[OR 4377]

OREGON

Notice of Classification of Public Lands for Multiple-Use Management

JUNE 20, 1969.

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411–18) and to the regulations in 43 CFR Parts 2410 and 2411, the public lands within the areas described in paragraph 3 are hereby classified for multiple-use management. Publication of this notice has the effect (a) of segregating the public lands described in paragraph 3 from appropriation only under the agricultural land laws (43 U.S.C., Chs. 7 and 9; 25 U.S.C. sec. 334) and from sales under section 2455 of the Revised Statutes (43 U.S.C. 1171), and (b) of further segregating the lands described in paragraph 4 of this notice from appropriation under the general mining laws

[1] Filed as part of original. Copies available from U.S. Naval Publications and Forms Center, 5801 Tabor Avenue, Philadelphia, Pa. 19120.

[1] Filed as part of original. Copies available from U.S. Naval Publications and Forms Center, 5801 Tabor Avenue, Philadelphia, Pa. 19120.

(30 U.S.C., Ch. 2). The lands shall remain open to all other applicable forms of appropriation including the mineral leasing laws. Except for the lands described in paragraph 4 of this notice, all of the lands shall remain open to appropriation under the general mining laws. As used herein, "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

2. Several comments were received following publication of the notice of proposed classification (34 F.R. 5390) or at the public hearings held at Condon, Oreg., on April 15; The Dalles, Oreg., on April 16; and Madras, Oreg., on April 17. All comments were carefully considered and were generally favorable. Therefore, no changes have been made in the list of lands included in this classification. The record showing the comments received and other information is on file and can be examined in the Prineville District Office, 185 East Fourth Street, Prineville, Oreg., and the Land Office, Bureau of Land Management, 729 Northeast Oregon Street, Portland, Oreg.

3. The public lands classified in paragraph 1 above are located in Gilliam, Jefferson, Sherman, Wasco, and Wheeler Counties within the following described areas and are shown on maps on file in the Prineville District Office, Bureau of Land Management, 185 East Fourth Street, Prineville, Oreg., and the Land Office, Bureau of Land Management, 729 Northeast Oregon Street, Portland, Oreg. The maps are designated "OR 4377, 2411.2, 36–05, February 1969".

The description of the areas is as follows:

WILLAMETTE MERIDIAN

T. 1 N., R. 11 E.,
Secs. 1, 11, 12, 34, and 35.
T. 1 N., R. 12 E.,
Sec. 20 and secs. 29 to 32, inclusive.
T. 1 N., R. 15 E.,
Secs. 11, 12, 14, 23, 24, and 26.
T. 1 N., R. 16 E.,
Secs. 30, 32, and 34.
T. 1 N., R. 19 E.,
Secs. 2, 4, 10, secs. 12 to 14, inclusive, except NE¼NW¼ and SE¼NE¼ of sec. 12, and sec. 25.
T. 1 N., R. 20 E.,
Secs. 30 and 31.
T. 2 N., R. 18 E.,
Secs. 10, 11, 12, 14, and 15.
T. 2 N., R. 19 E.,
Secs. 6, 18, 19, 20, 28, 30, 32, and 34.
T. 3 N., R. 17 E.,
Sec. 14, lot 1 and sec. 24.
T. 3 N., R. 18 E.,
Secs. 18, 20, 22, 26, 28, 30, 32, 33, and 34.
T. 1 S., R. 11 E.,
Secs. 1 to 3, inclusive.
T. 1 S., R. 12 E.,
Sec. 6.
T. 1 S., R. 15 E.,
Secs. 24 to 26, inclusive, and sec. 35.
T. 1 S., R. 16 E.,
Secs. 4 to 6, inclusive, secs. 8, 17, 19, 20, and secs. 29 to 32, inclusive.
T. 1 S., R. 18 E.,
Secs. 24 to 26, inclusive, and secs. 35.
T. 1 S., R. 19 E.,
Secs. 1 to 3, inclusive, secs. 8 to 15, inclusive, secs. 17 and 26, inclusive, secs. 29 to 32, inclusive, and sec. 35.
T. 1 S., R. 20 E.,
Secs. 5 to 9, inclusive, except NE¼NW¼ of sec. 9.
T. 2 S., R. 15 E.,
Sec. 1, secs. 12 to 15, inclusive, secs. 22 to 28, inclusive, and secs. 33 to 35, inclusive.
T. 2 S., R. 16 E.,
Secs. 5 to 8, inclusive, secs. 17 to 20, inclusive, and secs. 29 to 32, inclusive.
T. 2 S., R. 18 E.,
Sec. 1, secs. 11 to 14, inclusive, secs. 20 to 29, inclusive, and secs. 34 and 35.
T. 2 S., R. 19 E.,
Secs. 5 to 8, inclusive, secs. 18 to 20, inclusive, and secs. 29 to 33, inclusive.
T. 3 S., R. 14 E.,
Sec. 1, secs. 10 to 14, inclusive, secs. 23, 24, and 35.
T. 3 S., R. 15 E.,
Secs. 3 to 10, inclusive, and secs. 17 and 18.
T. 3 S., R. 18 E.,
Secs. 1 to 3, inclusive, secs. 9 to 15, inclusive, secs. 20 to 29, inclusive, and secs. 32 to 35, inclusive.
T. 4 S., R. 12 E.,
Secs. 25 and 35.
T. 4 S., R. 13 E.,
Secs. 9, 10, 17, 19, and 20.
T. 4 S., R. 14 E.,
Secs. 1 to 3, inclusive, secs. 7 to 15, inclusive, secs. 17, 20, 21, 24, 29, 32, and 33.
T. 4 S., R. 15 E.,
Secs. 7, 8, lot 4, SE¼SW¼ sec. 18, secs. 19, 20, 23, 24, and 30.
T. 4 S., R. 16 E.,
Secs. 19, 29, 32, 33, and 34.
T. 4 S., R. 18 E.,
Secs. 1 to 4, inclusive, secs. 10 to 15, inclusive, secs. 22 to 27, inclusive, secs. 34 and 35.
T. 4 S., R. 19 E.,
Secs. 19, 26, and secs. 29 to 35, inclusive.
T. 4 S., R. 20 E.,
Secs. 27 to 35, inclusive.
T. 5 S., R. 11 E.,
Secs. 9, 10, secs. 13 to 15, inclusive, and secs. 21 and 35.
T. 5 S., R. 12 E.,
Secs. 2, 3, 4, secs. 7 to 9, inclusive, and sec. 18.
T. 5 S., R. 13 E.,
Secs. 12 to 15, inclusive, secs. 22, 24, 25, and 33.
T. 5 S., R. 14 E.,
Secs. 1, 5, 6, and 7.
T. 5 S., R. 15 E.,
Sec. 6.
T. 5 S., R. 16 E.,
Secs. 1, 2, 3, and secs. 10 to 13, inclusive.
T. 5 S., R. 17 E.,
Secs. 18 and 32.
T. 5 S., R. 18 E.,
Secs. 1, 2, 3, 10, 11, 15, 20, 21, 22, secs. 24 to 29, inclusive, and secs. 32 to 35, inclusive.
T. 5 S., R. 19 E.,
Secs. 1 to 10, inclusive, secs. 12, 17, 19, 20, 21, and secs. 28 to 32, inclusive.
T. 5 S., R. 20 E.,
Secs. 3, 4, and 10.
T. 6 S., R. 13 E.,
Secs. 1, 4, 5, 8, 9, 12, 13, 16;
Sec. 20, NE¼ and E½NW¼;
Sec. 21, lots 3 and 4, NW¼NE¼, N½NW¼, and SW¼NW¼;
Sec. 22, lots 1 and 2;
Sec. 26, lots 2, 3, 4, and 6;
Sec. 27, lot 1;
Sec. 36, lots 2, 3, 4, 5, 6, and 7, N½NE¼.
T. 6 S., R. 14 E.,
Sec. 6;
Sec. 17, NW¼SW¼;
Secs. 18 to 21, inclusive;
Sec. 28, lots 2, 3, 9, 10, 11, 12, 13, and 14, N½SW¼;
Sec. 29, lots 6, 7, 8, 9, 10, 11, 12, 13, and 14, S½NE¼, N½SE¼.
T. 6 S., R. 17 E.,
Sec. 6.
T. 6 S., R. 18 E.,
Sec. 2, lot 1, NE¼SE¼, secs. 11, 14, 23, 25, 26, 27, 33, and 35.
T. 6 S., R. 19 E.,
Secs. 6, 7, 8, secs. 17 to 22, inclusive, and secs. 27 to 31, inclusive.
T. 7 S., R. 14 E.,
Secs. 2, 3, and SE¼SE¼ sec. 4;
Sec. 5, lot 18;
Sec. 6, lots 5, 6, 7, and 8;
Sec. 8, lot 3;
Sec. 9, lots 3 and 4, E½E½, S½SW¼, SW¼SE¼;
Secs. 10, 11, 14, and 15;
Sec. 17, lots 2, 3, and 4, E½E½;
Sec. 20, lots 1, 2, 3, and 4;
Secs. 21 to 24, inclusive;
Sec. 28;
Sec. 29, lot 1.
T. 7 S., R. 16 E.,
S½SW¼ sec. 13, S½SE¼ sec. 14, secs. 20 to 25, inclusive, secs. 27 to 29, inclusive, secs. 31, 32, and 33.
T. 7 S., R. 17 E.,
Secs. 8, 12, 14, 18, and 20.
T. 7 S., R. 18 E.,
Secs. 1, 3, 4, 5, secs. 7 to 10, inclusive, secs. 12 to 15, inclusive, secs. 17, 18, secs. 20 to 28, inclusive, secs. 34 and 35.
T. 7 S., R. 19 E.,
Secs. 4 to 10, inclusive, sec. 15, secs. 17 to 22, inclusive, and secs. 28 to 34, inclusive.
T. 8 S., R. 14 E.,
Sec. 4, lots 4, 5, 6, and 7, SE¼NW¼;
Sec. 5, lot 1;
Sec. 9, lots 1, 2, 3, and 4;
Sec. 10, SW¼NW¼ and NW¼SW¼;
Sec. 15, SE¼NW¼ and SW¼SW¼;
Sec. 21, lots 1, 2, 3, 4, and 5, E½NE¼, S½SW¼, and SW¼SE¼;
Secs. 22, 23, and 27;
Sec. 29, lots 2, 3, lots 9 to 17, inclusive, and SE¼SE¼;
Sec. 32, lots 1, 2, and 3;
Secs. 33 and 35.
T. 8 S., R. 15 E.,
Secs. 1, 2, secs. 11 to 15, inclusive, secs. 22 to 25, inclusive, secs. 27 to 29, inclusive, secs. 31 to 33, inclusive, and sec. 35.
T. 8 S., R. 16 E.,
Secs 5 to 9, inclusive, secs. 18 to 19.
T. 8 S., R. 18 E.,
Secs. 1, 12, 13, 24, 26, and 34.
T. 8 S., R. 19 E.,
Secs. 3 to 15, inclusive, secs. 17, 18, secs. 20 to 27, inclusive, secs. 30, 32, 34, and 35.
T. 8 S., R. 20 E.,
Secs. 6, 7, 18, 19, 20, lots 1, 2, and 3, sec. 21, lots 2 and 3, sec. 28, secs. 29, 31, and 32.
T. 8 S., R. 22 E.,
Secs. 24 and 25.
T. 8 S., R. 23 E.,
Sec. 19, lots 2 and 3, SE¼SW¼ sec 30, secs. 31, 32, 33, and SE¼SE¼ sec. 35.
T. 8 S., R. 24 E.,
SE¼SW¼ sec. 29 and secs. 31 to 35, inclusive.
T. 8 S., R. 25 E.,
Lot 4, sec. 19, SE¼ sec. 20, SW¼NW¼, W½SW¼ sec. 27, and secs. 28 to 35, inclusive.
T. 9 S., R. 12 E.,
Sec. 36, S½S½SE¼ that portion lying east and south of Deschutes River.
T. 9 S., R. 13 E.,
Sec. 12, lots 1, 2, 3, 4, and 5, E½SE¼;
Sec. 13, lot 1, NW¼NE¼, NE¼NW¼, and SW¼NW¼;
Sec. 14, lots 1, 2, 3, 4, and 9, SE¼NE¼;
Sec. 15, lots 1, 2, 3, 4, and 9, S½NE¼, SE¼NW¼ and NW¼SW¼;
Sec. 20, lot 2, E½NE¼, SW¼NE¼, and W½SE¼;
Sec. 21, NW¼NW¼;
Sec. 29, SW¼NW¼;
Sec. 30, S½NE¼ and W½SE¼;
Sec. 31, lot 4, NW¼NE¼, and SW¼SE¼.

T. 9 S., R. 14 E.,
Secs. 1 to 4, inclusive;
Sec. 5, lot 1, lot 4 that portion between the railroad right-of-way and the Deschutes River, NW¼SW¼;
Sec. 6, lots 1 and 2;
Sec. 7, lots 1 to 5, inclusive, NE¼NE¼, SE¼NW¼, and NE¼SW¼;
Secs. 9, 10, 15, 22, and 23.
T. 9 S., R. 18 E.,
Secs. 2, 12, 14, 23, and 24.
T. 9 S., R. 19 E.,
Secs. 1, 4, 6, 8, 10, 12, 14, 18, 20, 22, 24, 26, 30, 31, and 34.
T. 9 S., R. 20 E.,
Secs. 5 to 9, inclusive, secs. 18, 20, 25, 26, 30, 32, and 34.
T. 9 S., R. 21 E.,
Secs. 22 to 26, inclusive, and secs. 28 to 35, inclusive.
T. 9 S., R. 22 E.,
Sec. 1, secs. 10 to 15, inclusive, secs. 19, 20, 22, 23, secs. 27 to 30, inclusive, and secs. 32 and 35.
T. 9 S., R. 23 E.,
Secs. 1 to 6, inclusive, secs. 8, 9, N½ sec. 10, N½ sec. 11, secs. 12, 17, and 18.
T. 9 S., R. 24 E.,
Secs. 2, 5, 6, lot 1 sec. 7, secs. 12, 14, secs. 23 to 27, inclusive, secs. 34 and 35.
T. 9 S., R. 25 E.,
Secs. 2 to 14, inclusive, secs. 19, 21, secs. 23 to 27, inclusive, secs. 30, 34, and 35.
T. 10 S., R. 12 E.,
Sec. 13, lot 4;
Sec. 24, lots 5 and 6;
Sec. 25, lots 6, 7, 8, 9, 10, and 11;
Sec. 35, lots 4 and 5.
T. 10 S., R. 13 E.,
Sec. 18, lots 1, 2, 3, and 4, NE¼SW¼;
Sec. 19, lots 1, 2, and 3, E½NW¼;
Secs. 29, 30, 32, and 33.
T. 10 S., R. 17 E.,
Secs. 2, 6, 7, 12, 17, 18, 20, 21, 23, secs. 25 to 28, inclusive, and secs. 30 and 35.
T. 10 S., R. 18 E.,
Secs. 1, 6, 10, 14, 18, 22, 23, 24, 26, 27, and secs. 30 to 35, inclusive.
T. 10 S., R. 19 E.,
Secs. 4, 6, 7, 8, 11, secs. 17 to 21, inclusive, and secs. 25 to 31, inclusive.
T. 10 S., R. 20 E.,
Secs. 4, 7, 12, 14, 17, 18, and secs. 28 to 34, inclusive.
T. 10 S., R. 21 E.,
Secs. 1 to 6, inclusive, secs. 8 to 15, inclusive, sec. 18, secs. 20 to 24, inclusive, secs. 27, 30, 32, 34, and 35.
T. 10 S., R. 22 E.,
Sec. 5, lot 4, SW¼NW¼.
T. 10 S., R. 24 E.,
Secs. 2, 3, NE¼NE¼ sec. 11, secs. 12, 13, 24, 25, and 35.
T. 10 S., R. 25 E.,
Secs. 1 to 7, inclusive, secs. 9 to 15, inclusive, and secs. 17 to 35, inclusive.
T. 11 S., R. 11 E.,
Sec. 25, lots 2, 3, and 4, S½S½;
Sec. 27, lot 3, S½NE¼, NE¼SE¼, and N½SW¼;
Sec. 33, NE¼SE¼.
T. 11 S., R. 12 E.,
Sec. 2, lots 1, 2, 3, 4, and 5, N½SE¼, SE¼SE¼;
Sec. 10, lots 1, 2, 3, 4, and 5, S½SE¼;
Sec. 11, lots 2 and 3, NE¼NW¼, and NW¼SW¼;
Sec. 15, lots 5, 6, 7, and 8;
Sec. 22, lots 1, 2, 3, and 4, SW¼SE¼, and NE¼SE¼;
Sec. 23, N½SE¼ and SW¼SW¼;
Sec. 24, NW¼NW¼ and NW¼SW¼;
Sec. 26, SW¼NW¼, W½SW¼, and SE¼SW¼;
Sec. 27, lots 2, 3, 4, and 5, W½NE¼, NE¼NW¼, S½NW¼, and NW¼SE¼;
Sec. 28, lots 1, 2, 3, and 4, NW¼SE¼;
Sec. 29, lots 2 and 3;
Sec. 30, lots 1, 2, 3, 4, and 5;
Sec. 31, lots 1, 2, and 3, W½NE¼ and E½NW¼;
Sec. 32, W½NE¼, N½NW¼, NW¼SW¼, and W½SE¼;
Sec. 34, lots 2, 3, and 4, SE¼SW¼ and W½SE¼;
Sec. 35, SW¼NE¼, W½, and NW¼SE¼.
T. 11 S., R. 18 E.,
Secs. 3, 4, 9, 10, and 25.
T. 11 S., R. 19 E.,
Secs. 1, 2, 3, secs. 5 to 8, inclusive, secs. 12, 13, 14, 17, secs. 19 to 23, inclusive, secs. 26 to 29, inclusive, secs. 31, 32, 33, and 35.
T. 11 S., R. 20 E.,
Secs. 3 to 6, inclusive;
Sec. 9, NW¼NE¼;
Sec. 10, N½N½, S½NE¼, and SE¼NW¼.
T. 11 S., R. 21 E.,
Secs. 2 and 4.
T. 11 S., R. 24 E.,
Secs. 1, 2, 12, 13, 14, and 24.
T. 11 S., R. 25 E.,
Secs. 1 to 9, inclusive, secs. 11 to 15, inclusive, sec. 17, secs. 21 to 32, inclusive, and secs. 34 and 35.
T. 12 S., R. 11 E.,
Sec. 4, SE¼NE¼ and NE¼SE¼;
Sec. 10, NE¼NE¼;
Sec. 11, SE¼NW¼ and NE¼SE¼;
Sec. 12, SW¼NE¼ and SW¼SW¼;
Sec. 13, W½NW¼ and N½SW¼;
Sec. 14, S½NE¼, SE¼NW¼, W½SE¼, and NE¼SE¼;
Sec. 20, NW¼NE¼;
Sec. 23, E½SW¼ and W½SE¼;
Sec. 24, SW¼SE¼;
Sec. 25, W½NW¼ and NW¼SW¼;
Sec. 26, NE¼, E½NW¼, and SW¼NW¼;
Sec. 34, SW¼SE¼;
Sec. 35, S½NE¼.
T. 12 S., R. 12 E.,
Sec. 2, lot 4;
Sec. 3, lots 1, 2, 3, 6, 7, 8, 9, and 10, SW¼;
Sec. 9, SE¼SE¼;
Sec. 10, lots 1, 2, 3, 4, 6, 8, 9, 11, and 14;
Sec. 11, N½SW¼ and SW¼SW¼;
Sec. 14, W½;
Sec. 15, lots 3 and 4;
Sec. 19, NE¼SW¼;
Sec. 21, W½E½, E½W½, and SW¼SW¼;
Sec. 22, SE¼SE¼;
Sec. 23, NW¼ and N½SW¼;
Sec. 27, lots 1, 2, 3, 5, 6, 7, 9, 10, and 11, NW¼SW¼.
T. 12 S., R. 20 E.,
Secs. 6, 7, and 8.
T. 12 S., R. 24 E.,
Sec. 1, lots 1 and 2.
T. 12 S., R. 25 E.,
Secs. 1 to 6, inclusive, secs. 12, 14, 24, 26, 32, and 34.
T. 13 S., R. 11 E.,
Lot 3 sec. 5, SW¼NW¼ sec. 17, and SE¼NE¼ sec. 18.
T. 13 S., R. 12 E.,
Sec. 3, lots 7 and 8;
Sec. 4, lots 3 and 7, SW¼NE¼, NW¼SE¼;
Sec. 5, lots 3 and 4, S½NW¼, N½SW¼, and SW¼SW¼;
Sec. 6, lot 10, NE¼SE¼;
Sec. 7, E½NE¼;
Sec. 8, NW¼NW¼, S½NW¼, N½SW¼, W½SE¼, and SE¼SE¼;
Sec. 11, SW¼SW¼;
Sec. 13, lots 12 and 14;
Sec. 14, lot 5, NE¼NW¼;
Sec. 17, W½E½ and SE¼SE¼;
Sec. 19, NE¼SE¼;
Sec. 20, N½NE¼ and SE¼NE¼;
Sec. 21, SW¼NW¼, N½S½, and SE¼SE¼;
Sec. 24, SW¼NE¼;
Sec. 27, SW¼NW¼ and NW¼SW¼;
Sec. 28, lots 1, 2, 3, 4, and 5, NW¼NE¼;
Sec. 30, NW¼NE¼;
Sec. 33, lots 2, 3, and 4, SW¼NE¼, and SE¼NW¼;
Sec. 34, W½SW¼.
T. 13 S., R. 13 E.,
Sec. 31, lot 3.
T. 13 S., R. 24 E.,
Sec. 12;
Sec. 13, NE¼.
T. 13 S., R. 25 E.,
SE¼SE¼ sec. 6, secs. 7, 12, 13, 14, and secs. 17 to 24, inclusive.

The areas described aggregate approximately 275,000 acres of public lands.

4. As provided in paragraph 2, the following described public lands, which are a part of the lands described in paragraph 3, are further segregated from location or appropriation under the general mining laws:

WILLAMETTE MERIDIAN

T. 2 S., R. 15 E.,
Sec. 26, S½SW¼.
T. 3 S., R. 14 E.,
Sec. 13, S½NW¼ and N½SW¼;
Sec. 14, E½SE¼.
T. 3 S., R. 15 E.,
Sec. 3, W½SW¼;
Sec. 4, SW¼;
Sec. 5, E½SE¼;
Sec. 7, NE¼SW¼ and N½SE¼;
Sec. 8, SE¼SE¼;
Sec. 9, SW¼SW¼;
Sec. 17, NE¼NE¼ and N½SE¼.
T. 4 S., R. 14 E.,
Sec. 20, SE¼NE¼;
Sec. 21, NW¼NW¼;
Sec. 29, W½NE¼ and W½SE¼;
Sec. 32, N½NE¼;
Sec. 33, W½NW¼ and NW¼SW¼.
T. 5 S., R. 13 E.,
Sec. 24, lots 5 and 6;
Sec. 25, lots 5, 7, and 8.
T. 7 S., R. 14 E.,
Sec. 8, lot 3;
Sec. 9, lots 3 and 4, S½SW¼;
Sec. 17, lots 2, 3, and 4.
T. 8 S., R. 14 E.,
Sec. 21, lots 1, 2, 3, 4, and 5, S½SW¼, and SW¼SE¼;
Sec. 29, lots 9, 10, 11, 12, 13, 14, 15, 16, and 17;
Sec. 32, lots 1, 2, and 3.
T. 9 S., R. 13 E.,
Sec. 12, lots 2, 3, 4, and 5;
Sec. 13, lot 1, NW¼NE¼ and NE¼NW¼.
T. 13 S., R. 12 E.,
Sec. 8, NW¼NW¼ and S½NW¼;
Sec. 33, lots 2 and 3, SW¼NE¼, and SE¼NW¼.

The areas described aggregate approximately 2,764 acres of public lands.

5. For a period of 30 days from the date of publication in the FEDERAL REGISTER, this classification shall be subject to the exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR 2411.2(c).

6. Interested parties may submit comments to the Secretary of the Interior, LLM 721, Washington, D.C. 20240.

DANIEL P. BAKER,
Acting State Director.

[F.R. Doc. 69-8328; Filed, July 15, 1969, 8:46 a.m.]

National Park Service

NATIONAL CAPITAL REGION

Demonstrations, Parades, and Public Gatherings

In accordance with the provisions of the order of the United States Court of

Appeals for the District of Columbia Circuit in the case of A Quaker Action Group, et al. v. Hickel, et al. (No. 22,983), decided June 24, 1969, any person or group wishing to use an area of the National Capital Region of the National Park Service for a demonstration must advise the National Park Service of the planned demonstration at least 15 days before the event. Accordingly, notice is hereby given that the required 15 days advance notice must be furnished to one of the following persons: (1) Regional Director, National Capital Region, National Park Service, (2) Chief of the United States Park Police, or (3) the park superintendent having administration over the park area proposed for the demonstration. Such notice shall include the name and address of the person or organization sponsoring the demonstration; the time, date, duration, and place of the event; the purpose of the demonstration; and the estimated number of persons expected to participate.

Dated: July 10, 1969.

GEORGE B. HARTZOG,
Director,
National Park Service.

[F.R. Doc. 69-8330; Filed, July 15, 1969; 8:46 a.m.]

Office of the Secretary

ALLEGHENY PORTAGE RAILROAD NATIONAL HISTORIC SITE AND JOHNSTOWN FLOOD NATIONAL MEMORIAL

Notice of Acquisition of Administrable Park Units

Pursuant to the Act of August 31, 1964 (78 Stat. 752), which authorizes the Secretary of the Interior to designate up to 950 acres of certain lands in the State of Pennsylvania for inclusion in the Allegheny Portage Railroad National Historic Site and up to 55 acres of other lands in such State for inclusion in the Johnstown Flood National Memorial, the Secretary has designated certain lands for inclusion in the national historic site and national memorial within the limits set out in the act, as depicted on drawings numbered 423/92000 and 427/92000, dated March 19, 1969, which drawings are on file in the Office of the National Park Service, Department of the Interior.

The aforesaid act states that when the Secretary has acquired sufficient lands to form administrable park units, he shall publish notice of that fact in the FEDERAL REGISTER and the areas designated shall thereafter be known as the Allegheny Portage Railroad National Historic Site and the Johnstown Flood National Memorial. Land and interests in land aggregating 766.46 acres have been acquired for inclusion in the Allegheny Portage Railroad National Historic Site and 54.18 acres of land have been acquired for the Johnstown Flood National Memorial.

Therefore, notice is hereby given that sufficient lands and interests in lands have been acquired within the aforesaid designated areas to form administrable park units and such areas shall hereafter be known as the Allegheny Portage Railroad National Historic Site and the Johnstown Flood National Memorial.

Dated: June 30, 1969.

RUSSELL E. TRAIN,
Acting Secretary of the Interior.

[F.R. Doc. 69-8342; Filed, July 15, 1969; 8:47 a.m.]

LORAN A. EISELE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 26, 1969.

Dated: June 26, 1969.

LORAN A. EISELE.

[F.R. Doc. 69-8331; Filed, July 15, 1969; 8:46 a.m.]

ANDREW PAT JONES

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 30, 1969.

Dated: June 26, 1969.

A. PAT JONES.

[F.R. Doc. 69-8332; Filed, July 15, 1969; 8:46 a.m.]

VIVAN B. JONES

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) None.
(2) None.
(3) None.
(4) None.

This statement is made as of July 1, 1969.

Dated: July 1, 1969.

VIVAN B. JONES.

[F.R. Doc. 69-8333; Filed, July 15, 1969; 8:46 a.m.]

GEORGE V. KENNEDY

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of July 1, 1969.

Dated: July 3, 1969.

GEORGE V. KENNEDY.

[F.R. Doc. 69-8334; Filed, July 15, 1969; 8:46 a.m.]

MAX R. LLEWELLYN

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 26, 1969.

Dated: June 26, 1969.

M. R. LLEWELLYN.

[F.R. Doc. 69-8335; Filed, July 15, 1969; 8:46 a.m.]

CARLOS O. LOVE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 27, 1969.

Dated: June 27, 1969.

CARLOS O. LOVE.

[F.R. Doc. 69-8336; Filed, July 15, 1969; 8:46 a.m.]

JOHN P. MADGETT

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 27, 1969.

Dated: June 27, 1969.

JOHN P. MADGETT.

[F.R. Doc. 69-8337; Filed, July 15, 1969; 8:46 a.m.]

WILLIAM G. MEESE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) Director—Essex County Light and Power Co., Ltd. Director—Manufacturers National Bank of Detroit.
(2) Addition: Manufacturers National Bank of Detroit.
(3) No change.
(4) No change.

This statement is made as of June 27, 1969.

Dated: June 27, 1969.

WILLIAM G. MEESE.

[F.R. Doc. 69-8338; Filed, July 15, 1969; 8:46 a.m.]

SAMUEL RIGGS SHEPPERD

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 27, 1969.

Dated: June 27, 1969.

RIGGS SHEPPERD.

[F.R. Doc. 69-8339; Filed, July 15, 1969; 8:47 a.m.]

WILLARD B. SIMONDS

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) None.
(2) None.
(3) None.
(4) None.

This statement is made as of July 3, 1969.

Dated: July 3, 1969.

W. B. SIMONDS.

[F.R. Doc. 69-8340; Filed, July 15, 1969; 8:47 a.m.]

WILFORD D. WILDER

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) No change.
(2) Appointee is currently participating in an employee stock purchase plan adopted by Niagara Mohawk Power Corp. effective January 1, 1965, and has elected the maximum participation possible which is 6 percent of appointee's annual salary.
(3) No change.
(4) No change.

This statement is made as of June 26, 1969.

Dated: June 26, 1969.

W. D. WILDER.

[F.R. Doc. 69-8341; Filed, July 15, 1969; 8:47 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

NOVOBIOCIN PREPARATIONS FOR ORAL AND PARENTERAL USE

Drugs for Human Use

In the FEDERAL REGISTER of May 2, 1969 (34 F.R. 7252), the Commissioner of Food and Drugs announced the conclusions of the Food and Drug Administration following evaluation of reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following oral and parenteral forms of novobiocin:

1. Albamycin Mix-O-Vial, Powder for Injection; Albamycin Capsules; and Albamycin Syrup; all marketed by the Upjohn Co., 301 Henrietta Street, Kalamazoo, Mich. 49001.

2. Cathomycin Sodium Capsules; marketed by Merck & Co., Inc., Rahway, N.J. 07065.

The announcement stated that the Food and Drug Administration has concluded that novobiocin is effective for certain indications and is appropriate for use under the qualifications stated therein. The announcement provided labeling guidelines developed on the basis of reevaluation of the drug and requested holders of antibiotic Forms 5 or 6 approved for a drug of the kind described to submit, within 30 days after publication of the announcement in the FEDERAL REGISTER, supplements to their antibiotic Forms 5 or 6 applications to provide for revised labeling.

During the 30-day period, the only information received warranting any change in the announcement pertained to labeling of the drug, particularly the "warning box." Accordingly, on the basis of the additional information, the Commissioner concludes that for all novobiocin preparations for oral and parenteral use those parts of the labeling indicated below should be substantially as follows (optional additional information applicable to the drug may be proposed under other appropriate paragraph headings and should follow the information set forth below). The announcement of May 2, 1969, is to be regarded as amended to reflect the following new labeling guidelines.

NOVOBIOCIN

WARNING

Novobiocin Should Be Used Only for Those Serious Infections Where Other Less Toxic Drugs Are Ineffective or Contraindicated, Because of the Following:

1. The High Frequency of Adverse Reactions, Principally Urticaria and Maculopapular Dermatitis. Hepatic Dysfunction and Blood Dyscrasias Have Occurred Less Frequently.

2. The Rapid and Frequent Emergence of Resistant Strains, Especially Staphylococci.

DESCRIPTION

Novobiocin, in the crystalline state, has a light yellow to white color depending upon the state of subdivision. It is odorless or practically odorless. The sodium salt is freely soluble in water, alcohol, glycerine, and propylene glycol. One gram of the calcium salt dissolves in about 250 cc. of water, in about 30 ml. of alcohol, in about 450 ml. of ether, and in about 1100 ml. of chloroform. In contrast to most antibiotics produced by actinomycetes, novobiocin, like penicillin, is acidic in nature and is stable to the degree of acidity or alkalinity present in the gastrointestinal tract.

ACTIONS

In vitro novobiocin shows activity against *Staphylococcus aureus* and against some strains of *Proteus vulgaris*. It shows no cross-

resistance with penicillin against resistant strains of *M. pyogenes* var. *aureus* (*Staphylococcus aureus*); however, in vitro studies indicate that *M. pyogenes* var. *aureus* rapidly develops resistance to novobiocin.

INDICATIONS

Novobiocin is indicated in the treatment of serious infections due to susceptible strains of *Staphylococcus aureus* when the patient is sensitive to other effective antibiotics, such as the penicillins, cephalosporins, vancomycin, lincomycin, erythromycin, and the tetracyclines, or when there are other contraindications to these antibiotics.

Add for the oral forms: Novobiocin may be useful in the few urinary tract infections caused by Proteus species sensitive to novobiocin but resistant to other therapy.

CONTRAINDICATIONS

This drug should not be administered to persons with known sensitivity to novobiocin.

WARNING (SEE "BOX WARNING")

Because novobiocin has been shown to affect bilirubin metabolism adversely, its use should be avoided in newborn and premature infants.

PRECAUTIONS

Novobiocin possesses a high index of sensitization and appropriate precautions should be taken. If allergic reactions develop during treatment and are not readily controlled by the usual measures, the product should be discontinued.

Hepatic and hematologic studies should be made routinely during treatment. In the case of development of liver dysfunction, the drug should be stopped. If hematologic studies show evidence of the development of leukopenia or other blood dyscrasias, the drug should be stopped.

If new infections appear during therapy, appropriate measures should be taken and consideration given to discontinuance of novobiocin.

ADVERSE REACTIONS

A relatively high incidence of hypersensitivity reactions, consisting most commonly of skin eruptions, has occurred. Skin eruptions may take the form of uriticarial, erythematous, maculopapular, or scarlatiniform rash. Erythema multiforme (Stevens-Johnson Syndrome) has occurred but is rare.

Leukopenia, eosinophilia and/or fever have occurred occasionally in patients receiving Albamycin (novobiocin). Rarely, other blood dyscrasias, including anemia, pancytopenia, agranulocytosis, and thrombocytopenia have occurred.

Liver dysfunction including jaundice, elevation of serum bilirubin concentration, and impaired bromsulphalein excretion, have occurred.

Other adverse reactions include nausea and vomiting, loose stools and diarrhea, and intestinal hemorrhage. Alopecia has been reported but relationship to novobiocin has not been established.

DOSAGE AND ADMINISTRATION

PARENTERAL

This method of administration should be used only as a temporary measure in severe infections for those unable to take the preparation orally.

Adults: 500 mg. intramuscularly or intravenously every 12 hours.
Children:
Moderately acute infections: 15 mg./kg./day in two divided doses at 12-hour intervals.
Severe infections: Up to 30 mg./kg./day in two divided doses at 12-hour intervals.

ORAL

Adults: Usually 250 mg. every 6 hours or 500 mg. every 12 hours. In severe cases, 500 mg. every 6 hours or 1.0 mg. every 12 hours.
Children:
Moderately acute infections: 15 mg./kg./day in divided doses.
Severe infections: 30–45 mg./kg./day in divided doses.

Accordingly, the Commissioner notifies manufacturers, packers, or distributors of drugs of composition and labeling similar to the subject drugs that novobiocin preparations for oral and parenteral use should be promptly relabeled with labeling substantially as that set forth above. The Commissioner further concludes that the certificates of safety and effectiveness heretofore issued for these drugs should be revoked, outstanding stocks of the drug should be recalled, and practitioners of the medical profession should be informed of the new labeling provisions by direct communication.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050–51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner (21 CFR 2.120), certificates of safety and effectiveness issued for the subject preparations are revoked.

Effective date. This order shall become effective 30 days after its date of publication in the FEDERAL REGISTER to allow time for a recall to be completed and for the manufacturers to issue an appropriate letter to prescribers. Certification of new stocks has been discontinued; the Food and Drug Administration is prepared to certify lots of these drugs labeled in accord with labeling guidelines set forth herein.

Dated: July 8, 1969.

HERBERT L. LEY, JR.,
Commissioner of Food and Drugs.

[F.R. Doc. 69-8327; Filed, July 15, 1969; 8:45 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-151]

UNIVERSITY OF ILLINOIS

Order Extending Completion Date

By application dated June 19, 1969, the University of Illinois requested an extension of the latest completion date of Construction Permit No. CPRR-105. The construction permit authorizes the University of Illinois to construct an Advanced TRIGA nuclear reactor on the University's campus in Urbana, Ill.

Good cause having been shown for the extension of the latest completion date of the construction permit pursuant to section 185 of the Atomic Energy Act of 1954, as amended, and § 50.55 of 10 CFR Part 50 of the Commission's regulations:

It is hereby ordered, That the latest completion date of Construction Permit No. CPRR-105 is extended from July 1, 1969, to September 1, 1969.

Date of issuance: July 7, 1969.

For the Atomic Energy Commission.

PETER A. MORRIS,
Director,
Division of Reactor Licensing.

[F.R. Doc. 69-8317; Filed, July 15, 1969; 8:45 a.m.]

CIVIL SERVICE COMMISSION

DEPARTMENT OF AGRICULTURE

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Agriculture to fill by noncareer executive assignment in the excepted service the position of Assistant to the Administrator, Consumer and Marketing Service.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 69-8388; Filed, July 15, 1969; 8:51 a.m.]

FEDERAL MARITIME COMMISSION

[Independent Ocean Freight Forwarder License No. 1159]

AGAPITO TORRES MALDONADO

Order of Revocation

On May 19, 1969, the Great American Insurance Company of New York notified the Federal Maritime Commission that Independent Ocean Freight Forwarder Surety Bond No. S-1586207, underwritten in behalf of Agapito Torres Maldonado, Post Office Box 1763, Ponce, P.R. 00731, would be canceled at the earliest possible time.

By letter dated June 3, 1969, the Commission notified Agapito Torres Maldonado that the aforesaid bond was being terminated effective June 19, 1969, and that unless a new or reinstated surety bond was submitted prior to June 19, 1969, its Independent Ocean Freight Forwarder License No. 1159 would be canceled pursuant to § 510.9, General Order 4.

Agapito Torres Maldonado has failed to submit a surety bond in compliance with the above rule.

In accordance with the authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order 201.1, section 6.03:

It is ordered, That the Independent Ocean Freight Forwarder License No. 1159 of Agapito Torres Maldonado be and is hereby revoked effective June 19, 1969.

It is further ordered, That this cancellation is without prejudice to reapplication at a later date.

It is further ordered, That a copy of this order be published in the FEDERAL

REGISTER and served upon Agapito Torres Maldonado.

LEROY F. FULLER,
Director,
Bureau of Domestic Regulation.

[F.R. Doc. 69-8373; Filed, July 15, 1969; 8:49 a.m.]

CUNARD LINE, LTD.

Order of Revocation

Certificate of Financial Responsibility for Indemnification of Passengers for Nonperformance of Transportation No. P-65 and Certificate of Financial Responsibility To Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages No. C-1,061.

Whereas, Cunard Line Ltd., 555 Fifth Avenue, New York, N.Y. 10017, has ceased to operate the passenger vessel "Queen Elizabeth"; and

Whereas, Cunard Line Ltd. has returned Certificate (Performance) No. P-65 and Certificate (Casualty) No. C-1,061 covering only the "Queen Elizabeth" for revocation:

It is ordered, That Certificate (Performance) No. P-65 and Certificate (Casualty) No. C-1,061 covering only the "Queen Elizabeth" be and are hereby revoked effective July 11, 1969.

It is further ordered, That a copy of this order be published in the FEDERAL REGISTER and served on Cunard Line Ltd.

By the Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-8374; Filed, July 15, 1969; 8:49 a.m.]

CUNARD STEAM-SHIP CO., LTD.

Order of Revocation

Certificate of Financial Responsibility for Indemnification of Passengers for Nonperformance of Transportation No. P-20 and Certificate of Financial Responsibility To Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages No. C-1,019.

Whereas, The Cunard Steam-Ship Co., Ltd., Cleveland House, St. James Square, London S.W.1, England, has ceased to operate the passenger vessels "Queen Elizabeth", "Carmania", "Franconia", "Carinthia", "Caronia", and "Sylvania"; and

Whereas, Of the above vessels, Cunard Line Ltd., a subsidiary of The Cunard Steam-Ship Co., Ltd., now operates the "Franconia" and "Carmania"; and

Whereas, The Cunard Steam-Ship Co., Ltd., has returned Certificate (Performance) No. P-20 and Certificate (Casualty) No. C-1,019 for revocation.

It is ordered, That Certificate (Performance) No. P-20 and Certificate (Casualty) No. C-1,019 covering the above vessels and issued to The Cunard Steam-Ship Co., Ltd., be and are hereby revoked effective July 11, 1969.

It is further ordered, That a copy of this order be published in the FEDERAL REGISTER and served on The Cunard Steam-Ship Co., Ltd.

By the Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-8375; Filed, July 15, 1969; 8:49 a.m.]

GRACE LINE, INC.

Order of Revocation

Certificate of Financial Responsibility for Indemnification of Passengers for Nonperformance of Transportation No. P-34 and Certificate of Financial Responsibility To Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages No. C-1,041.

Whereas, Grace Line, Three Hanover Square, New York, N.Y. 10004, has ceased to operate the passenger vessels "Santa Cecilia," "Santa Isabel," "Santa Monico," and "Santa Luisa"; and

Whereas, Grace Line has returned Certificate (Performance) No. P-34 and Certificate (Casualty) No. C-1,041 covering only the above vessels for revocation:

It is ordered, That Certificate (Performance) No. P-34 and Certificate (Casualty) No. C-1,041 covering only the above vessels be and are hereby revoked effective July 11, 1969.

It is further ordered, That a copy of this order be published in the FEDERAL REGISTER and served on Grace Line, Inc.

By the Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-8376; Filed, July 15, 1969; 8:50 a.m.]

HOLLAND-AMERICA LINE

Order of Revocation

Certificate of Financial Responsibility for Indemnification of Passengers for Nonperformance of Transportation No. P-9 and Certificate of Financial Responsibility To Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages No. C-1,016.

Whereas, N.V. Nederlandsch-Amerikaansche Stoomvaart-Maatschappij "Holland-Amerika Lijn" (Holland-America Line) Pier 40, North River, New York, N.Y. 10014, has ceased to operate the passenger vessels "Maasdam" and "Diemerdyk"; and

Whereas, N.V. Nederlandsch-Amerikaansche Stoomvaart-Maatschappij "Holland-Amerika Lijn" (Holland-America Line) has returned Certificate (Performance) No. P-9 and Certificate (Casualty) No. C-1,016 covering only the "Maasdam" and "Diemerdyk" for revocation:

It is ordered, That Certificate (Performance) No. P-9 and Certificate (Casualty) No. C-1,016 covering only the "Maasdam" and "Diemerdyk" be and are hereby revoked effective July 11, 1969.

It is further ordered, That a copy of this order be published in the FEDERAL REGISTER and served on N.V. Nederlandsch-Amerikaansche Stoomvaart-Maatschappij "Holland-Amerika Lijn" (Holland-America Line).

By the Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-8377; Filed, July 15, 1969; 8:50 a.m.]

MEDCHI FREIGHT POOL

Notice of Agreement Filed for Approval

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 agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed by:

Mr. Eric G. Brown, Secretary, Medchi Freight Pool, 10 Place De La Joliette (2me), Bouches-du-Rhone, Marseilles, France.

Agreement No. 9020-8 modifies the basic pooling agreement as follows:

1. Amends Article 3 to permit the lines to call at Cadiz instead of Seville from September 15th to end of open water season. All attendant pool privileges and obligations provided for Seville are applicable to Cadiz. Deletes the word "secondary" from the second line of the final paragraph.

2. Amends Article 5 to provide that loading expenses at Ancona, Italy, will be increased from $2.50 to $5 per 1,000 kilos. Clarifies the provisions of this article with respect to carrying money on F.I.O. shipments.

3. Amends Article 9 by (1) revising the list of loading ports at which calls may be substituted and the minimum tonnage requirements which count in the fulfillment of service obligations and (2) providing that if cargo offerings at any port covered by the Pooling Agreement exceed the normal carrying capacity of the member lines, the members may decide by unanimous vote to berth or charter the additional tonnage needed to cover such an emergency.

4. Amends Article 10 to provide that, for the 1969 Pool Period, failure to effect the minimum number of loading or discharging calls as specified in Article 9 shall result in a penalty of $5,000 for each loading call not effected and a penalty of $8,500 for each discharging

call not effected. These penalties are in lieu of proportionate reductions in pool shares. Revises the method and procedures for calculating penalties for overcarriage and undercarriage for the 1969 Pool Period.

5. Deletes Article 11 and, pursuant thereto, Articles 12 through 21 are to be renumbered accordingly.

Dated: July 11, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-8378; Filed, July 15, 1969; 8:50 a.m.]

NORTON LINE JOINT SERVICE

Notice of Agreement Filed for Approval

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 agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed by:

Elmer C. Maddy, Esquire, Kirlin, Campbell & Keating, One Twenty Broadway, New York, N.Y. 10005.

Agreement 7559-6, between the member carriers of the Norton Line Joint Service, operating in the trade between U.S. Atlantic, Gulf and Great Lakes ports and Central American, South American, and Caribbean Sea ports, modifies Article 4 of the basic agreement to change the apportionment of expenses, namely legal, advertising, trade association, and related expenses incurred in connection with conference membership by the joint service, from sharing on an equal basis, to allocating these expenses among the parties in the proportion of the tonnage supplied by them for the period of such expenses. Other expenses incidental to the joint service, shall be borne by the parties as they may agree from time to time.

Dated: July 11, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-8379; Filed, July 15, 1969; 8:50 a.m.]

PACIFIC COAST RIVER PLATE BRAZIL CONFERENCE

Notice of Agreement Filed for Approval

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 agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed by:

Mr. H. P. Blok, Chairman, Pacific Coast River Plate Brazil Conference, 417 Montgomery Street, San Francisco, Calif. 94104.

Agreement No. 6400-15 between the member lines of the Pacific Coast River Plate Brazil Conference will supersede and cancel Agreement No. 6400, as amended. Agreement No. 6400-15 provides for the cooperation by the parties in the promotion and development of the foreign commerce of the United States, Canada, Argentina, Uruguay, Brazil, and Paraguay. The trade will be divided into the following two sections: (A) Between Pacific coast ports of the United States and Canada and ports in Argentina, Paraguay and Uruguay, and from Pacific coast ports of the United States and Canada to ports in Brazil with headquarters in San Francisco, and (B) from ports in Brazil to Pacific coast ports of the United States and Canada with headquarters in Rio de Janeiro.

Provision is made for a Board of Directors of each section to consist of a designated representative of each carrier member active in the trade covered by each section, which shall appoint an Executive Administrator of each section who shall act as directed by the Board of Directors, preside at all conference meetings, except the meetings of the Board of Directors, and shall be responsible for maintaining the records of his section and complying with the filing requirements of the proper governmental authorities.

Dated: July 11, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-8380; Filed, July 15, 1969; 8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. E-7433]

BALTIMORE GAS AND ELECTRIC CO. AND POTOMAC ELECTRIC POWER CO.

Order Granting Rehearing

JULY 9, 1969.

On June 11, 1969, Potomac Electric Power Co. filed an application for rehearing and reconsideration on the Commission's order authorizing transfer of electric facilities issued May 14, 1969, in this proceeding.

The Commission finds: It is appropriate and in the public interest to grant rehearing on the aforesaid order, as hereinafter provided.

The Commission orders: Rehearing on the aforesaid order issued May 14, 1969, is hereby granted for the purpose of further consideration.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Acting Secretary.

[F.R. Doc. 69-8322; Filed, July 15, 1969; 8:45 a.m.]

[Project 2426]

DEPARTMENT OF WATER RESOURCES OF STATE OF CALIFORNIA AND CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER

Order Granting Petitions To Intervene and Providing for Hearing

JULY 9, 1969.

On December 20, 1965, the Department of Water Resources of the State of California (DWR) filed an application for license for the California Aqueduct project. The project works, as described in the application, will transmit water, for hydroelectric power and consumptive uses, through about 460 miles of aqueduct, for use along the western side of the San Joaquin Valley, in the central coastal region, and in Southern California. The project starts at Italian Slough in the delta of the Sacramento—San Joaquin Rivers, east of the San Francisco Bay area.

This order concerns only the West Branch Division of the aqueduct project, which will supply water and power to the Los Angeles area. Features of the West Branch Division of the project, contained in the application, include two reservoirs, Pyramid and Castaic, and associated powerhouses, occupying the watershed of Piru and Castaic Creeks, tributaries of the Santa Clara River above Los Angeles. The project will occupy lands of the United States.

On September 22, 1967, DWR filed a second amendment to its license application, adding to the project pumped storage hydroelectric facilities utilizing Pyramid and Castaic forebay reservoirs as, respectively, the upper and lower pools. As the amendment calls for joint development of the pumped storage generating facility by DWR and the City of

Los Angeles Department of Water and Power (City), the latter was added as a joint applicant.

On May 31, 1968, the Commission granted intervention to several petitioners, including six who severally operate three natural gas pipelines, two oil pipelines, a telephone line and a power transmission line which would be inundated in part by Pyramid reservoir. Intervention was also granted to certain municipalities to be supplied with water by the aqueduct. The Commission's order (39 FPC 894) permitted each utility to file a complete statement of fact and law in support of its position. In addition the Applicants were permitted to submit legal reply briefs and the interveners to file legal closing briefs. All these briefs have been filed and it is understood that the parties concerned and the staff have assembled for filing various rights-of-way and other documents on which reliance is made in the statements and briefs.

In a petition to intervene filed on February 20, 1969, the county of Los Angeles (County) states that it proposes, if permitted, to present evidence which would be helpful in evaluating the recreational facilities which the project should make available to the residents of the County. On December 5, 1968, the Los Angeles Chamber of Commerce (Chamber) filed a petition to intervene, stating that it wished to present evidence relating to the need for low-cost water and power in Southern California.

DWR filed an objection to the County's petition to intervene. While the petitions of the County and Chamber are untimely, good cause exists to permit their late filing.

The Commission finds:

(1) It is necessary and appropriate for the purposes of the Federal Power Act that a public hearing be afforded in this matter respecting those issues which are within the authority of the Commission and raised by the applications and petitions to intervene as referred to above.

(2) For purposes of clarification of the specific matters of fact and law to be developed in the hearing as ordered hereinafter, a prehearing conference will be held on August 5, 1969. Without passing judgment at this time on the extent to which the Commission has authority to grant the relief requested, at the hearing the utility interveners, and others interested, may present to the Presiding Examiner the statements of fact, briefs, and documents referred to above, in addition to such other evidence relating to rights-of-way they may deem advisable to offer. Evidence may also be introduced as to the effect of the West Branch Division of the Aqueduct on recreational and other public uses in the Los Angeles area.

(3) Although the petitions to intervene of the county of Los Angeles and the Los Angeles Chamber of Commerce were not filed within the time required by § 1.8 of the Commission's rules of practice and procedure (18 CFR 1.8), good cause exists to permit their late filing.

(4) The participation in these proceedings of the county of Los Angeles and the Los Angeles Chamber of Commerce would be in the public interest.

The Commission orders:

(A) The county of Los Angeles and the Los Angeles Chamber of Commerce are hereby permitted to intervene in the above-entitled proceeding subject to the rules and regulations of the Commission: *Provided*, That the participation of such interveners shall be limited to matters affecting asserted rights and interests as specifically set forth in the petitions to intervene: *Provided further*, That the admission of the petitioners shall not be construed as recognition by the Commission that the interveners, or either of them, might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(B) A prehearing conference will be held on August 5, 1969, at 10 a.m., e.d.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., before the Presiding Examiner, who shall fix the schedule for the filing of testimony and evidence based on the needs expressed by the parties for time to prepare their direct presentations.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Acting Secretary.*

[F.R. Doc. 69-8326; Filed, July 15, 1969; 8:45 a.m.]

[Docket No. CP70-1]

FLORIDA GAS TRANSMISSION CO.

Notice of Application

JULY 9, 1969.

Take notice that on July 7, 1969, Florida Gas Transmission Co. (Applicant), Post Office Box 44, Winter Park, Fla. 32789, filed in Docket No. CP70-1 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of facilities necessary to sell and deliver natural gas on a direct preferred interruptible basis to the city of Tallahassee, Fla., for use in the newly constructed Arvah B. Hopkins steam and gas turbine powered municipal generating station, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to construct and operate approximately 0.42 mile of 6-inch pipe, together with a metering and regulating station at a point on its existing 30-inch main pipeline in Leon County, Fla., where gas will be delivered to the generating station for generation of electricity for distribution to residential, commercial, and industrial customers. Applicant states that the use of natural gas will avoid the nuisance of air pollution, and will afford economies of plant maintenance and operation in addition to enabling the plant to operate on a parity with other municipal electric generating systems which have been relieved of entire dependence upon a single fuel. Applicant estimates the maximum daily and annual deliveries to be 18,850 Mcf per day and 59,700,000 Mcf per year.[1] The estimated total cost of the proposed facilities is $56,000, which is proposed to be financed by funds on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 8, 1969, 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 procedure (18 CFR 1.8 or 1.10) and the regulations 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 a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT, *Secretary.*

[F.R. Doc. 69-8323; Filed, July 15, 1969; 8:45 a.m.]

[Docket No. E-7495]

SOUTHERN CALIFORNIA EDISON CO. AND SIERRA PACIFIC POWER CO.

Notice of Application

JULY 9, 1969.

Take notice that Southern California Edison Co. (Edison) and Sierra Pacific Power Co. (Sierra) have filed an application seeking authority pursuant to section 203 of the Federal Power Act for Edison to sell and Sierra to acquire certain electric generation, transmission, substation and distribution facilities, including all of the operating facilities of

[1] 19,500 Mcf B.t.u. and 6,192,300 Mcf B.t.u.

Edison located in Nye and Esmeralda Counties in the State of Nevada.

Edison is incorporated under the laws of the State of California with its principal business office at Los Angeles, Calif., and is engaged in the electric utility business in 15 counties in central and southern California and in two counties in Nevada.

Sierra is incorporated under the laws of the State of Nevada with its principal business office at Reno, Nev., and is engaged in the electric utility business in the eastern Sierra Nevada mountain portions of California and in 11 counties in Nevada.

Pursuant to an Agreement of Purchase and Sale, dated June 16, 1969, Edison has agreed to sell to Sierra the electric system and operating rights in Nye and Esmeralda Counties in Nevada for a purchase price of $2,300,000, subject to certain adjustments, plus certain amounts for diesel generation and automotive equipment, to be paid by a promissory note for $500,000 secured by a security agreement and mortgage on certain of the properties being sold and the balance to be paid in cash.

Upon completion of the proposed transaction, Sierra will commence to serve the customers in such counties previously served directly by Edison and Sierra will purchase power from Edison for a period of 5 years or until such earlier date as Sierra connects the properties with its own generating resources.

Sierra proposes to serve the area under its own rate schedules which generally are lower than the rate schedules now offered by Edison. Sierra also proposes to continue to offer customers the option to receive service under the rate schedules now offered by Edison for a period following the sale ending September 1, 1972.

Any person desiring to be heard with reference to said Application should, on or before July 28, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rule 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 and available for public inspection.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-8324; Filed, July 15, 1969; 8:45 a.m.]

[Docket No. CP61-79]

UNITED GAS PIPE LINE CO. AND TEXAS GAS TRANSMISSION CORP.

Notice of Joint Application To Amend

JULY 9, 1969.

Take notice that on July 2, 1969, United Gas Pipe Line Co. (Applicant United), Post Office Box 1407, Shreveport, La. 71102, and Texas Gas Transmission Corp. (Applicant Texas), Post Office Box 1160, Owensboro, Ky. 42301, jointly filed in Docket No. CP61-79 a petition pursuant to section 7(c) of the Natural Gas Act, to amend the certificate of public convenience and necessity, issued December 19, 1960, to authorize the construction and operation, as an additional exchange point of certain minor facilities needed to interconnect their existing transmission facilities at a point near the Chacahonla Field in Assumption Parish, La, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant United has installed the minor interconnecting facilities at the proposed additional exchange point under the emergency provisions of § 157.22 of the regulations under the Natural Gas Act. Applicants state that this additional delivery point will permit Applicant United to receive gas in Northern Louisiana for injection into its Bistineau Gas Storage Field during the summer months in order to assure maintenance of adequate natural gas service during the heating season. Applicants estimate the total cost of the proposed facilities to be $14,600, which will be met from funds on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 6, 1969, 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 regulations 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. 69-8325; Filed, July 15, 1969; 8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3421]

CONTINENTAL VENDING MACHINE CORP.

Order Suspending Trading

JULY 10, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cents par value of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976, being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period July 11, 1969, through July 20, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 69-8358; Filed, July 15, 1969; 8:48 a.m.]

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area 718]

ILLINOIS

Declaration of Disaster Loan Area

Whereas, it has been reported that during the month of July 1969 because of the effects of certain disasters, damage resulted to residences and business property located in Jo Daviess and Stephenson Counties, Ill.:

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

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

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

1. Applications for disaster loans under the provisions of section 7(b)(1) of the Small Business Act, as amended, may be received and considered by the office below indicated from persons or firms whose property, situated in the aforesaid

Counties and areas adjacent thereto, suffered damage or destruction resulting from floods occurring on July 2, 1969.

OFFICE

Small Business Administration Regional Office, 219 South Dearborn Street, Chicago, Ill. 60604.

2. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to January 31, 1970.

Dated: July 8, 1969.

HILARY SANDOVAL, Jr.,
Administrator.

[F.R. Doc. 69-8304; Filed, July 15, 1969; 8:45 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 559]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

JULY 11, 1969.

The following letter-notices of proposals to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission, under the Commission's Deviation Rules Revised, 1957 (49 CFR 211.1(c)(8)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 211.1(d)(4)).

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

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

MOTOR CARRIERS OF PROPERTY

No. MC 66562 (Deviation No. 22), RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York, N.Y. 10017, filed July 1, 1969. Carrier's representative: William H. Marx, same address as applicant. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities* moving in express service, over a deviation route as follows: Between Harrisburg, Pa., and Hagerstown, Md., over Interstate Highway 81, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Harrisburg, Pa., across the Susquehanna River to U.S. Highway 11, thence over U.S. Highway 11 to Hagerstown, Md.; (2) from junction U.S. Highway 11 and Pennsylvania Highway 641, near Camp Hill, Pa., over Pennsylvania Highway 641 to Newville, Pa., thence over Pennsylvania Highway 233 to junction U.S. Highway 11; (3) from Waynesboro, Pa., over Pennsylvania Highway 16 to Greencastle, Pa.; and (4) from Chambersburg, Pa., over Pennsylvania Highway 316 to Waynesboro, Pa., and return over the same routes.

No. MC 66562 (Deviation No. 23), RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York, N.Y. 10017, filed July 1, 1969. Carrier's representative: William H. Marx, same address as applicant. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities* moving in express service, over a deviation route as follows: From Washington, D.C., over Interstate Highway 66 to junction Interstate Highway 81, near Strasburg, Va., thence over Interstate Highway 81 to Harrisonburg, Va. (traversing U.S. Highway 29 and Virginia Highway 55 until completed portions of Interstate Highway 66 are completed), and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: from Washington, D.C., over U.S. Highway 29 to Gainesville, Va., thence over Virginia Highway 55 to Strasburg, Va., thence over U.S. Highway 11 to Harrisonburg, Va., and return over the same route.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8366; Filed, July 15, 1969; 8:49 a.m.]

[Notice 1312]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

JULY 11, 1969.

The following publications are governed by the new Special Rule 1.247 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of December 3, 1963, which became effective January 1, 1964.

The publications hereinafter set forth reflect the scope of the applications as filed by applicant, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

APPLICATIONS ASSIGNED FOR ORAL HEARING

MOTOR CARRIERS OF PROPERTY

No. MC 57275 (Sub-No. 11) (Republication), filed August 3, 1966, published in the FEDERAL REGISTER issue of August 10, 1966, and republished this issue. Applicant: SCHADE REFRIGERATED LINES, a corporation, 429 West Jackson Street, Phoenix, Ariz. Applicant's representative: Richard Minne, 609 Luhrs Building, Phoenix, Ariz. 85003. Applicant, in accordance with the requirements of section 206(a) of the Interstate Commerce Act, as amended, and the Commission's rules and regulations promulgated thereunder, has made timely application for a certificate of registration as evidence of a right to conduct operations in interstate or foreign commerce within limits which do not exceed the scope of th intrastate operations authorized in certificate No. 6403, as amended by order dated December 31, 1968, and reissued the same date, by the Arizona Corporation Commission, which certificate, as amended, authorizes operations as a common carrier by motor vehicle, solely within the State of Arizona. An order of the Commission, Operating Rights Board, dated June 30, 1969, and served July 3, 1969, finds that a certificate of registration shall concurrently be issued to applicant, unless otherwise ordered, which certificate of registration shall (1) correspond in scope to the rights in certificate No. 6403 as reissued December 31, 1968, by the Arizona Corporation Commission and (2) shall supersede the certificate of registration issued in No. MC 57275 (Sub-No. 10) supported by certificate No. 6403 dated August 14, 1957, as evidence of a right to engage in operations in interstate or foreign commerce, as a *common carrier* by motor vehicle, transporting:

Meat and meat products, edible meat byproducts, frozen and perishable foods, confectionery and chocolate products, dairy products, as defined in Group B, Appendix I, 61 M.C.C. 209, unexposed X-ray film and drugs, in an on-call nonscheduled service between points and places in Arizona, providing a complete mechanically refrigerated service, subject to the restrictions that: No tacking; no truckload shipment of more than 40,000 pounds from one consignor to one consignee; no intrastate movement of confectionery and chocolate products between points and places within a 25-mile radius of Phoenix, Ariz. *Note No. 1:* Arizona Certificate No. 6403, dated December 31, 1968, is now conditioned to expire on December 31, 1973. If such certificate is renewed or reissued, a copy of each renewal order, duly certified by an appropriate official of the State Commission shall be filed by the holder thereof with the Interstate Commerce Commission in Washington, D.C., within 30 days after the date of service of the renewal order. The holder hereof is cautioned that if the Arizona Corporation Commission does not renew the intrastate operating rights embraced in certificate No. 6403, or when renewed, if a certified copy of each renewal order is not filed with this Commission as required above, his right to engage in interstate or foreign commerce, as evidenced by a certificate of registration issued in this proceeding, shall terminate on the 180th day after the expiration date of the intrastate rights covered by

the last order of the Arizona Corporation Commission properly on file with this Commission. *Note No. 2:* Applicant holds certificate of public convenience and necessity No. MC 57275 (Sub-No. 3), issued by the Interstate Commerce Commission, authorizing transportation of certain commodities, in interstate or foreign commerce, between points solely within the State of Arizona.

Applicant is hereby cautioned, that this order, authorizes issuance of a certificate of registration as evidence of a right to engage in operations, in interstate or foreign commerce, as described above, only insofar as such operations do not duplicate those authorized in certificate No. MC–57275 (Sub-No. 3) as issued by the Interstate Commerce Commission. The publication in the FEDERAL REGISTER of the State authority sought differs to some extent from that authorized by the State Commission and that because it is possible that interested parties, who have relied upon the notice of the application as published in the FEDERAL REGISTER, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the appendix to this order, a notice of the authority granted by this order will be published in the FEDERAL REGISTER and issuance of a certificate of registration in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file an appropriate pleading with this Commission; and good cause appearing therefor.

APPLICATIONS FOR CERTIFICATES OR PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION 5 GOVERNED BY SPECIAL RULE 1.240 TO THE EXTENT APPLICABLE

No. MC 57254 (Sub-No. 11) (Correction), filed April 28, 1969, published in the FEDERAL REGISTER issue of June 11, 1969, corrected and republished as corrected, in part, this issue. Applicant: ASSOCIATED FREIGHT LINES, a corporation, 1700 24th Street, Oakland, Calif. 96407. Applicant's representative: Marvin Handler, 405 Montgomery Street, Suite 401, San Francisco, Calif. 94104. The purpose of this partial republication is to correct the typographical errors in the routes listed below and to correct a misstatement of fact, as published, in the previous publication: (48) Should read "From *Ventura* over California Highway 33 to its junction with California Highway 166 at a point approximately 6 miles east of *Cuyama;* inclusives;" (131) Should read "From *Ramona* over California Highway 67 to El Cajon, inclusive;" and (136) Should read "From National City over California Highway 103 to its junction with U.S. Highway 395 at a point approximately 7 miles north of San Diego, with service to all off-route points situated in the counties of Alameda, Contra Costa, Fresno, Kings, Lake, Los Angeles, Marin, Merced, Monterey, Napa, Orange, Sacramento, San Francisco, San Joaquin, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Solano, Sonoma, Stanislaus, Tulare, Ventura and *Yolo.*" NOTE: This application is a matter directly related to MC–F–10465, published in the FEDERAL REGISTER issue of May 7, 1969. By this instant application, applicant seeks to convert its certificate of registration into a certificate of public convenience and necessity. The rest of the applications remain the same.

No. MC 98979 (Sub-No. 2) filed March 27, 1969. Applicant: MILLER BROS. INC., 306 North Eighth Avenue, Post Office Box 1228, Greeley, Colo. 80631. Applicant's representative: Thomas F. Kilroy, 405–S Crystal Plaza, 2111 Jefferson Davis Highway, Arlington, Va. 22202. Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: (A) Regular routes: (1) *General commodities*, (a) between Denver and Estes Park, Colo., from Denver over U.S. Highway 287 to junction Colorado Highway 66, thence over Colorado Highway 66 and Colorado Highway 7 to Estes Park, and return over the same route, serving all intermediate points, and/or, over U.S. Highway 87 and Interstate Highway 25 to junction U.S. Highway 119, thence over Colorado Highway 119 to junction U.S. Highway 287, thence over U.S. Highway 287 to junction Colorado Highway 66, thence over Colorado Highway 66 and Colorado Highway 7 to Estes Park, and return over the same route, serving all intermediate points, including the off-route points in the Hygiene Community; (b) between Boulder, Colo., and junction Colorado Highway 66, over Colorado Highway 7 and return over the same route, serving all intermediate points; (c) between Greeley and Loveland, Colo., over U.S. Highway 34, and return over the same route, serving all intermediate points; (d) between Loveland and Estes Park, Colo., over U.S. Highway 34, and return over the same route, serving all intermediate points and the off-route points on the North Big Thompson Canyon Road; (e) between Fort Collins and Loveland, Colo., over U.S. Highway 287, and return over the same route, serving all intermediate points, and/or from Fort Collins, over U.S. Highway 87 and Interstate Highway 25 to junction U.S. 34, thence over U.S. Highway 34 to Loveland, and return over the same route, serving all intermediate points; and (f) between Estes Park and Granby, Colo., over U.S. Highway 34, serving all intermediate points, with the right to use an alternate route between Denver and Granby, Colo., over U.S. Highway 40; (B) Irregular routes: (2) *General commodities* (except liquid petroleum products, in bulk, in tank vehicles), (a) between points within 15 miles of and including Estes Park, Colo., and (b) between points within 15 miles of and including Estes Park, Colo., on the one hand, and, on the other, points in Colorado. NOTE: Applicant states the purpose of this instant application is to convert its certificate of registration, MC 98979 Sub 1, to a certificate of public convenience and necessity. This application is a matter directly related to Docket No. MC–F–10096, published FEDERAL REGISTER issue of April 24, 1968. If a hearing is deemed necessary, applicant did not specify location.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto (49 CFR 1.240).

No. MC–F–10534. Authority sought for purchase by ALLYN TRANSPORTATION COMPANY, 14011 South Central Avenue, Los Angeles, Calif. 90059, of a portion of the operating rights of MATICH TRANSPORTATION COMPANY, Post Office Box 390, Colton, Calif. 92324, and for acquisition by WILLIAM J. COLLINGE, also of Los Angeles, Calif., of control of such rights through the purchase. Applicants' attorney: R. Y. Schureman, 1545 Wilshire Boulevard, Los Angeles, Calif. 90017. Operating rights sought to be transferred: *Road oils, and liquid asphalts*, in bulk, in tank trucks, as a *common carrier* over irregular routes, between points in Arizona, points in California located in and south of Ventura, Los Angeles, and San Bernardino Counties, Calif., and points in that portion of Nevada located on and south of U.S. Highway 6; and *Petroleum road oils and asphaltic emulsions*, in bulk, in tank trucks, maximum 6,000 gallons, between points in Nevada, from points in Modoc, Lassen, Plumas, Sierra, Nevada, Placer, Eldorado, Alpine, and Mono Counties, Calif., to points in Nevada. Vendee is authorized to operate as a *common carrier* in California, Arizona, Nevada, New Mexico, Colorado, Idaho, Montana, Oregon, Utah, Washington, and Wyoming. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–10535. Authority sought for purchase by ROETHLISBERGER TRANSFER COMPANY, Post Office Box 495, Shelby, Ohio 44875, of a portion of the operating rights of FRANK WILLIAMS TRANSFER & STORAGE CO., Post Office Box 326, Mansfield, Ohio 44902, and for acquisition by RUTH ROETHLISBERGER, also of Shelby, Ohio, of control of such rights through the purchase. Applicants' attorneys: Paul F. Beery, 88 East Broad Street, Columbus, Ohio 43215 and Richard H. Brandon, 79 East State Street, Columbus, Ohio 43215. Operating rights sought to be transferred: *Household goods*, as defined by the Commission, as a *common carrier*, over irregular routes, between points in Richland County, Ohio, on the one hand, and, on the other, points in Illinois, Indiana, Michigan, Missouri, New York and Pennsylvania. Vendee is authorized to operate as a *common carrier* in Ohio. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–10536. Authority sought for purchase by CENTRAL TRANSPORT, INC., 3399 East McNichols Road, Detroit, Mich. 48212, of a portion of the operating rights and certain property of NORWALK TRUCK LINES, INC., Post Office Box 192, Littleton, Colo. 80120, and for acquisition by T. J. MOROUN and M. J. MOROUN, both of 1007 Bishop Road, Grosse Pointe Park, Mich., of control of such rights and property through the purchase. Applicants' attorneys: Walter N. Bieneman, Suite 1700, 1 Woodward Avenue, Detroit, Mich. 48226, and Jack Goodman, 39 South La Salle Street, Chicago, Ill. 60603. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier*, over regular routes, between Defiance, Ohio, and Toledo, Ohio, serving all intermediate points between Defiance, Ohio, and Napoleon, Ohio (but not including Napoleon, Ohio), and the off-route point of Jewell, Ohio, between South Bend, Ind., and junction unnumbered highway (formerly U.S. Highway 12) and Michigan Highway 40, near Lake Cora, Mich., serving all intermediate points, between Angola, Ind., and Marshall, Mich., serving all intermediate points, but not serving Angola, Ind., between Paulding, Ohio, and Fort Wayne, Ind., serving the intermediate point of New Haven, Ind., intermediate and off-route points within 5 miles of Fort Wayne, Ind., and certain off-route points, between certain specified points in Ohio, serving all intermediate points, between Toledo, Ohio, and Luckey, Ohio, serving no intermediate points; over one alternate route for operating convenience only;

General commodities, except those of unusual value, classes A and B explosives, livestock, automobiles, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Akron, Ohio, and Flint, Mich., serving the intermediate points of Toledo, Ohio, and those between Toledo and Akron, Ohio, and certain off-route points, between junction U.S. Highway 20 and Ohio Highway 51 (formerly portion Ohio Highway 120) and junction U.S. Highway 20 and Ohio Highway 2, serving no intermediate points, between Angola, Ind., and Coldwater, Mich., serving all intermediate points, between New Haven, Ind., and Pontiac, Mich., serving all intermediate points except Maumee and Waterville, Ohio, and certain off-route points, between Ypsilanti, Mich., and Nappanee, Ind., serving all intermediate points except those between Ypsilanti and Coldwater, Mich., and the off-route points of Wakarusa, Ind., those within 2 miles of Elkhart, Ind., between Midland, Mich., and Bay City, Mich., serving all intermediate points and the off-route points within 5 miles of Bay City, Mich., between Detroit, Mich., and Toledo, Ohio, serving all intermediate points, and certain off-route points, between junction Michigan Highway 24 (formerly Michigan Highway 58) and U.S. Highway 24, and junction Michigan Highway 24 (formerly Michigan Highway 58) and U.S. Highway 10, serving all intermediate points, between Detroit, Mich., and Michigan City, Ind., serving the intermediate points of Ann Arbor, Mich., and those between Ann Arbor and Detroit, Mich., and the off-route points within 5 miles of Ann Arbor, Mich., and those in Wayne County, Mich., between Toledo, Ohio, and Kalamazoo, Mich., serving all intermediate points, and certain off-route points, between Benton Harbor, Mich., and Toledo, Ohio, serving all intermediate points, and certain off-route points, between Battle Creek, Mich., and Lansing, Mich., serving all intermediate points, and the off-route points within 5 miles of Lansing, Mich.;

Between Marshall, Mich., and Charlotte, Mich., serving all intermediate points, between Mansfield, Ohio, and Sandusky, Ohio, serving all intermediate points, and certain off-route points, between Jackson, Mich., and Van Wert, Ohio, serving no intermediate points, between Sturgis, Mich., and Columbia City, Ind., serving the intermediate point of Lagrange, Ind., between Erie, Mich., and Toledo, Ohio, between Detroit, Mich., and junction Interstate Highway 94 and U.S. Highway 12 (formerly junction U.S. Highway Bypass 112) (west of Ypsilanti, Mich.), for operating convenience only, serving no terminal or intermediate points not otherwise authorized, between Mottville, Mich., and junction U.S. Highway 12 and unnumbered highway (formerly junction U.S. Highway 112 and U.S. Highway 12) between Detroit, Mich., and junction Michigan Highway 14 (formerly U.S. Highway 12) and Michigan Highway 17, between Adrian, Mich., and junction Michigan Highways 50 and 52, for operating convenience only, serving no intermediate points; between Flint, Mich., and the port of entry on the United States-Canada boundary line, at or near Port Huron, Mich., serving no intermediate points and serving the port of entry for the purpose of joinder only, with restriction; over numerous alternate routes for operating convenience only. Vendee is authorized to operate as a *common carrier* in Michigan; and under certificates of registration, within the State of Michigan. Application has been filed for temporary authority under section 210a(b). NOTE: See also MC–F–10537 (INTERNATIONAL CARTAGE, INC.—Purchase (Portion)—NORWALK TRUCK LINES, INC.) published this same issue.

No. MC–F–10537. Authority sought for purchase by INTERNATIONAL CARTAGE, INC., 1020 18th Street, Detroit, Mich. 48216, of a portion of the operating rights and certain property of NORWALK TRUCK LINES, INC., Post Office Box 192, Littleton, Colo. 80120, and for acquisition by INDUSTRIAL CARTAGE COMPANY, INC., also of Detroit, Mich., of control of such rights and property through the purchase. Applicants' attorneys: Walter N. Bieneman, Suite 1700, 1 Woodward Avenue, Detroit, Mich. 48226, and Jack Goodman, 39 South La Salle Street, Chicago, Ill. 60603. Operating rights sought to be transferred: *General commodities*, except those of unusual value, classes A and B explosives, livestock, automobiles, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, as a *common carrier*, over regular routes, between Detroit, Mich., and Ypsilanti, Mich., serving all intermediate points, and the off-route points in Wayne County, Mich., between Bay City, Mich., and Detroit, Mich., serving all intermediate points, and certain off-route points, between Lansing, Mich., and Flint, Mich., serving all intermediate points, and the off-route points within 5 miles of Flint, Mich., and those within 5 miles of Lansing, Mich., between Saginaw, Mich., and junction Michigan Highways 13 and 78, for operating convenience only, serving no intermediate points. Vendee holds no authority from this Commission. However, its controlling stockholder wholly owns INTERNATIONAL CARTAGE LIMITED, 712 Huron Lane, Windsor, Ontario, Canada, which is authorized to operate as a *common carrier* in Michigan. Application has been filed for temporary authority under section 210a(b). NOTE: See also MC–F–10536 (CENTRAL TRANSPORT, INC. — Purchase — (Portion) — NORWALK TRUCK LINES, INC.), published this same issue.

No. MC–F–10538. Authority sought for purchase by WORSTER MOTOR LINES, INC., East Main Road, Rural Delivery No. 1, North East, Pa. 16428, of a portion of the operating rights and certain property of LEWIS G. JOHNSON, INC., Port Gibson, N.Y. 14537, and for acquisition by DAVID B. WORSTER, West Lake Road, Rural Delivery No. 1, North East, Pa., of control of such rights and certain property through the purchase. Applicants' attorney and representative: William W. Knox, 23 West 10th Street, Erie, Pa., and Raymond G. Richards, 23 West Main Street, Webster, N.Y. Operating rights and certain property sought to be transferred: *Canned Goods and Cereal Food Preparations*, as a *common carrier* over irregular routes, from Holley, Hilton, Hamlin, and Williamson, N.Y., to points in Florida; *damaged shipments* of the next above-authorized commodities, from points in Florida, to Holley, Hilton, Hamlin, and Williamson, N.Y.; food stuffs (except frozen foods and except commodities in bulk in tank vehicles), from the plantsites of Duffy Mott Co., Inc., at Hamlin, Hilton, and Williamson, N.Y., to points in Florida; and meats and meat products, in vehicles equipped with mechanical refrigeration, from the plantsite of Tobin Packing Co., Inc., at Rochester, N.Y., to the plantsite of Tobin Packing Co., Inc., at Miami, Fla. Vendee is authorized to operate as a *common carrier* in Maine, Massachusetts, Connecticut, Rhode Island, Pennsylvania, New York, New Jersey, Delaware, Maryland, West Virginia, Virginia, Ohio, Michigan, New Hampshire, Vermont, Minnesota, South Carolina, Alabama, Florida, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–10539. Authority sought for purchase by M & M TANK LINES, INC.,

Post Office Box 612, Winston-Salem, N.C. 27102, of a portion of the operating rights of FALWELL FAST FREIGHT, INC., 3915 Campbell Avenue, Lynchburg, Va., and for acquisition by S. H. MITCHELL, also of Winston-Salem, N.C., of control of such rights through the purchase. Applicants' attorney and representative: A. W. Flynn, Jr., Post Office Box 127, Greensboro, N.C. 27402, and B. M. Shirley, Post Office Box 612, Winston-Salem, N.C. 27102. Operating rights sought to be transferred: *Petroleum products*, in bulk, in tank trucks, as a *common carrier*, over regular routes, from Greensboro, N.C., and points and places within 15 miles of Greensboro, to points and places in Halifax, Henry, Wythe, Montgomery, Roanoke, Campbell, Rockbridge, Alleghany, and Pittsylvania Counties, Va.; *rejected shipments of the commodities specified immediately above*, from the destination points specified immediately above to Greensboro and points and places within 15 miles of Greensboro, from Friendship, N.C., to Honaker, Bedford, and Galax, Va. Vendee is authorized to operate as a *common carrier* in South Carolina, Virginia, North Carolina, Tennessee, Georgia, Florida, New Jersey, West Virginia, Kentucky, New York, Maryland, Ohio, Pennsylvania, Illinois, Michigan, Missouri, Texas, Alabama, Arkansas, Louisiana, Mississippi, Kansas, Michigan, Minnesota, Nebraska, Oklahoma, Wisconsin, Iowa, and Indiana. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–10540. Authority sought for control by RED STAR INVESTMENTS, LTD., 775 Marche Central, Montreal, Quebec, Canada, of LAUREL TRANSPORT U.S. INC., 775 Marche Central, Montreal, Quebec, Canada, and for acquisition by RED STAR EXPRESS LINES OF AUBURN, INC., 24–50 Wright Avenue, Auburn, N.Y., CRELINSTEN, INC., 775 Marche Central, Montreal, Canada, JOHN BISGROVE, 24–50 Wright Avenue, Auburn, N.Y., and ARTHUR CRELINSTEN, 4536 Sherbrooke Street, West Montreal, Canada, of control of LAUREL TRANSPORT U.S. INC., through the acquisition by RED STAR INVESTMENTS, LTD. Applicants' attorney: Leonard A. Jaskiewicz, 1730 M Street NW., Washington, D.C. 20036. Operating rights sought to be controlled: *Such merchandise* as is dealt in by wholesale, retail, and chain grocery and food business houses, and in connection therewith, *equipment, material, and supplies* used in the conduct of such business as a *common carrier* over regular routes, between Plattsburgh, N.Y., and Malone, N.Y., serving all intermediate points, and the off-route points of St. Regis Falls and Bombay, N.Y., between Plattsburgh, N.Y., and Tupper Lake, N.Y., serving all intermediate points; and the off-route point of Faust, N.Y., between Plattsburgh, N.Y., and Ticonderoga, N.Y., serving all intermediate points; and *general commodities*, excepting among others, household goods and commodities in bulk, over irregular routes, between Plattsburgh, N.Y., on the one hand, and, on the other, certain specified points in New York. RED STAR INVESTMENTS, LTD., holds no authority from this Commission. However its controlling stockholder RED STAR EXPRESS LINES OF AUBURN, INC., is authorized to operate as a *common carrier* in New York, New Jersey, Pennsylvania, Massachusetts, Vermont, and Connecticut. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–10541. Authority sought for control and merger by PENN YAN EXPRESS, INC., 100 West Lake Road, Penn Yan, N.Y. 14527, of the operating rights and property of EASTERN CARRIER CORPORATION, 316 North Apple Street, Dunmore, Pa. 18512, and for acquisition by ROBERT L. HINSON, 9 Rosewood Drive, Penn Yan, N.Y., of control of such rights and property through the purchase. Applicants' attorney and representative: Russell R. Sage, Suite 301, Tavern Square, 421 King Street, Alexandria, Va. 22314, and Marvin H. Lourie, 100 West Lake Road, Penn Yan, N.Y. 14527. Operating rights sought to be controlled and merged: *Hosiery*, as a *common carrier* over regular routes, from Washington, N.J., to Philadelphia, Pa., serving no intermediate points; *groceries and grocery store supplies*, from New York, N.Y., to Wilkes-Barre, Pa., serving no intermediate points; *general commodities*, excepting among other, household goods and commodites in bulk, over irregular routes, between Wind Gap, Pa., on the one hand, and, on the other, certain specified points in Pennsylvania and Phillipsburg, N.J., between points in Philadelphia County, Pa., between points in Philadelphia County, Pa., on the one hand, and, on the other, those in Camden County, N.J.; *general commodities*, except livestock, commodities in bulk, films, alcoholic beverages, dangerous explosives, commodities of unusual value, commodities requiring special equipment, and household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between Philadelphia, Pa., on the one hand, and, on the other, points and places in that part of Warren County, N.J., north of New Jersey Highways 24 and S24, other than Great Meadows, N.J.;

General commodities, except those of unusual value, and except dangerous explosives, livestock, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk and those requiring special equipment, between New York, N.Y., and points and places in New Jersey north of Mercer and Middlesex Counties, on the one hand, and, on the other, certain specified points in Pennsylvania and New York, between New York, N.Y., on the one hand, and, on the other, and certain specified points in New Jersey; *general commodities*, except those of unusual value, and except dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, in truckload lots, between certain specified points in New York, on the one hand, and, on the other, points in Pennsylvania; *general commodities*, except those of unusual value, and except livestock, dangerous explosives, alcoholic beverages, silk, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those injurious or contaminating to other lading, from Pittston, Pa., to points and places in Pennsylvania within 50 miles of Pittston; *textile products, advertising matter* furnished by the manufacturers of such products for use in the sale of textile products, and commodities, other than machinery, used by textile plants in the manufacture of textiles, between certain specified points in New York, on the one hand, and, on the other, New York, N.Y., and certain specified points in New Jersey; *machinery*, between Pittston, Pa., on the one hand, and, on the other, New York, N.Y., and Jersey City, N.J.; *canned goods and grocers' supplies*, from Bridgeville and Seaford, Del., and certain specified points in Maryland to points in Luzerne and Lackawanna Counties, Pa. PENN YAN EXPRESS, INC., is authorized to operate as a *common carrier* in New York, Pennsylvania, New Jersey, Maryland, Delaware, Connecticut, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC–F–10542. Authority sought for control and merger by FISCHBACH TRUCKING CO., 921 Sherman Street, Akron, Ohio 44311, of the operating rights and property of PECK MOVERS, INC., 170 South Forge Street, Akron, Ohio 44308, and for acquisition by C. B. FISCHBACH, also of 921 Sherman Street, Akron, Ohio 44311, of control of such rights and property through the transaction. Applicants' attorney: John P. McMahon, 100 East Broad Street, Columbus, Ohio 43215. Operating rights sought to be controlled and merged: Under a certificate of registration, in Docket No. MC–120311 Sub-No. 1, covering the transportation of property, as a common carrier, in intrastate commerce, within the State of Ohio. FISCHBACH TRUCKING CO., is authorized to operate as a *common carrier* in Missouri, Kentucky, Michigan, Tennessee, Ohio, Arkansas, Illinois, Massachusetts, Connecticut, New Jersey, Rhode Island, New York, Indiana, Pennsylvania, Maryland, West Virginia, and Delaware. Application has not been filed for temporary authority under section 210a(b). NOTE: MC 111398 Sub-No. 13 is a matter directly related.

No. MC–F–10543. Authority sought for control by LEWIS G. JOHNSON, INC., 16 Greg Street, Port Gibson, N.Y. 14537, of GENE ADAMS REFRIGERATED TRUCKING SERVICE, INC., 600 Cayuga Road, Buffalo, N.Y. 14225, and for acquisition by JOHNSON TRANSPORTATION, INC., 3100 Monroe Avenue, Rochester, N.Y. 14618, and in turn by GERALD PERRY, Pittsford, N.Y., of control of GENE ADAMS REFRIGERATED TRUCKING SERVICE, INC.,

through the acquisition by LEWIS G. JOHNSON, INC. Applicants' attorneys and representative: Leonard A. Jaskiewicz, 1730 M Street NW., Washington, D.C. 20036, Norman M. Pinsky, Herbert M. Canter, both of 345 South Warren Street, Syracuse, N.Y. 13202, and Allan H. Vogt, 720 Liberty Bank Building, Buffalo, N.Y. 14202. Operating rights sought to be controlled: *Meats, meat products, and meat byproducts,* as a *common carrier,* over irregular routes, between Buffalo, N.Y., on the one hand, and, on the other, Newark, N.J., Stamford, Conn., and points in the New York, N.Y., commercial zone as defined by the Commission, from Buffalo, N.Y., to the sites of the military installations in Connecticut, Delaware, Florida, Georgia, Maryland, North Carolina, Rhode Island, South Carolina, Virginia, West Virginia, and the District of Columbia, with restriction; *fresh carcass meats,* on hangers, and incidental thereto and in the same vehicle therewith, the *commodities described as meats, meat products, and meat byproducts,* as described in appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209, from Rochester, N.Y., to the sites of military installations in Connecticut, Delaware, Florida, Georgia, Maryland, North Carolina, Rhode Island, South Carolina, Virginia, West Virginia, and the District of Columbia, with restriction.

Meats, meat products and meat byproducts, as described in section A of appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (other than those in bulk moved in tank vehicles), from Buffalo and Rochester, N.Y., to points in Massachusetts, Pennsylvania, and New Jersey; *meats, meat products, and meat byproducts, and dairy products,* as described in sections A and B of appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766, and *frozen foods,* except those included in the above-specified commodities, between Albany, N.Y., on the one hand, and, on the other, points in New York, except points in Kings, Queens, Nassau, and Suffolk Counties, from Rochester, Moyers Corners, Syracuse, and Binghamton, N.Y., to points in New York, except points in Kings, Queens, Nassau, and Suffolk Counties: *frozen fruits, frozen berries, and frozen vegetables,* from New York, N.Y., to Syracuse, N.Y., from Jersey City, N.J., to Dunkirk, Cortland, Buffalo, Rochester, and Syracuse, N.Y.; and *refrigerated products,* between New York and Buffalo, N.Y., on the one hand, and, on the other, points in New York. LEWIS G. JOHNSON, INC., is authorized to operate as a *common carrier* in New Jersey, New York, Pennsylvania, Massachusetts, Delaware, Maryland, North Carolina, Virginia, South Carolina, Georgia, Florida, West Virginia, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC–F–10544. Authority sought for purchase by HMIELESKI TRUCKING CORP., 108 New Era Drive, South Plainfield, N.J. 07080, of the operating rights of A. OUGHTON & SONS, INC. (Leo Neiwirth, Assignee for the Benefit of Creditors), 60 Park Place, Newark, N.J. 07102, and for acquisition by EDMUND HMIELESKI, JR., 553 McKeon Street, Perth Amboy, N.J., and LILLIAN HMIELESKI, 555 McKeon Street, Perth Amboy, N.J., of control of such rights through the purchase. Applicants' attorney: Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006. Operating rights sought to be transferred: *General commodities,* excepting, among others, household goods and commodities in bulk, as a *common carrier,* over irregular routes, between New Brunswick, N.J., on the one hand, and, on the other, points in New Jersey within 15 miles of New Brunswick; and *ventilating and heating equipment, and supplies,* between New Brunswick, N.J., on the one hand, and, on the other, New York, N.Y., Philadelphia and Chester, Pa., and points in Westchester and Nassau Counties, N.Y. Vendee is authorized to operate as a *common carrier* in New Jersey, New York, and Pennsylvania. Application has been filed for temporary authority under section 210a(b).

No. MC–F–10545. Authority sought for purchase by CONSOLIDATED FREIGHTWAYS CORPORATION, 175 Linfield Drive, Menlo Park, Calif. 94025, of the operating rights and property of SWAN TRANSPORTATION, INC., Phoenix Avenue, Lowell, Mass., and for acquisition by CONSOLIDATED FREIGHTWAYS, INC., International Building, 601 California Street, San Francisco, Calif. 94108, of control of such rights through the purchase. Applicant's attorneys: Francis E. Barrett and Francis P. Barrett, 60 Adams Street, Milton, Mass. 02187, and John F. Curley, 15 Court Square, Boston, Mass. 02108. Operating rights sought to be transferred: Under a certificate of registration, in Docket No. MC–120433 Sub 1 covering the transportation of general commodities, as a common carrier, in intrastate commerce, within the State of Massachusetts. Vendee is authorized to operate as a *common carrier* in all points in the United States except New Hampshire, Maine, Vermont, Florida, Virginia, Mississippi, and Hawaii. Application has been filed for temporary authority under section 210a(b). NOTE: MC–42487 Sub-No. 726 is a matter directly related.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8367; Filed, July 15, 1969; 8:49 a.m.]

[Notice 862]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JULY 2, 1969.

The following are notices of filing of applications for temporary authority under section 210(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC–67 (49 CFR Part 340), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 30844 (Sub-No. 279 TA), filed June 27, 1969. Applicant: KROBLIN REFRIGERATED XPRESS, INC., Post Office Box 500, 2125 Commercial Boulevard, Waterloo, Iowa 50704. Applicant's representative: Paul Rhodes (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Bananas, plantains, pineapples, and coconuts, and agricultural commodities* otherwise exempt from economic regulations under section 203(b)(6) of the Act when transported in mixed shipments with bananas, plantains, pineapples, and coconuts, from Wilmington, Del., to points in Illinois, Indiana, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin, for 180 days. Supporting shipper: West Indies Fruit Co., Post Office Box 1940, Miami, Fla. 33101. Send protests to: Chas. C. Biggers, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 332 Federal Building, Davenport, Iowa 52801.

No. MC 104523 (Sub-No. 42TA), filed June 27, 1969. Applicant: HUSTON TRUCK LINE, INC., Friend, Nebr. 68359. Applicant's representative: Earl H. Scudder, Jr., Box 2028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Dry feed and dry mineral feed mixtures,* from the plantsite or facilities of Moorman Manufacturing Co., at or near Columbus, Nebr., to Marcus and Atlantic, Iowa, for 180 days. Supporting shipper: Moorman Manufacturing Co., 1000 North 30th Street, Quincy, Ill. 62301. Send protests to: District Supervisor Johnston, Bureau of Operations, Interstate Commerce Commission, 315 Post Office Building, Lincoln, Nebr. 68508.

No. MC 110410 (Sub-No. 9 TA), filed June 27, 1969. Applicant: BENTON BROTHERS FILM EXPRESS, INC., 168 Baker Street NW., Atlanta, Ga. 30313. Applicant's representative: Herbert R. Matthews (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular

routes, transporting: *General commodities* (except classes A and B explosives, commodities in bulk, and household goods as defined by the Commission), having an immediately prior or subsequent movement by air, between points located in that part of Florida on and north of a line beginning at Fort Pierce, Fla., and extending along Florida Highway 70 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Florida Highway 29, thence along Florida Highway 29, to junction Florida Highway 80, thence along Florida Highway 80 to junction Florida Highway 867, and thence along Florida Highway 867 to Punta Rassa, and on and east of U.S. Highway 19, for 180 days. Supporting shippers: There are approximately (26) statements of support attached to the application which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: William L. Scroggs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 309, 1252 West Peachtree Street NW., Atlanta, Ga. 30309.

No. MC 110525 (Sub-No. 918 TA), filed June 27, 1969. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representative: Edwin H. van Deusen (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry cement*, in bulk, from Bowie, Md., to points in Pennsylvania, Virginia, West Virginia, Delaware, and the District of Columbia, for 180 days. Supporting shipper: Allentown Portland Cement Co., Division of National Gypsum Co., Seventh Street, Allentown, Pa. 18105. Send protests to: Peter R. Guman, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 900 U.S. Customhouse, Second and Chestnut Streets, Philadelphia, Pa. 19106.

No. MC 111729 (Sub-No. 286 TA), filed June 23, 1969. Applicant: AMERICAN COURIER CORPORATION, 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: J. M. Delany (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Business papers, records and audit and accounting media of all kinds, and advertising material moving therewith;* (a) between Minneapolis, Minn., on the one hand, and, on the other, points in North Dakota; South Dakota; and points in Ashland, Barron, Chippewa, Douglas, Eau Claire, La Crosse, Langlade, Marathon, Oneida, Rusk, Washburn, and Wood Counties, Wis.; (b) between Des Moines and Cedar Rapids, Iowa, on the one hand, and, on the other, points in Iowa, on traffic having an immediately prior or subsequent movement by air; (c) between Milwaukee, Wis., on the one hand, and, on the other, points in Columbia, Grant, Monroe, Portage, Richland, Sauk, Vernon, and Wood Counties, Wis., on traffic having an immediately prior or subsequent movement by air; (d) between Long Island City, N.Y., on the one hand, and, on the other, points in Essex and Middlesex Counties, N.J., and points in New Haven and Hartford Counties, Conn.; (e) between Jamestown, N.Y., and Erie, Pa.; (f) between points in California, having an immediately prior or subsequent movement by air. (2) *Whole human blood*, between St. Louis, Mo., on the one hand, and, on the other, points on and south of Highway No. 40 in the State of Indiana; and Louisville and Lexington, Ky. (3) *Cut flowers and decorative greens*, having an immediately prior or subsequent movement by motor vehicle, (a) between points in Illinois; (b) between points in Indiana; (c) between points in Iowa; (d) between points in Kentucky; (e) between points in Michigan; (f) between points in Missouri; (g) between points in Ohio; (h) between points in Tennessee; (i) between points in Virginia. (4) *Repair and replacement pump and pipe parts, consisting of shafts, impellers, bushings, housings, casings, nipples, collars, and flanges*, restricted against the transportation of packages or articles weighing in the aggregate more than 75 pounds from one consignor to one consignee on any one day, having an immediately prior or subsequent movement by air, between points in California, for 180 days. Supporting shippers: There are approximately (11) statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Anthony Chiusano, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 116947 (Sub-No. 10 TA), filed June 27, 1969. Applicant: HUGH H. SCOTT, doing business as SCOTT TRANSFER CO., 920 Ashby Street SW., Atlanta, Ga. 30310. Applicant's representative: William Addams, Suite 527, 1776 Peachtree Street NW., Atlanta, Ga. 30309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal beverage containers and container ends*, from the plantsite of Crown Cork and Seal Co., Atlanta, Ga., to Jacksonville, Fla., for 150 days. Supporting shipper: Crown Cork and Seal Co., 9300 Ashton Road, Post Office Box 6208, Philadelphia, Pa. 19136. Send protests to: William L. Scroggs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 309, 1252 West Peachtree Street NW., Atlanta, Ga. 30309.

No. MC 129475 (Sub-No. 6 TA), filed June 27, 1969. Applicant: E. D. CARRELL, doing business as CARRELL TRUCKING CO., Post Office Box 186, Monroe, Ga. 30655. Applicant's representative: William Addams, Suite 527, 1776 Peachtree Street NW., Atlanta, Ga. 30309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as traded in by retail department stores*, between the warehouses of Sears, Roebuck and Co., Atlanta, Ga., and Franklin, Murphy, and Sylva, N.C., for 180 days. Supporting shipper: Sears, Roebuck and Co., 675 Ponce DeLeon Avenue NE., Atlanta, Ga. 30309.

No. MC 133690 (Sub-No. 1 TA), filed June 25, 1969. Applicant: KINGSWAY DALEWOOD LTD., 123 Rexdale Boulevard, Rexdale, Ontario, Canada. Applicant's representative: Ronald J. Mastej, 900 Guardian Building, Detroit, Mich. 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities of unusual value, classes A and B explosives, household goods and commodities in bulk), between the port of entry on the international boundary, between the United States and Canada at International Falls, Minn., on the one hand, and, on the other, International Falls, Minn., for 180 days. NOTE: Applicant intends to tack with authority issued by Ontario Highway Transport Board, and interline traffic at International Falls, Minn. Supporting shipper: Boise Cascade Corp., Post Office Box 200, Boise, Idaho 83701. Send protests to: George M. Parker, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 518 Federal Office Building, 121 Ellicott Street, Buffalo, N.Y. 14203.

No. MC 133838 TA, filed June 25, 1969. Applicant: DAVID W. TUDOR AND WILLIAM R. WHISLER, a partnership, doing business as OLYMPIC TRAILER MOVERS, Post Office Box 851 (Charley Creek Road), Aberdeen, Wash. 98520. Applicant's representative: Paul A. Bitar, Bitar Building, Hoquiam, Wash. 98550. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mobile Homes and trailers*, from factories located at points in Idaho, Oregon, and Washington to points in Washington, Centralia, Wash. (factory), to points in Washington, Idaho, and Oregon, for 180 days. Supporting shippers: Bayview Lumber Co., Post Office Box 519, Cosmopolis, Wash. 98537; Blue Pacific Enterprises, Inc., Post Office Box 107, Westport, Wash. 98595; Fred Potts Real Estate, 522 West Wishkah, Aberdeen, Wash. 98520; Lucky's Trailer Sales Inc., 5015 Olympic Highway, Aberdeen, Wash. 98520; Lamplighter Mobile Homes, 1121 Lum Road, Centralia, Wash. 98531; Robin Wood Trailer Sales, 302 Pioneer Road, Aberdeen, Wash. 98520. Send protests to: E. J. Casey, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 6130 Arcade Building, Seattle, Wash. 98101.

No. MC 133842 TA, filed June 27, 1969. Applicant: GRAHAM TRANSFER & STORAGE COMPANY, 2108 A Street, Meridian, Miss. 39301. Applicant's representative: Alan F. Wohlstetter, 1 Farragut Square South, Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *used household goods*, between points in Pickens,

Greene, Hale, Sumter, Marango, Choctaw, Clarke, and Washington Counties, Ala.; Oktibbeha, Lowndes, Noxubee, Winston, Attala, Scott, Kemper, Neshoba, Leake, Newton, Rankin, Jasper, Smith, Lauderdale, Covington, Wayne, Forrest, Clarke Counties, Miss.; restricted to the transportation of traffic having a prior or subsequent movement, in containers, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic, for 180 days. Supporting shipper: Vanpac Carriers, Inc., 2114 Macdonald Avenue, Richmond, Calif. 94801. Send protests to: Alan C. Tarrant, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 212, 145 East Amite Building, Jackson, Miss. 39201.

No. MC 133843 TA, filed June 27, 1969. Applicant: ZENITH TRANSPORTATION CORPORATION, 5321 West State Street, Milwaukee, Wis. 53208. Applicant's representative: William C. Dineen, 412 Empire Building, 710 North Plankinton Avenue, Milwaukee, Wis. 53203. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Gasoline*, in bulk, in tank vehicles, from Des Plaines, Ill., to Racine, Kenosha, and Lake Geneva, Wis.; and from Rockford, Ill., to Beloit, Janesville, and Monroe, Wis., for 180 days. Supporting shipper: Consolidated Petroleum Corp., 2127 Jackson Street, Post Office Box 861, Oshkosh, Wis. 54901, R. C. Downs, Secretary-Treasurer. Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8368; Filed, July 15, 1969; 8:49 a.m.]

[Notice 376]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 11, 1969.

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 general rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 30 days from the date of service of the order. 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-70835. By order of June 25, 1969, Division 3, approved the transfer to KDL, Inc., doing business as Pep Lines Trucking Co., Highland Park, Mich., of the operating rights in certificate No. MC-120184 (Sub-No. 1) issued February 28, 1969, to Pep Lines Trucking Co., a corporation, Highland Park, Mich., authorizing the transportation of motion picture, still picture, and sound producing films, and recording, producing, and amplifying devices, and other commodities used in connection with the operation and maintenance of theaters, between points in Michigan; magazines, from Detroit, Mich., to points in Michigan, except Port Huron and Mount Clemens, and from New Buffalo, Mich., to St. Louis and Westbranch, Mich., and general commodities, with the usual exceptions, and limited to packages and parcels not exceeding 70 pounds per shipment from one consignor to one consignee on any one day, and moving in vehicles having a rated capacity of 2 tons, from points in the Detroit, Mich., commercial zone to points in Michigan as specified. J. A. Kundtz, 1050 Union Commerce Building, Cleveland, Ohio 44115, and Roland Rice, 618 Perpetual Building, 1111 E Street NW., Washington, D.C. 20004, attorney for applicants.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8370; Filed, July 15, 1969; 8:49 a.m.]

[Notice 377]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 11, 1969.

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-71469. By order of July 9, 1969, the Motor Carrier Board approved the transfer to Milton Transportation, Inc., Milton, Pa., of the permits in Nos. MC-96098, MC-96098 (Sub-No. 1), MC-96098 (Sub-No. 4), MC-96098 (Sub-No. 8), MC-96098 (Sub-No. 10), MC-96098 (Sub-No. 11), MC-96098 (Sub-No. 17), MC-96098 (Sub-No. 22), MC-96098 (Sub-No. 27) issued January 16, 1952, January 16, 1952, January 16, 1952, November 13, 1950, January 16, 1952, November 7, 1950, October 12, 1965, August 29, 1966, and January 9, 1969, respectively to H. H. Follmer Transportation, Inc., Milton, Pa., authorizing the transportation of numerous specified commodities from and to specified points and areas in the States of Pennsylvania, New York, New Jersey, Maryland, Delaware, Ohio, Virginia, West Virginia, and the District of Columbia. George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306, representative for applicants.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8369; Filed, July 15, 1969; 8:49 a.m.]

NOTICE OF FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

JULY 11, 1969.

The following applications for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to section 206(a)(6) of the Interstate Commerce Act, as amended October 15, 1962. These applications are governed by Special Rule 1.245 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of April 11, 1963, page 3533, which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

State Docket No. C-239 (Case No. 9), filed June 5, 1969. Applicant: INTER-CITY TRUCKING SERVICE, INC., 14333 Goddard Street, Detroit, Mich. 48212. Applicant's representative: Robert D. Schuler, Matheson, Dixon & Bieneman, Suite 1700, 1 Woodward Avenue, Detroit, Mich. 48226. Certificate of public convenience and necessity sought to operate a freight service as follows: *General commodities*, serving the plantsite of Entrekin Computor, Inc., near Highway U.S. 23 near Fenton, Mich., as an off-route point in connection with authorized regular route operations. Both intrastate and interstate authority sought.

HEARING: Tuesday, July 22, 1969 at 9:30 a.m., Michigan Public Service Commission, Law Building (Seven-Story Office Building), 525 West Ottawa Street, Lansing, Mich. Requests for procedural information including the time for filing protests concerning this application should be addressed to the Michigan Public Service Commission, Lewis Cass Building, Lansing, Mich. 48913, and should not be directed to the Interstate Commerce Commission.

State Docket No. MT-8780, filed May 12, 1969. Applicant: JOHN F. HARRINGTON, doing business as JOHN F. HARRINGTON TRUCKING, Rural Delivery No. 2, Oneonta, N.Y. 13820. Applicant's representative: Robert A. Harlem, Harrington, Harlem & Silvernell, 241 Main Street, Oneonta, N.Y. 13820. Certificate of public convenience and necessity sought to operate a freight

service as follows: *General commodities*, as defined in Title 16 NYCRR 800.1, between all of the following points: Andes, Bainbridge, Bloomville, Cobleskill, Cooperstown, Davenport, Delancy, Delhi, Fraser, Grand Gorge, Halcottsville, Hamden, Harpersfield, Hobart, Kelly's Corners, Margaretville, Masonville, Oneonta, Otego, Prattsville, Roxbury, Sidney, Stamford, Unadilla, Walton, Wells Bridge and West Harpersfield. Both intrastate and interstate authority sought.

HEARING: Not yet assigned. Requests for procedural information including the time for filing protests concerning this application should be addressed to the New York Public Service, Commission, 44 Holland Avenue, Albany, N.Y. 12208, and should not be directed to the Interstate Commerce Commission.

State Docket No. 69303–CCT, filed June 26, 1969. Applicant: FRESHWATER-SMITH MACHINE CO., 808 Georgia Avenue, Fort Pierce, Fla. 33450. Applicant's representative: Richard J. Brooks, Post Office Box 1531, Tallahassee, Fla. 32302. Certificate of public convenience and necessity sought to operate a freight service as follows: *Heavy commodities* which due to size, weight, and bulk require special handling and/or special equipment, such as draglines, bulldozers, heavy farm machinery, poles, contractors machinery etc., from, to and between all points and places in the State of Florida. Both intrastate and interstate authority sought.

HEARING: Not yet assigned. Requests for procedural information including the time for filing protests concerning this application should be addressed to the Florida Public Service Commission, Tallahassee, Fla. 32304, and should not be directed to the Interstate Commerce Commission.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-8371; Filed, July 15, 1969; 8:49 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[FCC 69-753]

BROADCAST OF TELEPHONE CONVERSATIONS WITHOUT NOTICE TO OTHER PARTIES

Complaints Regarding Notice of Intention

JULY 10, 1969.

From time to time the Commission receives complaints that its licensees broadcast telephone conversations without prior notice to the other parties. Complaints usually represent that a station employee called the complainant regarding a news item and broadcast the telephone conversation, either simultaneously or on a delayed basis, without having informed the other party at the beginning of the call of the intention to broadcast it.

Prior to recording a telephone conversation or broadcasting the conversation simultaneously with its occurrence, the licensee should inform the other party of its intention to broadcast the conversation. We recognize that in some situations it may not be necessary to inform the other party explicitly; e.g., during "open mike" programs in which the outside party initiates a telephone call with full understanding that the conversation will be broadcast.

Rule making looking toward making this requirement part of the rules governing the various broadcast services is being instituted today.

Action by the Commission July 9, 1969.[1]

Distribution: To all broadcast licensees.

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

[F.R. Doc. 69-8354; Filed, July 15, 1969; 8:48 a.m.]

[1] Commissioners Hyde (Chairman), Bartley, Robert E. Lee, Cox, Wadsworth, Johnson, and H. Rex Lee.

[Mexican List 256]

MEXICAN STANDARD BROADCAST STATIONS

List of New Stations, Proposed Changes in Existing Stations, Deletions, and Corrections in Assignments

APRIL 16, 1969.

List of new stations, proposed changes in existing stations, deletions, and corrections in assignments of Mexican standard broadcast stations modifying the assignments of Mexican broadcast stations contained in the appendix to the recommendations of the North American Regional Broadcasting Agreement Engineering Meeting, January 30, 1941.

Call letters	Location	Power watts	Antenna radiation mv/m/kw	Schedule	Class	Antenna height (feet)	Ground system		Proposed date of change or commencement of operation
							No. radials	Length (feet)	
XENK (this cancels the notification to increase to 10,000 W, DA-N, included in List No. 231).	Mexico, D. F.	680 kilocycles 10,000D/5000N	ND	U	III				
XEID (PN: 5000 W, DA-N)	Cananea, Son., *N. 30°58' 08", W. 110°18'20".*	680 kilocycles 5000	ND-175	D	III	292	90	292	4-10-70 (Probable).
XEWM (this notifies the supplementary information).	San Cristobal las Casas, Chis., *N. 16°44'59", W. 92°38'45".*	640 kilocycles 250	ND-175	D	II	377	90	322	9-10-69 (Probable).
XELV (this notifies the supplementary information).	Hermosillo, Son., *N. 29°05' 21", W. 110°57'08".*	680 kilocycles 250	ND-175	D	II	250	120	341	8-10-69 (Probable).
XEIE (assignment deleted)	Parral, Chih.	710 kilocycles 500	ND	D	II				4-16-69.
XEMV (assignment deleted)	Los Mochis, Sin.	770 kilocycles 2500	ND	D	II				4-16-69.
XEZP (assignment deleted)	Lagos de Moreno, Jal.	770 kilocycles 150	ND	D	IV				4-16-69.
XELN (in operation since 3-28-69. This notifies the supplementary information).	Linares, N.L., *N. 24°52'-21", W. 99°33'22".*	790 kilocycles 1000	ND-175	D	III	295	90	262	5-28-69.
XERC (correction of an omission: In operation with 10,000D/1000N ND, since 11-1-67. This notifies the supplementary information).	Mexico, D.F., *N. 19°24'-30", W. 99°07'23".*	790 kilocycles 10,000D/1000N	ND-189	U	III	302	120	302	11-1-67.
XEU (PO: 500 W, ND, U)	Veracruz, Ver., *N. 19°10'-44", W. 96°08'59".*	930 kilocycles 5000D/1000N	ND-190	U	III	266	120	266	10-10-69 (Probable).
XEYJ (this corrects the Class of nighttime operation, previously III).	Nueva Rosita, Coah.	960 kilocycles 1000D/100N	ND	U	IIID/IVN				

Call letters	Location	Power watts	Antenna radiation mv/m/kw	Schedule	Class	Antenna height (feet)	Ground system: No. radials	Ground system: Length (feet)	Proposed date of change or commencement of operation
		1040 kilocycles							
XEIV (assignment deleted)	La Piedad, Mich.	1000	ND	D	II				4-16-69.
		1110 kilocycles							
XEJAC (in operation since 2-20-69. This notifies the supplementary information).	Cardenas, Tab., *N. 18°00'-40", W. 93°22'30".*	1000	ND-192	D	II	*833*	*120*	*246*	*2-20-69.*
		1190 kilocycles							
XEPK (correction of an omission: In operation since 10-10-64. Change in call letters, previously XEPD. This notifies the supplementary information).	Pachuca, Hgo., *N. 20°07' 41", W. 98°43'59".*	500	ND-175	D	II	*808*	*120*	*208*	*10-10-64.*
		1240 kilocycles							
XEFP (assignment deleted)	Reynosa, Tams.	1000D/250N	ND	U	IV				4-16-69.
		1295 kilocycles							
XESIN (this complements the supplementary information provided in List No. 255).	Culiacan, Sin., *N. 24°48'40", W. 107°25'30".*	5000D/500N	ND-190	U	III	195	120	195	3-17-70 (probable).
		1290 kilocycles							
XERE (in operation since 3-27-69. This notifies the supplementary information).	Salvatierra, Gto., *N. 20°13'09", W. 100°53'20".*	250	ND-180	D	IV	*198*	*100*	*104*	3-27-69.
		1300 kilocycles							
XEABA (under construction. This notifies the supplementary information).	Nueva Rosita, Coah. *N. 28°26'18", W. 101°11'09".*	1000D/100N	ND-175	U	IIID/IVN	*159*	*90*	*189*	2-17-70 (probable).
		1300 kilocycles							
XEHU (PO: 500 W D/100 W N, ND. This modifies the geographical coordinates: *N. 20°03'05", W. 97°00'03".*)	Martinez de la Torre, Ver.	5000D/100N	DA-D	U	IIID/IVN				9-10-69 (probable).
		1300 kilocycles							
XEYI (assignment deleted)	Jojutla, Mor.	1000	DA-D	D	III				4-16-69.
		1350 kilocycles							
XEHY (assignment deleted)	Oaxaca, Oax.	1000	ND	D	III				4-16-69.
		1450 kilocycles							
XEJW (assignment deleted)	Chilpancingo, Gro.	1000D/250N	ND	U	IV				4-16-69.
		1450 kilocycles							
XESZ (assignment deleted)	Zihuatanejo, Gro.	250	ND	U	IV				4-16-69.
		1540 kilocycles							
XEIJ (assignment deleted)	Cardenas, S.L.P.	250	ND	D	II				4-16-69.
		1550 kilocycles							
XEIL (assignment deleted)	Minatitlan, Ver.	500	ND	D	II				4-16-69.

FEDERAL COMMUNICATIONS COMMISSION,
WALLACE E. JOHNSON,
Assistant Chief, Broadcast Bureau.

[F.R. Doc. 69-8355; Filed, July 15, 1969; 8:48 a.m.]

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