

FEDERAL REGISTER

VOLUME 34 • NUMBER 189

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Pages 15331-15405

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The President
Agency for International Development
Atomic Energy Commission
Civil Aeronautics Board
Consumer and Marketing Service
Customs Bureau
Emergency Preparedness Office
Federal Aviation Administration
Federal Communications Commission
Federal Home Loan Bank Board
Federal Maritime Commission
Federal Power Commission
Federal Trade Commission
Fish and Wildlife Service
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Internal Revenue Service
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Treasury Department

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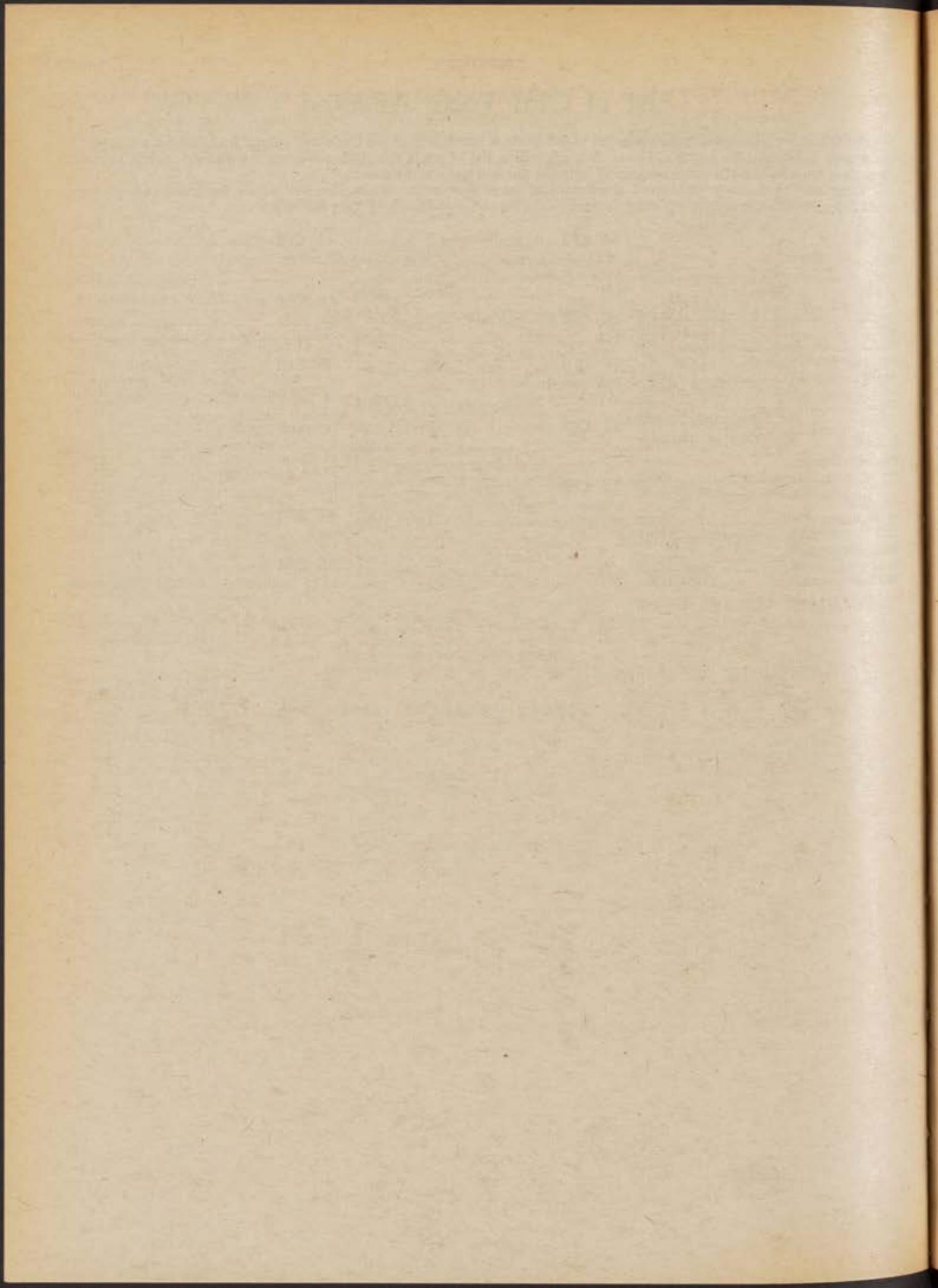
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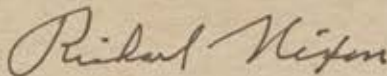
Title 3—THE PRESIDENT

Executive Order 11484

DESIGNATING THE UNITED INTERNATIONAL BUREAU FOR THE PROTECTION OF INTELLECTUAL PROPERTY (BIRPI) AS A PUBLIC INTERNATIONAL ORGANIZATION ENTITLED TO ENJOY CERTAIN PRIVILEGES, EXEMPTIONS, AND IMMUNITIES

By virtue of the authority vested in me by section 1 of the International Organizations Immunities Act, approved December 29, 1945 (59 Stat. 669), and having found that the United States participates in the United International Bureau for the Protection of Intellectual Property (BIRPI) pursuant to the Convention of Paris for the Protection of Industrial Property of 20th March, 1883, as revised, 13 UST 1, and the joint resolution approved July 12, 1960, as amended, 22 U.S.C. 269f, I hereby designate the United International Bureau for the Protection of Intellectual Property (BIRPI) as a public international organization entitled to enjoy the privileges, exemptions, and immunities conferred by the International Organizations Immunities Act.

The designation of the United International Bureau for the Protection of Intellectual Property (BIRPI) as a public international organization within the meaning of the International Organizations Immunities Act shall not be deemed to abridge in any respect privileges, exemptions, and immunities which that organization may have acquired or may acquire by treaty or congressional action.



THE WHITE HOUSE,
September 29, 1969.

[F.R. Doc. 69-11866; Filed, Oct. 1, 1969; 11:16 a.m.]

Presidential Commission

Rules and Regulations

Title 7—AGRICULTURE

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

[Valencia Orange Reg. 296]

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

Limitation of Handling

§ 908.596 Valencia Orange Regulation 296.

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

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated

among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on September 30, 1969.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period October 3, 1969, through October 9, 1969, are hereby fixed as follows:

- (i) District 1: 300,000 cartons;
- (ii) District 2: 417,094 cartons;
- (iii) District 3: 10,000 cartons.

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

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

Dated: October 1, 1969.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable
Division, Consumer and Marketing Service.

[F.R. Doc. 69-11867; Filed Oct. 1, 1969; 11:28 a.m.]

PART 932—OLIVES GROWN IN CALIFORNIA

Subpart—Rules and Regulations

AMENDMENT OF CERTAIN PROVISIONS AND EXTENSION OF TIME FOR FILING DATA, VIEWS, OR ARGUMENTS WITH RESPECT TO OTHER PROPOSED AMENDMENTS

Notice was published in the FEDERAL REGISTER issue of August 8, 1969 (34 F.R. 12891), that the Department was giving consideration to proposed amendment of the rules and regulations (Subpart—Rules and Regulations; 7 CFR 932.108-932.161; 34 F.R. 13913), currently in effect pursuant to the applicable provisions of the marketing agreement, as amended, and Order No. 932, as amended (7 CFR Part 932), regulating the handling of olives grown in California. This is a regulatory program effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). The proposal was submitted by the Olive Administrative Committee, established pursuant to the amended marketing agreement and order as the agency to administer the provisions thereof.

The notice of proposed amendment included proposals to (1) provide a definition of "canned ripe olives of the tree ripened type", (2) clarify the committee's responsibility to assure that such

olives comply with "tree ripe" specifications, and (3) establish a procedure under which small lots of olives may be combined prior to size grading to facilitate efficient handling and inspection at the processing plants.

During the time provided in said notice for submission of written data, views, or arguments on said proposals, views and arguments were received objecting to the establishment of the proposals outlined in foregoing items (1) and (2). Questions were raised as to the adequacy of a specification which deals primarily with the color of the processed product and limited examination for compliance therewith. It is therefore concluded that additional study and consideration should be given the tree ripe olive proposals before further action is taken. Consistent therewith, the period for filing written data, views or arguments is extended until June 1, 1970. The specific text of these proposals appears in the August 8, 1969, FEDERAL REGISTER issue (34 F.R. 12891).

No data, views, or arguments were received on the proposal in item (3), and after consideration of all relevant matter presented, including that in the notice, the recommendations, considerations, and information submitted by the committee, and other available information, it is hereby found that the amendment, as hereinafter set forth, of said rules and regulations is in accordance with said amended marketing agreement and order and will tend to effectuate the declared policy of the act and contribute to more effective operations under said marketing agreement and order.

Therefore, said rules and regulations heretofore designated as Subpart—Rules and Regulations are hereby amended as follows:

A new paragraph (f) in § 932.151 is added as follows:

§ 932.151 Incoming regulations.

(f) *Partially exempted lots.* (1) Pursuant to § 932.55, any handler may process any lot of natural condition olives for use in the production of packaged olives which has not first been weighed and size-graded as an individual lot as required by § 932.51(a) (i) and (ii), but was combined with any other lot or lots of natural condition olives, only if (i) all the olives in the combined lot are delivered to the handler in the same day, (ii) the total net weight of the olives delivered to the handler by any person in such day does not exceed 500 pounds, (iii) each such person had authorized combination of his lot with other lots, and (iv) the combined lot of the natural condition olives is weighed and size-graded as required by § 932.51(a) (i) and (ii) prior to processing the olives.

(2) Whenever the natural condition olives in partially exempt individual lots

are combined with other such olives as provided in subparagraph (1) of this paragraph, the provision of the section applicable on individual lots shall apply instead to a combined lot.

(3) Each such handler shall file with the committee a weekly report showing for each day of the week the respective quantity in combined lots together with each person's authorization for combining lots. The report shall be filed upon a form supplied by the committee.

It is hereby found that good cause exists for making this amendment effective at the time hereinafter set forth and for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) seasonal handling of California olives is currently in progress and to be of maximum benefit the provisions of this amendment should become effective as soon as possible to promptly afford handlers greater flexibility and efficiency in their operations, (2) the effective date hereof will not require of handlers any preparation that cannot be completed prior thereto, and (3) this amendment relieves some restrictions that are currently in effect.

Dated, September 29, 1969, to become effective upon publication in the FEDERAL REGISTER.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable
Division, Consumer and Marketing Service.

[F.R. Doc. 69-11789; Filed, Oct. 1, 1969; 8:50 a.m.]

PART 989—RAISINS PRODUCED FROM GRAPES GROWN IN CALIFORNIA

Desirable Free Tonnage for Natural Thompson Seedless Raisins, 1969-70 Crop Year

Notice was published in the September 17, 1969, issue of the FEDERAL REGISTER (34 F.R. 14474) regarding a proposal to change the desirable free tonnage for natural Thompson Seedless raisins from 140,000 tons to 134,000 tons. Interested persons were afforded an opportunity to submit written data, views, or arguments with respect to the proposal. No comments were received within the period prescribed therefor.

The proposal was based on a recommendation of the Raisin Administrative Committee and other available information. The Committee is established under and its recommendations are made in accordance with, the provisions of the marketing agreement, as amended, and Order No. 989, as amended (7 CFR Part 989), regulating the handling of raisins produced from grapes grown in California, referred to herein collectively as the "order". This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), hereinafter referred to as the "act".

After consideration of all relevant matter presented, including that in the

notice, the information and recommendation of the Committee, and other available information, it is found that changing the desirable free tonnage for natural Thompson Seedless raisins, as set forth below, will tend to effectuate the declared policy of the act.

Therefore, § 989.222 is revised to read as follows:

§ 989.222 Desirable free tonnage.

The desirable free tonnage for natural Thompson Seedless raisins of 140,000 tons, as specified in § 989.54(a), is changed to 134,000 tons for the 1969-70 crop year.

It is further found that good cause exists for not postponing the effective time of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that: (1) The desirable free tonnage for natural Thompson Seedless raisins for the 1969-70 crop year is established hereby in the changed amount of 134,000 tons; (2) such desirable free tonnage should be available for consideration by the Committee in making its required recommendation to the Secretary by October 5 of the current crop year of a preliminary free tonnage percentage which will release, as provided by the order, not less than 65 percent of the desirable free tonnage; (3) handlers should be apprised of the desirable free tonnage as soon as practicable to enable them to plan their operations accordingly; and (4) no useful purpose would be served by postponing the effective date hereof.

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

Dated: September 29, 1969.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable
Division, Consumer and Marketing Service.

[F.R. Doc. 69-11790; Filed, Oct. 1, 1969; 8:50 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Airworthiness Docket No. 69-WE-10-AD; Amdt. 39-854]

PART 39—AIRWORTHINESS DIRECTIVES

Boeing 707, 720, 727, and 737 Series Airplanes

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring replacement of all Wood Electric Corp. three-phase circuit breakers (Boeing P/N BAC-C18L()) on Boeing 707, 720, 727, and 737 series airplanes was published in 34 F.R. 12594.

Interested persons have been afforded an opportunity to participate in the making of the amendment. The Air Trans-

port Association of American has objected to the compliance time proposed in the NPRM and requested an additional 2,000 hours due to airline scheduling difficulties and parts availability. Information furnished to the agency by the manufacturer was used in the originally proposed compliance time. The agency has determined that upon the receipt of the additional information, that an effectivity date of October 30, 1969, with a 1,500 hours in service compliance time will provide for the projected parts delivery schedule and allow operators sufficient lead time for accomplishment of the modification, while also ensuring an adequate level of safety.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

Boeing. Applies to Model 707, 720, 727 and 737 series airplanes.

Compliance required within the next 1,500 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent hazardous conditions resulting from electrical overloads of circuits using Wood Electric Corp. 3-phase circuit breakers (Boeing P/N BAC-C18L()) accomplish the following: Replace all Wood Electric Corp. 3-phase circuit breakers [Boeing P/N BAC-C18L()] in accordance with Boeing Service Bulletin No. 2897, dated May 21, 1969, and No. 2898, dated May 1, 1969 (707 and 720 airplanes) or later FAA-approved revisions; Service Bulletin No. 24-48, dated May 21, 1969 (727 airplanes), or later FAA-approved revisions; and Service Bulletin No. 24-1011, dated May 21, 1969 (737 airplanes), or later FAA-approved revisions, or an equivalent replacement approved by the Chief Aircraft Engineering Division, FAA Western Region.

This amendment becomes effective October 30, 1969.

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

Issued in Los Angeles, Calif., September 23, 1969.

LEE E. WARREN,
Acting Director,
FAA Western Region.

[F.R. Doc. 69-11754; Filed, Oct. 1, 1969; 8:48 a.m.]

[Docket No. 69-EA-111; Amdt. 39-857]

PART 39—AIRWORTHINESS DIRECTIVES

Fairchild Hiller Aircraft

In the FEDERAL REGISTER for September 24, 1969, Amdt. 39-845 was published requiring inspection and replacement where necessary of the flap operating system of the F-27 and FH-227 type airplanes. However, through inadvertence, the phrase "after receipt of this telegram" instead of "after the effective date of this airworthiness directive" was used. Further, the effective date of October 23, 1969, should have been September 23, 1969, particularly in view of the seriousness of the deficiency. Thus, this amendment will make the necessary corrections.

In view of the foregoing, notice and public procedures hereon are contrary to the public interest and the amendment may be made effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.85 (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended as follows: Amend Amendment 39-845 so as to delete the phrase "after receipt of this telegram" and the date "October 23, 1969" and insert in lieu thereof "after the effective date of this airworthiness directive" and "October 3, 1969".

This amendment is effective October 3, 1969.

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

Issued in Jamaica, N.Y., on September 25, 1969.

MARTIN J. WHITE,
Acting Director, Eastern Region.

[F.R. Doc. 69-11755; Filed, Oct. 1, 1969;
8:48 a.m.]

[Airspace Docket No. 69-WE-69]

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

Alteration of Control Zone

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the description of the El Toro, Calif., control zone.

A new ILS is being installed at the El Toro MCAS and an ILS approach procedure developed utilizing this facility. The proposed commissioning date of the facility is estimated to be October 15, 1969, and the approach procedure will have a concurrent effective date.

Since this change is minor in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and good cause exists for making this amendment effective less than 30 days after publication in the FEDERAL REGISTER.

In consideration of the foregoing in § 71.171 (34 F.R. 4557) the El Toro, Calif., control zone is amended to read as follows:

EL TORO, CALIF.

Within a 5-mile radius of MCAS El Toro (latitude 33°49'34" N., longitude 117°43'50" W.); within 3.5 miles west and 3 miles east of the El Toro VOR 175° radial extending from the 5-mile radius zone to 12 miles south of the VOR, and within 2 miles each side of the El Toro VOR 225° radial extending from the 5-mile radius zone to 8 miles southwest of the VOR, excluding the portion within the Orange County, Calif., and Santa Ana, Calif., control zones.

Effective date. This amendment shall be effective 0901 G.m.t., October 16, 1969.

Issued in Los Angeles, Calif., on September 22, 1969.

LEE E. WARREN,
Acting Director, Western Region.

[F.R. Doc. 69-11756; Filed, Oct. 1, 1969;
8:48 a.m.]

[Airspace Docket No. 69-CE-31]

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

Alteration of Transition Area

On page 12186 of the FEDERAL REGISTER dated July 23, 1969, the Federal Aviation Administration published a notice of proposed rule making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the Russell, Kans., transition area.

Interested persons were given 45 days to submit written comments, suggestions, or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

This amendment shall be effective 0901 G.m.t., December 11, 1969.

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

Issued in Kansas City, Mo., on September 16, 1969.

DANIEL E. BARROW,
Acting Director, Central Region.

In § 71.181 (34 F.R. 4637), the following transition area is amended to read:

RUSSELL, KANS.

That airspace extending upward from 700 feet above the surface within 2½ miles each side of the Hays, Kans., VORTAC 086° radial, extending from a 5-mile radius circle centered on the Russell Municipal Airport (latitude 38°52'20" N., longitude 98°48'45" W.) to 19 miles east of the VORTAC; and that airspace extending upward from 1,200 feet above the surface within 4½ miles north and 9½ miles south of the Hays VORTAC 086° radial extending from 1 mile to 29 miles east of the VORTAC, excluding the portion which overlies the Hays, Kans., transition area.

[F.R. Doc. 69-11757; Filed, Oct. 1, 1969;
8:48 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 18539; FCC 69-1018]

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

PART 91—INDUSTRIAL RADIO SERVICES

Interconnected or Coordinated Utility Systems Command Control Networks in Power Radio Service

First report and order. In the matter of amendment of Parts 2 and 91 of the Commission's rules to provide frequencies and other particulars for Interconnected or Coordinated Utility Systems Command Control Networks in the Power Radio Service, Docket No. 18539; petitions filed by the National Committee for

Utilities Radio to amend Parts 2 and 91 of the Commission's rules to provide for Interconnected or Coordinated Electric Utility Systems Command Control Networks, RM-1316, RM-1317.

1. On May 7, 1969, the Commission issued a notice of proposed rule making in the above-entitled matter. The notice was published in the FEDERAL REGISTER on May 14, 1969 (34 F.R. 7658). Comments were requested by June 16, 1969, and reply comments by June 26, 1969. Comments were filed by the American Telephone and Telegraph Co. (AT&T), Ecar, Federal Power Commission (FPC), National Committee for Utilities Radio (NCUR), RCA Global Communications, Inc. (RCA GLOBCOM), Tropical Radio Telegraph Co. (TRT), and Virginia Electric and Power Co. (VEPCO). Reply comments were filed by NCUR only.

2. Comments filed by NCUR, VEPCO, FPC, and Ecar supported the Commission's proposals to amend Parts 2 and 91 for the purpose of making high and very high frequencies available for interconnected or coordinated utility systems command control networks in the Power Radio Service. AT&T, RCA GLOBCOM, and TRT opposed that part of the Commission's proposal concerned with the use of high frequencies. The reply comments filed by NCUR were directed to this opposition.

3. As stated in our notice of proposed rule making, the two petitions submitted by NCUR were similar, for the most part, except for the order of frequency involved (RM-1317 concerned use of very high frequencies) and were accordingly considered jointly in the proceeding. NCUR has indicated in its petitions and comments the need for providing frequencies for the networks at the earliest possible date.

4. It is apparent that some period of time will be required to consider the objections to the use of high frequencies for the network operations and complete any study involved in selection of high frequencies for the purpose. No objections were expressed to that part of the rule making concerned with making available two 37 MHz frequencies and no changes were suggested in the proposed rules dealing with those frequencies. Therefore, there is no need to delay action on this part of our proposal. We are accordingly adopting, at this time, those proposed rules that concern use of the 37 MHz frequencies. We have also adopted an amendment to Part 2 of the Commission's rules, Table of Frequency Allocations, to reflect the exclusive use of the two 37 MHz frequencies in an interconnected or coordinated power service utility system and show that the frequencies are available on a shared basis for operational fixed, as well as mobile and base stations.

5. Pursuant to the authority contained in sections 4(i) and 303(b) of the Communications Act of 1934, as amended: *It is ordered*, That effective November 4, 1969, Parts 2 and 91 of the Commission's rules are amended in the manner set forth below.

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

Adopted: September 24, 1969.

Released: September 26, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,¹

[SEAL] BEN F. WAPLE,
Secretary.

I. Part 2 of the Commission's rules is amended as follows:

§ 2.106 [Amended]

In § 2.106, Table of Frequency Allocations, a new footnote designator NG59 is added in column 8 for the frequency band 37.43-37.89 Mc/s and a new footnote is added to the Table to read as follows:

NG59 The frequencies 37.60 and 37.84 Mc/s may be authorized only for use by base, mobile, and operational fixed stations participating in an interconnected or coordinated power service utility system. Existing operations not conforming to this limitation must be terminated by September 24, 1970.

II. Part 91 of the Commission's rules is amended as follows:

1. In § 91.253, a new paragraph (d) is added to read as follows:

§ 91.253 Station limitations.

(d) Communication units of a mobile station licensed to an electric utility for operation on one or more of the frequencies in § 91.254(a) that are subject to limitation 32, may be installed in any vehicle operated by an organization or association comprised of interconnected electric utilities forming interconnections, power pools or power groups: *Provided*, That precautions are taken to eliminate effectively the possibility of any licensed transmitter being operated during the period that the vehicle is not under the control of the licensee.

2. In § 91.254, the Frequency Table in paragraph (a) is amended by changing entries for the frequencies 37.60 and 37.84 Mc/s and in paragraph (b), reserving limitation (31) and adding new limitation (32) in proper numerical sequence to read:

§ 91.254 Frequencies available.

(a) * * *

POWER RADIO SERVICE FREQUENCY TABLE

Frequency or band Mc/s	Class of station(s)	Limitations
37.60	Base, mobile or operational fixed.	32
37.84	Base, mobile or operational fixed.	32

(b) * * *

(31) [Reserved]

(32) This frequency may be authorized only to stations operating in an

interconnected or coordinated utility system. Assignment of this frequency will be made only upon the showing that its use will be in accordance with an established operational communications plan which sets forth all points of communications. Authorizations at variance with an established operational communications plan will be made only in those cases where it is demonstrated that interference will not be caused to stations operating in accordance with the established plan. Any station authorized use of this frequency prior to September 24, 1969, must terminate any operation not in accordance with this limitation by September 24, 1970.

[P.R. Doc. 69-11671; Filed, Oct. 1, 1969; 8:45 a.m.]

[Docket No. 13847; FCC 69-1037]

PART 91—INDUSTRIAL RADIO SERVICES

Waiver or Amendment of Certain Business Radio Service Requirements

Third report and order. In the matter of amendment of Parts 89, 91, 93, and 95 (formerly 10, 11, 16, and 19) of the Commission's rules to reduce the separation between the assignable frequencies in the 450-470 Mc/s band; amendment of Parts 2, 87 (formerly 9), 89, 91, 93, 95, and 21 of the Commission's rules to reallocate frequencies in the 460-470 Mc/s band to make additional frequencies available for assignment in the 450-470 Mc/s band; amendment of Parts 89, 91, and 93 of the Commission's rules to prohibit the use of frequencies in the 450-470 Mc/s band by fixed stations other than control stations used for the secondary control of mobile relay stations; petition of seven Business Radio Service licensees for waiver or amendment of limitation 39 requirements of § 91.554 of the rules; Docket No. 13847, RM-1480.

1. In the second report and order in this proceeding, released on February 9, 1968, FCC 68-128, the Commission imposed restrictions on 44 of the channels allocated to the Business Radio Service in the 450-470 Mc/s band designed to limit the coverage of Business Radio Systems operating on these frequencies to relatively short distances.¹ The purpose of these restrictions was to promote greater usage of these frequencies by their closer duplication while at the same time permitting the coverage which we believed adequate for a substantial portion of Business Radio users. The goal

¹ Section 91.554(b) (39) reads: "This frequency will be assigned only to stations operated with local control. Maximum plate power input to the final radio frequency stage may not exceed 180 watts. Overall height of antenna above ground may not exceed 100 feet. Control point location to be within one-half air mile of the transmitter location."

was to accommodate as many of the Business licensees who must share them as possible with the minimum amount of interference among stations using the same channels.²

2. In our further notice of proposed rule making, released September 29, 1967, FCC 67-1075, we had proposed to apply these restrictions to nearly all of the new frequencies proposed for the Business Radio Service in the 460-470 Mc/s band. The comments, however, opposed this proposal and some evidence was submitted, particularly by the National Association of Business and Educational Radio, tending to show that the new frequencies with the proposed restrictions could not accommodate the communications coverage requirements of 85 to 90 percent of Business Radio users. In view of the comments, the Commission removed the restrictions from 25 of the new pairs of frequencies for the time being and stated that a study would be conducted to gather more information about the coverage needs of Business licensees and depending on the results further adjustments may be made. Second Report and Order, paragraph 24.

3. The Commission's study has been completed. Among other actions, a survey was conducted in which a questionnaire was sent to 1,500 randomly selected Business Radio Service licensees in five metropolitan areas, Chicago, Dallas, Denver, Los Angeles, and New York. The selected licensees were asked to indicate the radius of coverage required and the frequencies utilized, the antenna height above ground and the distance between control points and base station transmitter locations. Useful responses to our questionnaire were received from 651 of those surveyed with the following results: 29 percent of those responding indicated a needed radius of coverage of less than 10 miles, but of those using 450 Mc/s frequencies only 11 percent indicated such a limited coverage requirement. Seventy-one percent of licensees responding indicated a requirement for a coverage radius of 10 miles or more and of licensees operating on 450 Mc/s frequencies, 89 percent indicated a requirement 10 miles or more coverage radius. Analysis of the survey forms reveal that 62 percent of 450 Mc/s licensees surveyed utilize antenna structures in excess of 100 feet and 60 percent of these licensees operate base station transmitters more than one-half mile from their control point. Of those indicating a need for 10 miles or more coverage, 83 percent indi-

² This concept was recommended by the Advisory Committee for the Land Mobile Radio Service. In its Report to the Commission, the Committee stated: "In addition to providing for the needs of users requiring coverage of whole metropolitan areas, the FCC should make some channels available for use by moderate range users, i.e., those needing approximately 10 miles range." See 2 Report of the Advisory Committee for the Land Mobile Radio Services, p. 39.

¹ Commissioner H. Rex Lee absent.

Released: September 26, 1969.

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

Part 91 of the Commission's rules and regulations is amended to delete limitation "39" from certain frequencies in the bands 463.200-464.975 Mc/s in column 4 of the table in § 91.554(a) to read as follows:

² Commissioner Cox dissenting; Commissioner Johnson concurring in the result; Commissioner H. Rex Lee absent.

§ 91.554 Frequencies available.
(a) * * *

BUSINESS RADIO SERVICE FREQUENCY TABLE

Frequency or band	Class of station(s)	General reference	Limitations
Mc/s	***	***	**
463.200	Base and mobile	Permanent use	10, 34, 35, 38
463.225	do	do	10, 34, 35, 38
463.250	do	do	10, 34, 35, 38
463.275	do	do	10, 34, 35, 38
463.300	do	do	10, 34, 35, 38
463.325	do	do	10, 34, 35, 38
463.350	do	do	10, 34, 35, 38
463.375	do	do	10, 34, 35, 38
463.400	do	do	10, 34, 35, 38
463.425	do	do	10, 34, 35, 38
463.450	do	do	10, 34, 35, 38
463.475	do	do	10, 34, 35, 38
463.500	do	do	10, 34, 35, 38
463.525	do	do	10, 34, 35, 38
463.550	do	do	10, 34, 35, 38
463.575	do	do	10, 34, 35, 38
463.600	do	do	10, 34, 35, 38
463.625	do	do	10, 34, 35, 38
463.650	do	do	10, 34, 35, 38
463.675	do	do	10, 34, 35, 38
463.700	do	do	10, 34, 35, 38
463.725	do	do	10, 34, 35, 38
463.750	do	do	10, 34, 35, 38
463.775	do	do	10, 34, 35, 38
463.800	do	do	10, 34, 35, 38
463.825	do	do	10, 34, 35, 38
463.850	do	do	10, 34, 35, 38
463.875	do	do	10, 34, 35, 38
463.900	do	do	10, 34, 35, 38
463.925	do	do	10, 34, 35, 38
463.950	do	do	10, 34, 35, 38
463.975	do	do	10, 34, 35, 38
464.000	do	do	10, 34, 35, 38
464.025	do	do	10, 34, 35, 38
464.050	do	do	10, 34, 35, 38
464.075	do	do	10, 34, 35, 38
464.100	do	do	10, 34, 35, 38
464.125	do	do	10, 34, 35, 38
464.150	do	do	10, 34, 35, 38
464.175	do	do	10, 34, 35, 38
464.200	do	do	10, 34, 35, 38
464.225	do	do	10, 34, 35, 38
464.250	do	do	10, 34, 35, 38
464.275	do	do	10, 34, 35, 38
464.300	do	do	10, 34, 35, 38
464.325	do	do	10, 34, 35, 38, 39
464.350	do	do	10, 34, 35, 38
464.375	do	do	10, 34, 35, 38, 39
464.400	do	do	10, 34, 35, 38, 39
464.425	do	do	10, 34, 35, 38, 39
464.450	do	do	10, 34, 35, 38
464.475	do	do	10, 34, 35, 38, 39
464.500	do	Itinerant use	12, 17, 35, 38
464.525	do	Permanent use	10, 34, 35, 38, 39
464.550	do	Itinerant use	12, 17, 34, 35
464.575	do	Permanent use	10, 34, 35, 38, 39
464.600	do	General use	10, 35, 38
464.625	do	do	10, 35, 38
464.650	do	do	10, 35, 38
464.675	do	Permanent use	10, 34, 35, 38, 39
464.700	do	General use	10, 35, 38
464.725	do	do	10, 35, 38
464.750	do	do	10, 35, 38
464.775	do	Permanent use	10, 34, 35, 38, 39
464.800	do	do	10, 34, 35, 38
464.825	do	do	10, 34, 35, 38, 39
464.850	do	do	10, 34, 35, 38
464.875	do	do	10, 34, 35, 38, 39
464.900	do	do	10, 34, 35, 38
464.925	do	do	10, 34, 35, 38, 39
464.950	do	do	10, 34, 35, 38
464.975	do	do	10, 34, 35, 38, 39

[F.R. Doc. 69-11670; Filed, Oct. 1, 1969; 8:45 a.m.]

[FCC 69-1020]

PART 97—AMATEUR RADIO SERVICE
Reserved Frequency Bands for Extra and Advanced Class Operators

Order. In the matter of amendment of the Amateur Radio Service rules to provide for reserved frequency bands for amateur extra and advanced class operators; RM-1357, RM-1393, RM-1493.

1. On August 24, 1967, the Commission adopted its report and order in Docket No. 15928 FCC 67-978, 9 FCC 2d 814, which made the allocation of certain sub-bands as "incentives" exclusively to the

cate that either their control point is more than one-half mile from their transmitter or that their antenna exceeds 100 feet in height. These licensees could not meet the antenna and control point requirement contained in limitation 39.

4. Thus, our survey results appear to be in relatively close agreement with the NABER survey results and support the comments of many land mobile parties that 44 channels dedicated for "local area" use is excessive. These 44 channels represent 38 percent of the 116 two-frequency channels available for regular two-way Business use in the 460 Mc/s band. On the basis of our survey results and the NABER statistics it appears that 10-17 percent or 12-20 channels should be sufficient to meet the need for limited coverage users should they desire to avail themselves of the relatively uncrowded conditions of these frequencies.

5. Included in the 44 channels designated for local area use are 20 frequencies that were available for use prior to our channel splitting, i.e., these are not new 25 kc/s split channels. A number of Business Radio licensees authorized to operate on 15 of these frequencies prior to March 18, 1968, must conform with the five Mc/s uniform pairing required by our rules by January 1, 1970. In several of our more congested urban areas where all of the Business channels not limited by note 39 are heavily occupied, these users must either comply with the limitations applicable to these frequencies or change to other frequencies already used by other licensees. As this date approaches it is becoming increasingly apparent that a very high percentage of these licensees cannot maintain the coverage they now have and meet these limitations. In view of this consideration, removal of the limitation on these 20 channels would appear to be of prime importance.

6. Accordingly, we are amending § 91.554(a) by the deletion of limitation 39 from 32 of the 44 channels leaving 12 channels (24 frequencies) subject to "local area" coverage limitations.

7. We have received a petition (RM-1480) filed on June 26, 1969, filed by seven Business Radio licensees in the Los Angeles, California area. The petition seeks either waiver or amendment of the rules to eliminate limitation 39 for all or some of the 44 channels. Our action here has the effect of granting the relief requested.

8. In view of the foregoing, we find that the public interest, convenience and necessity will be served by amending the rules as shown below. Authority for adopting the amendment is contained in sections 4(i) and 303 of the Communications Act of 1934, as amended. It is ordered, That, effective November 4, 1969, the rules are amended as set forth below.

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

Adopted: September 24, 1969.

Extra and Advanced Class amateur operator licenses. The first phase of these allocations went into effect November 22, 1968, and the second phase is scheduled to become effective November 22, 1969.

2. In its report and order, the Commission said: "Notwithstanding this schedule, the Commission intends careful review and if it is determined that there is insufficient occupancy of any part of the reserved frequency segments, then the effective date of the implementation schedule will necessarily be stayed in whole or in part, as appropriate." In its order denying RM-1287, August 9, 1968, the Commission said regarding Docket No. 15928 that: " * * * it is its intention * * * to make necessary changes if the effective utilization of the frequencies involved is threatened." In the same order, it said: "So that Commission review may be meaningful, it is planned to gauge the results following each stage of implementation."

3. Three petitions and much correspondence have been received suggesting variations and counter proposals to the current rules and the scheduled frequency reservations. RM-1357, filed October 7, 1968, by Neil W. Petlock, proposed an advanced telegraph license which would require only a high speed code test to qualify for use of the Extra Class telegraphy allocations. RM-1393, filed January 1, 1969, by John A. Attaway, proposed that the exclusive Extra Class telegraphy segments 7000-7025 and 14,000-14,025 kHz not be expanded on November 22, 1969, and suggests that a reservation of a 10 kHz instead of 25 or 50 kHz would provide a better balance of band usage. RM-1493, filed August 6, 1969, by Emery T. Milton, proposed that the Extra-Advanced exclusive subband 50.0-50.1 MHz be reduced to 50.00-50.05 MHz and a telegraphy only segment of the band be established at 53.5-54.0 MHz so as to be available to Technician Class operators.

4. The Commission has considered the above-mentioned petitions and correspondence, occupancy surveys of the reserved subbands, and license statistics which show a definite shift toward the higher classes of licenses in reaching the following conclusions:

a. The exclusive telegraphy subbands for the Amateur Extra Class licensees are relatively lightly used compared to the telegraphy usage of the balance of the band by the other classes of operators. Therefore, further expansion is not justifiable as a productive incentive to qualify for the Extra Class license at this time.

b. The telephony subbands reserved for exclusive operation of Advanced and Extra Class licensees are so well used during periods of moderate and heavy amateur activity that the previously adopted further expansion is necessary for the purpose of providing a continuing incentive to qualify for these classes of licenses. Comparison of the current number of licensees of each class and the space available to them in each of the four amateur high frequency telephony bands under consideration confirms the need

for such adjustment. Therefore, the telephony allocations in the 3.8, 7.2, 14.2, and 21.25 MHz bands will go into effect on November 22, 1969, exactly as previously adopted by the Commission on August 24, 1967.

c. The interest in, and use of, the current space reserved for Advanced and Extra Class operators between 50.0 and 50.1 MHz is so moderate that the further expansion to 50.00-50.25 MHz scheduled for November 22, 1969, is unwarranted.

5. In reaching the above conclusions, the Commission has given consideration to the proposals advanced by the petitioners. The proposal of Mr. Petlock (RM-1357) is not consistent with the Commission's intent to encourage a balanced achievement at the highest level, both in code and technical ability, and is therefore denied. As noted above, further expansion of any of the four Extra Class exclusive telegraphy subbands is not justified by the present level of activity. However, a reduction at this time from the present 25 kHz segments as proposed by Dr. Attaway (RM-1393) would not be consistent with the desirability of continuing an incentive to qualify for the Extra Class license. Accordingly, his petition is granted to the extent provided herein and denied in other respects. In view of Mr. Milton's statement (RM-1439) that the 50 MHz band is very lightly occupied, and in the absence of any affirmative showing for a need to realign the frequencies in that band, his petition is denied.

6. In view of the foregoing, the Commission finds that the amendments to Part 97, Amateur Radio Service, as set forth below, are in the public interest, convenience, and necessity. The authority for such amendments is contained in section 4(d) and 303 of the Communications Act of 1934, as amended.

7. Accordingly, it is ordered, That effective November 22, 1969, Part 97 of the Commission's rules is amended as set forth below.

8. It is further ordered, That the petitions filed by Neil L. Petlock (RM-1357), John A. Attaway (RM-1393), and Emery T. Milton (RM-1493), to the extent that they are at variance with the rule changes adopted herein, are denied.

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

Adopted: September 24, 1969.

Released: September 26, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,¹

[SEAL] BEN F. WAPLE,
Secretary.

Part 97 of the Commission's rules is amended as follows:

Section 97.7(a) and table, and paragraph (c) [Note deleted] are amended to read as follows:

§ 97.7 Privileges of operator licenses.

(a) *Amateur Extra Class and Advanced Class.* All authorized amateur privileges including exclusive frequency

¹ Commissioner H. Rex Lee absent.

operating authority in accordance with the following table.

Frequencies	Class of license authorized
3500-3525 kc/s-----	Amateur Extra Only.
3800-3825 kc/s-----	
7000-7025 kc/s-----	
14,000-14,025 kc/s-----	
21,000-21,025 kc/s-----	
21,250-21,275 kc/s-----	Amateur Extra and Advanced.
3825-3900 kc/s-----	
7200-7250 kc/s-----	
14,200-14,275 kc/s-----	
21,275-21,350 kc/s-----	
50-50.1 Mc/s-----	

(c) *Technician Class.* All authorized amateur privileges on the frequencies 50.1-54.0 Mc/s and 145-147 Mc/s and in the amateur frequency bands above 220 Mc/s.

[F.R. Doc. 69-11672; Filed, Oct. 1, 1969; 8:45 a.m.]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I—Federal Power Commission

[Docket No. R-368; Order 388]

PART 260—STATEMENTS AND REPORTS (SCHEDULES)

Order Terminating Certain Annual Reporting Requirement of Natural Gas Companies

SEPTEMBER 25, 1969.

The Commission by this order amends FPC Report Form No. 2 by deleting therefrom Schedule No. 520A as previously prescribed by § 260.1 of Subchapter G, Chapter I, Title 18 CFR.

Schedule No. 520A of FPC Form 2, Annual Report by Natural Gas Companies, entitled Curtailments of Field and Mainline Industrial Customers, was required to be filed with the Commission pursuant to Order No. 300, 33 FPC 1286, issued June 24, 1965, as amended by Order No. 300-A, 35 FPC 451, issued March 30, 1966, and further amended by Order No. 344, 37 FPC 838, issued May 2, 1967. The Schedule No. 520A reports filed by Natural Gas Companies has been filed separately from the Form 2 Annual Report as a confidential report not available to the public except by special request to the Commission. No request has been made for access to the reports since the filing thereof was first required.

The existing schedule affected by this change is as follows:

FPC Form No. 2 schedule heading	Page
Curtailments of Field and Mainline Industrial Customers-----	520A

Section 260.1 of the regulations under the Natural Gas Act is amended by deleting this schedule from the list of schedules.

The Commission further finds:

(1) The changes made herein imposed no burden on reporting Natural Gas Companies. Notice of public rulemaking procedure is not necessary under the Administrative Procedure Act, 5 U.S.C. section 553. Good cause exists for omitting notice and public rulemaking procedure as the change relieves Natural Gas Companies of the present requirement and does not deprive the public of useful information. This is evidenced by the fact that since the report was first required to be filed no requests for access to the reports previously filed have been presented to the Commission.

(2) Upon considerations of all relevant matters, adoption and promulgation of the changes herein is necessary and appropriate for the purposes of the Natural Gas Act.

The Commission, acting under authority granted by the Natural Gas Act, as amended, particularly sections 8, 10, and 16, 52 Stat. 825, 826, and 830, 15 U.S.C. 717g(a), 717l, and 717o, orders:

(A) Effective for the reporting year 1969 and thereafter, Schedule No. 520A, "Curtailments of Field and Mainline Industrial Customers" of the FPC Form 2 Annual Report required of Natural Gas Companies, prescribed by § 260.1, of Subchapter G, Title 18 of the Code of Federal Regulations is terminated.

(B) The list of schedules in paragraph (c) of § 260.1 of the regulations under the Natural Gas Act is amended by deleting the words "Curtailment of Field and Mainline Industrial Customers (submitted separately)."

(C) The Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] GORDON M. GRANT,
Secretary.

[P.R. Doc. 69-11701; Filed, Oct. 1, 1969; 8:45 a.m.]

Title 46—SHIPPING

Chapter IV—Federal Maritime Commission

[General Orders 4, 22; Docket No. 69-41]

SUBCHAPTER A—GENERAL PROVISIONS

PART 503—PUBLIC INFORMATION

SUBCHAPTER B—REGULATIONS AFFECTING MARITIME CARRIERS AND RELATED ACTIVITIES

PART 510—LICENSING OF INDEPENDENT OCEAN FREIGHT FORWARDERS

Fees for Services; License Fee; Correction

By FEDERAL REGISTER publication of September 24, 1969 (34 F.R. 14734), the Commission increased its fee for application for an independent ocean freight forwarders license to \$125 by amending § 510.5(b) of Title 46 CFR. The application fee is also referred to in § 510.8(c)

(1) (ii). This section should also be and hereby is amended to reflect the increase in the application fee.

In the same FEDERAL REGISTER document the "General Order" amendment numbers were inadvertently omitted in the agency identification line. The general order identification should read "General Order 4 (Rev.); Amdt. 1 and General Order 22; Amdt. 2."

By the Commission.

[SEAL] THOMAS LISI,
Secretary.
[P.R. Doc. 69-11782; Filed, Oct. 1, 1969; 8:50 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C-1573]

PART 13—PROHIBITED TRADE PRACTICES

Aaron's, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.175 *Free goods or services*; § 13.155 *Prices*: 13.155-5 Additional charges unmentioned; 13.155-10 *Bait*; 13.155-95 *Terms and conditions*; § 13.180 *Quantity*: 13.180-30 *In stock*. Subpart—Misrepresenting oneself and goods—Goods: § 13.1625 *Free goods or services*; § 13.1720 *Quantity*; Misrepresenting oneself and goods—Prices: § 13.1778 *Additional costs unmentioned*; § 13.1779 *Bait*; § 13.1795 *Coverage or extras*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1905 *Terms and conditions*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Aaron's, Inc., et al., Falls Church, Va., Docket C-1573, Aug. 6, 1969]

In the Matter of Aaron's Inc., a Corporation, and Harry Baron and Irene Baron, Individually and as Officers of Said Corporation

Consent order requiring a Falls Church, Va., retailer of television and radio sets to cease using bait advertising, making deceptive offers of free merchandise, inducing purchasers to sign partially completed contracts, and failing to disclose that sales contracts may be negotiated to third parties.

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

It is ordered, That respondents Aaron's, Inc., a corporation, and its officers, and Harry Baron and Irene Baron, individually and as officers of said corporation, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution of tele-

vision sets, television, radio and phonograph combinations, or other products, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using in any manner, a sales plan, scheme or device wherein false, misleading or deceptive statements or representations are made in order to obtain leads or prospects for the sale of merchandise.

2. Discouraging the purchase of, or disparaging, any of the respondents' merchandise which is advertised or offered for sale.

3. Representing, directly or by implication, that specified products are offered for sale, unless such offer is bona fide and unless sufficient quantities are available in stock to satisfy reasonably anticipated demand; *Provided, however*, That items available only in limited supply may be advertised if such advertising clearly and conspicuously discloses the number of units in stock and the duration of the offer.

4. Representing, directly or by implication, that free merchandise will be given to purchasers of products, unless such free merchandise is tendered or delivered to the purchasers in every instance.

5. Inducing or causing purchasers or prospective purchasers of respondents' merchandise to sign blank or partially completed conditional sale contracts, or any other contractual instruments not fully filled out and completed.

6. Failing to disclose in writing, prior to the execution of any evidence of indebtedness by the purchaser, and with such conspicuousness and clarity as is likely to be observed and read by the purchaser, that such evidence of indebtedness may be, at respondents' option and without notice to the purchaser discredited, negotiated or assigned to a third party to whom the purchaser will be thereafter indebted and against whom the purchaser's claims or defenses may or may not be available.

7. Failing or refusing to supply purchasers of respondents' merchandise with a copy of the executed conditional sales contract, promissory note or other agreement at the time of execution by the purchaser.

8. Failing or refusing to disclose the exact amount of the total purchase price of merchandise including all interest, taxes, finance, credit, service or carrying charges, at the time the contract is executed by the purchasers.

9. Failing to deliver a copy of this order to cease and desist to all present and future salesmen or other persons engaged in the sale of respondents' products or services, and failing to secure from each such salesman or other person a signed statement acknowledging receipt of said order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall, within sixty (60)

days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: August 6, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-11714; Filed, Oct. 1, 1969;
8:46 a.m.]

[Docket No. C-1580]

PART 13—PROHIBITED TRADE PRACTICES

Berns Air King Corp.

Subpart—Advertising falsely or misleadingly: § 13.210 *Scientific tests*; § 13.245 *Specifications or standards conformance*. Subpart—Misrepresenting oneself and goods—Goods: § 13.1762 *Tests, purported*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1875 *Nonstandard character*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Berns Air King Corp., Chicago, Ill., Docket C-1580, Aug. 8, 1969]

In the Matter of Berns Air King Corp., a Corporation

Consent order requiring a Chicago, Ill., manufacturer of dehumidifiers to cease misrepresenting the moisture-removing capabilities of its products by using tests and standards other than those generally accepted and used by the industry.

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

It is ordered, That respondent Berns Air King Corp., a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device, in connection with the manufacturing, advertising, offering for sale, sale or distribution of dehumidifiers or other products, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Making any statement or representation, directly or by implication, respecting the moisture removal capabilities of dehumidifiers which is not based on tests conforming in all respects to the testing standards and procedures generally accepted and used by industry members, without clearly and conspicuously setting forth in immediate connection therewith the following statement:

Not rated by uniform industry testing methods. If industry tests were used, this dehumidifier would remove ----- pints less water per day or a daily total of ----- pints.

[Fill in correct number of pints.]

2. Failing to attach to each dehumidifier, with such security as to remain affixed thereto until sold and delivered to the ultimate purchaser, a tag or label conforming to the requirements of paragraph 1 hereof in connection with any

statement or representation respecting the moisture removal capabilities of dehumidifiers which is not based on tests conforming in all respects to the testing standards and procedures generally accepted and used by industry members.

3. Misrepresenting, in any manner, the performance capabilities of any of respondent's products.

4. Furnishing to or otherwise placing in the hands of others any means or instrumentalities whereby prospective purchasers or purchasers may be misled or deceived in the manner or as to the things prohibited by this order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

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

Issued: August 8, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-11715; Filed, Oct. 1, 1969;
8:46 a.m.]

[Docket No. C-1570]

PART 13—PROHIBITED TRADE PRACTICES

James C. Britt et al.

Subpart—Furnishing means and instrumentalities of misrepresentation or deception: § 13.1055 *Furnishing means and instrumentalities of misrepresentation or deception*. Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1448 *Individual or private business as cooperative or corporation*; Misrepresenting oneself and goods—Goods: § 13.1625 *Free goods or services*; Misrepresenting oneself and goods—Prices: § 13.1785 *Comparative*; § 13.1805 *Exaggerated as regular and customary*; Misrepresenting oneself and goods—Promotional sales plans: § 13.1830 *Promotional sales plans*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, James C. Britt doing business as United Redemption Bureau, etc., Auburn, Ky., Docket C-1570, Aug. 6, 1969]

In the Matter of James C. Britt, and Individual, Doing Business as United Redemption Bureau, United Redemption Center and National Promotion Bureau

Consent order requiring an Auburn, Ky., marketer of a sales promotion plan for stainless steel tableware to cease misrepresenting himself as a corporation, using false pricing and savings claims, and placing in the hands of others promotional material through which they may mislead the public.

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

It is ordered, That respondent James C. Britt, an individual, doing business as United Redemption Bureau, United Redemption Center or as National Promotion Bureau or under any other trade name or names, and respondent's agents, representatives, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution of a sales promotion plan or the certificates, cards, coupons or tableware, for use in connection therewith, or any other products, plans or services in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing that any unincorporated business operation is a corporation; or misrepresenting, in any manner, the nature, size or extent of his business.

2. Representing, directly or by implication, that tableware or other products are available at a low price to respondent or to his customers as a special promotion by the manufacturer; or misrepresenting, in any manner, the identity of the promoter, the nature or extent of any promotion, sales plan or scheme.

3. Representing, directly or by implication, that purchasers or participants in any of respondent's sales promotions, plans or schemes will receive free radio advertising; or misrepresenting, in any manner, the nature or extent of advertising that will be afforded such purchasers as participants.

4. Using the words "Comparative Value", "Comparable Value" or any word or words of similar import or meaning to refer to any amount as the selling price of compared merchandise which is appreciably in excess of the highest price at which substantial sales of comparable merchandise of like grade and quality have been made in the recent regular course of business in the trade area where such representations are made; or otherwise misrepresenting the price at which merchandise of like grade and quality has been sold in the trade area where the representations are made.

5. Misrepresenting, in any manner, the savings or the amount of savings available to purchasers or prospective purchasers of respondent's merchandise.

6. Furnishing or otherwise placing in the hands of others the means or instrumentalities whereby they may mislead or deceive the public in the manner or as to the things hereinabove prohibited.

7. Failing to deliver a copy of this order to cease and desist to all present and future salesmen or other persons engaged in the sale of respondent's products or services, and failing to secure from each such salesman or other person a signed statement acknowledging receipt of said order.

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

Issued: August 6, 1969.

By the Commission.

[SEAL]

JOSEPH W. SHEA,
Secretary.

[P.R. Doc. 69-11716; Filed, Oct. 1, 1969;
8:46 a.m.]

[Docket No. 8764]

PART 13—PROHIBITED TRADE PRACTICES

Broadloom Distributors, Inc., et al.

Subpart—Advertising falsely or misleading: § 13.30 *Composition of goods*: 13.30-75 *Textile Fiber Products Identification Act*; § 13.70 *Fictitious or misleading guarantees*: § 13.73 *Formal regulatory and statutory requirements*: 13.73-90 *Textile Fiber Products Identification Act*. Subpart—Furnishing false guaranties: § 13.1053 *Furnishing false guaranties*: 13.1053-80 *Textile Fiber Products Identification Act*. Subpart—Misbranding or mislabeling: § 13.1185 *Composition*: 13.1185-80 *Textile Fiber Products Identification Act*; § 13.1212 *Formal regulatory and statutory requirements*: 13.1212-80 *Textile Fiber Products Identification Act*. Subpart—Misrepresenting oneself and goods—Goods: § 13.1647 *Guarantees*: 13.1647-80 *Textile Fiber Products Identification Act*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements*: 13.1852-70 *Textile Fiber Products Identification Act*. Subpart—Using misleading name—Vendor: § 13.2420 *Manufacturing nature*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 72 Stat. 1717; 15 U.S.C. 45, 70) [Cease and desist order, Broadloom Distributors, Inc., et al., Pennel, Pa., Docket 8764, Aug. 7, 1969]

In the Matter of Broadloom Distributors, Inc., a Corporation and Sidney Soifer and Philip Bohm, Individually and as Officers of Carpetville, Inc., a Corporation, and Broadloom Distributors, Inc., a Corporation, and Alan R. Portnoy and Burton Snyder, Individually and as Officers of Broadloom Distributors, Inc., a Corporation

Consent order requiring a Pennel, Pa., former retailer of carpeting to cease misbranding, falsely advertising, and deceptively guaranteeing its textile fiber products.

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

It is ordered, That respondents Broadloom Distributors, Inc., a corporation, and its officers, and Philip Bohm, individually and as a former officer of Carpetville, Inc., and as a present officer of Broadloom Distributors, Inc., and Alan R. Portnoy and Burton Snyder, individually and as officers of Broadloom Distributors, Inc., and Sidney Soifer, individually and as a former officer of Carpetville, Inc., and Broadloom Distributors, Inc., and respondents' representatives, agents, and employees, directly or through any corporate or other

device, in connection with the introduction, manufacture for introduction, delivery for introduction, sale, advertising, or offering for sale, in commerce, or the transportation or causing to be transported in commerce, or the importation into the United States, of any textile fiber product; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, of any textile fiber product which has been advertised or offered for sale in commerce, or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, after shipment in commerce, of any textile fiber product whether in its original state or contained in other textile fiber products, as the terms "commerce" and "textile fiber product" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from:

A. 1. Failing to set forth that the required disclosure as to the fiber content of floor coverings relates only to the face, pile or outer surface of such products and not to exempted backings, fillings or paddings, when such is the case.

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

B. Advertising textile fiber products by:

1. Making any representations by disclosure or by implication as to the fiber content of any textile fiber product in any written advertisement which is used to aid, promote or assist directly or indirectly, in the sale or offering for sale of such textile fiber product, without disclosing in the said advertisement the same information required to be shown on the stamp, tag, label, or other means of identification under section 4(b) (1) and (2) of the Textile Fiber Products Identification Act, except that the percentages of the fibers present in the textile fiber product need not be stated.

2. Failing to set forth, in disclosing the required fiber content information as to floor coverings containing exempted backings, fillings, or paddings, that such disclosure relates only to the face, pile or outer surface of such textile fiber products and not to the exempted backings, fillings, or paddings.

3. Failing to set forth all parts of the required information in advertisements of textile fiber products in immediate conjunction with each other in legible and conspicuous type or lettering of equal size and prominence.

It is further ordered, That respondents Broadloom Distributors, Inc., a corporation, and its officers, and Philip Bohm, individually and as a former officer of Carpetville, Inc., and as a present officer of Broadloom Distributors, Inc., and Alan R. Portnoy and Burton Snyder, individually and as officers of Broadloom Distributors, Inc., and Sidney Soifer, individually and as a former officer of Carpetville, Inc., and Broadloom Distributors, Inc., and respondents' representatives, agents, and employees, directly or through any corporate or other device,

in connection with the offering for sale, sale or distribution of floor coverings or other related textile products in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Advertising or offering said products for sale for the purpose of obtaining leads or prospects for the sale of different products unless the advertised products are capable of adequately performing the functions for which they are offered and respondents have readily available an adequate stock of the products advertised and offered for sale.

2. Using, in any manner, a sales plan, device, or advertisement wherein false, misleading, or deceptive statements or representations are made in order to obtain leads or prospects for sale of other merchandise.

3. Disparaging in any manner or refusing to sell any products advertised.

4. Representing, directly or indirectly, that any products or services are offered for sale when such offer is not a bona fide offer to sell said products or services.

5. Representing that any of respondents' products are guaranteed, unless the nature and extent of the guarantee, the name of the guarantor, the address of the guarantor, and the manner in which the guarantor will perform thereunder, are clearly and conspicuously disclosed.

It is further ordered, That respondents Broadloom Distributors, Inc., a corporation, and its officers, an Philip Bohm, Alan R. Portnoy, and Burton Snyder, individually and as officers of Broadloom Distributors, Inc., and Sidney Soifer, individually and as a former officer of Broadloom Distributors, Inc., and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of floor coverings or other related textile products in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from, directly or indirectly using the word "Distributors" or any other term of similar import or meaning in or as a part of respondents' corporate or trade name, or representing in any other manner that respondents are engaged in wholesale distribution of floor coverings or other related textile products unless and until respondents do in fact become wholesale distributors.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

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

Issued: August 7, 1969.

By the Commission.

[SEAL]

JOSEPH W. SHEA,
Secretary.

[P.R. Doc. 69-11717; Filed, Oct. 1, 1969;
8:46 a.m.]

[Docket No. C-1579]

PART 13—PROHIBITED TRADE PRACTICES

Lillian Eberhardt and Lil's Craft Shop

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

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 87 Stat. 111, as amended; 15 U.S.C. 45, 1191) [Cease and desist order, Mrs. Lillian Eberhardt, trading as Lil's Craft Shop, Navarre, Ohio, Docket C-1579, Aug. 7, 1969]

In the Matter of Mrs. Lillian Eberhardt, an Individual Trading as Lil's Craft Shop

Consent order requiring the owner of a Navarre, Ohio, crafts shop to cease marketing dangerously flammable fabrics and submit a report on plans for disposal of the stock on hand.

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

It is ordered, That the respondent, Mrs. Lillian Eberhardt, individually and trading as Lil's Craft Shop, or under any other name, and respondent's representatives, agents, and employees, directly or through any corporate or other device, do forthwith cease and desist from selling, offering for sale, in commerce, or importing into the United States, or introducing, delivering for introduction, transporting or causing to be transported in commerce, or selling or delivering after sale or shipment in commerce, any fabric as "commerce" and "fabric" are defined in the Flammable Fabrics Act, as amended, which falls to conform to an applicable standard or regulation continued in effect, issued or amended under the provisions of the aforesaid Act.

It is further ordered, That the respondent herein shall within ten (10) days after service upon her of this order, file with the Commission an interim special report in writing setting forth the respondent's intention as to compliance with this order. This interim special report shall also advise the Commission fully and specifically concerning the identity of the fabric which gave rise to the complaint, (1) the amount of such fabric in inventory, (2) any action taken to notify customers of the flammability of such fabric and the results thereof and (3) any disposition of such fabric since October 2, 1968. Such report shall further inform the Commission whether respondent has in inventory any fabric, product or related material having a plain surface and made of silk, rayon or cotton or combinations thereof in a weight of 2 ounces or less per square yard or made of cotton or rayon or combinations thereof with a raised fiber surface. Respondent will submit samples of any such fabric, product or related material with this report.

It is further ordered, That the respondent herein shall, within sixty (60) days after service upon her of this order, file with the Commission a report in writing setting forth in detail the manner

and form in which she has complied with this order.

Issued: August 7, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-11718; Filed, Oct. 1, 1969; 8:46 a.m.]

[Docket No. 8761 o]

PART 13—PROHIBITED TRADE PRACTICES

Household Sewing Machine Co., Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, advantages, or connections*; 13.15-195 *Nature*; § 13.70 *Fictitious or misleading guarantees*; § 13.90 *History of product or offering*; § 13.150 *Premiums and prizes*; 13.150-35 *Prizes*; § 13.155 *Prices*; 13.155-10 *Bait*; 13.155-78 *Repossession balances*. Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1490 *Nature*; Misrepresenting oneself and goods—Goods: § 13.1647 *Guarantees*; § 13.1650 *History of product*; § 13.1705 *Prize contests*; Misrepresenting oneself and goods—Prices: § 13.1779 *Bait*; § 13.1805 *Exaggerated as regular and customary*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1892 *Sales contract, right-to-cancel provisions*; § 13.1905 *Terms and conditions*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Household Sewing Machine Co., Inc., et al., Arlington, Va., Docket 8761, Aug. 6, 1969]

In the Matter of Household Sewing Machine Co., Inc., a Corporation, and William R. Clark, Individually and as an Officer of Said Corporation, and William R. Seeger, Individually and as a Former Officer of Said Corporation

Order requiring an Arlington, Va., marketer of sewing machines to cease using bait and switch tactics, misrepresenting the age, model or identity of any machine, making false savings claims, using deceptive names as means to collect bills, falsely guaranteeing any of its products, using prizes or awards deceptively, failing to disclose that its sales contracts may be sold to a finance company, and failing to notify signers of sales contracts and promissory notes that such instruments may be rescinded within 3 days.

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

It is ordered, That respondents Household Sewing Machine Co., Inc., a corporation, and its officers, and William R. Clark, individually and as an officer of said corporation, and William R. Seeger, individually and as a former

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officer of said corporation, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution of sewing machines, or any other products, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that any products or services are offered for sale when such offer is not a bona fide offer to sell said products or services.

2. Using any advertising, sales plan or promotional scheme involving the use of false, misleading or deceptive statements or representations to obtain leads or prospects for the sale of any product.

3. Making representations purporting to offer merchandise for sale when the purpose of the representation is not to sell the offered merchandise but to obtain leads or prospects for the sale of other merchandise at higher prices.

4. Disparaging, in any manner, or discouraging the purchase of any product advertised.

5. Representing, directly or by implication, that any product has been manufactured or designed to be sold in any stated year, unless such product was in fact manufactured or designed to be sold in the year represented.

6. Misrepresenting in any manner the model year, the year of manufacture or design, or the age of any product.

7. Representing, directly or by implication, that any product was left in lay away, was repossessed, or that it is being offered for the balance of the purchase price which was unpaid by a previous purchaser, unless the specific product in each instance was left in lay away, was repossessed or is offered for the balance of the unpaid purchase price, as represented.

8. Misrepresenting in any manner the status, kind, quality or price of the product being offered.

9. Representing, directly or by implication, that purchasers save the paid-in amount on repossessed or unclaimed lay away products, unless in each instance purchasers save the amount represented.

10. Misrepresenting in any manner the savings afforded to purchasers of respondents' products.

11. Using the names "Credit Dept." or "Household Credit Dept.", or other names of similar import or meaning; or otherwise representing directly or by implication, that respondents' principal business is that of lending money or settling or collecting accounts; or misrepresenting in any manner the nature or status of respondents' business.

12. Representing, directly or by implication, that products are guaranteed, unless the nature, conditions and extent of the guarantee and the manner in which the guarantor will perform thereunder are clearly and conspicuously disclosed.

13. Representing, directly or by implication, that names of winners are selected or obtained through "drawings"

or by chance when all of the names selected are not chosen by lot; or misrepresenting in any manner the method by which names are selected in any drawing or contest.

14. Representing, directly or by implication, that certificates, awards or prizes are of a certain value or worth when recipients thereof are not in fact benefited by or do not save the amount of the represented value of such certificates, prizes, or awards.

15. Representing, directly or by implication, that any savings, discount or allowance is given purchasers from respondents' selling price for specified products, unless said selling price is the amount at which such products have been sold or offered for sale in good faith by respondents for a reasonably substantial period of time in the recent regular course of their business.

16. Failing to disclose, orally prior to the time of sale and in writing on any trade acceptance, conditional sales contract, promissory note, or other instrument of indebtedness executed by the purchaser, with such conspicuousness and clarity as is likely to be observed and read by such purchaser:

(a) The disclosures, if any, required by Federal law or the law of the State in which the instrument is executed;

(b) Where negotiations of the instrument to any third party is prohibited or otherwise limited under the law of the State in which the instrument is executed, that the negotiation or assignment of the trade acceptance, conditional sales contract, promissory note or other instrument of indebtedness to a finance company or other third party will not rescind or diminish any rights or defenses the purchaser may have under the contract;

(c) Where negotiation of the instrument to a third party is not prohibited by the law of the State in which the instrument is executed, that the trade acceptance, conditional sales contract, promissory note or other instrument may, at the option of the seller and without notice to the purchaser, be negotiated or assigned to a finance company or other third party; and

(d) Where the law of the State in which the instrument is executed does not preserve as against any holder of the instrument all the legal and equitable defenses the purchaser may assert against the seller, that in the event the instrument is negotiated or assigned to a finance company or other third party, the purchaser may have to pay such finance company or other third party the full amount due under his contract whether or not he has claims against the seller's merchandise as defective; the seller refuses to service the merchandise; or the seller is no longer in business, or other like claims.

II. *It is further ordered*, That the respondents herein shall, in connection with the offering for sale, the sale, or distribution of sewing machines or any other products, when the offer for sale or sale is made in the buyer's home, forthwith cease and desist from:

(1) Contracting for any sale whether in the form of trade acceptance, conditional sales contract, promissory note, or otherwise which shall become binding on the buyer prior to midnight of the third day, excluding Sundays and legal holidays, after date of execution.

(2) Failing to disclose, orally prior to the time of sale and in writing on any trade acceptance, conditional sales contract, promissory note or other instrument executed by the buyer with such conspicuousness and clarity as likely to be observed and read by such buyer, that the buyer may rescind or cancel the sale by directing or mailing a notice of cancellation to respondents' address prior to midnight of the third day, excluding Sundays and legal holidays, after the date of the sale. Upon such cancellation the burden shall be on respondents to collect any goods left in buyer's home and to return any payments received from the buyer. Nothing contained in this right-to-cancel provision shall relieve buyers of the responsibility for taking reasonable care of the goods prior to cancellation and during a reasonable period following cancellation.

(3) Failing to provide a separate and clearly understandable form which the buyer may use as a notice of cancellation.

(4) Negotiating any trade acceptance, conditional sales contract, promissory note, or other instrument of indebtedness to a finance company or other third party prior to midnight of the fifth day, excluding Sundays and legal holidays, after the date of execution by the buyer.

(5) *Provided, however*, That nothing contained in Part II of this order shall relieve respondents of any additional obligations respecting contracts made in the home required by Federal law or the law of the State in which the contract is made. When such obligations are inconsistent respondents can apply to the Commission for relief from this provision with respect to contracts executed in the State in which such different obligations are required. The Commission, upon proper showing, shall make such modifications as may be warranted in the premises.

III. *It is further ordered*, That the respondents herein shall forthwith deliver a copy of this order to cease and desist to all present and future salesmen or other persons engaged in the sale of respondents' products or services, and shall secure from each such salesman or other person a signed statement acknowledging receipt of said order.

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

Issued: August 6, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-11719; Filed, Oct. 1, 1969; 8:46 a.m.]

[Docket No. C-1572]

PART 13—PROHIBITED TRADE PRACTICES

Juice Master Manufacturing Co., Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.70 *Fictitious or misleading guarantees*. Subpart—Furnishing false guaranties: § 13.1053 *Furnishing false guaranties*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Juice Master Manufacturing Co., Inc., et al., East Peoria, Ill., Docket C-1572, Aug. 6, 1969]

In the Matter of Juice Master Manufacturing Co., Inc., a Corporation, and Lola Slagell, Individually and as an Officer of Said Corporation, and Lloyd D. Slagell, Individually

Consent order requiring an East Peoria, Ill., distributor of fruit and vegetable juice extractors to cease using deceptive guarantees in the sale of its products.

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

It is ordered, That respondents, Juice Master Manufacturing Co., Inc., a corporation, and its officers, and Lola Slagell, individually and as an officer of said corporation, and Lloyd D. Slagell, individually, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution of fruit and vegetable juice extractors or other products, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that their products are guaranteed unless all of the essential terms and conditions of the guarantee, including its nature and extent, the name and address of the guarantor, and the manner in which the guarantor will perform thereunder, are clearly and conspicuously disclosed in immediate conjunction therewith.

2. Furnishing or otherwise placing in the hands of others any means or instrumentality by or through which they may mislead or deceive the public in the manner or as to the things prohibited by this order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

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

Issued: August 6, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-11720; Filed, Oct. 1, 1969; 8:46 a.m.]

[Docket No. C-1575]

PART 13—PROHIBITED TRADE PRACTICES

Lebanon Knitting Mill, Inc., et al.

Subpart—Misbranding or mislabeling: § 13.1185 *Composition*: 13.1185-90 *Wool Products Labeling Act*; § 13.1212 *Formal regulatory and statutory requirements*: 13.1212-90 *Wool Products Labeling Act*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements*: 13.1852-80 *Wool Products Labeling Act*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, secs. 2-5, 54 Stat. 1128-1130; 15 U.S.C. 45, 68) [Cease and desist order, Lebanon Knitting Mill, Inc., et al., Pawtucket, R.I., Docket C-1575, Aug. 6, 1969]

In the Matter of Lebanon Knitting Mill, Inc., a Corporation, and Clinton Grossman and Stanley Grossman, Individually and as Officers of Said Corporation

Consent order requiring a Pawtucket, R.I., knitting mill to cease misbranding the fiber content of its wool products.

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

It is ordered, That respondents Lebanon Knitting Mill, Inc., a corporation, and its officers, and Clinton Grossman, and Stanley Grossman, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, or the manufacture for introduction, into commerce, or the offering for sale, sale, transportation, distribution, delivery for shipment, in commerce, of wool products, as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from misbranding such products by:

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

2. Failing to securely affix to or place on, each such product a stamp, tag, label, or other means of identification correctly showing in a clear and conspicuous manner each element of information required to be disclosed by section 4(a)(2) of the Wool Products Labeling Act of 1939.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

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

Issued: August 6, 1969.

By the Commission.

[SEAL]

JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-11721; Filed, Oct. 1, 1969; 8:40 a.m.]

[Docket No. C-1574]

PART 13—PROHIBITED TRADE PRACTICES

Mattresses, Inc., and Paul Feldman

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, advantages, or connections*: 13.15-30 *Connections or arrangements with others*; § 13.155 *Prices*: 13.155-10 *Bait*; 13.155-100 *Usual as reduced, special, etc.*; § 13.170 *Qualities or properties of product or service*: 13.170-22 *Corrective, orthopedic, etc.* Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1395 *Connections and arrangements with others*. Subpart—Misrepresenting oneself and goods—Goods: § 13.1710 *Qualities or properties*. Subpart—Misrepresenting oneself and goods—Prices: § 13.1779 *Bait*; § 13.1805 *Exaggerated as regular and customary*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1905 *Terms and conditions*. Subpart—Using misleading name—Goods: § 13.2325 *Qualities or properties*. Subpart—Using patents, rights or privileges unlawfully: § 13.2485 *Using patents, rights, or privileges unlawfully*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Mattresses, Inc., et al., Baltimore, Md., Docket C-1574, Aug. 6, 1969]

In the Matter of Mattresses, Inc., a Corporation, and Paul Feldman, an Individual and as an Officer of Said Corporation

Consent order requiring a Baltimore, Md., retailer of mattresses and box springs to cease using fictitious pricing, bait offers, and false health claims, misrepresenting that its products are patented, and failing to disclose all financial details of its sales contracts.

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

It is ordered, That respondents Mattresses, Inc., a corporation, and its officers, and Paul Feldman, individually and as an officer of said corporation, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale, or distribution of mattresses, box springs, or any other product in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that the respondents or their representatives are affiliated with or are working in conjunction with a physical fitness or health program, or that the respondents or their representatives are "health representatives," or representing in any manner that respondents or their representatives, agents, or employees are contacting members of the public for any purpose other than the sale of merchandise.

2. Using, in any manner, a sales plan, scheme, or device, wherein false, misleading, or deceptive statements or rep-

resentations are made in order to obtain leads or prospects for the sale of merchandise.

3. Making representations purporting to offer merchandise for sale when the purpose of the representation is not to sell the offered merchandise but is to obtain leads or prospects for the sale of other merchandise at higher prices.

4. Discouraging the purchase of, or disparaging, any merchandise which is advertised or offered for sale.

5. Representing, directly or by implication, that any merchandise is offered for sale when such offer is not a bona fide offer to sell said merchandise.

6. Representing, directly or by implication, that any article of merchandise is offered for sale or sold at a special price, reduced price, or a discount price unless such price constitutes a significant reduction from the respondents' established selling price at which such merchandise has been sold in substantial quantities by respondents in the recent regular course of their business.

7. Representing, directly or by implication, that any article of merchandise offered for sale is limited in time or in any other manner unless any represented limitation or restriction is actually imposed and in good faith adhered to.

8. Misrepresenting, directly or indirectly, in any manner the savings realized by purchasers of respondents' merchandise.

9. Using the words or terms "orthopedic," "health," or any other words or terms of similar import or meaning as descriptive of mattresses or any other bedding product not specially designed and constructed so as to prevent, correct, or afford substantial relief to a body deformity or deformities, and not in accord with recommendations of an orthopedic authority or authorities respecting the design or construction of such product for the prevention, correction, or relief of a body deformity or deformities.

10. Representing, directly or by implication, that the design or construction of their products has been approved by a practitioner or practitioners of medicine, orthopedics, or chiropractic.

11. Using the word "custom" or the phrases "custom made," "custom built," or any other words or phrases of similar import or meaning as descriptive of stock merchandise; or misrepresenting, directly or by implication, that their bedding products have been specially designed and constructed in accordance with specifications furnished by the purchasers or users prior to manufacture.

12. Representing, directly or by implication, that bedding products, or any material part thereof, are protected by U.S. patent number 2,227,685, or falsely representing, in any manner, that bedding products, or any material part thereof, are protected by a U.S. patent or that the respondents are authorized to use a patent issued to another party.

13. Failing to disclose orally at the time of sale and in writing to each customer who executes a conditional sales contract, promissory note, or other negotiable instrument, with such conspicuousness and clarity as is likely to be read

and observed by the customer all of the following items:

- (a) The cash price of the merchandise purchased.
- (b) The sum of any amounts credited as down payment (including any trade-in).
- (c) The difference between the amount referred to in paragraph (a) and the amount referred to in paragraph (b).
- (d) All other charges, individually itemized, which are included in the amount of the credit extended but which are not part of the finance charge.
- (e) The amount to be financed (the sum of the amount described in paragraph (c) plus the amount described in paragraph (d)).
- (f) The amount of the finance charge.
- (g) The finance charge expressed as an annual percentage rate.
- (h) The total credit price (the sum of the amounts described in paragraph (e) plus the amount described in paragraph (f)) and the number, amount, and due dates or periods of payments scheduled to pay the total credit price.
- (i) The default, delinquency, or similar charges payable in the event of late payments as well as all other consequences provided in the sales or credit agreements for late or missed payments.
- (j) A description of any security interest held or to be retained or acquired by respondent in connection with the extension of credit, and a clear identification of the property to which the security interest relates.

For the purpose of this paragraph, the definition of the term "finance charge" and computation of the annual percentage rate is to be determined under sections 106 and 107 of Public Law 90-321, the "Truth in Lending Act", and the regulations promulgated thereunder.

14. Failing to deliver a copy of this order to cease and desist to all present and future salesmen or other persons engaged in the sale of respondents' merchandise, and failing to secure from each such salesman or other person a signed statement acknowledging receipt of said order.

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

Issued: August 6, 1969.

By the Commission.

[SEAL]

JOSEPH W. SHEA,
Secretary.

[P.R. Doc. 89-11722; Filed, Oct. 1, 1969;
8:46 a.m.]

[Docket No. C-1571]

PART 13—PROHIBITED TRADE PRACTICES

National Institute of Meat Packing, Inc., and Philip J. Somerville

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, ad-*

vantages, or connections: 13.15-125 Individual or private business being: 13.15-125(s) Institute; § 13.115 *Jobs and employment service.* Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1450 *Individual or private business as educational, religious or research institution.* Subpart—Misrepresenting oneself and goods—Goods: § 13.1670 *Jobs and employment.* Subpart—Using misleading name—Vendor: § 13.2410 *Individual or private business being educational, religious or research institution or organization.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, National Institute of Meat Packing Inc., et al., Mundelein, Ill., Docket C-1571, Aug. 6, 1969]

In the Matter of National Institute of Meat Packing Inc., a Corporation, and Philip J. Somerville, Individually and as an Officer of Said Corporation

Consent order requiring a Mundelein, Ill., correspondence school to cease using false advertising and other misrepresentations to sell its courses relating to the meatpacking industry or any other subject.

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

It is ordered, That respondents National Institute of Meat Packing, Inc., a corporation, and its officers, and Philip J. Somerville, individually and as an officer of said corporation, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution of a course of study and instruction relating to the meatpacking industry or any other subject in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication:

(a) That employment is being offered when the purpose is to obtain purchasers for a course of study and instruction;

(b) That respondents on behalf of meatpackers will train persons for employment by meatpackers, or misrepresenting, in any manner, respondents' affiliation with or representation of meatpackers or the meatpacking industry or any other persons, corporations, or industry;

(c) That a person completing respondents' training course, or course of study and instruction, is assured employment, or misrepresenting, in any manner, the availability of or the opportunity for employment by a person completing any training course, or course of study and instruction;

(d) That respondents provide an in-plant training program in meatpacking plants, or misrepresenting, in any manner, the amount or kind of training furnished students enrolled in any course of study and instruction.

2. Using any advertising or other material to promote the sale of a course of study and instruction which does not

clearly and conspicuously reveal that the purpose of such advertising or communication is to sell said course.

3. Using the word "Institute" or any abbreviation or simulation thereof, as part of respondents' trade name, unless there is a clear and conspicuous disclosure, in immediate conjunction therewith, that respondents' business is a private home study training organization; or misrepresenting, in any manner, the nature, character or affiliation of respondents' business.

4. Failing to deliver a copy of this order to cease and desist to all present and future salesmen or other persons engaged in selling respondents' courses of study and instruction, and failing to secure from each such salesman or other person a signed statement acknowledging receipt of said order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

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

Issued: August 6, 1969.

By the Commission.

[SEAL]

JOSEPH W. SHEA,
Secretary.

[P.R. Doc. 89-11723; Filed, Oct. 1, 1969;
8:46 a.m.]

[Docket No. C-1578]

PART 13—PROHIBITED TRADE PRACTICES

Norm Thompson Outfitters, Inc., and Bernard A. Alport

Subpart—Advertising falsely or misleadingly: § 13.30 *Composition of goods:* 13.30-75 *Textile Fiber Products Identification Act;* § 13.73 *Formal regulatory and statutory requirements:* 13.73-90 *Textile Fiber Products Identification Act.* Subpart—Misbranding or mislabeling: § 13.1185 *Composition:* 13.1185-90 *Wool Products Labeling Act;* § 13.1212 *Formal regulatory and statutory requirements:* 13.1212-90 *Wool Products Labeling Act.* Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements:* 13.1852-80 *Wool Products Labeling Act.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, secs. 2-5, 54 Stat. 1128-1130, 72 Stat. 1717; 15 U.S.C. 45, 68, 70) [Cease and desist order, Norm Thompson Outfitters, Inc., et al., Portland, Oreg., Docket C-1578, Aug. 7, 1969]

In the Matter of Norm Thompson Outfitters, Inc., a Corporation, and Bernard A. Alport, Individually and as an Officer of Said Corporation

Consent order requiring a Portland, Oreg., importer and mail-order seller of wearing apparel to cease misbranding its wool and textile fiber products and

falsely advertising its textile fiber products.

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

It is ordered, That respondents Norm Thompson Outfitters, Inc., a corporation, and its officers, and Bernard A. Alport, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the offering for sale, sale, transportation, delivery for shipment or shipment, in commerce, of wool products as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from misbranding such products by:

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

2. Failing to securely affix to, or place on, each such product a stamp, tag, label, or other means of identification correctly showing in a clear and conspicuous manner each element of information required to be disclosed by section 4(a)(2) of the Wool Products Labeling Act of 1939.

It is further ordered, That respondents Norm Thompson Outfitters, Inc., a corporation, and its officers, and Bernard A. Alport, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, delivery for introduction, sale, advertising, or offering for sale, in commerce, or the transportation or causing to be transported in commerce, or the importation into the United States, of any textile fiber product; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, of any textile fiber product which has been advertised or offered for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, after shipment in commerce, of any textile fiber product, whether in its original state or contained in other textile fiber products, as the terms "commerce" and "textile fiber product" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from falsely and deceptively advertising textile fiber products by:

1. Making any representations, directly or by implication, as to fiber content of any textile fiber product in any written advertisement which is used to aid, promote, or assist, directly or indirectly, in the sale or offering for sale of such textile fiber product, unless the same information required to be shown on the stamp, tag, label, or other means of identification under section 4(b)(1) and (2) of the Textile Fiber Products Identification Act is contained in the said advertisement, except that the percentages of the fibers present in the textile fiber product need not be stated.

2. Using a fiber trademark in an advertisement without a full disclosure of the required content information in at least one instance in the said advertisement.

3. Using a fiber trademark in advertising textile fiber products containing more than one fiber without such fiber trademark appearing in the required fiber content information in immediate proximity and conjunction with the generic name of the fiber in plainly legible type or lettering of equal size and conspicuousness.

4. Using a fiber trademark in advertising textile fiber products, containing only one fiber without such fiber trademark appearing in the required fiber content information in immediate proximity and conjunction with the generic name of the fiber in plainly legible type or lettering of equal size and conspicuousness.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

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

Issued: August 7, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-11727; Filed, Oct. 1, 1969;
8:46 a.m.]

[Docket No. C-1576]

PART 13—PROHIBITED TRADE PRACTICES

Paramount Quilting Corp. et al.

Subpart—Furnishing false guaranties: § 13.1053 *Furnishing false guaranties*; 13.1053-80 *Textile Fiber Products Identification Act*. Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely*; 13.1108-80 *Textile Fiber Products Identification Act*. Subpart—Misbranding or mislabeling: § 13.1185 *Composition*; 13.1185-80 *Textile Fiber Products Identification Act*; 13.1185-90 *Wool Products Labeling Act*; § 13.1212 *Formal regulatory and statutory requirements*; 13.1212-80 *Textile Fiber Products Identification Act*; 13.1212-90 *Wool Products Labeling Act*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements*; 13.1852-70 *Textile Fiber Products Identification Act*; 13.1852-80 *Wool Products Labeling Act*. (Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 72 Stat. 1717, secs. 2-5, 54 Stat. 1128-1130, 15 U.S.C. 45, 70, 68) [Cease and desist order, Paramount Quilting Corp. et al., Bronx, N.Y., Docket C-1576, Aug. 7, 1969]

In the Matter of Paramount Quilting Corp., a Corporation, and Erwin Blum and Hyman D. Parker, Individually and as Officers of Said Corporation

Consent order requiring a Bronx, N.Y., quilting manufacturer to cease misbranding its wool and textile fiber products, falsely invoicing its textile fiber products, furnishing false guarantees and failing to maintain required records.

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

It is ordered, That respondents Paramount Quilting Corp., a corporation, and its officers, and Erwin Blum and Hyman D. Parker, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, delivery for introduction, manufacture for introduction, sale, advertising, or offering for sale, in commerce, or the transportation or causing to be transported in commerce, or the importation into the United States, of any textile fiber product; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, of any textile fiber product, which has been advertised or offered for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, after shipment in commerce, of any textile fiber product, whether in its original state or contained in other textile fiber products, as the terms "commerce" and "textile fiber product" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from:

A. Misbranding textile fiber products by failing to affix labels to each such product showing in a clear, legible, and conspicuous manner each element of information required to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

B. Failing to maintain records of fiber content of textile fiber products manufactured by them, as required by section 6(a) of the Textile Fiber Products Identification Act and Rule 39 of the regulations promulgated thereunder.

It is further ordered, That respondents Paramount Quilting Corp., a corporation, and its officers, and Erwin Blum and Hyman D. Parker, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, do forthwith cease and desist from furnishing a false guaranty that any textile fiber product is not misbranded or falsely invoiced.

It is further ordered, That respondents Paramount Quilting Corp., a corporation, and its officers, and Erwin Blum and Hyman D. Parker, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, or the manufacture for introduction, into commerce, or the

offering for sale, sale, transportation, distribution, delivery for shipment or shipment, in commerce, of wool products, as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from misbranding such products by failing to securely affix to or place on, each such product a stamp, tag, label, or other means of identification correctly showing in a clear and conspicuous manner each element of information required to be disclosed by section 4(a) (2) of the Wool Products Labeling Act of 1939.

It is further ordered. That respondents Paramount Quilting Corp., a corporation, and its officers, and Erwin Blum and Hyman D. Parker, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of quilted materials or any other textile products in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from misrepresenting the character or amount of constituent fibers contained in quilted products or any other textile products on invoices or shipping memoranda applicable thereto or in any other manner.

It is further ordered. That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

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

Issued: August 7, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[P.R. Doc. 69-11724; Filed, Oct. 1, 1969; 8:46 a.m.]

[Docket No. C-1577]

PART 13—PROHIBITED TRADE PRACTICES

Selvy Fur Co., Inc., et al.

Subpart—Furnishing false guaranties: § 13.1053 *Furnishing false guaranties*; 13.1053-35 *Fur Products Labeling Act*.
Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely*; 13.1108-45 *Fur Products Labeling Act*.
Subpart—Misbranding or mislabeling: § 13.1185 *Composition*; 13.1185-30 *Fur Products Labeling Act*; § 13.1212 *Formal regulatory and statutory requirements*; 13.1212-30 *Fur Products Labeling Act*.
Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition*; 13.1845-30 *Fur Products Labeling Act*; § 13.1852 *Formal regulatory and statutory requirements*; 13.1852-35 *Fur Products Labeling Act*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Selvy Fur Co., Inc., et al., New York, N.Y., Docket C-1577, Aug. 7, 1969]

In the Matter of Selvy Fur Co., Inc., a Corporation, and Benjamin Weinstein and Peter Weinstein, Individually and as Officers of Said Corporation

Consent order requiring a New York City manufacturing furrier to cease misbranding, falsely invoicing, and deceptively guaranteeing its fur products.

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

It is ordered. That respondents Selvy Fur Co., Inc., a corporation, and its officers, and Benjamin Weinstein and Peter Weinstein, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, or manufacture for introduction, into commerce, or the sale, advertising or offering for sale in commerce, or the transportation or distribution in commerce, of any fur product; or in connection with the manufacture for sale, sale, advertising, offering for sale, transportation or distribution of any fur product which is made in whole or in part of fur which has been shipped and received in commerce, as the terms "commerce," "fur," and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

A. Misbranding fur products by:

1. Failing to affix labels to fur products showing in words and in figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act.
2. Failing to use the term "natural" on labels to describe fur products which are not pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

3. Failing to set forth information required under section 4 of the Fur Products Labeling Act and the rules and regulations promulgated thereunder with respect to each section of fur products composed of two or more sections containing different animal furs.

B. Falsely or deceptively invoicing fur products by:

1. Failing to furnish invoices, as the term "invoice" is defined in the Fur Products Labeling Act, showing in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 5(b) (1) of the Fur Products Labeling Act.
2. Setting forth information required on invoices under section 5(b) (1) of the Fur Products Labeling Act and the rules and regulations, in abbreviated form.

3. Failing to set forth the term "Dyed Broadtail-processed Lamb" on invoices in the manner required where an election is made to use that term instead of the words "Dyed Lamb".

4. Failing to use the term "natural" on invoices to describe fur products

which are not pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

5. Failing to set forth information required under section 5(b) (1) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder, separately on invoices with respect to each section of fur products composed of two or more sections containing different animal furs.

6. Setting forth on an invoice pertaining thereto, any false or deceptive information with respect to the name or designation of the animal or animals that produced the fur contained in such fur products.

It is further ordered. That respondents Selvy Fur Co., Inc., a corporation, and its officers, and Benjamin Weinstein and Peter Weinstein, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, do forthwith cease and desist from furnishing a false guaranty that any fur product is not misbranded, falsely invoiced, or falsely advertised when the respondents have reason to believe that such fur product may be introduced, sold, transported, or distributed in commerce.

It is further ordered. That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

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

Issued: August 7, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[P.R. Doc. 69-11725; Filed, Oct. 1, 1969; 8:46 a.m.]

[Docket No. C-1569]

PART 13—PROHIBITED TRADE PRACTICES

Technical Education Corp. et al.

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, advantages, or connections*; 13.15-30 *Connections or arrangements with others*; 13.15-95 *Government registration*; § 13.115 *Jobs and employment service*; § 13.125 *Limited offers or supply*; § 13.155 *Prices*; 13.155-95 *Terms and conditions*.
Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1395 *Connections and arrangements with others*; Misrepresenting oneself and goods—Goods: § 13.1670 *Jobs and employment*; 13.1747 *Special or limited offers*; Misrepresenting oneself and goods—Services: § 13.1843 *Terms and conditions*.
Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1905 *Terms and conditions*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Technical Education Corp. et al., St. Louis, Mo., Docket C-1569, July 29, 1969]

In the Matter of Technical Education Corp., a Corporation, Survivor of a Merger With Automation Training, Inc., a Corporation, and C. R. Johnson, Individually and as an Officer of Said Survivor Corporation

Consent order requiring a St. Louis, Mo., data processing school to cease using deceptive offers of employment, misrepresenting that it is connected with International Business Machines Corp., that it is State licensed, that its aptitude test is adequate to measure the student's ability, that the opportunity to enroll is limited, and failing to disclose all of the terms and conditions at the time of enrollment.

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

It is ordered, That respondents Technical Education Corp., a corporation, and its officers, and C. R. Johnson, individually and as an officer of said corporation, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution of courses of study and instruction in the field of data processing or any other subject in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Representing, directly or by implication, that employment is being offered when the real purpose of such offer is to obtain leads to prospective purchasers of respondents' course.

(2) Representing, directly or by implication, that respondents or their school are sponsored by, approved by or have any connection with the International Business Machines Corp. (IBM) other than to provide training or instruction in the operation of equipment manufactured or distributed by IBM; or misrepresenting, in any manner, the status or affiliation of respondents, their school or their sales representatives.

(3) Representing, directly or by implication, that respondents' school is licensed or registered in any State unless it is so licensed or registered and unless in immediate connection with such representation respondents clearly and conspicuously disclose the meaning, if any, of such licensing or registration; or misrepresenting, in any manner, the import or effect of licensing, registration or any other action by a State or other jurisdiction.

(4) Representing, directly or by implication, that persons who complete respondents' courses are guaranteed or assured of employment in the positions for which they have been trained; or misrepresenting, in any manner, the ability, efforts or facilities of respondents or their placement service for assisting persons completing respondents' courses in obtaining employment.

(5) Representing, directly or by implication, that an aptitude or other test is adequate to measure the aptitude or ability of an enrollee to successfully complete respondents' course and attain the advertised objectives of the course unless such test is based upon established personnel testing practices in the data processing field; or misrepresenting, in any manner, the selectivity exercised by respondents in enrolling students in their courses or the qualifications which students must possess to be accepted for enrollment.

(6) Representing, directly or by implication, that a prospective student may enroll in respondents' home study courses only at the time of the visit by respondents' sales representative or that if the student is not enrolled at the time the opportunity to enroll will have been lost; or misrepresenting, in any manner, that the opportunity to enroll in respondents' courses is limited.

(7) Inviting or obtaining inquiries concerning respondents' courses from prospective students without clearly informing such persons reasonably in advance thereof that respondents' sales representative will call upon them and seek to enroll them in one of respondents' courses.

(8) Failing to:

(a) Furnish to prospective students at time of enrollment a printed statement clearly and conspicuously disclosing (1) the exact terms and conditions under which a student may discontinue his or her enrollment prior to completion of the course in which enrolled and (2) such refund of money, if any, or other adjustment that respondents will make in the obligation of the student who requests withdrawal or discontinuance in accordance with respondents' terms and conditions therefor.

(b) Set forth the disclosures required by (a) preceding clearly and conspicuously in and as a part of the enrollment application or such documents as may be executed by prospective purchasers of respondents' courses.

(c) Require their sales representatives or other persons who visit prospective purchasers of respondents' courses and solicit their enrollments in respondents' courses to orally inform and advise prospective purchasers of the information required to be disclosed by (a) and (b) preceding.

(d) Clearly and conspicuously disclose to prospective purchasers of respondents' courses prior to enrollment that the collection of student accounts may be undertaken by a designated agency but that such action does not affect such rights to discontinuance or affirmative defenses as the student may have.

(9) Failing to deliver a copy of this order to cease and desist to all present and future salesmen or other persons engaged in the sale of respondents' courses; and failing to secure from each such salesman or other person a signed statement acknowledging receipt of said order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

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

Issued: July 29, 1969.

By the Commission.

[SEAL]

JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-11726; Filed, Oct. 1, 1969; 8:46 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER A—GENERAL

PART 1—REGULATIONS FOR THE ENFORCEMENT OF THE FEDERAL FOOD, DRUG, AND COSMETIC ACT AND THE FAIR PACKAGING AND LABELING ACT

Exemption of Certain Confectionery

In the matter of exempting confectionery of less than one-half ounce (including chewing gum) from Part 1 labeling requirements under specified conditions:

Three comments, all supportive, were received in response to the revised notice of proposed rule making in the above-identified matter published in the FEDERAL REGISTER of July 10, 1969 (34 F.R. 11423). The first proposal was published January 17, 1969 (34 F.R. 758), based on a petition submitted by the National Association of Chewing Gum Manufacturers, 336 Madison Avenue, New York, N.Y. 10017.

Having considered the petition, the comments received in response to both notices, and other relevant information, the Commissioner of Food and Drugs concludes that the amendment should be adopted as last proposed.

Therefore, pursuant to the provisions of the Fair Packaging and Labeling Act (secs. 5(b), 6(a), 80 Stat. 1298, 1299; 15 U.S.C. 1453, 1455) and the Federal Food, Drug, and Cosmetic Act (sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 371), and under authority delegated to the Commissioner (21 CFR 2.120): It is ordered, That § 1.1c(a)(4) be revised to read as follows:

§ 1.1c Exemptions from required label statements.

(a) Foods. . . .

(4) Individually wrapped pieces of "penny candy" and other confectionery of less than one-half ounce net weight per individual piece shall be exempt

from the labeling requirements of this part when the container in which such confectionery is shipped is in conformance with the labeling requirements of this part. Similarly, when such confectionery items are sold in bags or boxes, such items shall be exempt from the labeling requirements of this part, including the required declaration of net quantity of contents specified in this part when the declaration on the bag or box meets the requirements of this part.

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

Effective date. This order shall become effective 60 days from the date of its publication in the FEDERAL REGISTER, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be announced by publication in the FEDERAL REGISTER.

(Secs. 5(b), 8(a), 80 Stat. 1298, 1299; 15 U.S.C. 1453, 1455; sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 371)

Dated: September 19, 1969.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-11728; Filed, Oct. 1, 1969;
8:46 a.m.]

SUBCHAPTER B—FOOD AND FOOD PRODUCTS
PART 121—FOOD ADDITIVES

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

EMULSIFIERS AND/OR SURFACE-ACTIVE
AGENTS; POLYHYDRIC ALCOHOL DI-
ESTERS OF OXIDATIVELY REFINED
(GERSTHOFFEN PROCESS) MONTAN WAX
ACIDS

The Commissioner of Food and Drugs, having evaluated the data in petitions (FAP 8B2279, 8B2281) filed by Imperial Chemical Industries, Ltd., Bessemer Road, Welwyn Garden City, Hertfordshire, England, and other relevant material, concludes that the food additive regulations should be amended as set forth below to provide for the safe use of additional substances as components

of resinous and polymeric coatings for food-contact polyolefin film. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 121 is amended as follows:

1. Section 121.2541(c) is amended by alphabetically inserting in the list of substances a new item, as follows:

§ 121.2541 Emulsifiers and/or surface-active agents.

(c) List of substances:

Limitations

For use only at levels not to exceed 0.5 percent by weight of coatings complying with § 121.2569 and limited to use as an emulsifier for polyhydric alcohol diesters used as provided in § 121.2605(b). The weight of the finished coating shall not exceed 2 milligrams per square inch of food-contact surface.

α-Alkyl-, α-alkenyl-, and α-alkylaryl-omega-hydroxypoly(oxyethylene) mixture consisting of 30 weight percent of α-(2,4,6-triisobutylphenyl)-omega-hydroxypoly(oxyethylene) having an average poly(oxyethylene) content of 7 moles and 70 weight percent of a 1:1 weight ratio mixture of α-(Z)-9-octadecenyl-omega-hydroxypoly(oxyethylene) having an average poly(oxyethylene) content of 18 moles and α-alkyl(C₁₈-C₂₂)-omega-hydroxypoly(oxyethylene) having an average poly(oxyethylene) content of 18 moles.

2. Section 121.2605 is amended:

- a. By revising the portion preceding the small-print text (the small-print text sets forth the ultraviolet absorbance limits and the analytical method); and
- b. By adding a new paragraph (b) after said small-print text.

The affected portions read as follows:

§ 121.2605 Polyhydric alcohol diesters of oxidatively refined (Gersthoffen process) montan wax acids.

Polyhydric alcohol diesters of oxidatively refined (Gersthoffen process) montan wax acids identified in this section may be safely used as components of articles intended for use in contact with food in accordance with the following prescribed conditions:

(a) The polyhydric alcohol diesters identified in this paragraph may be used as lubricants in the fabrication of polyvinyl chloride articles for food-contact use. Such diesters meet the following specifications and are produced by partial esterification of oxidatively refined (Gersthoffen process) montan wax acids by either ethylene glycol or 1,3-butanediol with or without neutralization of unreacted carboxylic groups with calcium hydroxide:

(1) Dropping point 76° C.-105° C., as determined by ASTM Method D 566.

(2) Acid value 10-20, as determined by ASTM Method D 1386 using as solvent xylene-ethyl alcohol in a 2:1 ratio instead of toluene-ethyl alcohol in a 1:2 ratio.

(3) Saponification value 100-160, as determined by ASTM Method D 1387 using xylene-ethyl alcohol in a 2:1 ratio instead of ethyl alcohol in preparation of potassium hydroxide solution.

(4) Ultraviolet absorbance limits as follows, as determined by the analytical method described in this subparagraph:

(b) The polyhydric alcohol diesters identified in this paragraph may be used as release agents in resinous and polymeric coatings for polyolefin films complying with § 121.2569. Such diesters meet the following specifications and are produced by partial esterification of oxida-

tively refined (Gersthoffen process) montan wax acids with equimolar proportions of ethylene glycol and 1,3-butanediol:

(1) Dropping point 77° C.-82° C., as determined by ASTM Method D 566.

(2) Acid value 25-35, as determined by ASTM Method D 1386 using as solvent xylene-ethyl alcohol in a 2:1 ratio instead of toluene-ethyl alcohol in a 1:2 ratio.

(3) Saponification value 135-150, as determined by ASTM Method D 1387 using xylene-ethyl alcohol in a 2:1 ratio instead of ethyl alcohol in preparation of potassium hydroxide solution.

(4) Ultraviolet absorbance limits specified in paragraph (a) (4) of this section, as determined by the analytical method described therein.

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

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

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

Dated: September 22, 1969.

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

[F.R. Doc. 69-11729; Filed, Oct. 1, 1969;
8:46 a.m.]

Title 49—TRANSPORTATION

Chapter X—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 1032, Amdt. 1]

PART 1033—CAR SERVICE

Great Northern Railway Co. Authorized To Operate Over Tracks of Chicago, Rock Island and Pacific Railroad Co.

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 24th day of September 1969.

Upon further consideration of Service Order No. 1032 (34 F.R. 12180), and good cause appearing therefor:

It is ordered, That § 1033.1032 Service Order No. 1032 (Great Northern Railway Co. authorized to operate over tracks of the Chicago, Rock Island and Pacific Railroad Co.) be, and it is hereby, amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 11:59 p.m., October 31, 1969, unless otherwise modified, changed, or suspended by order of this Commission.

Effective date. This amendment shall become effective at 11:59 p.m., September 30, 1969.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 394, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2).)

It is further ordered, That copies of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-11777; Filed, Oct. 1, 1969;
8:50 a.m.]

Title 50—WILDLIFE AND FISHERIES

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

PART 32—HUNTING

Havasu National Wildlife Refuge, Arizona and California, etc.

The following special regulations are issued and are effective on date of pub-

lication in the FEDERAL REGISTER. The limited time ensuing from the date of the adoption of the Federal migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

ARIZONA AND CALIFORNIA

HAVASU NATIONAL WILDLIFE REFUGE

Public hunting of ducks, geese and coots on the Havasu National Wildlife Refuge, Arizona and California, is permitted from October 18, 1969, through January 11, 1970, inclusive; Wilson's snipe, from November 23, 1969, through January 11, 1970, inclusive, but only on the Arizona side of the Colorado River; hunting permitted only on areas designated by signs as open to hunting. This open area, comprising 13,200 acres, is delineated on maps available at refuge headquarters, Needles, Calif., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, coots, and Wilson's snipe subject to the following special condition:

(1) Hunting is prohibited within one-fourth mile of any occupied dwelling or concession operation.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 11, 1970.

IMPERIAL NATIONAL WILDLIFE REFUGE

Public hunting of ducks, geese, and coots on the Imperial National Wildlife Refuge, Ariz. and Calif., is permitted from October 18, 1969, through January 11, 1970, inclusive; Wilson's snipe, from November 23, 1969, through January 11, 1970, inclusive, but only on the Arizona side of the Colorado River; hunting permitted only on areas designated by signs as open to hunting. This open area, comprising 16,500 acres, is delineated on maps available at refuge headquarters, Yuma, Ariz., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, coots, and Wilson's snipe.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 11, 1970.

COLORADO

ALAMOSA NATIONAL WILDLIFE REFUGE

Public hunting of ducks and coots on the Alamosa National Wildlife Refuge,

Colo., is permitted from October 25, through November 26, 1969, inclusive, and from December 13, 1969, through January 4, 1970, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 3,267 acres, is delineated on maps available at refuge headquarters, Alamosa, Colo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks and coots subject to the following special conditions:

(1) *Dogs.* Not to exceed two dogs per hunter may be used only to retrieve wounded or dead ducks.

(2) *Boats.* The use of boats is prohibited.

(3) *Admittance.* Entrance to the open area and parking of vehicles will be restricted to designated parking areas. The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1970.

BROWNS PARK NATIONAL WILDLIFE REFUGE

Public hunting of ducks, coots, and mergansers on the Browns Park National Wildlife Refuge, Colo., is permitted from November 15, 1969, through January 4, 1970, inclusive; geese, from November 15, 1969, through January 11, 1970, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 1,775 acres, is delineated on maps available at refuge headquarters, Greystone, Colo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, coots, and mergansers subject to the following special condition:

(1) Vehicle travel within the refuge will be restricted to designated routes and parking areas where hunters must check in and out of the hunting area.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 11, 1970.

MONTE VISTA NATIONAL WILDLIFE REFUGE

Public hunting of ducks and coots on the Monte Vista National Wildlife Refuge, Colo., is permitted from October 25 through November 26, 1969, inclusive, and from December 13, 1969, through January 4, 1970, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 5,314 acres, is delineated on maps available at refuge headquarters, Monte Vista, Colo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque,

N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks and coots subject to the following special conditions:

(1) *Dogs.* Not to exceed two dogs per hunter may be used only to retrieve wounded or dead ducks.

(2) *Boats.* The use of boats is prohibited.

(3) *Admittance.* Entrance to the open area and parking of vehicles will be restricted to designated parking areas. The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1970.

KANSAS

FLINT HILLS NATIONAL WILDLIFE REFUGE

Public hunting of ducks, geese, and coots on the Flint Hills National Wildlife Refuge, Kans., is permitted as follows: Ducks and coots, from October 25, through November 20, 1969, inclusive, and from December 20, through December 28, 1969, inclusive; geese, from October 4, through December 10, 1969, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 5,165 acres, is delineated on maps available at refuge headquarters, Burlington, Kans., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, and coots subject to the following special conditions:

(1) Vehicle access shall be restricted to designated parking areas and to existing roads.

(2) *Dogs:* Not to exceed two per hunter may be used only to retrieve.

(3) *Blinds:* Only temporary blinds, constructed above ground of natural vegetation, are permitted.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 28, 1969.

KIRWIN NATIONAL WILDLIFE REFUGE

Public hunting of ducks, geese, and coots on the Kirwin National Wildlife Refuge, Kans., is permitted as follows: Ducks and coots, from October 25, through November 20, 1969, inclusive, and from December 20, through December 28, 1969, inclusive; geese, from October 4, through December 10, 1969, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 3,300 acres, is delineated on maps available at refuge headquarters, 5 miles west of Kirwin, Kans., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance

with all applicable State and Federal regulations covering the hunting of ducks, geese, and coots subject to the following special condition:

(1) *Blinds.* Temporary blinds constructed above ground from natural vegetation are permitted. Digging of holes or pits to serve as blinds is prohibited.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 28, 1969.

QUIVIRA NATIONAL WILDLIFE REFUGE

Public hunting of ducks, coots, gallinules, and mergansers on the Quivira National Wildlife Refuge, Kans., is permitted from October 25, through November 20, 1969, inclusive, and from December 20, through December 28, 1969, inclusive; geese, from October 4, through December 10, 1969, inclusive. Hunting of mourning doves, snipe, and woodcock is permitted when the respective seasons are concurrent with the waterfowl seasons as designated by the Kansas Forestry, Fish and Game Commission. Hunting shall be only on the areas designated by signs as open to hunting. These open areas, comprising 7,990 acres, are delineated on maps available at refuge headquarters, Stafford, Kans., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, coots, gallinules, geese, mourning doves, snipe, and woodcock subject to the following special conditions:

(1) *Blinds.* Only temporary blinds constructed above ground of natural vegetation are permitted.

(2) *Dogs.* Not to exceed two per hunter may be used only for retrieving.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 28, 1969.

NEW MEXICO

BITTER LAKE NATIONAL WILDLIFE REFUGE

Public hunting of ducks, geese, and coots on the Bitter Lake National Wildlife Refuge, N. Mex., is permitted as follows: Ducks and coots, from November 1 through December 3, 1969, inclusive, and from December 13, 1969, through January 4, 1970, inclusive; geese, from November 29, 1969, through January 15, 1970, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 3,000 acres, is delineated on maps available at refuge headquarters, Roswell, N. Mex., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, and coots.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 15, 1970.

Public hunting of little brown cranes on the Bitter Lake National Wildlife Refuge, N. Mex., is permitted from November 1, through December 28, 1969, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 2,520 acres, is delineated on maps available at refuge headquarters, Roswell, N. Mex., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of little brown cranes.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 28, 1969.

BOSQUE DEL APACHE NATIONAL WILDLIFE REFUGE

Public hunting of snow, blue, and Ross' geese only on the Bosque del Apache National Wildlife Refuge, N. Mex., is permitted each day from December 20, 1969, through January 4, 1970, except no hunting will be permitted on December 25, 1969, but only on the area designated by signs as open to hunting. This open area, comprising 4,700 acres, is delineated on maps available at refuge headquarters, San Antonio, N. Mex., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of geese subject to the following special conditions:

(1) Bag and possession limit: 2 geese, which may not include more than 1 Ross' goose.

(2) Shooting hours shall be from sunrise to noon.

(3) Hunting is permitted only from the assigned blind, with no more than three hunters per blind.

(4) Hunters shall check in 1 hour before sunrise and check out at the station in person no later than 12:30 p.m.

(5) During a 1-day hunt period, no hunter shall take more than eight rounds of ammunition or fire more than eight rounds while hunting from the assigned blind.

(6) Hunting with dogs is prohibited.

(7) Vehicle access shall be restricted to designated parking areas and to existing roads.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1970.

OKLAHOMA

TISHOMINGO NATIONAL WILDLIFE REFUGE

Public hunting of ducks, geese, and coots on the Tishomingo National Wildlife Refuge, Okla., is permitted only on the area designated by signs as open to hunting. This open area, comprising 3,170 acres, is delineated on maps available at refuge headquarters, Tishomingo, Okla., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, and coots subject to the following special conditions:

(1) Ducks and coots may be hunted from one-half hour before sunrise to 12 noon on Tuesdays, Thursdays, Saturdays, Sundays, and National holidays from October 25, through November 11, 1969, and from December 20, 1969, through January 4, 1970, inclusive, excluding Zone 3. Geese may be hunted from one-half hour before sunrise to 12 noon on Tuesdays, Thursdays, Saturdays, Sundays, and National holidays from November 1, 1969, through January 4, 1970, inclusive.

(2) Each hunter shall be limited to six shells in possession when entering Zone 3, and 16 shells in possession when entering Zone 1 of the Management Unit.

(3) Thirty-five goose blinds are provided in Zone 3 and hunters will be assigned to blinds by applying for a blind reservation. Temporary blinds may not be constructed in Zone 3. Eight duck blinds are provided in Zone 1 and hunters will be assigned to these blinds on a first-come first-choice basis. Construction of temporary blinds may be done in the pothole area in Zone 1. These blinds may be placed where desired after giving due consideration to safety and hunting opportunities of other sportsmen, but blinds must be at least 80 yards apart.

(4) Hunting of geese in Zone 3 is by application, and actual blind assignment is determined by a punchboard. Hunters will be accepted into Zone 1 on a first-come first-choice basis. All hunters, upon entering or leaving the area, shall report at designated checking stations as may be established for the regulation of the hunting activity and shall furnish information pertaining to their hunting, as requested.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1970.

UTAH

BEAR RIVER MIGRATORY BIRD REFUGE

Public hunting of ducks, coots, and whistling swans on the Bear River Migratory Bird Refuge, Utah, is permitted from October 11, 1969, through January 4, 1970, inclusive; and geese, from October 18, 1969, through January 4, 1970, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 12,855 acres, is delin-

ated on maps available at refuge headquarters, Brigham City, Utah, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, coots, and whistling swans subject to the following special conditions:

(1) Area A: No hunting is permitted from roadways or within 100 yards of any roadway.

Area B: No hunting is permitted from roadways or adjacent area as posted by signs.

(2) The use of boats is permitted, except that airt thrust boats may not be used in Unit 2. Private boats may be left at designated areas 1 week prior to and during the hunting season. All boats and trailers must be removed from the refuge within 2 weeks after the close of the hunting season.

(3) Parking: Hunters may park cars only at designated areas within the refuge.

(4) Checking in and out: Each hunter who enters Area A is required to register at the checking station and check out before leaving the refuge. Those hunting in Area B are not required to register on entering or leaving the refuge.

(5) Routes of travel: To reach open hunting areas, travel is permitted on foot or bicycle from refuge checking station over roads between Units 1 and 2 and Units 2 and 3. Travel by boats (other than airt thrust boats) from checking station using the canal between Units 1 and 2, or down main river channel into Unit 2, or using the canal between Units 2 and 3. Travel by airt thrust boats is limited to Units 1 and 3, and to designated travel lanes leading to the open area south and southwest of the refuge boundary. Cars with airt thrust boats and trailers will be permitted to travel designated dike road to reach designated parking areas and launching sites for access to the travel lanes across a closed portion of the refuge.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1970.

FISH SPRINGS NATIONAL WILDLIFE REFUGE

Public hunting of ducks and coots on the Fish Springs National Wildlife Refuge, Utah, is permitted from October 11, 1969, through January 4, 1970, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 1,587 acres, is delineated on maps available at refuge headquarters, Dugway, Utah, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks and coots.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title

50, Code of Federal Regulations, Part 32, and are effective through January 4, 1970.

WYOMING

PATHFINDER NATIONAL WILDLIFE REFUGE

Public hunting of ducks, geese, and coots on the Pathfinder National Wildlife Refuge, Wyo., is permitted as follows: Ducks and coots, from October 11, through November 12, 1969, inclusive; geese, from October 11, 1969, through January 4, 1970, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 3,760 acres, is delineated on maps available at refuge headquarters, Walden, Colo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese and coots subject to the following special condition:

(1) Blinds. The construction of permanent blinds or pits is not permitted. Portable blinds may be used but not left on the refuge.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1970.

SEEDSKADEE NATIONAL WILDLIFE REFUGE

Public hunting of ducks, geese, coots, and mergansers on the Seedskadee National Wildlife Refuge, Wyo., is permitted as follows: Ducks, coots, and mergansers, from October 4, through December 28, 1969, inclusive; geese, from October 4, 1969, through January 4, 1970, inclusive, on the area designated by signs as open to hunting. This open area, comprising 12,370 acres, is delineated on maps available at refuge headquarters, Room 118 Courthouse, Green River, Wyo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, coots, and mergansers.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1970.

WILLIAM T. KRUMMES,
Regional Director,
Albuquerque, N. Mex.

SEPTEMBER 26, 1969.

[F.R. Doc. 69-11776; Filed, Oct. 1, 1969;
8:49 a.m.]

PART 32—HUNTING

Iroquois National Wildlife Refuge,
N.Y.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

NEW YORK

IROQUOIS NATIONAL WILDLIFE REFUGE

The public hunting of ducks, geese, coots, and gallinules on the Iroquois National Wildlife Refuge, N.Y., is permitted. Information on this program is available at the refuge headquarters, Basom, N.Y., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, U.S. Post Office and Courthouse, Boston, Mass. 02109. Hunting shall be in accordance with all applicable State and Federal

regulations covering the hunting of ducks, geese, coots, and gallinules subject to the following special conditions:

(1) The hunting of ducks, geese, coots, and gallinules is permitted only from designated hunting stands.

(2) A permit is required to hunt ducks, geese, coots, and gallinules. Issuance of the permit and rules regarding days and hours of hunting, bag limit, shells, and equipment will conform to the regulations of New York State's Tonawanda Game Management Area, except that waterfowl hunting on the Iroquois National Wildlife Refuge will terminate on the Saturday preceding the opening of the New York State's gun season for deer.

Permits will be returned and the waterfowl bag checked at the Iroquois National Wildlife Refuge office.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1969.

RICHARD E. GRIFFITH,
*Regional Director, Bureau of
Sport Fisheries and Wildlife.*

SEPTEMBER 26, 1969.

[F.R. Doc. 69-11733; Filed, Oct. 1, 1969;
8:47 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Bureau of Customs

[19 CFR Part 11]

COUNTRY OF ORIGIN MARKING

Exception From Marking for Imported Articles When Marking of Container Will Reasonably Indicate Origin of Articles

SEPTEMBER 16, 1969.

Notice is hereby given that under the authority of section 304 of the Tariff Act of 1930, as amended (19 U.S.C. 1304), it is proposed to amend § 11.10(a) of the Customs Regulations to provide that in certain circumstances an exception from marking under section 304(a) (3) (D) may be authorized in cases where imported articles are repacked after release from customs custody in containers which are marked to indicate the country or origin of the contents.

Pursuant to 19 U.S.C. 1304(a) (3) (D), an article of foreign origin imported into the United States may be excepted from marking to indicate the country of origin if the marking of a container of such article will reasonably indicate the origin of the article. Section 11.10(a) of the Customs Regulations now provides that the marking of the container of an article will reasonably indicate the origin of such article within the meaning of 19 U.S.C. 1304(a) (3) (D) if the article is imported (or repacked under 19 U.S.C. 1562) in a container which will reach the ultimate purchaser in the United States unopened. There are occasionally importations of articles which are imported in large containers and which are repacked by the importer in smaller containers for resale. Instead of individually marking the articles to indicate the country of origin, the importer requests permission to mark the country of origin on the new containers in which the articles are repacked, since it is less difficult to mark the country of origin on the container than on each individual article.

The purpose of 19 U.S.C. 1304 is to insure that all articles of foreign origin imported into the United States (or their containers) are legibly and conspicuously marked to indicate the country of origin to an ultimate purchaser in the United States before the articles or their containers enter the channels of commerce in the United States. Accordingly, the Bureau is tentatively of the opinion that an exception from marking for articles under 19 U.S.C. 1304(a) (3) (D) will be in order if the articles are repacked after release from customs custody in containers which are legibly and conspicuously marked to indicate the country of origin, provided the district director of

customs agrees to a request for such an exception and appropriate arrangements are made with the district director for the marking to be done under customs supervision or for verification of the marking to be done by customs officers, at the expense of the importer. The Bureau is of the opinion that such a procedure will be beneficial to importers in certain cases in that it will remove the necessity for marking the country of origin on small articles which are difficult or expensive to mark individually, and at the same time a legible and conspicuous marking on the container will effectively indicate the country of origin to the ultimate purchaser in the United States.

Section 1304(c) provides for additional duties to be assessed in cases where imported articles (or their containers) are not properly marked, exported, or destroyed under customs supervision prior to the liquidation of the entry. Importers who make application to the district director for an exception from marking under 19 U.S.C. 1304(a) (3) (D) under the procedure proposed in this notice should also request the deferral of the liquidation of the entry for a reasonable time until the articles have been repacked in marked containers and the marking has been verified by customs officers, pursuant to § 16.18(b) of the Customs Regulations (19 CFR 16.18(b)). The terms of the proposed amendment, in tentative form, are as follows:

Section 11.10(a) is amended by adding a new sentence following the second sentence as follows: "An exception under section 304(a) (3) (D) may also be authorized, in the discretion of the district director, if an article is to be repacked by the importer, after release from customs custody, in a container which is marked to indicate the origin of the contents, provided the importer arranges for supervision or verification of the marking of the containers by customs officers at the importer's expense prior to liquidation of the entry. (Sec. 304, 46 Stat. 687, as amended; 19 U.S.C. 1304.)"

Prior to the issuance of the proposed amendment, consideration will be given to any relevant data, views, or arguments which are submitted in writing to the Commissioner of Customs, Washington, D.C. 20226, and received not later than 30 days after the date of publication of this notice in the FEDERAL REGISTER. No hearing will be held.

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

Approved: September 23, 1969.

EUGENE T. ROSSIDES,
Assistant Secretary
of the Treasury.

[F.R. Doc. 69-11796; Filed, Oct. 1, 1969;
8:51 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Part 221]

COLORADO RIVER INDIAN IRRIGATION PROJECT, ARIZ.

Operation and Maintenance Charges

Pursuant to section 4(a) of the Administrative Procedure Act of June 11, 1946 (80 Stat. 238) and by virtue of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs in Secretary's Order 2508 (10 BIAM 2.1, section 15(a)), and by virtue of authority delegated by the Commissioner of Indian Affairs to area directors by 10 BIAM 3.1, notice is hereby given of intention to modify § 221.6 Charges, of Title 25, Code of Federal Regulations, dealing with irrigation operation and maintenance assessments against lands of the Colorado River Indian Irrigation Project, Ariz., by increasing the annual basic assessment rate for the calendar year 1970 and subsequent years, unless changed by further order, from \$9 to \$11 per acre. The revised section will read as follows:

§ 221.6 Charges.

Pursuant to the provisions of the acts of Congress approved August 1, 1914, and March 7, 1928 (38 Stat. 583, 45 Stat. 210; 25 U.S.C. 385-387), the annual basic charge against the land to which water can be delivered under the Colorado River Indian Irrigation Project in Arizona, for the operation and maintenance of that project, is hereby fixed at \$11 per irrigable acre, whether water is used or not. Payment of this charge will entitle the water user to, but not in excess of, 8 acre-feet of water per acre per annum on certain sandy areas as described in a schedule on file at the Colorado River Indian Agency, and available for inspection by interested parties, and to 5 acre-feet of water per annum per irrigable acre on all other lands. With the approval of the Superintendent, additional water, reasonably sufficient to carry away alkali salts, may be allowed on certain alkali tracts at no additional charge for the purpose of reclaiming lands by the usual methods, such as flooding and leaching. The foregoing charges and allotments of water shall become effective for the calendar year 1970 and continue in effect thereafter, until further notice.

It is the policy of the Department of the Interior whenever practicable to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or

objections with respect to the proposed amendment to W. Wade Head, Area Director, Phoenix Area Office, Post Office Box 7007, Phoenix, Ariz. 85011, within thirty (30) days from date of publication of this notice of intention in the daily issue of the FEDERAL REGISTER.

W. WADE HEAD,
Area Director.

[F.R. Doc. 69-11735; Filed, Oct. 1, 1969;
8:47 a.m.]

[25 CFR Part 221]

TRIBAL AND TRUST PATENT INDIAN
LANDS OF SAN CARLOS IRRIGA-
TION PROJECT, ARIZ.

Operation and Maintenance
Charges

Pursuant to section 4(a) of the Administrative Procedure Act of June 11, 1946 (80 Stat. 238) and by virtue of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs in Secretary's Order 2508 (10 BIAM 2.1, section 15(a)), and by virtue of authority delegated by the Commissioner of Indian Affairs to Area Directors by 10 BIAM 3.1, notice is hereby given of intention to modify § 221.110 *Basic charge*, of Title 25, Code of Federal Regulations, dealing with irrigation operation and maintenance assessments against tribal lands and trust patent Indian lands of the San Carlos Irrigation Project, Ariz., by increasing the annual basic assessment rate for the calendar year 1970 and subsequent years, unless changed by further order, from \$7.50 to \$8.50 per acre. The revised section will read as follows:

§ 221.110 *Basic charge.*

Pursuant to the provisions of section 10 of the Act of March 3, 1905 (33 Stat. 1061), as amended and supplemented by the Acts of August 24, 1912 (37 Stat. 522), August 1, 1914 (38 Stat. 583, 25 U.S.C. 385), section 5 of the Act of June 7, 1924 (43 Stat. 476), March 7, 1928 (45 Stat. 210, Title 25 U.S.C. 387), and the Act of August 9, 1937 (50 Stat. 577), as amended by the Act of May 9, 1938 (52 Stat. 291-305), and in accordance with the public notice issued on December 1, 1932, operation and maintenance charges are assessable against the 50,000 acres of tribal lands and trust patent Indian lands of the San Carlos Indian Irrigation Project within the boundaries of the Gila River Indian Reservation, Ariz., and the basic rate assessed for the calendar year 1970 and the subsequent years unless changed by further order, is hereby fixed at \$8.50. Such rate shall entitle each acre of land to have delivered for use thereon two (2) acre-feet of water per acre or its proportionate share of the available water supply. The assessment for the 50,000 acres of Indian land will be payable as provided in §§ 221.111 to 221.116, inclusive.

It is the policy of the Department of the Interior whenever practicable to af-

ford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections, with respect to the proposed amendment, to W. Wade Head, Area Director, Phoenix Area Office, Post Office Box 7007, Phoenix, Ariz. 85011, within 30 days from date of publication of this notice of intention in the daily issue of the FEDERAL REGISTER.

W. WADE HEAD,
Area Director.

[F.R. Doc. 69-11736; Filed, Oct. 1, 1969;
8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 906]

ORANGES AND GRAPEFRUIT GROWN
IN LOWER RIO GRANDE VALLEY
IN TEXAS

Use of Identifying Marks

Notice is hereby given that the Department is considering proposed amendments, as hereinafter set forth, to the rules and regulations (Subpart—Rules and Regulations; 7 CFR 906.120 et seq.; 34 F.R. 6651) currently in effect pursuant to the applicable provisions of the marketing agreement, as amended, and Order No. 906, as amended (7 CFR Part 906), regulating the handling of oranges and grapefruit grown in the Lower Rio Grande Valley in Texas. This is a regulatory program effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The amendment of said rules and regulations was proposed by the Texas Valley Citrus Committee, established under said amended marketing agreement and order as the agency to administer the terms and provisions thereof. The amendment would establish, on and after November 1, 1969, a higher minimum grade of U.S. No. 1 for grapefruit which could be packed in containers bearing the identifying marks "Texasweet" or "Sweeter by Nature," which marks are utilized by said committee in promotional and advertising projects.

The proposals are to amend the introductory language and subparagraph (1) of paragraph (a) of § 906.137 *Handlers use of identifying marks utilized by the committee in promotional and advertising projects* to read as follows:

§ 906.137 *Handlers use of identifying marks utilized by the committee in promotional and advertising projects.*

(a) On and after November 1, 1969, the identifying marks "Texasweet" and "Sweeter by Nature" shall be available to handlers only under the following terms and conditions:

(1) The identifying marks "Texasweet" and "Sweeter by Nature" may severally or jointly be affixed only to containers of grapefruit or to individual

grapefruit comprising a lot which grades at least U.S. No. 1.

All persons who desire to submit written data, views, or arguments in connection with these proposals should file the same with the Hearing Clerk, Room 112A, U.S. Department of Agriculture, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: September 26, 1969.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Veget-
table Division, Consumer and
Marketing Service.

[F.D. Doc. 69-11764; Filed, Oct. 1, 1969;
8:49 a.m.]

[7 CFR Part 906]

ORANGES AND GRAPEFRUIT GROWN
IN LOWER RIO GRANDE VALLEY IN
TEXAS

Expenses and Fixing of Rate of
Assessment for 1969-70 Fiscal Pe-
riod and Carryover of Unexpended
Funds

Consideration is being given to the following proposals submitted by the Texas Valley Citrus Committee, established pursuant to the marketing agreement, as amended, and Order No. 906, as amended (7 CFR Part 906), regulating the handling of oranges and grapefruit grown in Lower Rio Grande Valley in Texas, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), as the agency to administer the terms and provisions thereof:

(1) That expenses that are reasonable and likely to be incurred by the Texas Valley Citrus Committee, during the period August 1, 1969, through July 31, 1970, will amount to \$660,000.

(2) That there be fixed at \$0.045 per $\frac{1}{10}$ bushel carton or equivalent quantity of oranges and grapefruit, the rate of assessment payable by each handler in accordance with § 906.34 of the aforesaid marketing agreement and order;

(3) That unexpended funds in excess of expenses incurred during the fiscal period ended July 31, 1969, shall be carried over as a reserve in accordance with the applicable provisions of § 906.35(a) (2) of the said marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals shall file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112A, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made

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

Dated: September 26, 1969.

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

[P.R. Doc. 69-11765; Filed, Oct. 1, 1969; 8:49 a.m.]

[7 CFR Part 931]

FRESH BARTLETT PEARS GROWN IN OREGON AND WASHINGTON

Expenses and Fixing of Rate of Assessment for 1969-70 Fiscal Period and Carryover of Unexpended Funds

Consideration is being given to the following proposals submitted by the Northwest Fresh Bartlett Pear Marketing Committee, established pursuant to the marketing agreement and Order No. 931 (7 CFR Part 931), regulating the handling of fresh Bartlett pears grown in Oregon and Washington, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), as the agency to administer the terms and provisions thereof:

(1) That expenses that are reasonable and likely to be incurred by the Northwest Fresh Bartlett Pear Marketing Committee, during the period July 1, 1969, through June 30, 1970, will amount to \$16,000;

(2) That the rate of assessment for such period, payable by each handler in accordance with § 931.41 be fixed at \$0.01 per standard western pear box of pears, or an equivalent quantity of pears in other containers or in bulk.

(3) That unexpended funds in excess of expenses incurred during the fiscal period ended June 30, 1969, in the amount of \$1,174.08, be carried over as a reserve in accordance with § 931.42 of the said marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals shall file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112A, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: September 26, 1969.

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

[P.R. Doc. 69-11766; Filed, Oct. 1, 1969; 8:49 a.m.]

[7 CFR Parts 1001, 1015]

[Dockets Nos. AO-14-A47, AO-305-A24]

MILK IN MASSACHUSETTS-RHODE ISLAND-NEW HAMPSHIRE AND CONNECTICUT MARKETING AREAS

Notice of Rescheduling of Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.) and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a notice was issued on September 12, 1969 (34 F.R. 14475), giving notice of a public hearing to be held at the Sheraton Yankee Drummer Inn, Exit 10, Massachusetts Turnpike, Auburn, Mass., beginning at 10 a.m. on October 21, 1969, with respect to proposed amendments to the tentative marketing agreements and to the orders regulating the handling of milk in the Massachusetts-Rhode Island-New Hampshire and Connecticut marketing areas.

Notice is hereby given that said hearing as noticed in the September 17, 1969, FEDERAL REGISTER (34 F.R. 14475; F.R. Doc. 69-11101) is rescheduled to be convened on the same day (Oct. 21, 1969) and at the same time (10 a.m.) in the American Motor Lodge, Sturbridge, Mass., at Exit 9, Massachusetts Turnpike and at the intersection of Routes 15, 20, and 131.

Signed at Washington, D.C., on September 29, 1969.

JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[P.R. Doc. 69-11791; Filed, Oct. 1, 1969; 8:50 a.m.]

[9 CFR Parts 301-330]

MEAT INSPECTION

Extension of Time for Filing Comments

On August 14, 1969, there was published in the FEDERAL REGISTER (34 F.R. 13194) a notice of a proposal to revise the Federal Meat Inspection Regulations (9 CFR, Chapter III, Subchapter A) pursuant to the Federal Meat Inspection Act, as amended (21 U.S.C. 601 et seq.).

The notice provided that any interested persons may present any views, arguments, or data concerning the proposal by filing them in writing with the Hearing Clerk of the Department within 60 days after August 14, 1969. Because of requests from interested parties for additional time to consider and comment upon the proposed regulations, it has been decided to extend the time for filing views, arguments, or data on the aforesaid proposal an additional 60 days.

Accordingly, such written statements may be filed in duplicate, in the Office of the Hearing Clerk, Room 112-A, Admin-

istration Building, U.S. Department of Agriculture, Washington, D.C. 20250, until 5:30 p.m. December 12, 1969. All such written statements will be available for public inspection in the Office of the Hearing Clerk during regular office hours in a manner convenient to the public business. (7 CFR 1.27(b))

Done at Washington, D.C., on September 26, 1969.

ROY W. LENNARTSON,
Administrator.

[P.R. Doc. 69-11767; Filed, Oct. 1, 1969; 8:49 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Public Health Service

[42 CFR Part 81]

METROPOLITAN DAYTON INTRASTATE AIR QUALITY CONTROL REGION

Notice of Proposed Designation and of Consultation With Appropriate State and Local Authorities

Pursuant to authority delegated by the Secretary and redelegated to the Commissioner of the National Air Pollution Control Administration (33 F.R. 9909), notice is hereby given of a proposal to designate the Metropolitan Dayton Intrastate Air Quality Control Region (Ohio) as set forth in the following new § 81.34 which would be added to Part 81 of Title 42, Code of Federal Regulations. It is proposed to make such designation effective upon republication.

Interested persons may submit written data, views, or arguments in triplicate to the Office of the Commissioner, National Air Pollution Control Administration, Ballston Center Tower II, Room 905, 801 North Randolph Street, Arlington, Va. 22203. All relevant material received not later than 30 days after the publication of this notice will be considered.

Interested authorities of the State of Ohio and appropriate local authorities, both within and without the proposed region, who are affected by or interested in the proposed designation, are hereby given notice of an opportunity to consult with representatives of the Secretary concerning such designation. Such consultation will take place at the Dayton Engineers' Club, 112 East Monument Avenue, Dayton, Ohio, beginning at 10 a.m., October 16, 1969.

Mr. Doyle J. Borchers is hereby designated as Chairman for the consultation. The Chairman shall fix the time, date, and place of later sessions and may convene, reconvene, recess, and adjourn the sessions as he deems appropriate to expedite the proceedings.

State and local authorities wishing to participate in the consultation should notify the Office of the Commissioner,

National Air Pollution Control Administration, Ballston Center Tower II, Room 905, 801 North Randolph Street, Arlington, Va. 22203, of such intention at least 1 week prior to the consultation. A report prepared for the consultation is available upon request to the Office of the Commissioner.

In Part 81 a new § 81.34 is proposed to be added to read as follows:

§ 81.34 Metropolitan Dayton Intrastate Air Quality Control Region.

The Metropolitan Dayton Intrastate Air Quality Control Region (Ohio) consists of the territorial area encompassed by the boundaries of the following jurisdictions or described area (including the territorial area of all municipalities (as defined in section 302(f) of the Clean Air Act, 42 U.S.C. 1857h(f)) geographically located within the outermost boundaries of the area so delimited):

In the State of Ohio:

Clark County.	Miami County.
Darke County.	Montgomery County.
Greene County.	Preble County.

This action is proposed under the authority of sections 107(a) and 301(a) of the Clean Air Act, section 2, Public Law 90-148, 81 Stat. 490, 504, 42 U.S.C. 1857c-2(a), 1857g(a).

Dated: September 22, 1969.

JOHN T. MIDDLETON,
Commissioner, National Air
Pollution Control Administration.

[F.R. Doc. 69-11663; Filed, Oct. 1, 1969;
8:45 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 69-WE-66]

CONTROL ZONE

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations which would alter the description of the Olympia, Wash., control zone.

Interested persons may participate in the proposed rule-making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace and Program Standards Branch, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division

Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Administration, 5651 West Manchester Avenue, Los Angeles, Calif. 90045.

The proposed amendment is necessary to incorporate a realignment of the VOR/DME Runway 17 approach from the 007° T (345° M) radial to the 010° T (348° M) radial. In addition, the proposed control zone extension is required to provide controlled airspace protection for aircraft executing a new proposed VOR/DME Runway 35 approach procedure, while operating below 1,000 feet above the surface.

In consideration of the foregoing the FAA proposes the following airspace action:

In § 71.171 (34 F.R. 4557) the description of the Olympia, Wash., control zone, as amended by (34 F.R. 9548) is further modified to read as follows:

OLYMPIA, WASH.

Within a 5-mile radius of Olympia Municipal Airport (latitude 46°58'15" N., longitude 122°54'00" W.); within 4 miles each side of the Olympia VORTAC 195° radial, extending from the 5-mile radius zone to 10.5 miles south of the VORTAC, and within 2 miles each side of the Olympia VORTAC 010° radial, extending from the 5-mile radius zone to 5.5 miles north of the VORTAC. This control zone shall be effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airman's Information Manual.

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended (72 Stat. 749; 49 U.S.C. 1348(a)), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, Calif., on September 22, 1969.

LEE E. WARREN,
Acting Director, Western Region.

[F.R. Doc. 69-11760; Filed, Oct. 1, 1969;
8:49 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 69-WE-67]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations which would alter the description of the Seattle, Wash., transition area.

Interested persons may participate in the proposed rule-making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace and Program Standards

Branch, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Administration, 5651 West Manchester Avenue, Los Angeles, Calif. 90045.

A new 15-mile DME arc transition is proposed for the VOR/DME Runway 35 approach. The proposed amendments to the Seattle transition area will provide controlled airspace protection for aircraft executing the prescribed instrument procedures.

In consideration of the foregoing the FAA proposes the following airspace actions:

In § 71.181 (34 F.R. 4637) the description of the Seattle, Wash., transition area as amended by (34 F.R. 1370) is further amended as follows:

1. In the 700-foot portion of the transition area delete all between " * * * within a 23-mile radius of the Seattle VORTAC * * * " and " * * * within a 23-mile radius of latitude 47°39'30" N., longitude 122°25'00" W.; * * * " and substitute therefor " * * * within a 10-mile radius of Olympia VORTAC, within 5 miles each side of the Olympia VORTAC 195° radial, extending from the 10-mile radius area to 15.5 miles south of the VORTAC; * * * ".

2. Delete all of the 1,200-foot portion of the transition area and substitute therefor " * * * that airspace extending upward from 1,200 feet above the surface bounded on the north by latitude 48°-05'00" N., on the east by longitude 121°-35'00" W. to latitude 46°55'00" N., thence via latitude 46°55'00" N. to longitude 121°53'00" W., thence via longitude 121°53'00" W. to latitude 46°45'00" N., thence via latitude 46°45'00" N. and an arc of a 22-mile radius circle centered on the Olympia VORTAC to longitude 123°-15'00" W., thence via longitude 123°15'-00" W. to latitude 48°05'00" N., that airspace southwest of Seattle bounded on the north by the north edge of V-27, on the east by longitude 123°15'00" W., on the south by the south edge of V-204, and on the west by longitude 123°40'00" W. * * * ".

3. In the 4,500-foot MSL portion of the transition area delete " * * * bounded on the north by latitude 46°45'-00" N., * * * " and substitute therefor " * * * bounded on the north by an arc

of a 22-mile radius circle centered on Olympia VORTAC and latitude 46°45'00" N. * * *

4. Delete " * * * V-27 W. * * *" each place it appears in the text and substitute " * * * V-27 * * *" therefor.

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended (72 Stat. 749; 49 U.S.C. 1348(a)), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, Calif., on September 24, 1969.

LEE E. WARREN,
Acting Director, Western Region.

[F.R. Doc. 69-11761; Filed, Oct. 1, 1969;
8:49 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 69-CE-95]

CONTROL ZONE

Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to designate a control zone at Mosinee, Wis.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106.

The FAA is providing adequate communications at Central Wisconsin Airport, Mosinee, Wis., for the designation of a control zone. North Central Airlines' accredited personnel have agreed to provide weather reporting services so that a part-time control zone can be established at this location. Accordingly, it is necessary to designate a part-time control zone at Mosinee, Wis., to provide controlled airspace for the protection of aircraft executing the prescribed instrument approach procedures at the Central Wisconsin Airport.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

In § 71.171 (34 F.R. 4557), the following control zone is added:

MOSINKE, WIS.

Within a 5-mile radius of Central Wisconsin Airport (latitude 44°46'35" N., longitude 89°40'00" W.); within 1½ miles each side of the Wausau, Wis., VOR 219° radial, extending from the 5-mile radius zone to the VOR; within 3½ miles each side of the 242° bearing from Central Wisconsin Airport extending from the 5-mile radius zone to 10½ miles west of the airport; and within 3½ miles each side of the 087° bearing from Central Wisconsin Airport, extending from the 5-mile radius zone to 10½ miles east of the airport, excluding the portion which overlies the Wausau, Wis., control zone. This control zone is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airman's Information Manual.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Kansas City, Mo., on September 16, 1969.

DANIEL E. BARROW,
Acting Director, Central Region.

[F.R. Doc. 69-11762; Filed, Oct. 1, 1969;
8:49 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 69-SW-59]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot transition area at Jennings, La.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Administration, Post Office Box 1689, Fort Worth, Tex. 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, South-

west Region, Federal Aviation Administration, Fort Worth, Tex. An informal docket will also be available for examination at the Office of the Chief, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (34 F.R. 4637), the following transition area is added:

JENNINGS, LA.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Jennings Airport (lat. 30°14'30" N., long. 92°40'00" W.), and within 2.5 miles each side of the Lake Charles VORTAC 075° radial extending from the 5-mile radius area to 20.5 miles east of the VORTAC.

The proposed transition area will provide airspace protection for aircraft executing approach/departure procedures proposed at the Jennings Airport, Jennings, La. The west extension to the proposed transition area is based on the Lake Charles VORTAC 075° true (068° magnetic) radial.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, Tex., on September 18, 1969.

A. L. COULTER,
Acting Director, Southwest Region.

[F.R. Doc. 69-11763; Filed, Oct. 1, 1969;
8:49 a.m.]

[14 CFR Parts 71, 75]

[Airspace Docket No. 69-SO-71]

FEDERAL AIRWAY, JET ROUTES, AND ASSOCIATED CONTROL AREA

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 71 and Part 75 of the Federal Aviation Regulations that would:

1. Realign VOR Federal airway No. 3 east alternate segment from Biscayne Bay, Fla., to Palm Beach, Fla., via the Biscayne Bay VOR 008° T (008° M) and Palm Beach VORTAC 166° T (166° M) radials.

2. Realign Jet Route No. 77 segment with associated control area from Biscayne Bay to Vero Beach, Fla., via the Biscayne Bay VOR 008° T (008° M) and Vero Beach VORTAC 143° T (143° M) radials.

3. Realign Jet Route No. 79 segment from Biscayne Bay to Vero Beach via the Biscayne Bay VOR 348° T (348° M) and Vero Beach VORTAC 178° T (178° M) radials.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Ad-

ministration, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue, SW., Washington, D.C. 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

As parts of these proposals relate to the navigable airspace outside the United States, this notice is submitted in consonance with the ICAO International Standards and Recommended Practices.

Applicability of International Standards and Recommended Practices, by the Air Traffic Service, FAA, in areas outside domestic airspace of the United States is governed by Article 12 and Annex 11 to the Convention on International Civil Aviation (ICAO), which pertains to the establishment of air navigation facilities and services necessary to promoting the safe, orderly and expeditious flow of civil air traffic. Its purpose is to insure that civil flying on international air routes is carried out under uniform conditions designed to improve the safety and efficiency of air operations.

The International Standards and Recommended Practices in Annex 11 apply in those parts of the airspace under the jurisdiction of a contracting state, derived from ICAO, wherein air traffic services are provided and also whenever a contracting state accepts the responsibility of providing air traffic services over high seas or in airspace of undetermined sovereignty. A contracting state accepting such responsibility may apply the International Standards and Recommended Practices to civil aircraft in a manner consistent with that adopted for airspace under its domestic jurisdiction.

In accordance with Article 3 of the Convention on International Civil Aviation, Chicago, 1944, state aircraft are exempt from the provisions of Annex 11 and its Standards and Recommended Practices. As a contracting state, the United States agreed by Article 3(d) that its state aircraft will be operated in international airspace with due regard for the safety of civil aircraft.

Since this action involves, in part, the designation of navigable airspace outside the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provision of Executive Order 10854.

The airway and jet route structure, as presently defined, does not overlie the Miami terminal area intersections of Deerfield and Oakland. The Deerfield intersection is located off airways requiring that it be described to arriving aircraft, thereby increasing frequency congestion and both pilot and controller

workload. The Deerfield intersection and associated traffic control procedures were implemented in February 1969, to provide a common inbound clearance limit fix to be utilized without regard to landing direction at the Miami International Airport. These procedures have proven operationally beneficial to the air traffic control system.

Realignment of V-3E and J-77 over the Deerfield intersection would eliminate the need to orally describe the Deerfield intersection to arriving pilots. Transitioning inbound aircraft from J-77 to the Miami terminal area would be facilitated. The realignment of J-79 over the Oakland intersection would ease the handling of aircraft departing the Miami terminal area. Also, nonradar separation could be provided aircraft departing via J-79 and aircraft arriving via J-77 and V-3E.

These amendments are proposed under the authority of sections 307(a) and 1110 of the Federal Aviation Act of 1958 (49 U.S.C. 1348 and 1510), Executive Order 10854 (24 F.R. 9565), and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on September 24, 1969.

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

[F.R. Doc. 69-11758; Filed, Oct. 1, 1969;
8:48 a.m.]

[14 CFR Parts 71, 75]

[Airspace Docket No. 69-80-35]

JET ROUTES AND ASSOCIATED CONTROL AREA

Proposed Alteration, Extension, and Designation

The Federal Aviation Administration is considering amendments to Part 71 and Part 75 of the Federal Aviation Regulations that would extend Jet Route No. 58 with associated control area from New Orleans, La., via the intersection of Grand Isle, La., 104° T (098° M) and Crestview, Fla., 201° T (198° M) radials; intersection of Grand Isle 104° T (098° M) and Sarasota, Fla., 286° T (285° M) radials; Sarasota; intersection of Sarasota 133° T (132° M) and Biscayne Bay, Fla., 301° T (301° M) radials; to Biscayne Bay. Also, Jet Route No. 86 would be realigned from Sarasota via the intersection of the Sarasota 133° T (132° M) and Biscayne Bay 301° T (301° M) radials; to Biscayne Bay.

As parts of these proposals relate to the navigable airspace outside the United States, this notice is submitted in consonance with the ICAO International Standards and Recommended Practices.

Applicability of International Standards and Recommended Practices by the Air Traffic Service, FAA, in areas outside domestic airspace of the United States is governed by Article 12 and Annex 11 to the Convention on International Civil Aviation (ICAO), which pertains to the establishment of air navigation facilities

and services necessary to promoting the safe, orderly and expeditious flow of civil air traffic. Its purpose is to insure that civil flying on international air routes is carried out under uniform conditions designed to improve the safety and efficiency of air operations.

The International Standards and Recommended Practices in Annex 11 apply in those parts of the airspace under the jurisdiction of a contracting state, derived from ICAO, wherein air traffic services are provided and also whenever a contracting state accepts the responsibility of providing air traffic services over high seas or in airspace of undetermined sovereignty. A contracting state accepting such responsibility may apply the International Standards and Recommended Practices to civil aircraft in a manner consistent with that adopted for airspace under its domestic jurisdiction.

In accordance with Article 3 of the Convention on International Civil Aviation, Chicago, 1944, state aircraft are exempt from the provisions of Annex 11 and its Standards and Recommended Practices. As a contracting state, the United States agreed by Article 3(d) that its state aircraft will be operated in international airspace with due regard for the safety of civil aircraft.

Since these actions involve, in part, the designation of navigable airspace outside the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order 10854.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

A review of the current IFR peak day traffic survey indicates a need to extend J-58 from New Orleans to Biscayne Bay. Since the establishment of J-86, experience has shown that pilots do not prefer the present routing over Fort Myers, Fla. Consequently, pilots are requesting radar vectors via the Sarasota 133° and Biscayne Bay 301° true radials to the Chester Intersection, a primary clearance limit serving the Miami International Airport. Realignment of J-86 as

proposed would alleviate this problem and facilitate the transitioning of aircraft to and from the jet route structure.

These amendments are proposed under the authority of section 307(a) and 1110 of the Federal Aviation Act of 1958 (49 U.S.C. 1348 and 1510), Executive Order 10854 (24 F.R. 9565), and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on September 24, 1969.

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

[F.R. Doc. 69-11759; Filed, Oct. 1, 1969;
8:49 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Parts 2, 81, 83]

[Docket No. 18633]

USE OF SINGLE SIDEBAND RADIO- TELEPHONY ON CERTAIN FRE- QUENCIES IN MARITIME SERVICES IN THE GREAT LAKES

Establishment of Schedule of Dates, Technical Standards, Frequencies and Other Requirements; Order Extending Time for Filing Com- ments

In the matter of amendment of Parts 2, 81, and 83 to establish a schedule of dates, technical standards, frequencies and other requirements for the use of single sideband radiotelephony on frequencies below 4000 kc/s in the Maritime Services and to make other incidental rule changes, for the Great Lakes; Docket No. 18633.

1. The above-captioned notice of proposed rule making (FCC 69-875) was released on August 25, 1969. It provided for the filing of comments by September 29, 1969, and reply comments by October 10, 1969. The Central Committee on Communication Facilities of the American Petroleum Institute and the National Marine Electronics Association, Inc. (NMEA), filed requests for an extension of time in which to file comments.

2. The Central Committee requests a 60-day extension on the grounds that proposed amendments require careful analysis, that affected parties in the Great Lakes region must be contacted and their opinions considered, and that the Commission's release of the notice of proposed rule making at the close of the holiday season prevented appropriate committee action on these proposed changes. The NMEA requests a 30-day extension of time in order to afford their collective membership an opportunity to consider their position on this matter at the NMEA Interim Meeting in Seattle, Wash., on October 6, 1969.

3. The Commission is not unmindful of the problems associated with prepar-

ing comments during the close of the summer vacation and Labor Day holiday period, especially where, as in this case, the notice covers complex technical proposals requiring detailed examination by the affected maritime industry. Some additional time appears warranted and it will not have an adverse effect on these proceedings. Sufficient justification has not been submitted for a 60-day extension of time. In view of the foregoing: *It is ordered*, That the time for filing comments and reply comments in this proceeding is extended to October 29, 1969, and November 10, 1969, respectively. *It is further ordered*, That the requests for extension of time for filing comments set forth in this order are granted to the extent indicated herein and we otherwise denied.

4. This action is taken pursuant to authority contained in sections 4(i) and 5(d) (1) of the Communications Act of 1934, as amended, and § 0.331(b) (4) of the Commission's rules.

Adopted: September 25, 1969.

Released: September 26, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] JAMES E. BARR,
Chief, Safety and Special
Radio Services Bureau.

[F.R. Doc. 69-11770; Filed, Oct. 1, 1969;
8:49 a.m.]

[47 CFR Parts 2, 81, 83, 85]

[Docket No. 18632]

MARITIME SERVICES AND PUBLIC FIXED STATIONS IN ALASKA

Establishment of Schedule of Dates, Technical Standards, Frequencies and Other Requirements for Use of Radiotelephony, Radiotelegra- phy and Single Sideband Emissions on Certain Frequencies; Order Ex- tending Time for Filing Comments

In the matter of amendment of Parts 2, 81, and 83 and the deletion of Part 85 to establish for the State of Alaska a schedule of dates, technical standards, frequencies, and other requirements for the use of radiotelephony, radiotelegraphy, and single sideband emissions on frequencies below 4,000 kc/s, for the maritime services in Alaska, and below 12,000 kc/s, for Alaska public fixed stations, and to make other incidental rule changes; docket No. 18632.

1. The above-captioned notice of proposed rule making (FCC 69-873), which was released on August 25, 1969, provided for the filing of comments by September 29, 1969, and reply comments by October 10, 1969. The Central Committee on Communication Facilities of the American Petroleum Institute, the National Marine Electronics Association, Inc. (NMEA), the North Pacific Marine Radio Council, Inc., Northwest Instrument Co., Northern Radio Co., Peter Pan Seafoods, Inc., Service Electric Co., Inc., and New England Fish Co. filed requests for an extension of time in which to file comments.

2. The Central Committee requests a 60-day extension on the grounds that proposed amendments require careful analysis, that affected parties in the State of Alaska must be contacted and their opinions considered, and that the Commission's release of the notice of proposed rule making at the close of the holiday season prevented appropriate committee action on these proposed changes. The NMEA requests a 30-day extension of time in order to afford their collective membership an opportunity to consider their position on this matter at the NMEA Interim Meeting in Seattle, Wash., on October 6, 1969. North Pacific Marine Radio Council, Inc., and Northwest Instrument Co., each request a 30-day extension of time to allow a sufficient interval to accumulate the opinions of telecommunication users in remote Alaskan locations. Unsupported telegraphic requests for a 30-day extension of time were filed by the following companies: Northern Radio Co., Peter Pan Seafoods, Inc., Service Electric Co., Inc., and New England Fish Co.

3. The Commission is not unmindful of the problems associated with preparing comments during the close of the summer vacation and Labor Day holiday period, especially where, as in this case, the Notice covers complex technical proposals requiring detailed examination by the affected maritime industry and remote telecommunication users in the State of Alaska. A 60-day extension of time would unduly delay the proceeding; however, some additional time appears warranted and it will not have an adverse effect on these proceedings. In view of the foregoing: *It is ordered*, That the time in this proceeding is extended to October 29, 1969, and November 10, 1969, respectively. *It is further ordered*, That the requests for extension of time for filing comments set forth in this order are granted to the extent indicated herein and are otherwise denied.

4. This action is taken pursuant to authority contained in sections 4(i) and 5(d) (1) of the Communications Act of 1934, as amended, and § 0.331(b) (4) of the Commission's rules.

Adopted: September 25, 1969.

Released: September 26, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] JAMES E. BARR,
Chief, Safety and Special
Radio Services Bureau.

[F.R. Doc. 69-11771; Filed, Oct. 1, 1969;
8:49 a.m.]

FEDERAL TRADE COMMISSION

[16 CFR Part 501]

CAMERA FILM

Labels of Consumer Commodities; Proposed Exemption From Certain Requirements of Fair Packaging and Labeling Act

Notice is given that the Federal Trade Commission, pursuant to the provisions

of the Fair Packaging and Labeling Act (sections 5(b), 6(b), 80 Stat. 1298, 1300, 15 U.S.C. 1454, 1455) and under the Commission's procedures and rules of practice (16 CFR 1.15), proposes to exempt camera film from part of the net quantity statement requirements imposed by Part 500 of the regulations under section 4 of the Fair Packaging and Labeling Act.

The proposed exemption is based in part on a request submitted by industry and, in part, on the initiative of the Commission. Industry pointed out that it has been conventional to express the length of movie film in terms of feet only. To require a dual declaration of length would be of doubtful value in making a value comparison, and might even result in some confusion.

The Commission is also aware of the industrywide convention of expressing still film only in terms of the number of

exposures resulting from the use of such film. To the average consumer, the length and width of still camera film is of little if any significance when compared to the number of exposures, which the film is capable of producing in a given camera.

It is proposed that Part 501 be amended by adding thereto a new section as follows:

§ 501.2 Camera film.

Camera film packaged and labeled for retail sale is exempt from the net quantity statement requirements of Part 500 of this chapter which specify how measurement of commodities should be expressed, provided:

(a) The net quantity of contents on packages of movie film and bulk still film is expressed in terms of the number of lineal feet of usable film contained therein.

(b) The net quantity of contents on packages of still film is expressed in terms of the number of exposures the contents will provide. The length and width measurements of the individual exposures, expressed in millimeters, is authorized as an optional statement. (Example: "36 exposures, 36 x 24 mm.")

Any interested person may, within 60 days from the date of this publication in the FEDERAL REGISTER, file with the Secretary, Federal Trade Commission, Washington, D.C. 20580, written views on this proposal. Comments may be accompanied by a memorandum or brief in support thereof.

Issued: September 26, 1969.

By direction of the Commission.

[SEAL]

JOSEPH W. SHEA,
Secretary.

[P.R. Doc. 69-11774; Filed, Oct. 1, 1969;
8:49 a.m.]

Notices

INTERSTATE COMMERCE COMMISSION

[Notice 1335]

MOTOR CARRIER, BROKER, WATER CARRIER, AND FREIGHT FOR- WARDER APPLICATIONS

SEPTEMBER 26, 1969.

The following applications are governed by Special Rule 1.247¹ of the Commission's general rules of practice (49 CFR 1100.247 as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

¹ Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's General Policy Statement Concerning Motor Carrier Licensing Procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

The publications hereinafter set forth reflect the scope of the applications as filed by applicants, 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.

No. MC 730 (Sub-No. 312), filed September 11, 1969. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., a corporation, 1417 Clay Street, Oakland, Calif. 94604. Applicant's representative: Alfred G. Krebs (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, livestock, commodities in bulk, and those requiring special equipment), between Louisville, Ky., and Cincinnati, Ohio; From Louisville over Interstate Highway 71 to Cincinnati, and return over the same route, as an alternate route for operating convenience only, in connection with carrier's authorized regular route operations, serving no intermediate points, restricted to the transportation of traffic moving to, from, or through Mansfield, Ohio, and points east thereof. NOTE: If a hearing is deemed necessary, applicant requests it be held at Akron, Ohio, or Louisville, Ky.

No. MC 1838 (Sub-No. 9), filed August 28, 1969. Applicant: ALEX C. SMITH, INC., 13557 Bloomingdale Road, Akron, N.Y. 14001. Applicant's representative: William J. Hirsch, 43 Niagara Street, Buffalo, N.Y. 14202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Building materials*, (1) Between the plantsites of shippers at or near Akron, N.Y., on the one hand, and, on the other, points in Connecticut, Delaware, District of Columbia, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, and New Jersey; points in Adams, Allegheny, Armstrong, Beaver, Bedford, Berks, Blair, Bucks, Butler, Cambria, Chester, Cumberland, Dauphin, Delaware, Fayette, Franklin, Fulton, Greene, Huntingdon, Indiana, Juniata, Lancaster,

Lawrence, Lebanon, Lehigh, Mercer, Mifflin, Montgomery, Northampton, Perry, Philadelphia, Schuylkill, Snyder, Somerset, Washington, Westmoreland, and York Counties, Pa., and points in Rhode Island, Vermont, Virginia, and West Virginia; and (2) between the plantsite of shipper at Clarence Center, N.Y., on the one hand, and, on the other, points in Connecticut, Delaware, District of Columbia, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, Rhode Island, Vermont, Virginia, and West Virginia. Restriction: the operations authorized herein are limited to a transportation service to be performed under a continuing contract, or contracts, with the following shippers: National Gypsum Co. and Georgia-Pacific Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y.

No. MC 2310 (Sub-No. 2), filed September 9, 1969. Applicant: SIGNAL TRANSPORT, INC., Post Office Box 681, La Porte, Ind. 46350. Applicant's representative: Clarence Jensen (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Materials, equipment, supplies, and parts* used or useful in the manufacture and distribution of snowmobiles, tractors, power mowers, and hand mowers, from points in the United States to South Bend, Ind., and Des Moines, Iowa, and (2) *snowmobiles*, from South Bend, Ind., to points in the United States (except Alaska and Hawaii), under contract with Wheel-Horse Products, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 7073 (Sub-No. 7), filed September 5, 1969. Applicant: EUGENE E. BOOS and RICHARD F. BOOS, a partnership, doing business as BOOS GRAIN & FERTILIZER CO., Highland, Kans. 66035. Applicant's representative: Frederick J. Coffman, 521 South 14th Street, Post Office Box 806, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Molasses*, in bulk, in tank vehicles, from Atchison, Kans., to points in Kansas, Nebraska, Missouri, and Iowa. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Kans., or Kansas City, Mo.

No. MC 7523 (Sub-No. 14), filed September 2, 1969. Applicant: VENTURA TRANSFER COMPANY, a corporation, 3440 East South Street, Long Beach, Calif. 90805. Applicant's representative: Phil Jacobson, 510 West Sixth Street, Los Angeles, Calif. 90014. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes,

transporting: *Liquid commodities* (except asphalt, lubricating oils and greases, automobile fuels or aircraft fuels and cryogenic liquids), between points in California. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 20916 (Sub-No. 7), filed September 5, 1969. Applicant: JOHN T. SISK, 813 South Main Street, Culpeper, Va. 22701. Applicant's representative: C. F. Germalan, Post Office Box 81, Winchester, Va. 22601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips and sawdust*, from points in Culpeper, Fauquier, Orange, Rappahannock, and Stafford Counties, Va., to Spring Grove, Pa. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 22195 (Sub-No. 140), filed September 3, 1969. Applicant: DAN DUGAN TRANSPORT COMPANY, a corporation, 41st and Grange Avenue, Sioux Falls, S. Dak. 57101. Applicant's representative: J. P. Everist (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, from Sidney, Mont., to points in North Dakota. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Fargo, N. Dak., or Minneapolis, Minn.

No. MC 22229 (Sub-No. 55), filed September 10, 1969. Applicant: TERMINAL TRANSPORT COMPANY, INC., 248 Chester Avenue SE., Atlanta, Ga. 30316. Applicant's representative: Harold H. Clokey (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Memphis, Tenn. and Lake City, Fla., from Memphis over U.S. Highway 78 via Tupelo, Miss., to Birmingham, Ala., thence over U.S. Highway 31 and Interstate Highway 65 to Montgomery, Ala., thence over U.S. Highway 231 to Dothan, Ala., thence over U.S. Highway 84 via Quitman, Ga., to junction U.S. Highways 84 and 221, thence over U.S. Highways 82 and 221 to Valdosta, Ga., thence over Interstate Highway 75 to junction Interstate Highway 75 and U.S. Highway 90, thence over U.S. Highway 90 to Lake City, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's regular route operations. Note: Applicant states it is presently authorized to transport the above described commodities between Memphis, Tenn., and Atlanta, Ga., under its certificates of public conven-

ience and necessity issued in Docket MC 22229 (Sub-No. 51), authorizing service between Memphis and Nashville, Tenn.; and Docket MC 22229 (Sub-No. 46) authorizing service between Nashville, Tenn. and Atlanta, Ga.; and, between Atlanta, Ga., and Lake City, Fla., under its authority granted in MC 22229. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 24106 (Sub-No. 1), filed September 11, 1969. Applicant: GARTTMEYER MOVING & STORAGE, INC., Post Office Box 8972, Philadelphia, Pa. 19135. Applicant's representative: Paul F. Sullivan, 701 Washington Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined by the Commission, between points in Philadelphia, Bucks, Delaware, Montgomery, and Chester Counties, Pa., restricted to the transportation of traffic having a prior or subsequent movement in containers beyond the points authorized, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization of such traffic. Note: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant further states that no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 29910 (Sub-No. 85), filed September 8, 1969. Applicant: ARKANSAS-BEST FREIGHT SYSTEM, INC., 301 South 11th Street, Fort Smith, Ark. 72901. Applicant's representative: Thomas Harper, Kelly Building, Post Office Box 43, Fort Smith, Ark. 72901. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite of Remington Arms Co., Inc., near Lonoke, Ark., as an off-route point in connection with applicant's regular authority to serve Lonoke, Ark., as authorized in MC 29910 Sub-No. 69. Note: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Little Rock, Ark.

No. MC 29963 (Sub-No. 5), filed August 8, 1969. Applicant: B & E TRANSPORTATION, INC., R.F.D. No. 4, Putnam Pike, Smithfield, R.I. 02919. Applicant's representative: J. Joseph Nugent, 32 Westminster Street, Providence, R.I. 02903. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment and those injurious or contaminating to other lading, from points in Rhode Is-

land, on the one hand, and, on the other, points in Connecticut. Note: Applicant states it intends to tack at Providence, R.I., to provide a through service to Connecticut. If a hearing is deemed necessary, applicant requests it be held at Providence, R.I., or Hartford, Conn.

No. MC 30204 (Sub-No. 28), filed August 29, 1969. Applicant: HEMINGWAY TRANSPORT, INC., 438 Dartmouth Street, New Bedford, Mass. 02740. Applicant's representatives: Francis E. Barrett and Francis P. Barrett, 60 Adams Street, Milton, Mass. 02187. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment and those injurious or contaminating to other lading); serving Jay, Maine, as an off-route point in connection with its regular route between Boston, Mass., and Old Town, Maine. Note: Application is accompanied by a Motion to Dismiss. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Portland, Maine, or Boston, Mass.

No. MC 35320 (Sub-No. 114), filed September 11, 1969. Applicant: TIME-DC, INC., 2598 74th Street, Post Office Box 2550, Lubbock, Tex. 79408. Applicant's representatives: W. D. Benson, Post Office Box 6723, Lubbock, Tex. 79413, and Frank M. Garrison, Post Office Box 2550, Lubbock, Tex. 79408. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite of the Remington Arms Co., Inc., located at or near Lonoke, Ark., as an off-route point in connection with applicant's presently authorized regular route authority between Memphis, Tenn., and Little Rock, Ark. Note: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 35628 (Sub-No. 300), filed August 28, 1969. Applicant: INTERSTATE MOTOR FREIGHT SYSTEM, a corporation, 134 Grandville SW., Grand Rapids, Mich. 49502. Applicant's representative: Leonard D. Verdier, Jr., 900 Old Kent Building, Grand Rapids, Mich. 49502. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the plantsite of Star Expansion Industries Corp., at Mountville, N.Y., as an off-route point in connection with applicant's regular route operations authorized by certificate MC 35628 between Albany, N.Y., and New York, N.Y., over U.S. Highway 9W, as set forth on Sheet 20; and be-

tween Westfield, N.Y., and New York, N.Y., over New York Highway 17 as set forth on Sheet 15. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Lansing, or Detroit, Mich.

No. MC 54567 (Sub-No. 8), filed September 10, 1969. Applicant: RELIANCE TRUCK COMPANY, a corporation, 2500 North 24th Avenue, Phoenix, Ariz. 85009. Applicant's representative: A. Michael Bernstein, 1327 United Bank Building, Phoenix, Ariz. 85012. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities* which because of size or weight require the use of special equipment for handling; and (2) *commodities* which do not require the use of special equipment or special handling when moving in the same vehicle with commodities, the transportation of which because of size or weight require the use of special equipment or handling, (a) between military installations or Defense Department establishments in the United States (except Hawaii), and (b) between points in (a) above on the one hand, and, on the other, points in the United States (except Hawaii). **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Phoenix, or Tucson, Ariz.

No. MC 59640 (Sub-No. 18), filed August 20, 1969. Applicant: PAULS TRUCKING CORPORATION, Three Commerce Drive, Cranford, N.J. 07016. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products* as are dealt in by wholesale, retail, and chain grocery and food business houses, from Milford, Conn., to the warehouse facilities of Supermarkets General Corp., at Woodbridge Township, N.J.; restricted to a transportation service to be performed under a continuing contract or contracts, with Supermarkets General Corp. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 59680 (Sub-No. 172), filed August 28, 1969. Applicant: STRICKLAND TRANSPORTATION CO., INC., Post Office Box 5689, 3011 Golden Avenue, Dallas, Tex. 75222. Applicant's representative: Oscar P. Peck (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: (A) *General commodities*, except those of unusual value, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment, (1) Between Fredericktown, Mo., and junction of Missouri Highway 72 and Interstate Highway 55 approximately 5 miles east of Jackson, Mo., over Missouri Highway 72 as an alternate route for operating convenience only, serving Fredericktown, Mo., and the junction of Missouri Highway 72 and Interstate Highway 55 as points of joinder only, serving no intermediate points; (2) Between Poplar Bluff and Hayti, Mo., serving

Poplar Bluff and Hayti as points of joinder only, as an alternate route for operating convenience only: From Poplar Bluff over Missouri Highway 53 to junction Missouri Highways 53 and 84 near Kennett, Mo., thence over Missouri Highway 84 to Hayti, Mo., and return, serving no intermediate points; (B) *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment;

(1) Between junction of Interstate Highways 76 and 70 at Exit 8 of Pennsylvania Turnpike and Columbus, Ohio, over Interstate Highway 70, serving no intermediate points, as an alternate route for operating convenience only, serving Columbus, Ohio, and the junction of Interstate Highways 70 and 76 at Exit 8 of the Pennsylvania Turnpike as points of joinder only; (2) Between Shreveport, La., and junction of U.S. Highway 71 and U.S. Highway 190 near Krotz Springs, La., over U.S. Highway 71, as an alternate route for operating convenience only, serving no intermediate points; (3) Between Exit 17 Pennsylvania Turnpike near Harrisburg, Pa., and Edison Township (Middlesex County), N.J., serving Exit 17 and Edison Township (Middlesex County), N.J., as points of joinder only, as an alternate route for operating convenience only: From Exit 17 Pennsylvania Turnpike near Harrisburg, Pa., over Interstate Highway 78 (U.S. Highway 22) to junction Interstate Highway 287 to junction U.S. Highway 1 near Metuchen, N.J., thence over U.S. Highway 1 to Edison Township, N.J., and return, serving no intermediate points; and (C) *General commodities*, except wines and liquors, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Poplar Bluff, Mo., and Turrell, Ark., serving Poplar Bluff, Mo., as point of joinder only, as an alternate route for operating convenience only: From Poplar Bluff over Missouri Highway 53 to Campbell, Mo., thence over U.S. Highway 62 to McGuire, Mo., thence over Missouri Highway 25 to Clarkton, Mo., thence over Missouri Highway 162 to Portageville, Mo., thence over U.S. Highway 61 (Interstate Highway 55) to Turrell, Ark., and return, serving no intermediate points. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Dallas or Fort Worth, Tex.

No. MC 61592 (Sub-No. 146), filed August 18, 1969. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, Iowa 52722. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers, trailer chassis* (except those designed to be drawn by passenger automobiles), *trailer converter dollies, truck tractors, containers, bodies and materials, supplies and parts* of such commodities, between points in Lee County, Iowa, on the one hand, and, on the other, points in the

United States (except Hawaii). **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Detroit, Mich.

No. MC 61592 (Sub-No. 147), filed September 2, 1969. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, Iowa 52722. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel pipe, conduit, metallic tubing and fittings* therefor, unloaded by mechanical devices furnished by the carrier, from Glendale, W. Va.; Carnegie, Ambridge, and New Kensington, Pa.; and Niles, Ohio, to points in Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, South Carolina, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, Missouri, Minnesota, Georgia, Florida, and the District of Columbia. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. Common control and dual operations may be involved. If a hearing is deemed necessary, applicant does not specify a location.

No. MC 61592 (Sub-No. 150), filed September 8, 1969. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, Iowa 52722. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des Moines, Iowa 50306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Snowmobiles, attachments, accessories and parts for snowmobiles*, from South Bend, Ind., to points in the United States (except Hawaii), and (2) *materials, equipment, supplies, and parts* used or useful in the manufacture and distribution of snowmobiles, tractors, power mowers, and hand mowers, from points in the United States, except Hawaii, to Des Moines, Iowa, and South Bend, Ind. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 61592 (Sub-No. 151), filed September 12, 1969. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, Iowa 52722. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Printed matter, magazines, printed material of all types, materials and supplies* used in the sale and distribution of printed matter, from Glasgow, Ky., to points in the United States (except Alaska and Hawaii) and (2) *equipment, materials, and supplies* used in the manufacture and distribution of the items named in (1) above, from points in the

United States except Alaska and Hawaii to Glasgow, Ky. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 61592 (Sub-No. 152), filed September 15, 1969. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, Iowa 52722. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Snowmobiles*, between points in the United States, including Alaska but excluding Hawaii. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant does not specify a location.

No. MC 72140 (Sub-No. 55), filed August 28, 1969. Applicant: SHIPPERS DISPATCH, INC., 1216 West Sample Street, South Bend, Ind. 46624. Applicant's representative: Ferdinand Born, 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *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, commodities requiring special equipment, and those injurious or contaminating to other lading, serving Whitehouse, Ohio, as an off-route point in connection with applicant's regular route operations. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Detroit, Mich.

No. MC 72442 (Sub-No. 30), filed September 4, 1969. Applicant: AKERS MOTOR LINES, INCORPORATED, Post Office Box 579, Gastonia, N.C. 28052. Applicant's representatives: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga., and Lennox O. Boyles (same address as applicant). Authority sought to operate as a *common carrier*, by motor over regular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, tobacco, liquor, commodities in bulk, commodities requiring special equipment, and household goods as defined by the Commission, serving Hanover, Pa., as an off-route point in connection with carrier's existing regular route operations. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 74321 (Sub-No. 36), filed August 22, 1969. Applicant: B. F. WALKER, INC., 650 17th Street, Denver, Colo. 80202. Applicant's representative: Jerry C. Prestridge, Post Office Box 1148, Austin, Tex. 78767. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe and/or tubing* (other than oil field pipe as described in *Mercer Extension-Oil Field Commodities*, 74 M.C.C. 459), between points in Cooke County, Tex., on

the one hand, and, on the other, points in Arkansas, Louisiana, Missouri, Oklahoma and Texas. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., or Washington, D.C.

No. MC 76472 (Sub-No. 13), filed September 10, 1969. Applicant: MATERIAL TRUCKING, INC., 924 South Heald Street, Wilmington, Del. 19801. Applicant's representative: William Salemi (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fluorspar*, in bulk, from Wilmington, Del., to Aspers, Pa. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 76629 (Sub-No. 2), filed August 21, 1969. Applicant: OVERLAND FREIGHT LINES, INC., 576 Reno Street, Indianapolis, Ind. 46206. Applicant's representative: Walter F. Jones, Jr., 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products and supplies and materials* used in the manufacturing, processing and distribution thereof, between Fort Wayne, Ind., and 5 miles thereof and points in Ohio, Illinois, Michigan, Kentucky, and Indiana. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 82841 (Sub-No. 62), filed September 15, 1969. Applicant: HUNT TRANSPORTATION, INC., 801 Livestock Exchange Building, Omaha, Nebr. 68107. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from points in Uintah County, Utah, to points in Iowa, Minnesota, Wisconsin, Illinois, Indiana, Michigan, and Ohio. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 85605 (Sub-No. 2), filed September 11, 1969. Applicant: JOE LEE GILBERT, 28202 Davis Avenue, Laredo, Tex. 78040. Applicant's representative: Pat H. Robertson, The 904 Lavaca Building, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined by the Commission, between points in Webb County, Tex., restricted to shipments having a prior or subsequent movement beyond Texas in specially designed containers, and further restricted to pickup and delivery service incidental to and in connection with packing, crating, and

containerization or unpacking, uncrating, and decontainerization of such shipments. NOTE: If a hearing is deemed necessary, applicant requests it be held at Houston or San Antonio, Tex.

No. MC 87720 (Sub-No. 94), filed August 25, 1969. Applicant: BASS TRANSPORTATION CO., INC., Old Croton Road, Flemington, N.J., 08822. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Plastic bottles, jars, jugs, and closures*, in containers, from Nashua, N.H., to points in Connecticut, Rhode Island, Maine, Vermont, New Hampshire, and Massachusetts; and (2) *materials and supplies* used in connection with the production and distribution of the aforementioned commodities (except in bulk), from the above-mentioned destination territories, to Nashua, N.H., restricted to a service to be performed under contract with Bemis Co., Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 89697 (Sub-No. 25), filed September 3, 1969. Applicant: KRAJACK TANK LINES, INC., 480 Westfield Avenue, Roselle Park, N.J. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fatty acid esters* in bulk, in tank vehicle, from Huguenot, N.Y., to Boston, Mass., Cranford, N.J., Cranbury, N.J., Momence, Ill., Cincinnati, Ohio, and Baltimore, Md. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 94201 (Sub-No. 77), filed September 15, 1969. Applicant: BOWMAN TRANSPORTATION, INC., 1010 Stroud Avenue, East Gadsden, Ala. 35900. Applicant's representative: John P. Carlton, 327 Frank Nelson Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe, plastic or iron fittings, and connections, valves and jackets*, from the plantsite and warehouse facilities of Razorback Plastic Products, Inc., at or near Fort Smith, Ark., on the one hand, and, on the other, points in Kentucky, Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Tennessee, Mississippi, and Louisiana. NOTE: Applicant states that it would tack the authority sought with authority presently held, at points within 65 miles of Birmingham, Ala., to provide service between the named plantsite and warehouse facilities, on the one hand, and, on the other, points in Indiana, Ohio, and Illinois; also at Winston-Salem, N.C., to provide service between said plantsite and warehouse facilities on the one hand, and, on the other, points served by applicant in Virginia, Maryland, Pennsylvania, Delaware, New Jersey, New York, Connecticut

and the District of Columbia. If a hearing is deemed necessary, applicant requests it be held at Fort Smith, Ark., or Washington, D.C.

No. MC 94350 (Sub-No. 232), filed September 5, 1969. Applicant: TRANSIT HOMES, INC., Haywood Road, Post Office Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles in initial movements, and *buildings*, complete and in sections, from points in Todd County, Ky., to points in the United States (excluding Alaska and Hawaii). **NOTE:** Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 94350 (Sub-No. 234), filed September 5, 1969. Applicant: TRANSIT HOMES, INC., Haywood Road, Post Office Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles in initial movements, from points in California, to points in the United States (excluding Alaska and Hawaii). **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant does not specify a location.

No. MC 94350 (Sub-No. 235), filed September 8, 1969. Applicant: TRANSIT HOMES, INC., Haywood Road, Post Office Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr. (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers* designed to be drawn by passenger automobiles in initial movements, from points in Le Flore County, Okla., to points in the United States (excluding Alaska and Hawaii) and (2) *buildings*, complete or in sections, from points in Le Flore County, Okla., to points in the United States (excluding California, Colorado, Idaho, Montana, Nevada, New Mexico, North Dakota, Wyoming, Oregon, South Dakota, Texas, Utah, Alaska, Hawaii, and Washington). **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Fort Smith, Ark.

No. MC 95876 (Sub-No. 93), filed September 2, 1969. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Avenue North, St. Cloud, Minn. 56301. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Wallboard and ply-*

wood, and accessories and supplies used in the installation thereof and (2) *molding*, from Pittsburg, Kans., to points in Nebraska, South Dakota, North Dakota, Iowa, Minnesota, and Wisconsin. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 97006 (Sub-No. 11), filed September 8, 1969. Applicant: HOWARD'S EXPRESS, INC., East North Street, Geneva, N.Y. 14456. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Geneva, N.Y., and New York, N.Y., from Geneva over New York Highway 14 to junction New York State Thruway, thence over New York State Thruway to New York, N.Y., and return over the same route, as an alternate route for operating convenience only; and (2) between Geneva, N.Y., and Suffern, N.Y., from Geneva, over New York Highway 14 to junction New York State Thruway, thence over New York State Thruway to Suffern, N.Y., and return over the same route, as an alternate route for operating convenience only, serving Suffern, N.Y., for purpose of joinder only. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Rochester, N.Y.

No. MC 103051 (Sub-No. 234), filed August 29, 1969. Applicant: FLEET TRANSPORT COMPANY, INC., 1000 44th Avenue North, Post Office Box 7645, Nashville, Tenn. 37209. Applicant's representative: R. J. Reynolds, Jr., 604-09 Healey Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Furfural*, in bulk, in tank vehicles, from points in Palm Beach County, Fla., to points in the States of Georgia, Louisiana, New Jersey, New York, North Carolina, Ohio, Pennsylvania, and West Virginia. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 103993 (Sub-No. 447) (Correction), filed July 28, 1969, published FEDERAL REGISTER issues of August 21, and September 11, 1969, corrected and republished as corrected, this issue. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representatives: Paul D. Borghesani and Ralph H. Miller (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated or precut buildings*, complete, knocked down, or in sections and *parts and materials* used in the assembly and erection thereof, from

points in Multnomah County, Oreg., to points in the United States west of the Mississippi River including Louisiana, Minnesota, and Alaska but excluding Hawaii. **NOTE:** Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. The purpose of this republication is to (1) include Alaska as a destination State and (2) include the origin territory, both of which were inadvertently omitted in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 105134 (Sub-No. 6), filed September 10, 1969. Applicant: AUSTIN L. YEAGER, doing business as YEAGER'S TRUCKING, Rural Delivery No. 1, Clearfield, Pa. Applicant's representative: John A. Vuono, 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Face brick and building brick*, from points in Bradford Township, Clearfield County, Pa., to points in New Jersey and New York. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 105269 (Sub-No. 48), filed September 12, 1969. Applicant: GRAFF TRUCKING COMPANY, INC., 2110 Lake Street, Kalamazoo, Mich. 49005. Applicant's representative: John M. Veale, Suite 1700, 1 Woodward Avenue, Detroit, Mich. 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Plastic and plastic products*, from Kalamazoo, Mich., to points in Indiana, Illinois, Ohio, Kentucky, Iowa, Missouri, and Wisconsin, and (2) *materials, equipment and supplies* used in the sale, distribution, and manufacture of plastic products, from points in Indiana, Illinois, Ohio, Kentucky, Iowa, Missouri, and Wisconsin to Kalamazoo, Mich. **NOTE:** Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Detroit, Mich.

No. MC 106398 (Sub-No. 421), filed September 8, 1969. Applicant: NATIONAL TRAILER CONVOY, INC., 1925 National Plaza, Tulsa, Okla. 74151. Applicant's representatives: Irvin Tull and Fred Rahal, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, in initial movements, from points in Le Flore County, Okla., to points in the United States (except Alaska and Hawaii). **NOTE:** Common control and dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. Applicant further states that no duplicating authority is sought. If a hearing is deemed necessary,

applicant requests it be held at Tulsa or Oklahoma City, Okla.

No. MC 107107 (Sub-No. 402), filed August 27, 1969. Applicant: ALTERMAN TRANSPORT LINES, INC., 2424 Northwest 46th Street, Miami, Fla. 33142. Applicant's representative: Ford W. Sewell (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses*, from Amarillo, Tex., to points in Alabama, Florida, Georgia, North Carolina, and South Carolina. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Fort Worth, Tex.

No. MC 107295 (Sub-No. 218), filed September 2, 1969. Applicant: PRE-FAB TRANSIT CO., a corporation, 100 Main Street, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox, Post Office Box 146, Farmer City, Ill. 61842. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plywood and plywood paneling and accessories*, from Stuttgart, Ark., to points in New Jersey, New York, Massachusetts, Connecticut, Rhode Island and Pennsylvania. NOTE: Applicant states that the requested authority can be tacked with its existing authority in MC 107295 where feasible and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark.

No. MC 107295 (Sub-No. 219), filed September 5, 1969. Applicant: PRE-FAB TRANSIT CO., a corporation, 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox, Post Office Box 146, Farmer City, Ill. 61842. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building board, wallboard, insulation board, and laminated fakeboard, and accessories and supplies used in the installation thereof*, from Wright City, Mo., to points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico. NOTE: Applicant states that the requested authority can be tacked with its existing authority in MC 107295 where feasible and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 107496 (Sub-No. 731) (Correction), filed July 2, 1969, published in the FEDERAL REGISTER issues of August 7, 1969, and August 28, 1969, corrected, and republished as corrected this issue. Applicant: RUAN TRANSPORT CORPO-

RATION, Keosauqua Way at Third, Post Office Box 855, Des Moines, Iowa 50304. Applicant's representative: H. L. Fabritz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Vegetable oil and oil foods in bulk*, from Des Moines-West Des Moines, Iowa, to points in Alabama, Arkansas, California, Colorado, Connecticut, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Hampshire, New Jersey, New York, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Dakota, North Dakota, Tennessee, Texas, Washington, and Wisconsin; (2) *fertilizer materials, in bulk*, from Des Moines, Iowa, to points in Illinois, Kansas, Minnesota, Missouri, Nebraska, South Dakota, and Wisconsin; and (3) *coal tar pitch emulsion and asphalt pavement surface sealer, coal tar base*, in bulk, from St. Louis, Mo., to points in Illinois, Wisconsin, Oklahoma, Iowa, Arkansas, Kansas, and Nebraska. NOTE: The purpose of this republication is to show the commodity description in (1) above as vegetable oil and oil foods in lieu of vegetable oil and oil fats. Applicant asserts there is a possibility of tacking, but there is no present intention to tack. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Des Moines, Iowa.

No. MC 107515 (Sub-No. 672) (Amendment), filed August 4, 1969, published in FEDERAL REGISTER issue of August 25, 1969, amended September 4, and republished as amended, this issue. Applicant: REFRIGERATED TRANSPORT CO., INC., 3901 Jonesboro Road SE., Post Office Box 308, Forest Park, Ga. 30050. Applicant's representative: B. L. Gundlach (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from the plantsite of Standard Foods, Inc., Louisville, Ky., to points in West Virginia, Illinois, Missouri, Indiana, Ohio, Michigan, and Minnesota. NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. The purpose of this republication is to add Minnesota as a destination State. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 107515 (Sub-No. 676), filed August 26, 1969. Applicant: REFRIGERATED TRANSPORT CO., INC., 3901 Jonesboro Road, Post Office Box 308, Forest Park, Ga. 30050. Applicant's representative: B. L. Gundlach (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in Arkansas to points in Alabama, Florida, Georgia, Tennessee, North Carolina, South Carolina, Virginia, West Virginia, Kentucky, Indiana, Illinois, Iowa, Wisconsin, Michigan, Minnesota, Ohio, Pennsylvania, New York, New Jersey, Massachusetts, Connecticut, Rhode Island, Dela-

ware, Maryland, and the District of Columbia; restricted to traffic originating in Arkansas. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Memphis, Tenn.

No. MC 108223 (Sub-No. 15), filed September 2, 1969. Applicant: CENTURY MOTOR FREIGHT, INC., 3245 Fourth Street SE., Minneapolis, Minn. 55414. Applicant's representative: Julius F. Bonello (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the terminal site of Yellow Freight System, Inc., located at Burnsville, Minn., as an off-route point in connection with carrier's presently authorized regular route operations, to and from Minneapolis-St. Paul, Minn. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 109397 (Sub-No. 177), filed September 2, 1969. Applicant: TRI-STATE MOTOR TRANSIT CO., a corporation, Post Office Box 113, Joplin, Mo. 64801. Applicant's representative: Max G. Morgan, 600 Leaning Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities of a Security Classified Nature*, when transported in carrier owned dromedary equipment, between activities of the U.S. Government and U.S. Government Contractors in the United States, except Alaska and Hawaii. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant holds contract carrier authority under MC 128814 Sub 5, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 110072 (Sub-No. 3), filed September 2, 1969. Applicant: CLAY-BROOKE CRUDE OIL TRANSPORTATION, INC., Box 63, McLeansboro, Ill. 62659. Applicant's representative: Kirkwood Yockey, Suite 501, Union Federal Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Uran and liquid fertilizer*, in bulk, in tank vehicles, from Henderson, Ky., and points within 4 miles thereof in Henderson County, Ky., to points in Indiana and Illinois, and (2) from Mount Vernon, Ind., and points within 2 miles thereof in Posey County, Ind., to points in Illinois. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Indianapolis or Evansville, Ind.

No. MC 111397 (Sub-No. 87), filed September 10, 1969. Applicant: DAVIS TRANSPORT, INC., 1345 South Fourth Street, Paducah, Ky. 42001. Applicant's

representative: Herbert S. Melton, Jr., Box 1284, Paducah, Ky. 42001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry fertilizer and dry fertilizer ingredients*, in bulk, in tank vehicles, from Memphis, Tenn., to points in Arkansas and Mississippi. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., or Washington, D.C.

No. MC 113041 (Sub-No. 10), filed August 27, 1969. Applicant: AC-BERWICK TRANSPORTERS, INC., Mutton Hollow Road, Woodbridge, N.J. 07095. Applicant's representative: William D. Traub, 10 East 40th Street, New York, N.Y. 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wax*, in bulk, in insulated tank vehicles equipped with burners, from Paterson, N.J., and Petrolia, Pa., to Hammond, Ind., and Lawrenceville, Ill. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 113855 (Sub-No. 207), filed September 8, 1969. Applicant: INTERNATIONAL TRANSPORT, INC., South Highway 52, Rochester, Minn. 55901. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Electrical transformers, circuit breakers, switch gears, insulators and parts of the foregoing commodities*; and (2) *transformer oil*, in drums, when moving in mixed loads with the commodities in (1) above, from Zanesville, Ohio, to points in Arizona, California, Colorado, Idaho, Kansas, Minnesota, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 113855 (Sub-No. 208), filed September 11, 1969. Applicant: INTERNATIONAL TRANSPORT, INC., South Highway 52, Rochester, Minn. 55901. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from points in Uintah County, Utah, to points in Iowa, Minnesota, Wisconsin, Illinois, Indiana, Michigan, and Ohio. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 114004 (Sub-No. 74), filed September 2, 1969. Applicant: CHANDLER TRAILER CONVOY, Inc., 8828 New Benton Highway, Little Rock, Ark.

72209. Applicant's representative: W. G. Chandler (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles, in initial movement, in truckaway service, from points in Benton County, Ark., to points in the United States (excluding Alaska and Hawaii, and Mount Clemens, Detroit, and Flint, Mich.). **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark.

No. MC 114015 (Sub-No. 16), filed September 2, 1969. Applicant: HUSS, INCORPORATED, Highway 47 West, Chase City, Va. Applicant's representatives: Bert Collins and Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Gypsum, gypsum products, and plasterboard, joint treatment products, and materials, supplies, and products* used in the installation, application, and distribution of such commodities, from the plantsite and facilities of United States Gypsum Co. at or near Norfolk, Va., to points in North Carolina, South Carolina, Virginia, and West Virginia, and returned shipments in the opposite direction, under contract with United States Gypsum Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 115022 (Sub-No. 17), filed August 21, 1969. Applicant: CHAMBERLAIN MOBILEHOME TRANSPORT, INC., 64 East Main Street, Thomaston, Conn. Applicant's representative: Reubin Kaminsky, Suite 211, 342 North Main Street, West Hartford, Conn. 06117. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement mixing and cement spraying machines*, mounted on wheeled undercarriages, designed to be drawn by passenger automobiles, between points in Nassau County, N.Y., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii). **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., or New York, N.Y.

No. MC 115669 (Sub-No. 103), filed August 25, 1969. Applicant: HOWARD N. DAHLSTEN, doing business as DAHLSTEN TRUCK LINE, Post Office Box 95, Clay Center, Nebr. 68933. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Animal and poultry feed and animal and poultry feed ingredients*; and (b) *animal and poultry health products, insecticides and pesticides, empty bags and other containers, advertising matter and premiums*, when moving in mixed ship-

ments with commodities named in (a) above, from Fairbury, Ill., to points in Nebraska, and Indianola, Iowa; and (2) *dry processed grain and grain products*, from Crete, Nebr., to points in Illinois, Iowa, Missouri, and Wisconsin. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 115669 (Sub-No. 105), filed August 29, 1969. Applicant: HOWARD N. DAHLSTEN, doing business as DAHLSTEN TRUCK LINE, Post Office Box 95, Clay Center, Nebr. 68933. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal health products, cleaning, scouring or washing compounds, soap and soap products*, from South Beloit, Ill., to Brighton and Burlington, Colo., and Riverton and Wheatland, Wyo. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 115771 (Sub-No. 11), filed September 5, 1969. Applicant: PENBROOK HAULING COMPANY, INC., Post Office Box 4213, Harrisburg, Pa. 17111. Applicant's representative: Robert L. Bailey (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Field offices, trailers, portable building, and construction equipment fitted with draw bars, fifth wheel plates or pintle hooks* for movement by towaway service, including *machinery, furnishings and other contents or attachments*, when moving with or in the foregoing items, between points in New York, New Jersey, Maryland, Virginia, Pennsylvania, and points in the United States (except Alaska and Hawaii), restricted to traffic moving to or from the jobsites, handling or storage areas of Enertron Contracting and Engineering, Inc., and its subsidiaries. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority and will accept a tacking restriction if warranted. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 115840 (Sub-No. 46), filed September 8, 1969. Applicant: COLONIAL FAST FREIGHT LINES, INC., 1215 West Bankhead Highway, Post Office Box 2169, Birmingham, Ala. 35201. Applicant's representatives: C. E. Wesley (same address as applicant) and E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe, iron or steel; fittings; valves; hydrants; and gaskets*, from Birmingham, Ala., to points in North Carolina and South Carolina. **NOTE:** Applicant intends to tack with its lead certificate at Birmingham, Ala. Common control may be involved. If a hearing is

deemed necessary, applicant requests it be held at Birmingham Ala.

No. MC 115841 (Sub-No. 359), filed September 8, 1969. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 West Bankhead Highway, Post Office Box 2169, Birmingham, Ala. 35201. Applicant's representatives: C. E. Wesley (same address as above) and E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen foods*, from Frankfort, Mich., to points in Texas, Oklahoma, Missouri, Iowa, Kansas, Nebraska, Wisconsin, and Illinois; (2) *frozen fruits, vegetables and berries*, from Frankfort, Mich., to points in Indiana, Kentucky, Ohio, and West Virginia; (3) *frozen foods*, from Chickasha, Okla., to points in Iowa, Kansas, Nebraska, Missouri, and Wisconsin; and (4) *frozen foods*, from Allentown and Chambersburg, Pa., to points in Missouri, Iowa, Kansas, and Nebraska. NOTE: Applicant states that it intends to tack. However, portions of the destination can already be served by tacking. It further states that a partial purpose of the instant application is to remove tacking now being done. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Kansas City, Mo.

No. MC 116038 (Sub-No. 29), filed August 25, 1969. Applicant: NORTHERN MOTOR CARRIERS, INC., Route 9, Saratoga Road, Fort Edward, N.Y. 12828. Applicant's representative: Harold G. Hernly, 711 14th Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cement*, from the plantsite of the Glens Falls Portland Cement Co., Glens Falls, N.Y., to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, and Rhode Island; (2) *empty pallets* from points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, and Rhode Island, to the plantsite of the Glens Falls Portland Cement Co., Glens Falls, N.Y.; (3) *cement*, from Pawtucket, R.I., to points in Connecticut and Massachusetts on and east of U.S. Highway 5; and (4) *cement*, in bulk, in tank vehicles between points in Connecticut; between points in Maine; between points in Massachusetts; between points in New Hampshire; between points in New York; between points in Rhode Island; and between points in Vermont. Restricted to shipments having a prior movement by rail and originating at the plantsite of the Glens Falls Portland Cement Co., Glens Falls, N.Y. NOTE: Applicant states that it now holds permits in MC 117561 and Subs 3 and 5 as a contract carrier to perform the above operations. By the instant application it seeks conversion of its permits to certificates as a common carrier by motor vehicle. Applicant further states that it proposes to request cancellation of its permit MC 117561 Sub 4, therefore, if the instant application were approved no dual operations under sec-

tion 210 would be involved. Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Albany, N.Y., and Washington, D.C.

No. MC 116702 (Sub-No. 32), filed August 25, 1969. Applicant: THADDEUS A. GORSKI, doing business as GORSKI BULK TRANSPORT, Box 700, Harrow, Windsor, Ontario, Canada. Applicant's representative: Rex Eames, 900 Guardian Building, Detroit, Mich. 48226. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Propylene*, in tank vehicles, from the port of entry on the international boundary line between the United States and Canada at or near Port Huron, Mich., to Wyandotte, Mich., under a continuing contract with Wyandotte Chemical Corp. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich.

No. MC 116935 (Sub-No. 8), filed September 8, 1969. Applicant: COMMERCIAL FURNITURE DISTRIBUTORS, INC., 1000 Belleville Turnpike, Kearny, N.J. 07032. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, in containers, from the facilities of Commercial Furniture Distributors, Inc., at Kearny, N.J., to points in New Jersey. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 117574 (Sub-No. 184) (Correction), filed August 7, 1969, published FEDERAL REGISTER issue of September 11, 1969, corrected and republished as corrected, this issue. Applicant: DAILY EXPRESS, INC., Post Office Box 39, Carlisle, Pa. 17013. Applicant's representative: E. S. Moore, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vehicles, and other wheeled equipment* specially designed for off-highway use or combination off-highway highway use, and tools, equipment, or other commodities when shipped in such specially designed vehicles or equipment when transported by the driveway or tow-away method (not including ordinary highway automobiles, trucks, buses, trailers, tractors, or mobile homes), between points in the United States (excluding Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. The purpose of this republication is to insert the word "highway" in the commodity description which was inadvertently omitted from previous publication. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 118019 (Sub-No. 2), filed August 18, 1969. Applicant: PENN TRANSPORTATION CORP., 250 Maple Street, Chelsea, Mass. 02150. Applicant's representative: Frank J. Weiner, Investors Building, 536 Granite Street, Braintree, Mass. 02184. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Wilmington, Del., and Fall River, Mass., to Boston, Mass. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Boston, Mass.

No. MC 118159 (Sub-No. 77), filed September 3, 1969. Applicant: EVERETT LOWRANCE, INC., 4916 Jefferson Highway, New Orleans, La. Applicant's representative: David D. Brunson, 419 Northwest Sixth, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products, products* produced or distributed by manufacturers and converters of paper and paper products; and *materials and supplies* used in the manufacture and distribution of the foregoing commodities (except commodities in bulk, and commodities which, because of size or weight, require the use of special equipment); (a) between points in Portage and Wood County, Wis., on the one hand, and, on the other, points in Arizona, California, Colorado, Idaho, Montana, New Mexico, Nevada, Oregon, Utah, Washington, and Wyoming; and (b) between points in Little River County, Ark., on the one hand, and, on the other, points in Arizona, California, Colorado, Idaho, Montana, Nevada, Oregon, Utah, Washington, and Wyoming. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla.; Dallas, Tex.; or Washington, D.C.

No. MC 118263 (Sub-No. 17), filed September 8, 1969. Applicant: COLDWAY CARRIERS, INC., Post Office Box 38, Clarksville, Ind. 47131. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in vehicles equipped with mechanical refrigeration, excluding commodities in bulk, in tank vehicles, from the plantsite and warehouse facilities of Kraftco Corp., Champaign, Ill., to points in Indiana, Kentucky, Michigan, Ohio, West Virginia, and Sharon, Pa. NOTE: Applicant states the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Louisville, Ky.

No. MC 118288 (Sub-No. 34), filed September 5, 1969. Applicant: STEPHEN F. FROST, Post Office Box 28, Billings, Mont. 59103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts*,

and articles distributed by meat packinghouses, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from Billings, Mont., to points in California, Utah, Idaho, Nevada, Oregon, and Washington. NOTE: Applicant states it intends to tack with its presently held authority where possible. Applicant states no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Billings, Mont.

No. MC 119176 (Sub-No. 6) (correction), filed June 26, 1969, published in *FEDERAL REGISTER* issue of July 17, 1969, corrected September 2, 1969, and republished as corrected, this issue. Applicant: THE SQUAW TRANSIT COMPANY, a corporation, Post Office Box 9417, Tulsa, Okla. 74107. Applicant's representative: Joe G. Fender, 802 Houston First Savings Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities* which by reason of size or weight require the use of special equipment or special handling, and (2) *ammunition and explosives*, when moving on U.S. Government bills of lading; (a) between military installations or Department of Defense establishments in Arizona, Arkansas, California, Colorado, Illinois, Indiana, Kansas, Kentucky, Louisiana, Michigan, Missouri, Montana, Nebraska, New Mexico, North Dakota, Ohio, Oklahoma, and Texas, and (b) between points in (a) above, on the one hand, and, on the other, points in Arizona, Arkansas, California, Colorado, Illinois, Indiana, Kansas, Kentucky, Louisiana, Michigan, Missouri, Montana, Nebraska, New Mexico, North Dakota, Ohio, Oklahoma, and Texas. NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Applicant states no duplicating authority is being sought. The purpose of this republication is to more clearly state the authority sought. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 119245 (Sub-No. 4), filed September 8, 1969. Applicant: E. J. PAULETTE, doing business as PAULETTE'S DELIVERY SERVICE, 1155 Joseph Street, Shreveport, La. 71107. Applicant's representative: W. O. Crain, Jr., Post Office Box 1707, Shreveport, La. 71102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cosmetic and toiletry products*, from Shreveport, La., to points in Anderson, Cherokee, Nacogdoches, Angelina, Limestone, Freestone, Falls, Leon, Houston, Milam, Robertson, Madison, Rains, Wood, Franklin, Camp, Upshur, Gregg, Red River, Bowie, Titus, Morris, Cass, Rusk, Shelby, San Augustine, Sabine, Panola, Marion, Harrison, Kaufman, Ellis, Navarro, Fannin, Lamar, Hunt, Delta, Hopkins, Van Zandt, Smith, Henderson, Burleson, Walker, Brazos, and Grimes Counties, Tex., under contract with Avon Products, Inc. NOTE: Applicant does not seek authority to transport commodities in bulk, in tank

vehicles or petroleum products. If a hearing is deemed necessary, applicant requests it be held at Shreveport or Baton Rouge, La., or Dallas, Tex.

No. MC 119493 (Sub-No. 50), filed September 2, 1969. Applicant: MONKEM COMPANY, INC., West 20th Street Road, Post Office Box 1196, Joplin, Mo. 64801. Applicant's representative: Ray F. Kempt (same address as above), Joplin, Mo. 64801. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper and paper products, products produced or distributed by manufacturers and converters of paper and paper products, from plant and storage facilities of Bancroft Bag Co. of West Monroe, La., to points in Illinois, Indiana, Iowa, Kansas, Missouri, Nebraska, Oklahoma and points in Texas north of Highway 80; and (2) steel cans and accessories, in truckload lots and/or in mixed shipments with animal feed or ingredients, from plant and storage facilities of Strongheart Products Co. in Kansas City, Kans., to Strongheart Products Co. plant and facilities located at Momence, Ill., and Greenville, Miss.* NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 119493 (Sub-No. 51), filed September 2, 1969. Applicant: MONKEM COMPANY, INC., West 20th Street Road, Post Office Box 1196, Joplin, Mo. 64801. Applicant's representative: Ray F. Kempt, Post Office Box 1196, Joplin, Mo. 64801. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods and dog food*, from the plantsites of Allen Canning Co., located at Gentry and Siloam Springs, Ark., at a point approximately 10 miles east of Siloam Springs, Ark., Kansas and Proctor, Okla., to points in Tennessee, Louisiana, Mississippi, Arkansas, and Oklahoma, restricted to service to Memphis, Tenn., and commercial zone for partial unloading only. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark.

No. MC 119531 (Sub-No. 122), filed September 2, 1969. Applicant: DIECKBRADER EXPRESS, INC., 5391 Wooster Road, Cincinnati, Ohio 45226. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Suite 1625, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers, closures for metal containers, caps, and materials, equipment and supplies used in or useful to the manufacture, sale, or distribution of metal containers and closures for metal containers, from Baltimore, Md., North Bergen, N.J., and Winchester, Va., to points in Illinois, Indiana, Iowa, Kentucky, Michigan, Missouri, Ohio, Tennessee, and Wisconsin.* NOTE: Applicant states that the requested authority cannot be tacked with existing authority. If a hearing is deemed necessary, appli-

cant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 119777 (Sub-No. 163), filed September 2, 1969. Applicant: LIGON SPECIALIZED HAULER, INC., Post Office Drawer L, Madisonville, Ky. 42431. Applicant's representative: Ernest A. Brooks II, 1301 Ambassador Building, St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Oils, greases, petroleum chemicals, and articles used in the care and maintenance of automotive vehicles (except commodities in bulk), between the plant-site of Quaker Oil Corp. at St. Louis, Mo., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).* NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant holds contract carrier authority under MC 126970 and subs thereunder, therefore, dual operations and common control may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 120872 (Sub-No. 4), filed September 15, 1969. Applicant: COLORADO CARTAGE COMPANY, INC., Post Office Box 7176, Park Hill Station, Denver, Colo. 80207. Applicant's representative: John H. Lewis, The 1650 Grant Street Building, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies and advertising literature* moved therewith, between Denver, Colo., on the one hand, and, on the other, Boulder and Golden, Colo., restricted to shipments having a prior or subsequent movement by air. NOTE: Applicant states it does not intend to tack. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 121470 (Sub-No. 4), filed August 18, 1969. Applicant: TANKSLEY TRANSFER CO., a corporation, 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Dale Woodall, 900 Memphis Bank Building, Memphis, Tenn. 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from Nashville, Tenn., to points in Tennessee, North Carolina, South Carolina, Georgia, Alabama, and Mississippi. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Nashville or Memphis, Tenn., or Atlanta, Ga.

No. MC 123048 (Sub-No. 162), filed September 10, 1969. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 1919 Hamilton Avenue, Racine, Wis. 53401. Applicant's representatives: Paul C. Gartzke, 121 West Doty Street, Madison, Wis. 53703, and Paul L. Martinson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) (1) *Tractors*; (2) *lawn and garden equipment*; (3) *snow blowers*

and snowmobiles; (4) attachments for the commodities described in (1), (2), and (3) above; and (5) parts for the commodities described in (1), (2), (3), and (4) above, from Des Moines, Iowa, to points in the United States (except Hawaii); and (B) materials, equipment, and supplies used, or useful, in the manufacture or distribution of the commodities described in (A) above, from points in the United States (except Hawaii), to Des Moines, Iowa. **NOTE:** Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 123048 (Sub-No. 164), filed September 15, 1969. Applicant: DIAMOND TRANSPORTATION, INC., 1919 Hamilton Avenue, Racine, Wis. 53401. Applicant's representatives: Paul C. Gartzke, 121 West Doty Street, Madison, Wis. 53703, and Paul L. Martinson (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Tractors (except those with vehicle beds, bed frames, and fifth wheels); (2) agricultural implements and machinery; and (3) attachments for, and equipment designed for use with, the foregoing articles when moving in the foregoing articles when moving mixed loads with such articles, from ports of entry on the international boundary line between the United States and Canada located at Port Huron and Detroit, Mich., to points in the United States (except Hawaii, Alaska, Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming). **NOTE:** Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack, and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 124236 (Sub-No. 34), filed September 15, 1969. Applicant: CEMENT EXPRESS, INC., 1200 Simons Building, Dallas, Tex. 75201. Applicant's representative: William D. White, Jr., 2505 Republic National Bank Tower, Dallas, Tex. 75201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fly ash, from Echo, Tex., to points in Louisiana. **NOTE:** Applicant proposes to tack its entire operating authority with that sought in this application, wherein applicant holds authority to serve in the States of Alabama, Arkansas, Colorado, Kansas, Louisiana, Mississippi, Oklahoma, New Mexico, and Texas. Common

control may be involved. If a hearing is deemed necessary, applicant requests it be held at Dallas or Houston, Tex.

No. MC 123407 (Sub-No. 60), filed September 9, 1969. Applicant: SAWYER TRANSPORT, INC., 2424 Minnehaha Avenue, Minneapolis, Minn. 55404. Applicant's representative: Robert W. Sawyer (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Lumber, from points in Custer, Lawrence, Meade, and Pennington Counties, S. Dak., to points in Illinois, Indiana, Wisconsin, Michigan, and Ohio. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Rapid City, S. Dak.

No. MC 123407 (Sub-No. 61), filed September 15, 1969. Applicant: SAWYER TRANSPORT, INC., 2424 Minnehaha Avenue, Minneapolis, Minn. 55404. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Roofing, paving, insulating, and building materials (except in bulk), and materials and accessories used in the installation thereof, from Chicago, Chicago Heights, Wilmington, and Joliet, Ill., to points in Illinois, Iowa, Kansas, Kentucky, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, Tennessee, Wisconsin, and the Upper Peninsula of Michigan. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 124078 (Sub-No. 403), filed September 2, 1969. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: James R. Ziperski (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Sodium silicate, potassium silicate, ammonium sulfide, sodium sulfhydrate and Orthodichlorobenzene, in bulk, from Cartersville, Ga., to points in Alabama on and north of U.S. Highway 278, and points in North Carolina, South Carolina, and Tennessee. **NOTE:** Applicant states that it does not intend to tack, however it is possible to tack with its present authority in Subs 232 and 264 at Cartersville, Ga., to serve points in Alabama and Tennessee. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 124078 (Sub-No. 404), filed September 12, 1969. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fly ash, from the West Penn Power Co., Mitchell Station, Courtney, Pa., to points in Morris County, N.J. **NOTE:** Ap-

plicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Cleveland, Ohio.

No. MC 124359 (Sub-No. 12), filed September 11, 1969. Applicant: WIL-HELEN, INC., 1409 16th Avenue, Greeley, Colo. 80631. Applicant's representative: Paul F. Sullivan, 701 Washington Building, Washington, D.C. 20005. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) Carpeting and materials and supplies used in the installation thereof, from Little Falls, N.J., and Morris, Ill., to points in Colorado and Cheyenne, Wyo., and (2) floor coverings (including tile, linoleum, stair treads, and carpeting), and materials and supplies used in the installation thereof, from Chicago, Ill., Trenton, N.J., Marcus Hook, Pa., and Kearny, N.J., to points in Colorado and Cheyenne, Wyo., restricted to service performed under a continuing contract with The Western Corp. **NOTE:** Applicant states that no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 124377 (Sub-No. 14), filed September 10, 1969. Applicant: REFRIGERATED FOODS, INC., 3200 Blake Street, Post Office Box 1018, Denver, Colo. 80201. Applicant's representative: John H. Lewis, The 1650 Grant Street Building, Denver, Colo. 80203. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, meat byproducts and articles distributed by meat packinghouses as described in sections A and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from York, Nebr., to Loveland, Colo., under contract with York Packing Co., Inc., York, Nebr. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 124679 (Sub-No. 28), filed September 2, 1969. Applicant: C. R. ENGLAND & SONS, INC., 228 West Fifth South, Salt Lake City, Utah 84101. Applicant's representative: Daniel B. Johnson, 716 Perpetual Building, 1111 E Street NW., Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Bananas, plantains, pineapples, and coconuts, and (2) agricultural commodities, in mixed shipments, the transportation of which is partially exempt under section 203(b)(6) of the Act when transported in mixed shipments with (1) above, from Wilmington, Del., to points in Ohio, Indiana,

Michigan, Pennsylvania, New York, West Virginia, Rhode Island, Connecticut, Massachusetts, Maine, Vermont, and New Hampshire. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant holds contract carrier authority under MC 128813 and subs thereunder, therefore, dual operations may be involved. No duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla.

No. MC 124679 (Sub-No. 29), filed September 10, 1969. Applicant: C. R. ENGLAND & SONS, INC., 228 West Fifth South, Salt Lake City, Utah 84101. Applicant's representative: Daniel B. Johnson, 716 Perpetual Building, 111 E Street NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen goods*, from points in Cumberland County, N.J., to points in New York, Connecticut, Rhode Island, Massachusetts, Maine, New Hampshire, and Vermont. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant holds contract carrier authority under MC 128813 and subs thereunder, therefore, dual operations may be involved. Applicant further states that no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 125687 (Sub-No. 5), filed August 4, 1969. Applicant: EASTERN STATES TRANSPORTATION, INC., 1060 Lafayette Street, York, Pa. 17405. Applicant's representative: S. Harrison Kahn, Suite 733, Investment Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from Fogelsville, Pa., to points in New Jersey, New York, Delaware, Maryland, Ohio, Connecticut, Massachusetts, Virginia, and the District of Columbia, and empty containers, on return. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 126367 (Sub-No. 8), filed September 11, 1969. Applicant: EVERGREEN TRUCKING COMPANY, a corporation, Box 39, Jewell, Ore. 97126. Applicant's representative: Earle V. White, 2400 Southwest Fourth Avenue, Portland, Ore. 97201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips and sawdust*; (A) from points in Clackamas and Washington Counties, Ore., to Longview, Wash.; and (B) from points in Bonner County, Idaho, to points in Spokane and Lincoln Counties, Wash. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Portland, Ore.

No. MC 127981 (Sub-No. 2), filed September 16, 1969. Applicant: H. R. MILLER TRUCKING, INC., 510 Dana

Avenue, Columbus, Ohio 43223. Applicant's representative: Paul F. Beery, 88 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials, equipment, and supplies* used in the manufacturing of metal burial caskets, from points in Alabama, Arkansas, Connecticut, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, Oklahoma, North Carolina, North Dakota, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Virginia, West Virginia, and Wisconsin, to the plantsite of Belmont Casket Manufacturing Co. at Columbus. Restrictions: The operations authorized herein are restricted to the following conditions: (1) Said operations are restricted to the transportation of traffic originating at or destined to the named origins and destinations. (2) Said operations are restricted against the transportation of commodities in bulk. NOTE: Applicant states the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 128031 (Sub-No. 3), filed August 29, 1969. Applicant: GEORGE A. McFARLAND, doing business as McFARLAND TRUCKING, Box 643, Austin, Minn. 55912. Applicant's representatives: Clay R. Moore and Andrew R. Clark, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dairy products, dairy products substitutes, and citrus juices*; and (2) *merchandise premiums* in mixed loads with the commodities specified in the first commodity description, from Rochester and Austin, Minn., to points in Iowa in and north of U.S. Highway 6, and points in Freeborn and Faribault Counties, Minn. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 128180 (Sub-No. 3), filed August 29, 1969. Applicant: WILLIAM E. WALSH, JR., doing business as BILL WALSH TRUCKING, 2131 Northeast 132d Avenue, Portland, Ore. Applicant's representative: Lawrence V. Smart, Jr., 419 Northwest 23d Avenue, Portland, Ore. 97210. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips, sawdust, shavings, and log fuel*, from Laurelwood and Banks, Ore., to Longview, Wash.; under contract with Longview Fibre Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Portland, Ore.

No. MC 128279 (Sub-No. 11), filed August 18, 1969. Applicant: ARROW FREIGHTWAYS, INC., Post Office Box 3783, Albuquerque, N. Mex. 87110. Applicant's representative: Jerry R. Murphy, 708 La Veta NE., Albuquerque, N. Mex. 87108. Authority sought to operate as a

common carrier, by motor vehicle, over irregular routes, transporting: *Containers and contents*, which because of size or construction require special equipment or handling, and *accessories, components, and related parts* moving in connection therewith (except commodities used in connection with the discovery, processing, storage, transmission, and distribution of natural gas and petroleum and their products and byproducts, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof), between the Nevada Test Site of the U.S. Atomic Energy Commission located near Mercury, Nev., on the one hand, and, on the other, Los Alamos, N. Mex. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Albuquerque, or Santa Fe, N. Mex.

No. MC 129150 (Sub-No. 2), filed August 25, 1969. Applicant: CIACCIA TRUCKING COMPANY, INC., 106 Industrial Street, Rochester, N.Y. 14608. Applicant's representative: Robert V. Gianniny, 900 Midtown Tower, Rochester, N.Y. 14604. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles*, limited to secondary movements, and *parts and accessories* at the same time and with the vehicle of which they are a part and on which they are to be installed, from points in Monroe County, N.Y., to Manheim, Pa. NOTE: Applicant states it does not intend to tack. If a hearing is deemed necessary, applicant requests it be held at Rochester, N.Y.

No. MC 129253 (Sub-No. 3), filed August 28, 1969. Applicant: P & H TRUCKING COMPANY, a corporation, 184 West 3300 South, Salt Lake City, Utah 84115. Applicant's representative: Irene Warr, 419 Judge Building, Salt Lake City, Utah 84111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plumbing, heating, and water works supplies*, between points in Colorado, California, Wyoming, Nebraska, and New Mexico under a continuing contract with N. O. Nelson Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 129307 (Sub-No. 18) (Amendment), filed July 17, 1969, published in FEDERAL REGISTER issue of August 14, 1969, amended September 10, 1969, and republished as amended this issue. Applicant: McKEE LINES, INC., 664 54th Avenue, Mattawan, Mich. 49071. Applicant's representatives: Jack H. Blanshan, 29 South La Salle Street, Chicago, Ill. 60603, and Leonard R. McKee (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared frozen foods and frozen bakery goods*, from the plantsite and warehouse facilities utilized by the Kitchens of Sara Lee Division of Consolidated Foods Corp. at Deerfield and Chicago, Ill., to points in Indiana, Michi-

gan, Ohio, Pennsylvania, on and west of U.S. Highway 220, and West Virginia. Restricted to traffic originating at the plant and warehouse facilities utilized by the Kitchens of Sara Lee, Division of Consolidated Foods Corp. **NOTE:** Applicant holds contract authority under MC 119394, therefore dual operations may be involved. The purpose of this republication is to include the entire State of Ohio and add Indiana, West Virginia, and points in Pennsylvania on and west of U.S. Highway 220, thereby broadening the destination territory. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 129623 (Sub-No. 3), filed September 11, 1969. Applicant: FRANK E. HUGHES, doing business as HUGHES MOVING AND STORAGE COMPANY, 6454 Stringfield Road NW., Huntsville, Ala. 35810. Applicant's representative: Maurice F. Bishop, 327 Frank Nelson Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cosmetics, toilet preparations, toilet articles, and premiums*; and (2) *equipment and supplies* used in connection with (1) above, from Huntsville, Ala. to points in Colbert, Cullman, Fayette, Franklin, Lamar, Lauderdale, Lawrence, Limestone, Madison, Marion, Morgan, and Walker Counties, Ala., restricted to shipments weighing 250 pounds and less to each consignee. **NOTE:** Applicant states it does not intend to tack. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 129658 (Sub-No. 2), filed July 16, 1969. Applicant: MARKO TRUCKING CORPORATION, 1804 Baldwin Court, Trenton, Mich. 48183. Applicant's representative: William H. Koch (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Exothermic materials and rimming agents, and materials and supplies* used in the manufacture of exothermic materials and rimming agents, from that portion of Pennsylvania bounded by the Ohio-Pennsylvania State line on the west, thence over U.S. Highway 322 from its intersection with the Ohio-Pennsylvania State line, thence east over U.S. Highway 322 to its intersection with U.S. Highway 220 near Port Matilda, Pa., thence south over U.S. Highway 220 to its intersection with Pennsylvania-Maryland State line, thence over Pennsylvania-Maryland State line and Pennsylvania-West Virginia State line to its intersection with the Pennsylvania-Ohio State line. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., or Washington, D.C.

No. MC 133618 (Sub-No. 1), filed September 15, 1969. Applicant: CALVIN E. SUMMERS, 112 Spruce Street, Elizabethtown, Pa. 17023. Applicant's representative: John W. Frame, Box 626, 2207 Old Gettysburg Road, Camp Hill, Pa. 17011. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meats,*

meat products, packinghouse products, and articles distributed by meat packinghouses, 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 (2) *foodstuffs* (except the commodities set forth in (1) above): (a) from Harrisburg, Pa., to Elizabethtown, Pa., and (b) from Elizabethtown, Pa., to points in Pennsylvania. **NOTE:** Applicant states it does not intend to tack. Applicant holds contract carrier authority under Docket No. MC 129886, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Harrisburg, Pa.

No. MC 133655 (Sub-No. 10), filed August 29, 1969. Applicant: TRANS-NATIONAL TRUCK, INC., Box 894, Hurst, Tex. 76053. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses* as defined by the Commission; (1) from Dodge City, Kans., to points in the United States (except Alaska, Hawaii, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Oregon, and Washington); and (2) from Great Bend, Kans., to points in Washington, Oregon, California, Nevada, Utah, Arizona, Texas, New Mexico, New York, Massachusetts, Pennsylvania, New Jersey, Florida, Georgia, South Carolina, and North Carolina. **NOTE:** Applicant states it does not intend to tack. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 133655 (Sub-No. 11), filed August 29, 1969. Applicant: TRANS-NATIONAL TRUCK, INC., Box 894, Hurst, Tex. 76053. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts and articles distributed by meat packinghouses*, from Amarillo, Tex., to points in North Carolina, South Carolina, Florida, Georgia, Alabama, California, and Arizona. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Amarillo, Tex.

No. MC 133714 (Sub-No. 1), filed September 12, 1969. Applicant: WILLIAM C. MOELLER AND ROBERT E. MOELLER, a partnership, doing business as MOELLER BROS. TOWING, 539 Lewelling Boulevard, San Leandro, Calif. 94579. Applicant's representative: Raymond A. Greene, Jr., 405 Montgomery Street, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked, disabled and inoperative motor vehicles, trucks, buses, and trailers*, except mobile homes or house trailers designed to be drawn by passenger vehi-

cles and replacements thereof, in tow-away service by wrecker equipment only, between points in Santa Clara, San Mateo, Contra Costa, and Alameda Counties, Calif., and the city and county of San Francisco, Calif., on the one hand, and, on the other, points in Nevada and Oregon. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

No. MC 133725 (Sub-No. 2) (Amendment), filed June 13, 1969, published in the FEDERAL REGISTER issue of July 10, 1969, amended, and republished as amended this issue. Applicant: SAME DAY TRUCKING CO., INC., 400 Newark Avenue, Piscataway, N.J. 08854. Applicant's representative: Paul J. Keeler, Post Office Box 253, South Plainfield, N.J. 07080. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Tailpipes, exhaust pipes, shock absorbers, brake parts, mufflers, and automotive parts and materials* used in installation of such commodities, from North Brunswick, N.J., to Philadelphia, Pa., New York, N.Y.; points in Nassau and Suffolk Counties, N.Y.; points in Massachusetts, Rhode Island, Connecticut, Delaware, and those in Maryland on and east of U.S. Highway 15 (except Baltimore, Md.); under contract with Midas International Corp. **NOTE:** The purpose of this republication is substitute North Brunswick, N.J., as the origin point in lieu of Roselle Park, N.J. If a hearing is deemed necessary, applicant requests it be held at Newark, N.J.

No. MC 133755 (Sub-No. 3), filed September 10, 1969. Applicant: MILLIS BROS. TRANSFER, INC., Post Office Box 112, Black River Falls, Wis. 54615. Applicant's representative: Daniel J. Pizzini, 104 Main Street, Black River Falls, Wis. 54615. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt and carbonated beverages* (except in bulk, or in tank vehicles), (1) from St. Paul, Minn., to Black River Falls, Wis., and *return empty cooperage*; (2) from St. Paul, Minn., to Kewaunee, Eau Claire, and Rice Lake, Wis.; (3) from St. Louis, Mo., to Chippewa Falls, Wis.; and (4) from Minneapolis, Minn., to Kewaunee, Wis.; under contract with Millis Bros., Inc., Black River Falls, Wis.; Gilbert Baumeister, doing business as Kewaunee Orange-Crush Bottling Co., Kewaunee, Wis.; Albert Sirianni, doing business as Eau Claire Distributing Co., Eau Claire, Wis.; Raymond Distributing Co., Chippewa Falls, Wis.; and Decker Distributing Co., Rice Lake, Wis. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Madison, Eau Claire, or Green Bay, Wis.

No. MC 13375 (Sub-No. 7), filed September 5, 1969. Applicant: REEFER TRANSIT LINE, INC., 55 East Washington Boulevard, Chicago, Ill. 60602. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over

Irregular routes, transporting: *Meats, packinghouse products, and commodities used by packinghouses* defined by the Commission, from Huron, S. Dak., to points in Ohio, Pennsylvania, New York, and New Jersey. **NOTE:** Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 133822 (Sub-No. 1), filed September 2, 1969. Applicant: **CLEARANCE C. HATCHER AND RICHARD L. HATCHER**, a partnership, doing business as **C. C. AND R. L. HATCHER**, Box 59, Alsey, Ill. 62610. Applicant's representative: Robert T. Lawley, 308 Reisch Building, Springfield, Ill. 62701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: Fire clay, from points in Lincoln, Monroe, Montgomery, and St. Charles Counties, Mo., to Alsey, Ill., under contract with Alsey Refractories Co., Alsey, Ill. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Springfield, Ill.

No. MC 133846 (Sub-No. 3), filed August 26, 1969. Applicant: **FLITE LINE SERVICE, INC.**, 1610 Jackson Street, Philadelphia, Pa. Applicant's representative: James W. Patterson, 2107 The Fidelity Building, Philadelphia, Pa. 19109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk), between Logan International Airport, Boston, Mass.; La Guardia Airport and John F. Kennedy International Airport, New York, N.Y.; Newark Airport, Newark, N.J.; Philadelphia International Airport, Philadelphia, Pa.; Friendship International Airport, Anne Arundel County, Md.; Dulles International Airport, Chantilly, Va.; and Washington National Airport, Arlington County, Va., on the one hand, and, on the other, Norfolk Municipal Airport, Norfolk, Va.; Charlotte Airport, Charlotte, N.C.; Atlanta Municipal Airport, Atlanta, Ga.; Orlando Airport, Orlando, Fla.; and Miami International Airport, Miami, Fla. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 133859 (Sub-No. 1), filed September 2, 1969. Applicant: **JAMES S. GRIMES**, Route 3, Frederick, Md. Applicant's representative: Charles E. Creger, Suite 1609, 11215 Oak Leaf Drive, Silver Spring, Md. 20901. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked, disabled, inoperative, stolen, abandoned, repossessed, replacement motor vehicles and trailers* (except house trailers and mobile homes), with or without cargo, and parts therefor, in truckaway service, between points in Carroll, Howard, Frederick, and Washington Counties, Md., and Berkeley and Jefferson Counties, W. Va., on the one hand, and, on the

other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Louisiana, Maryland, Massachusetts, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Texas, Virginia, West Virginia, and Wisconsin. **NOTE:** Applicant states that it does not intend to tack. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 133867 (Amendment), filed June 27, 1969, published in the **FEDERAL REGISTER** on August 7, 1969, and republished, as amended, this issue. Applicant: **STARLING TRANSPORT LINES, INC.**, State Farmers Market, 3724 U.S. Highway 1, Fort Pierce, Fla. Applicant's representative: Bernard C. Pestcoe, 708 City National Bank Building, Miami, Fla. 33130. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Bakery products and supplies*, from Clifton, N.J., to points in Georgia, Alabama, Florida, Tennessee, North Carolina, South Carolina, Arkansas, and Texas, and (2) *frozen poultry dinners, frozen beef dinners, and frozen seafood dinners* and the above items when moving in mixed loads with exempt commodities, from Red Hook and Highland, N.Y., and Newark, N.J., to Michigan, Ohio, Florida, California, Texas, Louisiana, Oklahoma, Kansas, Missouri, Tennessee, Kentucky, Illinois, Indiana, Wisconsin, Minnesota, Georgia, and Washington, under contract with Globe Preserves, Inc., and Food Ways, Inc., for (1) and (2) above respectively. **NOTE:** Applicant has indicated that on return movements in (1) and (2) above, it proposes to transport commodities exempt from economic regulation pursuant to section 203(b)(6) of the Act. The purpose of this republication is to include the additional destination States of California, Texas, Louisiana, Oklahoma, Kansas, Missouri, Tennessee, Kentucky, Illinois, Indiana, Wisconsin, Minnesota, Georgia, and Washington in (2) above. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Miami, Fla.

No. MC 133880 (Sub-No. 2), filed September 11, 1969. Applicant: **ALTER TRUCKING AND TERMINAL CORPORATION**, Post Office Box 3122, Davenport, Iowa 52808. Applicant's representatives: Wm. Brien Miller and Cyrus Mead III, % Lord, Bissell and Brook, 135 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Scrap iron and steel and scrap metal*, in bulk, and *machinery and supplies* used in the preparation of scrap metals, when moving in mixed loads with bulk scrap, between Minneapolis and St. Paul, Minn.; La Crosse, Wis.; Waterloo, Davenport, and Council Bluffs, Iowa; Omaha, Nebr.; Moline and Rock Island, Ill., and LaGrange, Mo.; on the one hand, and, on the other, points in Arkansas, Colorado, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, North

Dakota, South Dakota, Ohio, Oklahoma, Pennsylvania, Tennessee, West Virginia, and Wisconsin under contract with Alter Co. **NOTE:** Applicant is authorized to operate as a common carrier under MC 126045 and subs thereunder, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Davenport, Iowa, or Chicago, Ill.

No. MC 133955 (Sub-No. 1), filed September 5, 1969. Applicant: **ART DICKEN**, doing business as **FALLS FARM SERVICE**, 125 La Bree Avenue South, Thief River Falls, Minn. 56701. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul, Minn. 55114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feeds*, in bulk, from Grandin, N. Dak., to points in Becker County, Minn. **NOTE:** Applicant states it does not intend to tack. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 133993, filed August 28, 1969. Applicant: **SAND MOUNTAIN AUTO AUCTION, INC.**, U.S. Highway 431, Boaz, Ala. 35957. Applicant's representative: Maurice F. Bishop, 327 Frank Nelson Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles*, in carryall service, between points in Marshall County, Ala., on the one hand, and, on the other, points in Alabama, Tennessee, Mississippi, Florida, Georgia, Kentucky, Texas, Louisiana, and Arkansas. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala.

No. MC 133995 (Sub-No. 2), filed September 12, 1969. Applicant: **DEL W. JENSEN**, 391 West 3200 South, Bountiful, Utah 84010. Applicant's representative: Irene Warr, 419 Judge Building, Salt Lake City, Utah. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Automotive chemicals, motor oil, and antifreeze* (in retail containers, not in bulk), (1) from Los Angeles and San Francisco, Calif., to Salt Lake City, Utah; (2) from Los Angeles, Calif., to Las Vegas, Nev.; (3) from San Francisco, Calif., to Reno, Nev.; (4) from Los Angeles and San Francisco, Calif., to Butte and Billings, Mont.; (5) from Los Angeles and San Francisco, Calif., to Denver, Colo.; and (6) from Denver, Colo., to Salt Lake City, Utah, under a continuing contract with Universal Distributing Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 134010, filed August 25, 1969. Applicant: **BENJAMIN J. THOMPSON, JR. AND MARLYN M. THOMPSON**, a partnership, doing business as **THOMPSON'S TRUCKING SERVICE**, 2560 42d Street, Pennsauken, N.J. 08110. Applicant's representative: Alan Kahn, 1920 Two Penn Center Plaza, Philadelphia, Pa. 19102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Iron and*

steel and iron and steel articles, between points in Philadelphia, Pa., and Camden, N.J., on the one hand, and, on the other, points in the Boroughs of Manhattan, Bronx, Queens, Richmond, and Brooklyn and the county of Orange, N.Y.; points in Delaware, Maryland, and Pennsylvania. Restriction: The operations sought above are limited to a transportation service to be performed under a continuing contract or contracts with Concrete Steel Co., of New York City, N.Y., and Thomas Howard Doolan, Inc., of Philadelphia, Pa. Note: If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa. or New York City, N.Y.

No. MC 134016, filed September 4, 1969. Applicant: L. T. LARSEN, 580 West Market Street, Tiffin, Ohio 44883. Applicant's representative: Earl N. Merwin, 85 East Gay Street, Columbus, Ohio 43215. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Bakery goods, from Dayton, Ohio, to Mount Pleasant, Jackson, Flint, and Detroit, Mich., under a continuing contract with Sunshine Biscuit Co., a division of American Brands, Dayton, Ohio. Note: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 134017, filed September 4, 1969. Applicant: R. M. HENDERSON AND MARVIN J. McABEE, a partnership, doing business as H & M MOTOR LINES, 520 Highlawn Avenue, Greenville, S.C. 29611. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Plastic products and articles including but not limited to polyethylene bags, liners, sheeting, and tubing; burlap products and articles and paper products, from Newark, N.J., to points in the United States (except Alaska and Hawaii); restricted against the transportation of commodities in bulk; under a continuing contract or contracts with Packaging Products and Design Corp., Newark, N.J. Note: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J.

No. MC 134035, filed September 12, 1969. Applicant: DOUGLAS TRUCKING COMPANY, INC., Route 1, Post Office Box 1024, Corsicana, Tex. 75110. Applicant's representative: Reagan Sayers, Century Life Building, Post Office Box 17007, Fort Worth, Tex. 76102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Glass containers and closures for such containers, and (2) corrugated boxes or paper containers, in mixed loads with glass containers and closures for such containers, from the plantsite of Chattanooga Glass Co., Corsicana, Tex., to points in Alabama, Arizona, Arkansas, Colorado, Kansas, Louisiana, Mississippi, Missouri, New Mexico, Oklahoma, and Tennessee, with rejected, refused, and damaged shipments on return. Note: If a hearing is deemed necessary, applicant requests it be held at Fort Worth, Tex.

No. MC 134036, filed September 10, 1969. Applicant: TRANS WORLD LEASING, INC., Rural Delivery 3, Box 661, Princeton, N.J. 08540. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Thermoformed plastic articles, from plantsite of Princeton Packaging Systems, Ewing Township, N.J., to points in and east of Ohio, Kentucky, Tennessee, and Mississippi under contract with Princeton Packaging Systems. Note: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

MOTOR CARRIERS OF PASSENGERS

No. MC 39211 (Sub-No. 10), filed August 26, 1969. Applicant: OHIO BUS LINE, INC., 130 Main Street, Hamilton, Ohio 45013. Applicant's representative: Edgar M. Hymans (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: Passengers and their baggage, express, newspapers, and mail in the same vehicle with passengers, in charter operations, from the intersection of Ohio State Highway 4 and Ohio State Highway 63 over Ohio State Highway 63 to the intersection of Ohio State Highway 63 and Ohio State Highway 123, thence over Ohio State Highway 123 to the intersection of Ohio State Highway 123 and Interstate Highway 71; thence over Interstate Highway 71 to Columbus, Ohio, and return over the same route, serving all intermediate points. Restrictions: (1) Restricted from transporting passengers whose entire ride is between Cincinnati, Ohio, and Columbus, Ohio, and between Lebanon Ohio, and Columbus, Ohio, and (2) restricted from transporting passengers whose entire ride is between Oxford and Lebanon, Ohio, and between Oxford and Columbus, Ohio. Note: If a hearing is deemed necessary, applicant requests it be held at Hamilton, Cincinnati, or Dayton, Ohio.

No. MC 134018 (Sub-No. 1), filed September 8, 1969. Applicant: LINEA AZUL, S.A. de C.V., a corporation, GRAL. FCO. Ramirez 1563 y 1565, Guadalajara, Mexico. Applicant's representative: Phillip Robinson, The 904 Lavaca Building, Austin, Tex. 78701. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: Passengers and their baggage, newspapers, and mail, in the same vehicles with passengers; (1) between Brownsville, Tex. and the international boundary line between the United States and Mexico, at or near Brownsville: From Brownsville over city streets to the boundary of the United States and Mexico, and return over the same route, serving no intermediate points; (2) between Laredo, Tex., and the international boundary line between the United States and Mexico at or near Laredo: From Laredo over city streets to the boundary of the United States and Mexico, and return over the same route, serving no intermediate points; and (3) between the U.S. Immigration and Customs Control

Station, at or near Hidalgo, Tex., and the international boundary line between the United States and Mexico at or near Hidalgo: From the U.S. Immigration and Custom Control Station over city streets to the boundary of the United States and Mexico, and return over the same route, serving no intermediate points. Note: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Brownsville or San Antonio, Tex.

APPLICATIONS FOR FREIGHT FORWARDERS

No. FF-329 (Sub-No. 3) (T n' T, INC. Extension-Arizona), filed September 12, 1969. Applicant: T n' T, INC., 4000 West Sample Street, South Bend, Ind. 46621. Applicant's representative: Charles M. Pieroni (same address as applicant). Authority sought under section 410, Part IV of the Interstate Commerce Act for a permit authorizing applicant to extend operation as a freight forwarder, in interstate or foreign commerce, through use of the facilities of common carriers by railroad, water, air, motor vehicle, in the transportation of, motor vehicles, trailers designed to be drawn by motor vehicles, mobile homes, commercial coaches, campers, marine vehicles, recreational equipment, and camper bodies designed for installation on motor vehicles, between points in Arizona, New Mexico, and Nevada, on the one hand, and, on the other, points in the United States, including Alaska and Hawaii.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 89723 (Sub-No. 55), filed August 19, 1969. Applicant: MISSOURI PACIFIC TRUCK LINES, INC., 210 North 13th Street, St. Louis, Mo. 63103. Applicant's representative: Robert S. Davis (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, between Winfield, Kans., and Dexter, Kans.: From Winfield, over U.S. Highway 160 to junction with Kansas Highway 38, thence over Kansas Highway 38 to junction with Kansas Highway 15, thence over Kansas Highway 15 to Dexter, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only. Note: Common control may be involved.

No. MC 116077 (Sub-No. 278), filed July 24, 1969. Applicant: ROBERTSON TANK LINES, INC., 5700 Polk Avenue, Post Office Box 1505, Houston, Tex. 77001. Applicant's representative: Pat H. Robertson, The 904 Lavaca Building, Austin, Tex. 78701. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquid livestock feedstuffs, in bulk, from points in Texas, to points in Missouri, Kansas, Nebraska, Colorado, New Mexico, Arizona, Tennessee, and Mississippi. Note: Applicant states that the requested authority cannot be tacked with its existing authority.

No. MC 117339 (Sub-No. 6), filed August 18, 1969. Applicant: WILLARD

SHEWMAKER, 206 South Park Road, Fairdale, Ky. 40118. Applicant's representative: Ollie L. Merchant, Suite 202, 140 South Fifth Street, Louisville, Ky. 40202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Brick, cinder blocks, tile, clay and clay products, shale and shale products, concrete and concrete products*, between the plantsite of General Shale Products of Indiana, Inc., at or near Mooresville, Ind., on the one hand, and, on the other, points in Illinois, Kentucky, Michigan, Missouri, and Ohio, under contract with General Shale Products of Indiana, Inc., at or near Mooresville, Ind.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-11677; Filed, Oct. 1, 1969;
8:45 a.m.]

[S.O. 994; ICC Order 30, Amdt. 2]

CHICAGO, ROCK ISLAND, AND PACIFIC RAILROAD CO.

Rerouting or Diversion of Traffic

Upon further consideration of ICC Order No. 30 (Chicago, Rock Island and Pacific Railroad Co.) and good cause appearing therefor:

It is ordered, That: ICC Order No. 30 be, and it is hereby, amended, by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date*. This order shall expire at 11:59 p.m., November 30, 1969, unless otherwise modified, changed, or suspended.

It is further ordered, That this amendment shall become effective at 11:59 p.m., September 30, 1969, and that this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., September 24, 1969.

INTERSTATE COMMERCE
COMMISSION,
[SEAL] R. D. PFAHLER,
Agent.

[F.R. Doc. 69-11778; Filed, Oct. 1, 1969;
8:50 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

SEPTEMBER 29, 1969.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 41770—*Newsprint paper from Sheldon, Tex.* Filed by Southwestern

Freight Bureau, agent (No. B-89), for interested rail carriers. Rates on newsprint paper, in carloads, as described in the application, from Sheldon, Tex., to points in Illinois Freight Association and western trunkline territories.

Grounds for relief—Market competition.

Tariff—Supplement 75 to Southwestern Freight Bureau, agent, tariff ICC 4716.

FSA No. 41771—*Sulphur (brimstone) to Salem, Va.* Filed by Southwestern Freight Bureau, agent (No. B-84), for interested rail carriers. Rates on sulphur (brimstone), ground or refined, in carloads, as described in the application, from specified points in New Mexico and Texas, to Salem, Va.

Grounds for relief—Market competition.

Tariff—Supplement 38 to Southwestern Freight Bureau, agent, tariff ICC 4795.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-11779; Filed, Oct. 1, 1969;
8:50 a.m.]

[Notice 914]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

SEPTEMBER 26, 1969.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131), 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 51146 (Sub-No. 147 TA), filed September 22, 1969. Applicant: SCHNEIDER TRANSPORT & STORAGE, INC., 817 McDonald Street, Green Bay, Wis. 54303. Applicant's representative: D. F. Martin (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from Lakeville, Minn., to points in Illinois, Indiana, Iowa, Kan-

sas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin; *equipment, materials and supplies*, on return, for 180 days. Supporting shipper: Menasha Corp., Box 367, Neenah, Wis. 54956 (Carl H. Kraus, Corporate Traffic Manager). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 64600 (Sub-No. 38 TA), filed September 24, 1969. Applicant: WILSON TRUCKING CORPORATION, Post Office Box 340, Waynesboro, Va. 22980. Applicant's representative: Harry J. Jordan, 1000 16th Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment, serving Lake Monticello, Va., as an off-route point in connection with applicant's regular route authority between Richmond, Va., and Charlottesville, Va., for 180 days. Note: Applicant states that it intends to tack authority sought with that held in Sub-No. 26. Supporting Shipper: International Business Liaison, Ltd., Route 3, 1 Village Green Circle, Ednam Forest, Charlottesville, Va. 22901. Send protests to: Clatin M. Harmon, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 215 Campbell Avenue SW., Roanoke, Va. 24011.

No. MC 97557 (Sub-No. 10 TA), filed September 22, 1969. Applicant: HAWKEY TRANSPORTATION, INC., Post Office Box Drawer F, Redding, Calif. 96001. Applicant's representative: Raymond A. Greene, Jr., 405 Montgomery Street, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Poles*, wooden, from Anderson, Calif., to points in the Del Norte, Humboldt, Trinity, Siskiyou, and Mendocino Counties, Calif., for 180 days. Supporting shipper: Pacific Gas & Electric Co., 245 Market Street, San Francisco, Calif. 94106. Send protests to: District Supervisor Wm. E. Murphy, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif. 94102.

No. MC 107227 (Sub-No. 106 TA), filed September 18, 1969. Applicant: INSURED TRANSPORTERS, INC., 1944 Williams Street, San Leandro, Calif. 94577. Applicant's representative: John G. Lyons, Mills Tower, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Self-propelled container transporters*, from Redwood City, Calif., to Boston, Mass.; Chicago, Ill.; Indianapolis, Ind.; Kansas City, Mo.; Las Vegas, Nev.; New York, N.Y.; Pittsburgh, Pa.; Madison, Wis.; and Washington, DC., for 180 days. Supporting shipper: Cochran Western Corp., 1215 Hansen Street, Post Office Box 890, Salinas, Calif. 93901. Send protests to:

District Supervisor Wm. E. Murphy, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif. 94102.

No. MC 108207 (Sub-No. 271 TA), filed September 24, 1969. Applicant: FROZEN FOOD EXPRESS, 318 Cadiz Street, Post Office Box 5888, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Yeast*, from Dallas, Tex., to Liberal, Kans., for 180 days. Supporting shipper: Standard Brands Inc., 625 Madison Avenue, New York, N.Y. 10022. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 113678 (Sub-No. 364 TA), filed September 22, 1969. Applicant: CURTIS, INC., Post Office Box 16004, Stockyards Station, Denver, Colo. 80216. Applicant's representative: Oscar Mandel (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities normally used by and dealt in by restaurants (except meat, meat products, meat byproducts, and articles distributed by meat packinghouses); from the distribution warehouse of Mr. Steak, Inc., and shipping facilities used by Mr. Steak at Denver, Colo., to points in Arizona, California, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Idaho, for 180 days.* Supporting shipper: National Marketing and Leasing Corp., a division of Mr. Steak, Inc. 5100 Race Court, Denver, Colo. 80216. Send protests to: District Supervisor Herbert C. Ruoff, Interstate Commerce Commission, Bureau of Operations, 2022 Federal Building, Denver, Colo. 80202.

No. MC 115944 (Sub-No. 7 TA), filed September 22, 1969. Applicant: THE BRISSON TRUCKING COMPANY, INC., 4415 McIntyre Road, Golden, Colo. 80401. Applicant's representative: John P. Thompson, 450 Capitol Life Building, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (a) *malt beverages*, and (b) *related advertising material, bottle and can openers, and can and keg tappers* when transported in mixed shipments with malt beverages, from Golden, Colo., to points in California, no transportation on return except (a) as otherwise authorized and (b) exempt commodities, for 150 days. Note: Carrier does not intend to tack with other authority. Supporting shipper: J. R. Scanlan, General Traffic Manager, Adolph Coors Co., Golden, Colo. 80401. Send protests to: District Supervisor C. W. Buckner, Interstate Commerce Commission, Bureau of Operations, 2022 Federal Building, 1861 Stout Street, Denver, Colo. 80202.

No. MC 118544 (Sub-No. 113 TA), filed September 11, 1969. Applicant: WILSON BROTHERS TRUCKLINE, INC., 700

East Fairview Avenue, Post Office Box 636, Carthage, Mo. 64836. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I, as defined by the Commission (except commodities in bulk, in tank vehicles, and hides), from the plantsite, warehouses and storage facilities used by National Beef Packing Co., Inc., at or near Liberal, Kans., to points in Minnesota, Wisconsin, Iowa, Missouri, Arkansas, Louisiana, Illinois, Indiana, Alabama, Florida, Mississippi, Tennessee, and Kentucky, for 180 days. Supporting shipper: National Beef Packing Co., Inc., 300 Central Avenue, Kansas City, Kans. 66118. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 118142 (Sub-No. 32 TA), filed September 23, 1969. Applicant: M. BRUENGER & CO., INC., 6330 North Broadway, Wichita, Kans. 67219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts and articles distributed by meat packinghouses*, from plantsite, warehouses and storage facilities of National Beef Packing Co., at or near Liberal, Kans., to points in Arizona, California, Idaho, Louisiana, Mississippi, Nevada, New Mexico, Oregon, Texas, Utah, and Washington, for 180 days. Supporting shipper: National Beef Packing Co., Inc., 300 Central Avenue, Kansas City, Kans. 66118. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 906 Schweiter Building, Wichita, Kans. 67202.

No. MC 133655 (Sub-No. 12 TA), filed September 24, 1969. Applicant: TRANSNATIONAL TRUCK, INC., Post Office Box 894, Hurst, Tex. 76053. Applicant's representative: Charles Singer, 33 North Dearborn, Suite 1625, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses*, from Amarillo, Tex., to points in North Carolina, South Carolina, Florida, Alabama, and Georgia, for 180 days. Supporting shipper: Glover Packing Co., Post Office Box 92, 100 Grand Street, Amarillo, Tex. 79104. Send protests to: Billy R. Reid, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 9A27 Federal Building, 819 Taylor Street, Fort Worth, Tex. 76102.

No. MC 133966 (Sub-No. 1 TA), filed September 22, 1969. Applicant: NORTH EAST EXPRESS, INC., Post Office Box 1303, Wilkes-Barre, Pa. 18703. Applicant's representative: Kenneth R. Davis, 1106 Dartmouth Street, Scranton, Pa. 18504. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Insulation and insulation materials*, from

plantsite of Certain-Teed Saint Gobain Insulation Corp., near Mountaintop and Edwardsville, Pa., to points in Wayne, Washtenaw, Genesee, Saint Joseph, Ingham, Kent, Sanilac, Muskegon, Grand Traverse, Montmorency, Ot-tawa, and Kalamazoo Counties, Mich., for 150 days. Supporting shipper: Certain-Teed Saint Gobain Insulation Corp., 100 Presidential Boulevard North, Bala Cynwyd, Pa. 19004. Send protests to: Paul J. Kenworthy, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 309 U.S. Post Office Building, Scranton, Pa. 18503.

No. MC 133990 (Sub-No. 1 TA), filed September 23, 1969. Applicant: CHARLES R. STROP, doing business as STROP TRANSPORTATION, Route 1, Hastings, Nebr. 68901. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Irrigation systems, materials, equipment, and supplies*, from Hastings, Nebr., to points in Wyoming, Colorado, Kansas, Oklahoma, Texas, Iowa, Wisconsin, Illinois, Florida, and Nebraska, for 150 days. Supporting shipper: Circle Irrigation Co., Post Office Box 1064, Hastings, Nebr. Send protests to: District Supervisor Johnston, Bureau of Operations, Interstate Commerce Commission, 315 Post Office Building, Lincoln, Nebr. 68508.

No. MC 134044 TA, filed September 23, 1969. Applicant: SAM M. FUGATE, doing business as SAM'S VANS, 95 Market Street, Oakland, Calif. 94607. Applicant's representative: Edward J. Hegarty, 100 Bush Street, 21st Floor, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, restricted to the transportation of traffic having a prior or subsequent movement, in containers, beyond the points authorized 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, between points in Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, Santa Clara, Solano, and Sonoma Counties, Calif., for 180 days. Supporting shippers: Mollerup-Freight Forwarding Co., 2900 South Main Street, Salt Lake City, Utah; DeWitt Freight Forwarding, 6060 North Figueroa Street, Los Angeles, Calif. 90042. Send protests to: District Supervisor Wm. E. Murphy, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif. 94102.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[P.R. Doc. 89-11780; Filed, Oct. 1, 1969; 8:50 a.m.]

[Notice 915]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

SEPTEMBER 29, 1969.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131), 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 11207 (Sub-No. 291 TA), filed September 25, 1969. Applicant: DEATON, INC., Post Office Box 1271, 317 Avenue West (Ensley), Birmingham, Ala. 35201. Applicant's representative: J. Carl Preston (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Roofing materials and accessories* used in the installation thereof, from Camden, Ark., to points in Alabama, Florida, Georgia, Louisiana, and Mississippi, for 180 days. Supporting shipper: The Celotex Corp., 1500 North Dale Mabry, Tampa, Fla. 33607. Attention: Clayton Geer, Supervisor, Truck Transportation. Send protests to: B. R. McKenzie, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 814, 2121 Building, Birmingham, Ala. 35203.

No. MC 88368 (Sub-No. 21 TA), filed September 25, 1969. Applicant: CARTWRIGHT VAN LINES, INC., 4411 East 119th Street, Grandview, Mo. 64030. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, in 17 M.C.C. 467, between points in Hawaii, for 180 days. NOTE: Applicant intends to tack and interline, with MC 88368 Subs 17 and 19, at Los Angeles, San Francisco, and Seattle. Supporting shipper: Application supported by statement of carrier relative to carrier handling previous shipments. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 107295 (Sub-No. 220 TA), filed September 24, 1969. Applicant: PRE-FAB TRANSIT CO., 100 South Main Street, Farmer City, Ill. 61842. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Roofing materials and accessories*, from the plantsite of The Celotex Corp., Camden, Ark., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, and South Carolina, for 180 days. Supporting shipper: The Celotex Corp., 1500 North Dale Mabry, Tampa, Fla. 33607. Send protests to: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, Ill. 62704.

No. MC 124078 (Sub-No. 407 TA), filed September 24, 1969. Applicant: SCHWERMANN TRUCKING CO., 611 South 28th Street, Milwaukee, Wis. 53215. Applicant's representative: Richard H. Prevette (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt cake* (crude sulphate of soda), in bulk, from Coosa Pines, Ala., to Atlanta, Ga., for 150 days. Supporting shipper: Beaunit Corp., 2020 Remount Road, Gastonia, N.C. 28052 (W. H. Owen, Traffic Manager). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 124078 (Sub-No. 408 TA), filed September 24, 1969. Applicant: SCHWERMANN TRUCKING CO., 611 South 28th Street, Milwaukee, Wis. 53215. Applicant's representative: Richard H. Prevette (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products* (except benzol, toluol, xylol, and petrochemicals), in bulk, from the plantsite of American Oil Co., Louisville, Ky., to points in Indiana, south of U.S. Highway 40, for 180 days. Supporting shipper: American Oil Co., Post Office Box 5690, Chicago, Ill. 60680 (Paul R. Gary, Manager, Highway Traffic, Purchasing and Traffic Department). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 125497 (Sub-No. 8 TA), filed September 24, 1969. Applicant: L. WOODS & SON TRANSPORT LTD., 5005 Irwin Avenue, Lasalle, Province of Quebec, Canada. Applicant's representative: S. Harrison Kahn, Suite 733, Investment Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Precast and prestressed concrete building panels and structural members*, from the United States-Canadian international boundary line at or near Highgate Springs, Vt., to Burlington, Vt., and 25 miles radius thereof, for 150 days. Supporting shipper: Francon Limitee, Siege Social, C.P. 2000 Rosemont, 3701 Est. rue Jarry, Montreal, Province of Quebec, Canada. Send protests to: Mar-

tin P. Monaghan, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 52 State Street, Room 5, Montpelier, Vt. 05602.

No. 128473 (Sub-No. 10 TA), filed September 25, 1969. Applicant: MONTANA EXPRESS, INC., Post Office Box 888, Laurel, Mont. 59044. Applicant's representative: J. F. Meglen, 2822 Third Avenue North, Billings, Mont. 59101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat and meat products*, from Great Falls, Mont., to Hillsboro and Portland, Oreg., and Chehalis, Seattle, Spokane, and Tacoma, Wash., for 180 days. Supporting shipper: Rainbow Brand Meats, Great Falls Meat Co., Packers, Post Office Box 1526, Great Falls, Mont. 59401. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 251 U.S. Post Office Building, Billings, Mont. 59101.

No. MC 128570 (Sub-No. 10 TA), filed September 24, 1969. Applicant: BROOKS ARMORED CAR SERVICE, INC., 13 East 35th Street, Wilmington, Del. 19802. Applicant's representative: L. Agnew Myers, Jr., 1122 Warner Building, E at 13th Street NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Data processing machine and typewriter parts, and articles pertaining thereto*, between New York, N.Y.; Philadelphia, Pa.; and Newark and Trenton, N.J., for 180 days. Supporting shipper: International Business Machines Corp., 1118 Market Street, Philadelphia, Pa. 19107. H. V. Swift, Manager Distribution Center. Send protests to: Paul J. Lowry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 206 Old Post Office Building, 129 East Main Street, Salisbury, Md. 21801.

No. MC 133997 (Sub-No. 1 TA), filed September 24, 1969. Applicant: JAMES S. SMITH, Fairfax, Mo. Applicant's representative: Richard McFadin, 1920 Swift, North Kansas City, Mo. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Rock and sand*, from Weeping Water and Plattsmouth, Nebr., to Watson and Tarkio, Mo., for 150 days. Supporting shipper: Tri-City Concrete Co., Watson and Tarkio, Mo. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1100, Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 134035 (Sub-No. 1 TA), filed September 24, 1969. Applicant: DOUGLAS TRUCKING COMPANY, Route 1, Post Office Box 1024, Corsicana, Tex. 75110. Applicant's representative: Reagan Sayers, Century Life Building, Post Office Box 17007, Fort Worth, Tex. 76102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Glass containers and closures for such containers*; and (2) *corrugated boxes or paper containers*, in mixed loads with glass containers and closures for such containers, from Corsicana, Tex., to points in Alabama, Arizona, Arkansas,

Colorado, Kansas, Louisiana, Mississippi, Missouri, New Mexico, Oklahoma, and Tennessee, and *rejected, damaged, or refused shipments* on return, for 180 days. NOTE: Applicant does not intend to tack. Supporting shipper: Chattanooga Glass Co., Chattanooga, Tenn. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 134047 (Sub-No. 1 TA), filed September 25, 1969. Applicant: BIG RED CHIEF, INC., 97 Fourth Street, Brooklyn, N.Y. 11231. Applicant's representative: Blanton P. Bergen, 137 East 36th Street, New York, N.Y. 10016. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass*, in boxes, cases, and crates, from point in the New York, N.Y., commercial zone to points within 100-mile radius, in the States of New York, Pennsylvania, New Jersey, and Connecticut, for 150 days. Supporting shippers: American Express Co., 46 Trinity Place, New York, N.Y. 10006; General Glass Industries, 44 East 10th Street, New York, N.Y. Send protests to: Robert E. Johnston, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1807, 26 Federal Plaza, New York, N.Y. 10007.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-11781; Filed, Oct. 1, 1969; 8:50 a.m.]

DEPARTMENT OF STATE

Agency for International Development

[Delegation of Authority 19, Amdt. 4]

ASSISTANT ADMINISTRATOR FOR TECHNICAL ASSISTANCE

Delegation of Authority Regarding Participating Agency Service Agreements

Pursuant to the authority delegated to me by delegation of Authority No. 104, as amended, dated November 3, 1961, from the Secretary of State (26 F.R. 10608), and in accordance with the authority contained in section 632(b) of the Foreign Assistance Act of 1961, as amended, I hereby further amend Delegation of Authority No. 19 (27 F.R. 10374), as amended (32 F.R. 15550), as follows:

1. Delete the title "Assistant Administrator, Office of the War on Hunger," wherever it appears in Delegation of Authority No. 19, as amended, and substitute the title "Assistant Administrator for Technical Assistance."

2. Actions, delegations, designations, and redelegations of the Assistant Administrator, Office of the War on Hunger heretofore made in connection with the functions and responsibilities affected by this Delegation shall remain in full force and effect until modified, super-

seded, or rescinded by the Assistant Administrator for Technical Assistance.

3. This Amendment to Delegation of Authority No. 19, shall be effective immediately.

Dated: September 19, 1969.

RUTHERFORD POATS,
Deputy Administrator.

[F.R. Doc. 69-11750; Filed, Oct. 1, 1969; 8:48 a.m.]

[Delegation of Authority 40, Amdt. 1]

REGIONAL ASSISTANT ADMINISTRATORS AND ASSISTANT ADMINISTRATOR FOR TECHNICAL ASSISTANCE

Delegation of Authority Regarding Procurement

Pursuant to the authority delegated to me by Delegation of Authority No. 104, as amended, dated November 3, 1961, from the Secretary of State (26 F.R. 10608), I hereby amend Delegation of Authority No. 40, dated April 17, 1964 (29 F.R. 5695), as follows:

1. Delete section I, Delegation of Authority No. 40, and substitute the following as section I:

I. Regional Assistant Administrators and Assistant Administrator for Technical Assistance. The Assistant Administrator for Near East-South Asia, the Assistant Administrator and U.S. Coordinator for Latin America, the Assistant Administrator for Africa, the Assistant Administrator for East Asia, and the Assistant Administrator for Vietnam, each for the countries or areas within their respective responsibilities, and the Assistant Administrator for Technical Assistance for programs within his jurisdiction, are hereby delegated the following functions:

2. Delete the title "Regional Assistant Administrator" wherever it appears in Delegation of Authority No. 40 and substitute the title "Regional Assistant Administrator and the Assistant Administrator for Technical Assistance."

3. Delete section II.B. of Delegation of Authority No. 40 and substitute the following as section II.B.:

B. Any officer of A.I.D. to whom functions are delegated under this Delegation of Authority may to the extent consistent with law, redelegate or reassign any of the functions delegated or assigned to him by this Delegation of Authority, including authority to the Assistant Administrators for geographic areas, to redelegate any of the functions delegated to A.I.D. Mission Directors and A.I.D. Representatives for the country or area within their responsibility.

4. This amendment shall not be construed to affect the validity of any waiver granted by a properly authorized official prior to the effective date of this amendment and any such waiver shall continue in effect unless modified or revoked by an officer to whom such authority has been delegated.

5. This amendment to delegation of Authority No. 40, shall be effective immediately.

Dated: September 19, 1969.

RUTHERFORD POATS,
Deputy Administrator.

[F.R. Doc. 69-11751; Filed, Oct. 1, 1969; 8:48 a.m.]

[Delegation of Authority 69, Amdt.]

COORDINATOR, FOOD FOR PEACE

Delegation of Authority Regarding Food for Peace Functions

Pursuant to the authority delegated to me by Delegation of Authority No. 104, as amended, from the Secretary of State (26 F.R. 10608) I hereby amend further Delegation of Authority No. 69, dated March 23, 1967 (32 F.R. 5475) as amended (33 F.R. 919), as follows:

SECTION 1. Delete the title "Assistant Administrator, Office of the War on Hunger," wherever it appears in sections 1, 2, and 3 of Delegation of Authority No. 69, and substitute the title "Coordinator, Food for Peace."

SEC. 2. Actions, delegations, designations, and redelegations of the Assistant Administrator, Office of the War on Hunger heretofore made in connection with the functions and responsibilities affected by this Delegation shall remain in full force and effect until modified, superseded, or rescinded by the Coordinator, Food for Peace.

SEC. 3. This amendment shall not supersede or otherwise affect any authority heretofore delegated to the Regional Assistant Administrators, or to the Directors of A.I.D. Missions, A.I.D. Representatives, and A.I.D. Liaison Officers and such principal diplomatic officers in foreign countries who hold delegations of authority from the A.I.D. Administrator.

SEC. 4. References in any prior Delegation of Authority affected by this amendment to provisions of the Agricultural Trade Development and Assistance Act of 1954 (Public Law 480) shall be deemed, except as may be inappropriate, to include references thereto, as amended from time to time.

SEC. 5. This Delegation of Authority shall be effective immediately.

Dated: September 19, 1969.

RUTHERFORD POATS,
Deputy Administrator.

[F.R. Doc. 69-11752; Filed, Oct. 1, 1969; 8:48 a.m.]

[Delegation of Authority 86]

ASSISTANT ADMINISTRATOR FOR TECHNICAL ASSISTANCE

Delegation of Authority Regarding Technical Assistance

Pursuant to the authority delegated to me by Delegation of Authority No. 104, as amended, dated November 3, 1961, from the Secretary of State (26 F.R. 10608), I hereby delegate to the Assistant Administrator for Technical Assistance the following authorities:

1. All of the functions and authorities which are specified in any regulation, published or unpublished, manual order, policy determination, manual circular, or circular airgram, or instruction or communication relating to:

a. Administration of section 241 of the Foreign Assistance Act of 1961, as amended, concerning programs of research into, and evaluation of, economic

development, subject to the prevailing procedures, and instructions of the Administrator of the Agency for International Development concerning the review and approval of such activities;

b. Development of policies, procedures, and programs under section 211(d) of the Foreign Assistance Act of 1961, as amended, with respect to grants to research and educational institutions; and implementation of such assistance to the extent subsequently authorized by the Administrator;

c. The conduct of the following program activities:

- (1) Agricultural and fishery;
- (2) Nutrition;
- (3) Population/family planning;
- (4) Urban development;
- (5) Health;
- (6) Development administration;
- (7) Education and human resources.

2. The authorities and functions enumerated above shall include the authority to sign or approve Project Implementation Orders-Technical Services (PIO/T) related thereto.

3. Actions, delegation, designations, and redelegations of the Assistant Administrator, Office of the War on Hunger heretofore made in connection with the functions and responsibilities affected by this Delegation shall remain in full force and effect until modified, superseded, or rescinded by the Assistant Administrator for Technical Assistance.

4. The Assistant Administrator for Technical Assistance may delegate and, if he shall so specify, may authorize successive redelegation of, the authorities herein delegated.

5. This Delegation of Authority shall be effective immediately.

Dated: September 19, 1969.

RUTHERFORD POATS,
Deputy Administrator.

[F.R. Doc. 69-11753; Filed, Oct. 1, 1969; 8:48 a.m.]

tion importer, manufacturer, dealer, or collector. In addition, under title VII of the Omnibus Crime Control and Safe Streets Act of 1968 (82 Stat. 236; 18 U.S.C., Appendix) it would be unlawful for Mr. Smith to receive, possess, or transport in commerce or affecting commerce a firearm. Notice is hereby further given that I have considered Widmer Walter Smith's application and have found:

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

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

It is ordered, Pursuant to the authority vested in the Secretary of the Treasury by section 925(c), title 18, United States Code, and delegated to me by the regulations in Title 26, Part 178, Code of Federal Regulations, that Widmer Walter Smith be, and he hereby is, granted relief from any and all disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of the conviction hereinabove described.

Signed at Washington, D.C., this 26th day of September 1969.

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

[F.R. Doc. 69-11785; Filed, Oct. 1, 1969; 8:50 a.m.]

Office of the Secretary INTEREST EQUALIZATION TAX

Continuation of Current Procedures and Retroactive Effect

SEPTEMBER 30, 1969.

DEPARTMENT OF THE TREASURY

Internal Revenue Service
WIDMER WALTER SMITH

Notice of Granting of Relief

Notice is hereby given that Widmer Walter Smith, % Loretta Standard Service, Loretta, Wis., has applied for relief from disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of his conviction on May 10, 1954, in the county court for Rush County, Wis., of an offense punishable by imprisonment for a term exceeding 1 year, as defined in 18 U.S.C. 921(a)(20). Unless relief is granted, it will be unlawful for Widmer Walter Smith, because of such conviction, to ship, transport, or receive in interstate or foreign commerce any firearm or ammunition, and he would be prevented under Chapter 44, title 18, United States Code, from obtaining a license under that Chapter as a firearms or ammuni-

ty importer, manufacturer, dealer, or collector. In addition, under title VII of the Omnibus Crime Control and Safe Streets Act of 1968 (82 Stat. 236; 18 U.S.C., Appendix) it would be unlawful for Mr. Smith to receive, possess, or transport in commerce or affecting commerce a firearm. Notice is hereby further given that I have considered Widmer Walter Smith's application and have found:

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

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

It is ordered, Pursuant to the authority vested in the Secretary of the Treasury by section 925(c), title 18, United States Code, and delegated to me by the regulations in Title 26, Part 178, Code of Federal Regulations, that Widmer Walter Smith be, and he hereby is, granted relief from any and all disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of the conviction hereinabove described.

Signed at Washington, D.C., this 26th day of September 1969.

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

[F.R. Doc. 69-11785; Filed, Oct. 1, 1969; 8:50 a.m.]

ty importer, manufacturer, dealer, or collector. In addition, under title VII of the Omnibus Crime Control and Safe Streets Act of 1968 (82 Stat. 236; 18 U.S.C., Appendix) it would be unlawful for Mr. Smith to receive, possess, or transport in commerce or affecting commerce a firearm. Notice is hereby further given that I have considered Widmer Walter Smith's application and have found:

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

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

It is ordered, Pursuant to the authority vested in the Secretary of the Treasury by section 925(c), title 18, United States Code, and delegated to me by the regulations in Title 26, Part 178, Code of Federal Regulations, that Widmer Walter Smith be, and he hereby is, granted relief from any and all disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of the conviction hereinabove described.

Signed at Washington, D.C., this 26th day of September 1969.

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

[F.R. Doc. 69-11785; Filed, Oct. 1, 1969; 8:50 a.m.]

Some of the rules and procedures in effect on September 30, 1969, and which will continue in effect, are set forth below along with the special procedures for participating custodians.

1. *Participating firms and participating custodians.* Those broker-dealers having status as participating firms on September 30, 1969, will retain their status as such with respect to acquisitions after such date, unless their status is terminated and the termination announced under existing procedures. If any broker-dealer does not want to continue its status as a participating firm, it must follow such termination procedures.

Those banks (or trust companies) having status as participating custodians on September 30, 1969, will retain their status as such during the period October 1, 1969, through October 17, 1969. The status of each bank which is a participating custodian will be terminated as of the close of business Friday, October 17, 1969, unless the bank files with the Commissioner of Internal Revenue, Washington, D.C. 20224 (Attention: CP:A:O-JW), a letter indicating that such custodian agrees to comply, and is currently complying with the statutory requirements in effect on September 30, 1969, and the documentation, record-keeping, reporting, and auditing requirements of the Internal Revenue Service in effect on such date, or subsequently established. To avoid termination of such status, the letter must be received not later than 5 p.m., Wednesday, October 15, 1969. A telegram stating that such a letter has been mailed will be accepted for 7 days in lieu of such letter. A list of those banks retaining their status as participating custodians will be published by the Internal Revenue Service on Thursday, October 16, 1969.

2. *Issuance of Validation Certificates.* Validation Certificates will continue to be issued by the Internal Revenue Service after September 30, 1969. The Internal Revenue Service will follow those procedures currently in force dealing with the issuance of Validation Certificates, and will require such proof of status as a U.S. person and compliance with the tax (on the assumption that the proposed legislation will be enacted) as is currently required.

3. *Payments in respect of tax.* During the interim period, the Internal Revenue Service will continue to receive returns and payments in respect of tax (on the assumption that the proposed legislation

will be enacted) and make appropriate refunds. In the event that the tax is not extended, all payments in respect of tax on acquisitions made subsequent to the expiration date of the current law will be refunded on an expedited basis upon submission of an appropriate claim to the Internal Revenue Service.

4. *Participating firms purchasing and selling taxable securities for own account.* TIR 945 provides that a participating firm making a sale of taxable securities for its own account must pay the tax on or before the effective date of the sale (generally the settlement date) if it has issued a written comparison or broker-dealer confirmation indicating that the exemption for prior American ownership and compliance applies. In such cases the acquisition is currently reported on Form 3780A which accompanies the payment of tax. This procedure, including payments in respect of the tax, will remain in effect after September 30, 1969.

5. *Withholding procedures.* The withholding procedures currently provided under section 4918(e) (7) and Temporary Regulation § 147.5-2 will continue to apply.

6. *Information returns.* Reporting on information returns currently prescribed in connection with the interest equalization tax will continue in effect except as provided in subsequent Treasury Department publications.

[SEAL] PAUL A. VOLCKER,
Under Secretary
for Monetary Affairs.

SEPTEMBER 30, 1969.

[P.R. Doc. 69-11860; Filed, Oct. 1, 1969;
10:01 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Montana 11512]

MONTANA

Notice of Proposed Classification of Public Lands for Transfer Out of Federal Ownership

SEPTEMBER 26, 1969.

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) it is proposed to classify for transfer out of Federal ownership, the public lands within the areas described below. 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 Federal use or purpose.

2. This proposal has been discussed with local governmental officials, State Agencies, the U.S. Forest Service, the District Advisory Board, licensees and lessees and other interested parties. Information obtained from field data, discussions with the public and other sources indicate that the lands described in paragraph 5 meet the criteria of 43 CFR 2410.1-3(c) (3) authorizing classification for sale under the Recreation and Public Purposes Act (43 U.S.C. 869); that the lands described in paragraph 6 meet the criteria of 43 CFR 2410.1-3(c) (2) which authorizes classification for transfer to a State in satisfaction of a State land grant (RS 2275, 2276); that the lands described in paragraph 7 meet the criteria of 43 CFR 2410.1-3(e) which authorizes classification for sale under the public sale act (RS 2455) (43 U.S.C. 1171); and that the lands described in paragraph 8 meet the criteria of 43 CFR 2410.1-3(c) (4) which authorizes classification for disposal by exchange under section 8 of the Taylor Grazing Act (43 U.S.C. 315g).

3. Publication of this notice segregates the affected lands from all forms of disposal under the Public Land Laws, including general mining laws, except the forms of disposal for which it is proposed to classify the lands. However, publication does not alter the applicability of the public land laws governing the use of the lands under lease, license, or permit, or governing the disposal of their mineral and vegetative resources, other than under the general mining laws.

4. The public lands affected by this proposed classification are shown on maps on file and available for inspection in the Dillon District Office, 228 North Idaho Street, Dillon, Mont., and in the Land Office, Bureau of Land Management, 316 North 26th Street, Billings, Mont.

5. It is proposed to classify the public lands described in this paragraph for transfer out of Federal ownership under provisions of the Recreation and Public Purposes Act (43 U.S.C. 869).

PRINCIPAL MERIDIAN, MONTANA

T. 1 N., R. 1 W.,
Sec. 24, SW $\frac{1}{4}$ NE $\frac{1}{4}$ (that portion in Gallatin County).
T. 2 N., R. 1 E.,
Sec. 26, lot 1.
T. 2 S., R. 2 E.,
Sec. 6, lots 2, 3, 7, 10, and 13.

The land described aggregates 192.75 acres.

6. It is proposed to classify the public lands described in this paragraph for transfer out of Federal ownership through State Selection (43 U.S.C. 851, 852).

PRINCIPAL MERIDIAN, MONTANA

T. 3 N., R. 3 E.,
Sec. 26, N $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 34, SE $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 4 N., R. 3 E.,
Sec. 12, E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 28, SW $\frac{1}{4}$ SE $\frac{1}{4}$.
T. 3 N., R. 4 E.,
Sec. 6, N $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 8, E $\frac{1}{2}$.
T. 4 N., R. 4 E.,
Sec. 6, W $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 8, SE $\frac{1}{4}$ and E $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 10, W $\frac{1}{2}$;
Sec. 18, lots 1 to 4 inclusive, E $\frac{1}{2}$ W $\frac{1}{2}$, W $\frac{1}{2}$ E $\frac{1}{2}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 20, N $\frac{1}{2}$ and SW $\frac{1}{4}$;
Sec. 29, lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 30, lots 1 to 4 inclusive, NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and E $\frac{1}{2}$ NW $\frac{1}{4}$.

The land described aggregates 4,084.40 acres.

7. It is proposed to classify the public lands described in this paragraph for transfer out of Federal ownership through public sales under section 2455 of the Revised Statute (43 U.S.C. 1171).

PRINCIPAL MERIDIAN, MONTANA

T. 1 N., R. 1 W.,
Sec. 34, S $\frac{1}{2}$ S $\frac{1}{2}$.
T. 1 S., R. 1 W.,
Sec. 2, lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 4, lot 1 and W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$.
T. 1 S., R. 1 E.,
Sec. 14, NW $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 22, SW $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 1 N., R. 2 E.,
Sec. 14, W $\frac{1}{2}$ W $\frac{1}{2}$.
T. 2 N., R. 2 E.,
Sec. 12, N $\frac{1}{2}$.
T. 1 S., R. 2 E.,
Sec. 33, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$.
T. 2 S., R. 2 E.,
Sec. 3, NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 18, NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 22, NE $\frac{1}{4}$ SE $\frac{1}{4}$.
T. 2 N., R. 3 E.,
Sec. 8, SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 20, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{2}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$.
T. 4 N., R. 5 E.,
Sec. 4, lots 1 and 2.
T. 5 N., R. 5 E.,
Sec. 26, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 34, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 4 N., R. 6 E.,
Sec. 6, lots 3 and 4;
Sec. 30, NE $\frac{1}{4}$ NE $\frac{1}{4}$.
T. 3 N., R. 7 E.,
Sec. 30, E $\frac{1}{2}$ NE $\frac{1}{4}$.
T. 2 S., R. 7 E.,
Sec. 20, NE $\frac{1}{4}$ NE $\frac{1}{4}$.

The land described aggregates 2,074.51 acres.

8. It is proposed to classify the public lands described in this paragraph for transfer out of Federal ownership through exchange under Authority of section 8 of the Taylor Grazing Act (43 U.S.C. 315g).

PRINCIPAL MERIDIAN, MONTANA

T. 4 N., R. 7 E.,
Sec. 4, lots 1 to 11 inclusive, lots 15, 16, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 6, lots 1 to 7 inclusive, lots 10 to 15 inclusive, lot 17, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 8, N $\frac{1}{2}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 10, W $\frac{1}{2}$;
Sec. 14, SW $\frac{1}{4}$ SE $\frac{1}{4}$.
T. 5 N., R. 7 E.,
Sec. 32, E $\frac{1}{2}$ E $\frac{1}{2}$.

The land described aggregates 2,009.88 acres.

Total lands described in this notice aggregate 8,361.54 acres.

9. For a period of 60 days from the date of publication of this notice in the FEDERAL REGISTER, all persons who wish to submit comments, suggestions, or objections in connection with the proposed classification may present their views in writing to the District Manager, Bureau of Land Management, Dillon District Office, 228 North Idaho Street, Dillon, Mont. 59725.

EDWIN ZAILLICH,
State Director.

[P.R. Doc. 69-11737; Filed, Oct. 1, 1969;
8:47 a.m.]

[N-1852]

NEVADA

Notice of Proposed Classification of Public Lands for Disposal

SEPTEMBER 24, 1969.

Notice is hereby given of a proposal to classify the lands described below for disposal through exchange under section 8 of the Taylor Grazing Act (43 U.S.C. 315g) for lands within the Humboldt National Forest. This publication is made pursuant to the Act of September 19, 1964, 43 U.S.C. 1412.

The District Advisory Board, local governmental officials and other interested parties have been notified of this proposal. Information derived from discussions and other sources indicate that these lands meet the criterion of 43 CFR 2410.1-3(c)(4), which authorizes classification of lands "for exchange under appropriate authority where they are found to be chiefly valuable for public purposes because they have special values, arising from the interest of the exchange proponent, for exchange for other lands which are needed for the support of a Federal Program."

Accordingly, petition-application, N-1852, filed by Southern Pacific Co., is approved.

Publication of this notice will segregate the lands from all appropriation under the public land laws, including location under the mining laws. Publication will not alter the applicability of the public land laws governing the use of the lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources, other than under the mining laws.

Information concerning the lands, including the record of public discussions, is available for inspection and study at the Elko District Office, 2002 Idaho Street, Elko, Nev. For a period of 60 days from the date of this publication, interested parties may submit comments to the Elko District Manager.

The lands affected by this proposal are located in Elko County and are described as follows:

MOUNT DIABLO MERIDIAN

- T. 35 N., R. 61 E.,
 Sec. 10, E $\frac{1}{2}$;
 Sec. 14, NW $\frac{1}{4}$;
 Sec. 22, E $\frac{1}{2}$.
 T. 36 N., R. 61 E.,
 Sec. 12;
 Sec. 14, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;
 Sec. 26, N $\frac{1}{2}$.
 T. 37 N., R. 61 E.,
 Sec. 36.
 T. 38 N., R. 62 E.,
 Secs. 4, 6;
 Sec. 8, N $\frac{1}{2}$ N $\frac{1}{2}$.
 T. 37 N., R. 62 E.,
 Sec. 34.

The areas described aggregate 4,951.17 acres.

For the State Director.

A. JOHN HILLSAMER,
 Acting Land Office Manager.

[F.R. Doc. 69-11738; Filed, Oct. 1, 1969;
 8:47 a.m.]

[Oregon 015973]

OREGON

Order Providing for Opening of Public Lands

SEPTEMBER 25, 1969.

1. In an exchange of lands made under the provisions of section 8 of the Act of June 28, 1934 (48 Stat. 1272), as amended June 26, 1936 (49 Stat. 1976; 43 U.S.C. 315g), the following lands have been reconveyed to the United States:

WILLAMETTE MERIDIAN

- T. 33 S., R. 38 E.,
 Sec. 13, lot 4 and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 23, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$,
 and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 25;
 Sec. 27, SE $\frac{1}{4}$;
 Sec. 35, E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$.
 T. 34 S., R. 38 E.,
 Sec. 1, lots 1 to 5, inclusive, and SE $\frac{1}{4}$;
 Sec. 3;
 Sec. 9;
 Sec. 11;
 Sec. 13;
 Sec. 15;
 Sec. 17, E $\frac{1}{2}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
 Sec. 19, SE $\frac{1}{4}$;
 Sec. 21, W $\frac{1}{2}$, and SE $\frac{1}{4}$;
 Sec. 23;
 Sec. 25, W $\frac{1}{2}$, and SE $\frac{1}{4}$;
 Sec. 27;
 Sec. 29, N $\frac{1}{2}$;
 Sec. 31, lots 1, 2, and 3, E $\frac{1}{2}$, and E $\frac{1}{2}$ NW $\frac{1}{4}$;
 Sec. 33;
 Sec. 35, W $\frac{1}{2}$, and SE $\frac{1}{4}$.
 T. 33 S., R. 39 E.,
 Sec. 1, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
 SW $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$, excepting therefrom a parcel in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of sec. 1, more particularly described as follows, to-wit: Beginning at a point N. 49°13' W., 2823.3', from the southeast corner of said sec. 1; thence north 94.0'; thence east 150.0'; thence south 110.0'; thence west 150.0'; thence north 16.0' to the point of beginning;
 Sec. 3, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 9, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, and SE $\frac{1}{4}$;
 Sec. 11, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, and SE $\frac{1}{4}$;
 Sec. 17;
 Sec. 19, lots 1, 2, 3, and 4, W $\frac{1}{2}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$;
 Sec. 21, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$, and SW $\frac{1}{4}$ NE $\frac{1}{4}$;
 Sec. 29;
 Sec. 31;
 Sec. 33, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and NE $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 33 $\frac{1}{2}$ S., R. 39 E.,
 Sec. 31;
 Sec. 33.
 T. 34 S., R. 39 E.,
 Sec. 5;
 Sec. 7;
 Sec. 9, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
 Sec. 17;
 Sec. 19, lots 1, 2, and 4, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 29, W $\frac{1}{2}$ NW $\frac{1}{4}$;
 Sec. 31, lots 1, 2, and 3, NW $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$.
 T. 30 S., R. 41 E.,
 Sec. 33, SE $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 35 S., R. 41 E.,
 Sec. 35, S $\frac{1}{2}$ NE $\frac{1}{4}$.
 T. 37 S., R. 41 E.,
 Sec. 1, lot 4;
 Sec. 2, lot 1.

- T. 37 S., R. 42 E.,
 Sec. 5, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 8, NW $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$.
 T. 38 S., R. 46 E.,
 Sec. 16, N $\frac{1}{2}$ SW $\frac{1}{4}$.

The areas described aggregate about 19,055 acres.

2. The lands are located in Malheur County. They are semiarid in character and are not suitable for farming. The lands have been acquired to further Federal programs. Public lands in this general area have been classified for multiple-use management and retention in Federal ownership.

3. Subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law, the lands are hereby open to application, petition, location, and selection, except for appropriation under the agricultural land laws (43 U.S.C. Parts 7 and 9; 25 U.S.C. sec. 334), and from sales under section 2455 of the Revised Statutes (43 U.S.C. 1171). All valid applications received at or prior to 10 a.m., October 31, 1969, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

4. Inquiries concerning the lands should be addressed to the Chief, Division of Lands and Minerals Program Management and Land Office, Post Office Box 2965, Portland, Ore. 97208.

VIRGIL O. SEISER,
 Chief, Branch of Lands.

[F.R. Doc. 69-11739; Filed, Oct. 1, 1969;
 8:47 a.m.]

[Utah 9850]

UTAH

Notice of Proposed Withdrawal and Reservation of Lands

SEPTEMBER 25, 1969.

The U.S. Forest Service, Department of Agriculture, has filed application for the withdrawal of the land described below from location and entry under the mining laws, subject to existing valid claims.

The applicant desires the land for the protection of the Spanish Moss Cave which contains numerous spectacular limestone geological structures.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Post Office Box 11505, Salt Lake City, Utah 84111.

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

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

The land involved in the application is:

SALT LAKE MERIDIAN

T. 6 S., R. 3 E.,
Sec. 28, NW ¼ NW ¼ SE ¼.

The area described aggregates 10 acres.

R. D. NIELSON,
State Director.

[P.R. Doc. 69-11740; Filed, Oct. 1, 1969;
8:47 a.m.]

[U-8977]

UTAH

Order Providing for Opening of
Public Lands

Correction

In F.R. Doc. 69-9984 appearing at page 13559 in the issue of Friday, August 22, 1969, preceding the paragraph describing the aggregate acres, insert a line reading as follows:

Sec. 22, SE ¼ SE ¼.

Fish and Wildlife Service

[Docket No. A-506]

GORDON A. ISAACSON

Notice of Loan Application

SEPTEMBER 25, 1969.

Gordon A. Isaacson, Box 771, Pelican, Alaska 99832, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used 37.7-foot registered length wood vessel to engage in the fishery for halibut, salmon, and tuna.

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

C. E. PETERSON,
Chief,
Division of Financial Assistance.

[P.R. Doc. 69-11734; Filed, Oct. 1, 1969;
8:47 a.m.]

DEPARTMENT OF HEALTH, EDU-
CATION, AND WELFARE

Food and Drug Administration

[DESI 9524]

CERTAIN ANTI-DANDRUFF
PREPARATIONSDrugs for Human Use; Drug Efficacy
Study Implementation

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences-National Research Council, Drug Efficacy Study Group, on the following drugs:

1. Q.E.D. Hair Groom (containing captan) marketed by Ar. Winarick, Inc., 257 Park Avenue South, New York, N.Y. 10010 (NDA 10-915).

2. Betadine Shampoo (Isodine Shampoo) (containing providone-iodine); The Purdue Frederick Co., 99-101 Saw Mill River Road, Yonkers, N.Y. 10701 (NDA 11-705).

3. Breck Banish Liquid & Cream Dandruff Treatment Shampoo (containing 2,2-thiobis (4-chlorophenol) marketed by John H. Breck, Inc., Division of American Cyanamid, Springfield, Mass. 01103 (NDA 11-184).

4. Alvinine Shampoo (containing biphenamine hydrochloride) marketed by Wampole Laboratories, 35 Commerce Road, Stamford, Conn. 06902 (NDA 12-562).

5. Sebb Lotion (containing benzethonium chloride and captan) marketed by Max Factor & Co., 1855 North McCadden Place, Hollywood, Calif. 90028 (NDA 9-524).

6. Resdan Antidandruff Formula (containing cetrimonium bromide) marketed by Whitehall Laboratories, Division of American Home Products Corp., 685 Third Avenue, New York, N.Y. 10017 (NDA 11-921).

A. *Effectiveness classification.* The Food and Drug Administration has considered the Academy reports and other available data and concludes that these drugs are possibly effective for their labeled claims attributed directly or by implication to the effect of the active ingredients in the treatment, relief, or control of or protection against dandruff.

B. *Marketing status.* 1. Holders of approved new drug applications and any person marketing such drug without approval will be allowed 6 months from the date of publication of this announcement in the FEDERAL REGISTER to obtain and to submit in a supplemental or original new drug application, data to provide substantial evidence of effectiveness for those indications for which these drugs have been classified as possibly effective. The only material which will be

considered acceptable for review must be well-organized and consist of adequate and well-controlled studies bearing on the efficacy of the product, and not previously submitted.

2. At the end of the 6-month period, any such data will be evaluated to determine whether there is substantial evidence of effectiveness for such uses. After that evaluation, the conclusions concerning the drugs will be published in the FEDERAL REGISTER. If not studies have been undertaken or if the studies do not provide substantial evidence of effectiveness, procedures will be initiated to withdraw approval of the new drug applications for these drugs, pursuant to the provisions of section 505(e) of the Federal Food, Drug, and Cosmetic Act. Withdrawal of approval of the applications will cause any such drugs on the market to be new drugs for which an approval is not in effect.

The above-named holders of the new drug applications for these drugs have been mailed a copy of the NAS-NRC reports. Any interested person may obtain a copy of these reports by writing to the office named below.

Communications forwarded in response to this announcement should be identified with the reference number, DESI 9524, and should be directed to the attention of the following appropriate office and addressed to the Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204:

Requests for NAS-NRC reports: Press Relations Office (CE-300).

Supplements: Office of Marketed Drugs (MD-300), Bureau of Medicine.

Original New Drug Applications: Office of New Drugs (MD-100), Bureau of Medicine.

All other communications regarding this announcement: Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 505, 52 Stat. 1050-53, as amended; 21 U.S.C. 352, 355) and under the authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120).

Dated: September 25, 1969.

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

[P.R. Doc. 69-11730; Filed, Oct. 1, 1969;
8:47 a.m.]

[DESI 4749]

CERTAIN OTC DRUGS FOR TOPICAL
USEDrugs for Human Use; Drug Efficacy
Study Implementation

The Food and Drug Administration has evaluated reports received from the

National Academy of Sciences-National Research Council, Drug Efficacy Study Group, on the following OTC drugs for topical use:

1. Ultra Feminine Estrogenic Hormone Cream with Progesterone containing estrogenic substances and progesterone (NDA 10-766); and

2. Ultra Feminine Beauty Oil containing estrogenic substances and progesterone (NDA 11-539); both drugs marketed by H. R. Laboratories, Inc., Northern Boulevard, Greenvale, Long Island, N.Y. 11101.

3. Eterna 27 Cream containing pregnenolone acetate (NDA 12-603), marketed by Revlon, Inc., 666 Fifth Avenue, New York, N.Y. 10019.

4. 1st Aid Ointment containing live yeast cell derivative, nonsaponifiable fish liver oil and hexachlorophene (NDA 4749), marketed by Stanley Drug Products, Inc., Portland, Oreg., Division of Sperti Drug Corp., One Sperti Drive, Fort Mitchell, Ky. 41017.

5. Blue Jay Corn Plaster containing phenoxyacetic acid (NDA 7067) marketed by The Kendall Co., Bauer and Black Division, 309 West Jackson Boulevard, Chicago, Ill. 60606.

These drugs are regarded as new drugs. The effectiveness classification and marketing status are described below.

A. Effectiveness classification. The Food and Drug Administration has considered reports of the National Academy of Sciences-National Research Council, Drug Efficacy Study Group, and concludes that the above listed drugs are possibly effective for their labeled indications.

B. Marketing status. 1. Holders of previously approved new drug applications and any person marketing these drugs without approval will be allowed 6 months from the date of publication of this announcement in the FEDERAL REGISTER to obtain and to submit, in a supplemental or original new drug application, data to provide substantial evidence of effectiveness for those indications for which these drugs have been classified as possibly effective.

2. At the end of the 6-month period, any such data will be evaluated to determine whether there is substantial evidence of effectiveness for such uses. After that evaluation, the conclusions concerning the drugs will be published in the FEDERAL REGISTER. If no studies have been undertaken or if the studies do not provide substantial evidence of effectiveness, procedures will be initiated to withdraw approval of the new drug applications for these drugs, pursuant to the provisions of section 505(e) of the Federal Food, Drug, and Cosmetic Act. Withdrawal of approval of the applications will cause any such drugs on the market to be new drugs for which an approval is not in effect.

The above named holders of the new drug applications for these drugs have been mailed a copy of the NAS-NRC reports. Any interested person may obtain

a copy of these reports by writing to the office named below.

Communications forwarded in response to this announcement should be identified with the reference number, DESI 4749, and be directed to the attention of the following appropriate office and addressed to the Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204:

Requests for NAS-NRC reports: Press Relations Office (CE-300).

Supplements (identify with NDA number): Office of Marketed Drugs (MD-300), Bureau of Medicine.

Original New Drug Applications: Office of New Drugs (MD-100), Bureau of Medicine.

All other communications regarding this announcement: Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 505, 52 Stat. 1050-53, as amended; 21 U.S.C. 352, 355) and under the authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120).

Dated: September 25, 1969.

HERBERT L. LEY, JR.,

Commissioner of Food and Drugs.

[F.R. Doc. 69-11731; Filed, Oct. 1, 1969; 8:47 a.m.]

J. B. SWAYNE & SON, INC.

Canned Mushrooms Deviating From Identity Standard; Temporary Permit for Market Testing

Pursuant to § 10.5 (21 CFR 10.5) concerning temporary permits to facilitate market testing of foods deviating from the requirements of standards of identity promulgated pursuant to section 401 (21 U.S.C. 341) of the Federal Food, Drug, and Cosmetic Act, notice is given that a temporary permit has been issued to J. B. Swayne & Son, Inc., Kennett Square, Pa. 19348. This permit covers interstate marketing tests of canned mushrooms in whole and sliced forms with added calcium disodium EDTA, an ingredient not provided for by the standard of identity for this canned vegetable (21 CFR 51.990). The subject food will contain calcium disodium EDTA, complying with the provisions of § 121.1017 of the food additive regulations (21 CFR 121.1017), in a quantity not to exceed 200 parts per million. Labels on the food are to bear the statement "Calcium disodium EDTA added to preserve color."

The term of this permit is from September 15, 1969, through September 15, 1970.

Dated: September 24, 1969.

R. E. DUGGAN,

Acting Associate Commissioner
for Compliance.

[F.R. Doc. 69-11732; Filed, Oct. 1, 1969; 8:47 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-24]

GENERAL ELECTRIC CO.

Order Authorizing Dismantling of Facility

By application dated August 21, 1969, the General Electric Co. (GE) requested (1) authorization to dismantle and dispose of the remaining components of the Thermal Critical Assembly (TCA) located in Critical Experiment Facility (CEF) Building at GE's Vallecitos Nuclear Center (VNC) in Alameda County, Calif., and (2) termination of Facility License No. CX-4, as amended, which authorizes possession but not operation of the partially dismantled facility.

On August 4, 1967, the Commission issued Amendment No. 10 to License No. CX-4 authorizing GE to partially dismantle the TCA, to possess but not operate the facility, and to possess and store the source, special nuclear and byproduct materials. Following disposal of all source and special nuclear material by GE, Amendment No. 11 was issued February 29, 1968, authorizing GE to further dismantle the TCA, and to possess and store the facility components in the CEF Building. The TCA superstructure, reactor tanks and part of the hydraulic system for the facility remained in place. GE now desires to dismantle and remove the reactor tank and the other stored components from the CEF Building. These components will be disposed of by transfer off the VNC site or used for other purposes at VNC.

GE states that all TCA components and areas which were used in connection with operation of the TCA have been surveyed and found to be free of detectable radioactivity. All source and special nuclear material have been transferred from the site. Therefore, there are no radiation hazards associated with the proposed dismantling and disposal.

Pursuant to the provisions of 10 CFR Part 50, the Commission has found that the dismantling and disposal will be performed in accordance with its regulations and will not be inimical to the common defense and security or to the health and safety of the public. Accordingly, it is hereby ordered that GE may proceed, in accordance with the procedures described in its application, to complete the dismantling of the TCA and dispose of the component parts.

Upon completion of the dismantling of the facility, the disposal of the component parts and the submittal of a report thereon, consideration will be given to whether a further order should be issued terminating Facility License No. CX-4.

Date of issuance: September 24, 1969.

For the Atomic Energy Commission.

PETER A. MORRIS,

Director,

Division of Reactor Licensing.

[F.R. Doc. 69-11699; Filed, Oct. 1, 1969; 8:45 a.m.]

[Docket No. 50-244]

ROCHESTER GAS AND ELECTRIC CORP.**Notice of Issuance of Provisional Operating License**

No request for a hearing by the applicant or petition to intervene by any interested person having been filed following publication of the notice of proposed action in the FEDERAL REGISTER, on June 17, 1969 (34 F.R. 9486), the Atomic Energy Commission has issued Provisional Operating License No. DPR-18 to Rochester Gas and Electric Corp. (RG&E) authorizing the licensee to possess, use, and operate the Robert Emmett Ginna Nuclear Power Plant Unit No. 1, a pressurized, light water moderated, nuclear reactor, located on RG&E's Brookwood site in Wayne County, N.Y. The license authorizes RG&E to operate the reactor at power levels not to exceed 1,300 megawatts thermal in accordance with the provisions of the license and the Technical Specifications (Appendix A) appended thereto.

The Commission has found that the application for provisional operating license complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations published in 10 CFR Chapter I. The Commission has made the findings which were set forth in the proposed license and has concluded that the issuance of the provisional operating license will not be inimical to the common defense and security or to the health and safety of the public. The Commission has inspected the facility and determined that it has been constructed in accordance with the application, as amended, and the provisions of Construction Permit No. CPPR-19, as amended.

The notice of the proposed action as published in the FEDERAL REGISTER provided that the power level would be limited to 5 megawatts thermal until the Commission reviewed (1) the Class I piping analysis and (2) the results of the research and development programs on heat transfer tests of the cooler tubes, fan motor tests and process instrument transmitters. Since publication of the notice of proposed action, the Commission has reviewed the information relating to these items submitted by RG&E in letters dated June 11, 1969, August 6, 1969, and September 8, 1969. The Commission has determined that the items in question have been satisfactorily resolved and that the restriction in power level is therefore unnecessary. On this basis the Commission has determined that the conclusions previously reached as to the safety of the facility are unchanged.

The license was issued as set forth in the notice of proposed issuance of provisional operating license published in the FEDERAL REGISTER on June 17, 1969, 34 F.R. 9486, except for (1) the revision of paragraph d. of the findings to reflect the satisfactory completion of the Class I piping analysis and the research and

development programs, (2) the inclusion in paragraph 2.B of the authority to possess and use 80 grams of plutonium previously licensed under 10 CFR Part 70, "Special Nuclear Material," (3) the revision of paragraph 3.A to eliminate the restriction of the power level and to allow operation at 1,300 megawatts thermal in accordance with the provisions of the Technical Specifications, and (4) the revision of paragraph 3.C to include all reporting requirements in the Technical Specifications.

The Technical Specifications have been modified as set forth in Attachment A thereto by (1) revising the definition of an abnormal occurrence to clarify its usage in subsequent sections under reporting requirements, (2) outlining procedures to be taken in the event of an abnormal occurrence in plant operation, or action necessary if a safety limit is exceeded, (3) consolidating the events requiring reports, written or otherwise, at specified time periods and (4) the inclusion of the items to be covered in the descriptive material covering offsite environmental surveys.

Copies of (1) the letters dated June 11, 1969, August 6, 1969, and September 8, 1969, (2) License No. DPR-18 and Technical Specifications thereto, and (3) the Addendum to the Safety Evaluation are available for public inspection in the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. Copies of items (2) and (3) may be obtained at the Commission's Public Document Room, or upon request addressed to the Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Md., this 25th day of September 1969.

For the Atomic Energy Commission.

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

[F.R. Doc. 69-11700; Filed, Oct. 1, 1969; 8:45 a.m.]

**CIVIL AERONAUTICS BOARD
FRONTIER AIRLINES, INC.****Notice of Application for Amendment of Certificate of Public Convenience and Necessity**

SEPTEMBER 26, 1969.

Notice is hereby given that the Civil Aeronautics Board on September 26, 1969, received an application, Docket 21465, from Frontier Airlines, Inc., for amendment of its certificate of public convenience and necessity for route 73 to authorize it to engage in nonstop service between Denver, Colo., and Oklahoma City, Okla.; Tulsa, Okla., and Little Rock, Ark.; Oklahoma City, Okla., and Memphis, Tenn.; and Tulsa, Okla., and Memphis, Tenn. The applicant requests that its application be processed under

the expedited procedures set forth in Subpart M of Part 302 (14 CFR Part 302).

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 69-11786; Filed, Oct. 1, 1969; 8:50 a.m.]

[Docket No. 20962]

TRANS MERIDIAN (LONDON), LTD.**Notice of Postponement of Hearing**

Pursuant to the request of the applicant, agreed to by all of the other parties, the hearing in this proceeding, now scheduled for October 1, 1969, is hereby postponed until 10 a.m., October 28, 1969, in room 911, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C.

Dated at Washington, D.C., September 26, 1969.

[SEAL] GREER M. MURPHY,
Hearing Examiner.

[F.R. Doc. 69-11787; Filed, Oct. 1, 1969; 8:50 a.m.]

**FEDERAL COMMUNICATIONS
COMMISSION**

[Docket Nos. 18673-18676; FCC 69-1027]

ROCHESTER RADIO CO. ET AL.**Order Designating Applications for Consolidated Hearing on Stated Issues**

In regard applications of David H. Polinger, Richard G. Greener, and Michael J. Sears, doing business as Rochester Radio Co., Rochester, N.Y., Requests: 103.9 mcs, No. 280; 2.51 kw (H); 2.51 kw(V); 322 feet, Docket No. 18673, File No. BPH-6221; Auburn Publishing Co., Rochester, N.Y., Requests: 103.9 mcs, No. 280; 3 kw; 300 feet, Docket No. 18674, File No. BPH-6280; What The Bible Says, Inc., Henrietta, N.Y., Requests: 103.9 mcs, No. 280; 3 kw(H); 3 kw(V); 300 feet, Docket No. 18675, File No. BPH-6392; Monroe County Broadcasting Co., Inc., Rochester, N.Y., Requests: 103.9 mcs, No. 280; 3 kw(V); 3 kw(H); 300 feet, Docket No. 18676, File No. BPH-6397; for construction permits.

1. The Commission has under consideration the above captioned and described applications which are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference.

2. According to its application, Rochester Radio would require \$52,210 to construct and operate the proposed station for 1 year without reliance on revenues. To meet this requirement it relies on partnership contributions of \$20,000 and a \$40,000 loan from Emanuel M. Goldman. Since Mr. Goldman has not documented his ability to make this loan, an issue will be specified to determine the availability of the additional \$32,210 which would be required.

3. According to its application, What the Bible Says would require \$67,464 to construct and operate for 1 year. To meet this requirement it relies on \$70,000 to be provided by the Elim Tabernacle Church from Rochester urban renewal funds it is to receive. Since the Church has not indicated that it has yet received these funds, a financial issue will be specified.

4. According to its application, Monroe County Broadcasting would require \$81,789 to construct and operate for 1 year without reliance on revenues. To meet this requirement it relies on cash on hand (\$4,000) and a bank loan for \$70,000. Applicant states that revenues could be relied upon to supply the balance, but has not documented such revenues. Accordingly, a financial issue will be specified to determine the availability of the additional \$7,789 required, from revenues or elsewhere.

5. In *Suburban Broadcasters*, 30 FCC 1020, 20 RR 951 (1961); our Public Notice of August 22, 1968, FCC 68-847, 13 RR 2d 1906 and *City of Camden (WCAM)*, 18 FCC 2d 412 (1969), we indicated that applicants were expected to provide full information on their awareness of and responsiveness to local community needs and interests. In this case, none of the applicants has shown that it has contacted a representative cross-section of the area nor have the applicants adequately provided the comments on community needs from such contacts. Likewise, they have failed to provide a listing of specific programs responsive to specific community needs as evaluated. As a result, Suburban issues are required against all of the applicants.

6. What the Bible Says is associated with the Elim Tabernacle Church and it proposes religiously oriented programming. It has not indicated, however, whether it would provide for the presentation of views by other religious groups, and an issue on this matter will be specified.

7. From its application, it does not appear that What the Bible Says would provide the required 3.16 mv/m signal to all of Henrietta. An issue, therefore, will be specified to determine the extent to which it would provide such a signal and whether waiver of this requirement would be appropriate.

8. The respective proposals, although for different communities, would serve substantial areas in common. In fact, the Henrietta applicant specifies the same site as one of the Rochester applicants. Consequently, in addition to determining, pursuant to section 307(b) of the Communications Act of 1934, as amended, which of the proposals would best provide a fair, efficient and equitable distribution of radio service, a contingent comparative issue also will be specified.

9. What the Bible Says proposes complete duplication of its proposed Henrietta AM station while all of the other applicants proposed independent programming. Therefore, evidence regarding program duplication will be admissible under the contingent comparative issue. When duplicated programming is pro-

posed, the showing permitted under the contingent comparative issue will be limited to evidence concerning the benefits to be derived from the proposed duplication, and a full comparison of the applicants' program proposals will not be permitted in the absence of a specific programming inquiry—Jones T. Sudbury, 8 FCC 2d 360, FCC 67-614 (1967).

10. A full comparison of programming, however, is warranted when one applicant proposes predominantly specialized programming and the other general market programming—Ward L. Jones, FCC 67-82 (1967) Policy Statement on Comparative Broadcast Hearings, 1 FCC 2d 393, footnote 9 at 397 (1965). Similar treatment is required when all applicants propose differing specialized programming. In this case, two propose programming for the Black community, one proposes programming for women and one proposes religious programming. Accordingly, we will provide for a comparison of the programming proposals of the applicants under the contingent comparative issue.

11. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, because the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding on the issues specified below.

12. *It is ordered*, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine whether Rochester Radio has available the additional \$32,210 to construct and operate the proposed station for 1 year without reliance on revenues to thus demonstrate its financial qualifications.

2. To determine whether What the Bible Says has available from Elim Tabernacle Church or elsewhere the \$67,464 required to construct and operate the proposed station without revenues to thus demonstrate its financial qualifications.

3. To determine whether Monroe County Broadcasting has available to it from revenues or elsewhere the additional \$7,789 required to construct and operate the proposed station for 1 year and thus demonstrate its financial qualifications.

4. To determine the efforts made by Rochester Radio to ascertain the community needs and interests of the area to be served and the means by which the applicant proposes to meet those needs and interests.

5. To determine the efforts made by Auburn Publishing Co. to ascertain the community needs and interests of the area to be served and the means by which the applicant proposes to meet those needs and interests.

6. To determine the efforts made by What the Bible Says to ascertain the community needs and interests of the area to be served and the means by which

the applicant proposes to meet those needs and interests.

7. To determine the efforts made by Monroe County Broadcasting Co. to ascertain the community needs and interests of the area to be served and the means by which the applicant proposes to meet those needs and interests.

8. To determine whether What the Bible Says would make time available for the presentation of views by other, including non-Christian, religious groups.

9. To determine whether What the Bible Says would provide a 3.16 mv/m signal to all of Henrietta, N.Y., as required by § 73.315(a) of the Commission's rules, and, if not, whether waiver of this provision is warranted.

10. To determine the areas and populations which would receive FM service of 1 mv/m or greater intensity from the respective proposals and the availability of other primary aural services in such areas.

11. To determine, in the light of section 307(b) of the Communications Act of 1934, as amended, which of the proposals would best provide a fair, efficient and equitable distribution of radio service.

12. To determine, in the event it is concluded that a choice between applications should not be based solely on considerations relating to section 307(b), which of the proposals would, on a comparative basis, best serve the public interest.

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

13. *It is further ordered*, That to avail themselves of the opportunity to be heard, the applicants, pursuant to § 1.221 (c) of the Commission's rules, in person or by attorney shall, within twenty (20) days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

14. *It is further ordered*, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: September 24, 1969.

Released: September 29, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,¹

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 69-11772; Filed, Oct. 1, 1969;
8:49 a.m.]

¹ Commissioners Hyde, chairman; and Robert E. Lee concurring in the result; Commissioner H. Rex Lee absent.

COMMON CARRIER SERVICES INFORMATION

Domestic Public Radio Services Applications Accepted for Filing

SEPTEMBER 29, 1969.

Pursuant to §§ 1.227(b)(3) and 21.26 of the Commission's rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) The close of business 1 business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days

All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations, and other requirements.

The above alternative cutoff rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio, and Local Television Transmission Services (Part 21 of the rules).

APPENDIX

APPLICATIONS ACCEPTED FOR FILING

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

File No., applicant, call sign, and nature of application

- 1345-C2-P-(3)-70-Mobile Communications Service, Inc. (KO4264), C.P. for additional channels to operate on base frequencies 454,050, 454,100, 454,275 MHz at location No. 1: 431 Greenleaf Road, Portland, Ore.
1361-C2-P-70-Missouri Valley Radiotelephone (New), C.P. for new station to operate on frequency 43.58 MHz to be located at 5031 Mosiman Road, near Middletown, Ohio.
1362-C2-MP-70-Radio Phone Communications, Inc. (KLF639), Modification of C.P. to replace transmitter operating on frequency 152.04 MHz at its station located at 110 North Third Street, Norfolk, Va.
1363-C2-P-70-David W. Gustafson, doing business as Radio Services (KF3900), C.P. to replace transmitter operating on frequency 152.03 MHz at its station located at 150 feet south of intersection of Fourth Avenue West and Ninth Street, Duluth, Minn.
1443-C2-P-(4)-70-Business Communications, Inc. (KAA888), C.P. for additional channels to operate on base frequencies 454,075, 454,125, 454,175, and 454,225 MHz at location No. 2: 200 South Brentwood Boulevard, St. Louis, Mo.
1444-C2-P-(6)-70-General Communications Service, Inc. (KIG296), C.P. to change the location of the station to WJRJ-TV Tower, 1018 West Peachtree Street NW, Atlanta, Ga., for existing frequencies 152.06, 152.09, 152.12, 152.16, 152.21, and 454.15 MHz.
1445-C2-P-70-Rogers Radio Communication Services, Inc. (KSA262), C.P. for an additional channel to operate on frequency 454,025 MHz at location No. 3: 1 North La Salle Street, Chicago, Ill.

after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cutoff dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60-day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to § 21.27 of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS COMMISSION

BEN F. WAFLER, Secretary.

NOTICES

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE—Continued

- 1446-C2-P-(6)-70-Delta Valley Radio-Telephone Co., Inc. (KMA749), C.P. to add base station 454.325 MHz, repeater station 72.03 MHz at location No. 2: 1,500 feet west of U.S. Highway No. 49; 3.5 miles south of El Dorado, Calif. Add control station 75.46 MHz and 75.82 MHz at location No. 3: 3015 J Street, Sacramento, Calif. Add base station 454.325 MHz and repeater station 72.94 MHz at location No. 4: On top of north peak of Mt. Diablo, 7.5 miles northeast of Danville, Calif.
1447-C2-TC-70-Clear Valley Telephone Co. (KLF632), Consent to transfer of control from: North American Communications Corp., Transferor to: Continental Telephone Corp., Transferee.
1448-C2-TC-70-Minnesota Central Telephones Co. (KAL875), Consent to transfer of control from: North America Communications Corp., Transferor to: Continental Telephone Corp., Transferee.
1458-C2-P-(2)-70-Northwestern Bell Telephone Co. (New), C.P. for new 2-way station to be located on U.S. Highway 275, 5 miles east of Norfolk, Neb., to operate on frequencies 152.75 MHz and 153.69 MHz.
1459-C2-P-70-Northwestern Bell Telephone Co. (KAA813), C.P. to add base channel to operate on frequency 152.66 MHz at station located at 604 Ninth Street, Des Moines, Iowa.
1460-C2-P-(5)-70-New England Telephone & Telegraph Co. (KCA671), C.P. to modify antenna combining system and change type acceptance number for existing facilities located at station on Route 128, Bear Hill Road, Bear Hill, Waltham, Mass.
1461-C2-P/ML-70-McCord's Communications Service (KIG008), C.P. and modification of license to change antenna location to 911 Bellevue Drive, Gadsden, Ala., operating on frequency 152.12 MHz.
1462-C2-P-(3)-70-Telecall (KOA723), C.P. for additional channel to operate on base frequency 152.21 MHz and repeater frequency 459.25 MHz at location No. 2: Frenchman Hills, 13 miles south-southwest of Moses Lake, Wash. Also add control station at location No. 3: 603 North Stratford Road, Moses Lake, Wash., to operate on frequency 454.25 MHz.
1463-C2-P-(3)-70-Duane L. and Velma E. Williams, doing business as Custom Radio (KOK342), C.P. to add base channel to operate on frequency 152.18 MHz and repeater frequency to operate on 72.54 MHz at location No. 1: 8 miles south of Casper, Wyo. Also add control facilities to operate on frequency 75.66 MHz at location No. 2: 212 North Nichols Street, Casper, Wyo.
1464-C2-P-(6)-70-Thomas R. Foot, doing business as Kern Radio Dispatch (KMD993), C.P. for additional repeater station on the frequency 72.02 MHz; add base frequency 454.275 MHz; add cavity, replace transmission line and increase transmitter output power on 152.06 and 152.18 MHz at location No. 1: Pelato Peak, Mount Pinos Road, 10 miles south of Maricopa, Calif. Add control transmitter at location No. 2: 111 Asher Avenue, Taft, Calif., and location No. 3: 2315 Q Street, Bakersfield, Calif., to operate on 75.54 MHz.
1465-C2-TC-(2)-70-Comax, Inc. (KOC797) (KCI295), Consent to transfer of control from: Ralph C. Peabody, Transferor to: Gary P. Wallin and William J. Cullen, Transferee.
1471-C2-P-(2)-70-Harry Tarbell, doing business as Pacific Union (KOP286), C.P. to change antenna system, replace transmitter and relocate facilities to: 3533 Southwest Blackstone, Portland, Ore., for authorized channels 152.12 MHz and 454.20 MHz.
1472-C2-P-(2)-70-Pocket Phone Broadcast Service, Inc. (KEA777), C.P. for two additional base station locations to be identified as location No. 2: Niagara Falls Boulevard and Erie Avenue, North Tonawanda, N.Y., and location No. 3: 694 Main Street, East Aurora, N.Y., to operate on frequency 35.58 MHz.
1473-C2-P-(3)-70-General Communications Service, Inc. (KIG296), C.P. for the relocation of the existing facilities to: WJRJ-TV Tower, 1018 West Peachtree Street NW, Atlanta, Ga. Also add three channels to operate on base frequencies 454,050, 454,125, 454,175 MHz.
Major Amendments
5968-C2-P-69-Gainesville Mobile Telephone Co. (New), Amend to read: C.P. to operate on frequency 454,050 MHz. All other particulars remain the same as reported on public notice dated Apr. 14, 1969, Report No. 435.
7121-C2-P-(3)-69-Radio Mobile Phones, Inc. (KEG412), Delete: Entire entry on public notice dated June 23, 1969, Report No. 445.

Major Amendments—Continued

7721-C2-P-(3)-69—FWS Radio Inc. (New). Add: C.P. for a new 2-way station to be located at Preston Tower Building, 6211 West Northwest Highway, Dallas, Tex., to operate on frequencies 454.125, 454.225, 454.275 MHz.
 6962-C2-P-(4)-69—The Chesapeake & Potomac Telephone Co. (New). Amend to add: C.P. to add test station on 459.375, 459.475, and 459.425 MHz to be located at 4088 Wisconsin Avenue NW, Washington, D.C. All other particulars remain the same as reported in public notice dated May 26, 1969, Report No. 441.

Informative

It appears that the following applications may be mutually exclusive and subject to the Commission's rules regarding ex parte presentations, by reasons of potential electrical interference.

Texas

FWS Radio Inc. (New). 7721-C2-P-(3)-69.
 Texas Mobile Telephone Co. (New). 7757-C2-P-(3)-69.
 Texas Mobile Telephone Co. (New). 30-C2-P-(3)-70.
 Page A Four Corp. (KKG410). 216-C2-P-(3)-70.

FEDERAL RADIO SERVICE

1360-C1-P-70—Interstate Telephone Co. (New). C.P. for new station to be located at 2 miles north of Highway No. 50, 5 miles west of city of Lawett, Ala., to operate on frequency 157.77 MHz.
 1449-C1-TC-(3)-70—Northland Consolidated Telephones, Inc. (KAB4) (KAJ51). Consent to transfer of control from: North American Communications Corp., Transferor to: Continental Telephone Corp., Transferee.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIER)

1346-C1-P-70—Illinois Bell Telephone Co. (KZ133). C.P. to replace transmitter operating on frequencies 10.835.0 and 11.075.0 MHz toward Schiller Park, Ill., and change the antenna system located at 295 West Randolph Street, Chicago, Ill.
 1347-C1-P-70—South Central Bell Telephone Co. (KKX73). C.P. to change frequencies from 6055 and 6295 MHz to 6056.4 and 6393.6 MHz toward Pointe-a-la-Hache, La.; replace transmitters operating on same and change the antenna system located at Buras, approximately 53 miles south-southeast of New Orleans, La.
 1348-C1-P-70—South Central Bell Telephone Co. (KKX72). C.P. to change frequencies from 6175 and 6415 MHz to 6145.3 and 6412.2 MHz toward Buras, La., and replace transmitter operating on same, located at Pointe-a-la-Hache, approximately 31.5 miles south-southeast of New Orleans, La.
 1364-C1-P-70—Illinois Bell Telephone Co. (New). C.P. for a new fixed station to be located at 10 South Canal Street, Chicago, Ill., to operate on frequencies 6182.4 and 11,115.0 MHz toward Eola, Ill.

1365-C1-P-70—Illinois Bell Telephone Co. (KXR54). C.P. to add frequencies 5960.0 and 11,565.0 MHz toward Chicago, Ill. Station location: 1.53 miles north of Eola, Ill.
 1450-C1-TC-70—Osceola Telephone Co., Consent to transfer of control from North American Communications Corp., Transferor, to: Continental Telephone Corp., Transferee, Station: KSJ50 Osceola, Wis.

MCI-New York West, Inc., Sixty-five (65) C.P. applications proposes to provide interstate microwave "channels" between transmitters in Chicago, Ill.; Philadelphia, Pa.; and New York City and intermediate stations, as follows:

1396-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6212.0 and 6330.7 MHz toward Gary, Ind. Location: Dickenson Warehouse, 35th and California, Chicago, Ill.
 1367-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Chicago, Ill., and 5989.7 and 6108.3 MHz toward Pincola, Ind. Location: Gary National Bank Building, 504 Broadway Street, Gary, Ind.
 1388-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6360.3 MHz toward Gary, Ind., and 6212.0 and 6330.7 MHz toward Mishawaka, Ind. Location: 2.3 miles northwest of Pincola, Ind.
 1389-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Pincola, Ind., and 5989.7 and 6108.3 MHz toward Sturgis, Mich. Location: 2 miles southwest of Mishawaka, Ind.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIER)—Continued

1370-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6360.3 MHz toward Mishawaka, Ind., and 6271.4 and 6390.0 MHz toward Hillsdale, Mich. Location: 1.5 miles south-southwest of Sturgis, Mich.
 1371-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Sturgis, Mich., and 5989.7 and 6108.3 MHz toward Adrian, Mich. Location: 1.8 miles south of Hillsdale, Mich.
 1372-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6360.3 MHz toward Hillsdale, Mich., and 6212.0 and 6330.7 MHz toward Toledo, Ohio. Location: 2 miles north-northwest of Adrian, Mich.

1373-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Adrian, Mich., and 5989.7 and 6108.3 MHz toward Hessville, Ohio. Location: Galbreath Building, Jefferson and St. Claire Streets, Toledo, Ohio.
 1374-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6360.3 MHz toward Toledo, Ohio, and 6271.4 and 6390.0 MHz toward Bogart, Ohio. Location: 2 miles south-southwest of Hessville, Ohio.

1375-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Hessville, Ohio, and 5989.7 and 6108.3 MHz toward Penfield Junction, Ohio. Location: 3.5 miles west of Bogart, Ohio.
 1376-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6360.3 MHz toward Bogart, Ohio, and 6212.0 and 6330.7 MHz toward Cleveland, Ohio. Location: 1.3 miles south of Penfield Junction, Ohio.

1377-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Penfield, Ohio; 5989.7 and 6108.3 MHz toward Painesville, Ohio, and 6019.3 and 6137.9 MHz toward Mantua Crhs. Ohio. Location: Terminal Tower Building, Cleveland, Ohio.
 1378-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6312.0 MHz toward Cleveland, Ohio, and 6212.0 and 6330.7 MHz toward Ashtabula, Ohio. Location: 4.8 miles east-southeast of Painesville, Ohio.

1379-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Painesville, Ohio, and 5989.7 and 6108.3 MHz toward Godard, Pa. Location: 3.8 miles south of Ashtabula, Ohio.

1380-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6360.3 MHz toward Ashtabula, Ohio; 6212.0 and 6330.7 MHz toward Sberman, N.Y., and 6271.4 and 6390.0 MHz toward Erie, Pa. Location: 2.4 miles west of Godard, Pa.

1381-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6019.3 and 6137.9 MHz toward Godard, Pa. Location: 10th Street Building Corp., 1001 State Street, Erie, Pa.
 1382-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Godard, Pa., and 5989.7 and 6108.3 MHz toward New Albion, N.Y. Location: 3.6 miles east-southeast of Sberman, N.Y.

1383-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6301.0 and 6360.3 MHz toward Sberman, N.Y., and 6212.0 and 6330.7 MHz toward Angola, N.Y. Location: 2.3 miles west-southwest of New Albion, N.Y.

1384-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward New Albion, N.Y., and 5989.7 and 6108.3 MHz toward Buffalo, N.Y. Location: 0.9 mile east of Angola, N.Y.

1385-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6360.3 MHz toward Angola, N.Y., and 6212.0 and 6330.7 MHz toward Dysinger, N.Y. Location: 14 Lafayette Street, Buffalo, N.Y.

1386-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Buffalo, N.Y., and 5989.7 and 6108.3 MHz toward Clarendon, N.Y. Location: 0.5 mile east-southeast of Dysinger, N.Y.

1387-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6360.3 MHz toward Dysinger, N.Y., and 6271.4 and 6390.0 MHz toward Rochester, N.Y. Location: 3.5 miles west-northwest of Clarendon, N.Y.

1388-C1-P-70—MCI-New York West, Inc. (New). Frequencies 5960.0 and 6078.6 MHz toward Clarendon, N.Y., and 5989.7 and 6108.3 MHz toward Fairville, N.Y. Location: Sibley Towers Building, 250 Main Street East, Rochester, N.Y.

1389-C1-P-70—MCI-New York West, Inc. (New). Frequencies 6241.7 and 6360.3 MHz toward Rochester, N.Y., and 6212.0 and 6330.7 MHz toward Lyssander, N.Y. Location: 2.2 miles north-northeast of Fairville, N.Y.

- 1390-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Fairville, N.Y., and 5989.7 and 6108.3 MHz toward Mycense, N.Y. Location: 2.3 miles north-west of Lyssander, N.Y.
- 1391-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6390.3 MHz toward Lyssander, N.Y.; 6271.4 and 6390.0 MHz toward Syracuse, N.Y., and 6212.0 and 6330.7 MHz toward Trenton, N.Y. Location 0.9 mile west of Mycense, N.Y.
- 1392-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5989.7 and 6108.3 MHz toward Mycense, N.Y. Location: Jefferson Towers, Syracuse, N.Y.
- 1393-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Mycense, N.Y.; 5989.7 and 6108.3 MHz toward Oak Mountain, N.Y., and 6019.3 and 6137.9 MHz toward Scitville, N.Y. Location: 5.3 miles west of Trenton, N.Y.
- 1394-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6271.4 and 6390.0 MHz toward Trenton, N.Y., and 6212.0 and 6330.7 MHz toward Utica, N.Y. Location: 3.4 miles south-east of Scitville, N.Y.
- 1395-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Scitville, N.Y. Location: 102 Lafayette Street, Utica, N.Y.
- 1396-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Trenton, N.Y., and 6212.0 and 6330.7 MHz toward Scotchbush, N.Y. Location: Oak Mountain, N.Y., and 2.45 miles north-northwest of Stratford, N.Y.
- 1397-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Oak Mountain, N.Y.; 5989.7 and 6108.3 MHz toward Albany, N.Y., and 5989.7 and 6108.3 MHz toward East Windham, N.Y. Location: 3.8 miles south of Scotchbush, N.Y.
- 1398-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Albany, N.Y. Location: 780-790 State Street, Schenectady, N.Y.
- 1399-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6212.0 and 6330.7 MHz toward Scotchbush, N.Y., and 6241.7 and 6360.3 MHz toward Schenectady, N.Y. Location: 397 State Street, Albany, N.Y.
- 1400-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Scotchbush, N.Y., and 6212.0 and 6330.7 MHz toward Millerton, N.Y. Location: 1.7 miles south-southeast of East Windham, N.Y.
- 1401-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward East Windham, N.Y., and 5989.7 and 6108.3 MHz toward Ardona, N.Y. Location: 3.6 miles southwest of Millerton, N.Y.
- 1402-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Millerton, N.Y., and 6212.0 and 6330.7 MHz toward Quarryville, N.J. Location: 3.3 miles east-northeast of Ardona, N.Y.
- 1403-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Ardona, N.Y., and 5989.7 and 6108.3 MHz toward Woodport, N.J. Location: 3.5 miles east-northeast of Quarryville, N.J.
- 1404-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Quarryville, N.J.; 6212.0 and 6330.7 MHz toward Roxburg, N.J., and 5960.0 and 6078.6 MHz toward New York, N.Y. Location: 0.8 mile northwest of Woodport, N.J.
- 1405-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Woodport, N.J., and Gardenville, Pa., and 5989.7 and 6108.3 MHz toward Allentown, Pa. Location: 1.8 miles southeast of Roxburg, N.J.
- 1406-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6271.4 and 6390.0 MHz toward Woodport, N.J. Location: 350 Fifth Avenue, New York City, N.Y.
- 1407-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6330.7 MHz toward Roxburg, N.J. Location: 2 miles southeast of Allentown, Pa.
- 1408-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Roxburg, N.J.; 6212.0 and 6330.7 MHz toward Boyertown, Pa., and 6271.4 and 6390.0 MHz toward Jenkintown, Pa. Location: 0.4 mile northeast of Gardenville, Pa.
- 1409-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6019.3 and 6137.9 MHz toward Gardenville, Pa., and 5989.7 and 6108.3 MHz toward Philadelphia, Pa. Location: 6300 Old York Road, Jenkintown, Pa.
- 1410-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6212.0 and 6330.7 MHz toward Jenkintown, Pa. Location: 1700 Market Street, Philadelphia, Pa.
- 1411-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Gardenville, Pa., and 5989.7 and 6108.3 MHz toward Womelsdorf, Pa. Location: 3.6 miles west-southwest of Boyertown, Pa.

- 1412-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Boyertown, Pa.; 6212.0 and 6330.7 MHz toward Harrisburg, Pa.; 6271.4 and 6390.0 MHz toward Lancaster, Pa., and 6301.0 and 6390.0 MHz toward Reading, Pa. Location: 1.6 miles south of Womelsdorf, Pa.
- 1413-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6049.0 and 6137.9 MHz toward Womelsdorf, Pa. Location: Abraham Lincoln Hotel, Fifth Street, Reading, Pa.
- 1414-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6019.3 and 6137.9 MHz toward Womelsdorf, Pa., and 5960.0 and 6078.6 MHz toward York, Pa. Location: Corner of Queen and Chestnut Streets, Lancaster, Pa.
- 1415-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Lancaster, Pa. Location: 3.3 miles northeast of York, Pa.
- 1416-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Womelsdorf, Pa., and 5989.7 and 6108.3 MHz toward Newburg, Pa. Location: 6600 Chambers Hill Road, Harrisburg, Pa.
- 1417-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Harrisburg, Pa., and 6212.0 and 6330.7 MHz toward Wells Tannery, Pa. Location: 4.2 miles northwest of Newburg, Pa.
- 1418-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Newburg, Pa.; 5989.7 and 6108.3 MHz toward Rees Corner, Pa., and 6019.3 and 6137.9 MHz toward Greenwood, Pa. Location: 2.7 miles northwest of Wells Tannery, Pa.
- 1419-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6271.4 and 6390.0 MHz toward Wells Tannery, Pa., and 6212.0 and 6330.7 MHz toward Altoona, Pa. Location: 1.7 miles southeast of Greenwood, Pa.
- 1420-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Greenwood, Pa. Location: Corner of 12th and 13th Streets, Altoona, Pa.
- 1421-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Wells Tannery, Pa.; 6212.0 and 6330.7 MHz toward Ligonier, Pa., and 6271.4 and 6390.0 MHz toward Johnston, Pa. Location: 3.8 miles east of Rees Corner, Pa.
- 1422-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6019.3 and 6137.9 MHz toward Rees Corners, Pa. Location: 1.5 miles east of Johnston, Pa.
- 1423-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Rees Corners, Pa., and 5989.7 and 6108.3 MHz toward Delmont, Pa. Location: 7.7 miles southeast of Ligonier, Pa.
- 1424-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Ligonier, Pa., and 6212.0 and 6330.7 MHz toward Imperial, Pa. Location: 1.6 miles south-southeast of Delmont, Pa.
- 1425-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6078.6 MHz toward Delmont, Pa.; 5989.7 and 6108.3 MHz toward Ohlerville, Pa., and 6049.0 and 6137.9 MHz toward Pittsburgh, Pa. Location: 3.3 miles south-southeast of Imperial, Pa.
- 1426-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6271.4 and 6390.0 MHz toward Imperial, Pa. Location: 1 Oliver Plaza, Pittsburgh, Pa.
- 1427-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Imperial, Pa., and 6212.0 and 6330.7 MHz toward Austintown, Ohio. Location: 6 miles northwest of Ohlerville, Pa.
- 1428-CI-P-70—MCI-New York West, Inc. (New), Frequencies 5960.0 and 6108.3 MHz toward Ohlerville, Pa.; 6019.3 and 6137.9 MHz toward Mantua Corners, Ohio, and 5960.0 and 6078.6 MHz toward Youngstown, Ohio. Location: 0.5 mile north-northwest of Austintown, Ohio.
- 1429-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6271.4 and 6390.0 MHz toward Austintown, Ohio. Location: 34 West Federal Street, Youngstown, Ohio.
- 1430-CI-P-70—MCI-New York West, Inc. (New), Frequencies 6241.7 and 6360.3 MHz toward Austintown, Ohio, and 6271.4 and 6390.0 MHz toward Cleveland, Ohio. Location: 0.4 mile southwest of Mantua Corners, Ohio.
- 1451-CI-P-70—General Telephone Co. of California (KMU48), C.P. to add frequencies 6219.5 and 6388.1 MHz toward Santa Ynez Peak, Calif. Location: 101 West Canon Perdido Street, Santa Barbara, Calif.
- 1452-CI-P-70—General Telephone Co. of California (KMU46), C.P. to change the antenna system and change point of communication from Lompoc, Calif., to Santa Barbara, Calif., on frequencies 5967.4 and 6086.0 MHz. Location: Santa Ynez Peak, 8 miles southeast of Santa Ynez, Calif.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)—Continued

- 1453-C1-P-70—General Telephone Co. of California (KTQ44), C.P. to add frequencies 11,325 and 11,565 MHz toward Lompoc, Calif., and add 11,265 and 11,605 MHz toward Santa Maria, Calif. Location: Mount Santos, 5.6 miles north of Lompoc, Calif.
- 1454-C1-P-70—General Telephone Company of California (KMX40), C.P. to change frequencies from 8219.5 and 8338.1 MHz to 10,795 and 11,035 MHz; change point of communication from Santa Ynez Peak to Mount Santos, Calif.; replace transmitters operating on same and change the antenna system. Location: 205 West Pine Street, Lompoc, Calif.
- 1455-C1-P-70—General Telephone Company of California (KMU45), C.P. to add frequencies 10,835 and 11,075 MHz toward Mount Santos, Calif., and change the antenna system. Location: 200 West Church Street, Santa Maria, Calif.
- 1456-C1-P-70—American Telephone & Telegraph Co. (KGA98), C.P. to reorient an existing antenna operating on 3710 MHz and direct same to a new point of communication, namely, Lancaster, Pa. (WGAL-TV) at its station located at Hallam, Pa.
- 1457-C1-MP-70—Illinois Bell Telephone Co. (KZS83), Modification of C.P. to add amplifiers and increase output power to transmitters for frequencies 6108.3 and 11,365 MHz directed toward Silver Lake, Ill. Location: 2.4 miles north-northwest of Libertyville, Ill.
- 1458-C1-MP-70—Illinois Bell Telephone Co. (KIL65), Same as above, except: Frequencies 6390.0, 10,915 MHz toward Libertyville and 6360.3, 11,115 MHz toward Elgin, Ill. Location: 1.3 miles northwest of Oakwood Hills, Silver Lake, Ill.
- 1459-C1-MP-70—Illinois Bell Telephone Co. (KSN60), Same, except: Frequencies 6137.9 and 11,565 MHz directed toward Silver Lake, Ill. Location: 255 East Chicago Street, Elgin, Ill.
- 1474-C1-P-70—Northwestern Bell Telephone Co. (KBD58), C.P. to change antenna system and location to 125 South Dakota Avenue, Sioux Falls, S. Dak., operating on 6255.5, 6323.3, 6375.2 MHz.
- 1475-C1-P-70—Golden West Telephone Co. (KNS36), C.P. to add frequencies 6256.5 and 6375.2 MHz toward Big Maria Mountain, Calif.; change frequencies 6341.7 and 6419.6 MHz to 6179.2, 6315.9 MHz toward Parker, Ariz., and change frequencies 6371.4, 6397.4 MHz to 6266.2, 6404.5 MHz toward Havasu Landing, Calif. Location: Black Metal Mountain, approximately 2 miles northwest of Parker Dam, Calif.
- 1476-C1-P-70—Golden West Telephone Co. (KNS32), C.P. to change frequencies 6356.5 and 6404.8 MHz to 5945.2, 6063.8 MHz directed toward Blythe, Calif.; delete 6212.1, 6375.1 MHz and Parker, Ariz., as point of communication; add 6004.5, 6123.1 MHz toward Black Metal Mountain, Calif. Location: Big Maria Mountain, approximately 10.5 miles northeast of Blythe, Calif.
- 1477-C1-P-70—New York Telephone Co. (KEH92), C.P. to add 6371.4 and 10,955 MHz directed toward Beadle Mountain, N.Y., at its station location; 153 State Street, Albany, N.Y.
- 1478-C1-P-70—New York Telephone Co. (New), C.P. for a new station. Frequencies: 6019.2, 11,405, 6049.0, 11,355 MHz on azimuths 208°40' and 338°33'. Location: Beadle Mountain, 0.5 mile west-northwest of South Easton, N.Y.
- 1479-C1-P-70—New York Telephone Co. (New), C.P. for a new station. Frequencies: 6301.0, 10,755, 10,715, 11,035 MHz on azimuths 159°55' and 129°46'. Location: West Mountain, 5 miles northwest of Glens Falls, N.Y.
- 1480-C1-P-70—New York Telephone Co. (New), C.P. for a new station. Frequencies: 11,485 and 11,645 MHz on azimuth 309°49'. Location: 314 Glen Street, Glens Falls, N.Y.
- 1494-C1-P-70—New England Telephone & Telegraph Co. (KCO98), C.P. to change frequencies 10,715 and 10,795 MHz to 10,725.0 and 10,885.0 MHz and add frequencies 11,093.0 and 11,655.0 MHz toward Bangor, Maine; add frequencies 1115.0 and 6189.8 MHz toward Medford, Maine, and change the antenna system. Location: Rider Bluff, 2.1 miles west of East Holden, Maine.
- 1495-C1-P-70—New England Telephone & Telegraph Co. (KSW23), C.P. to change frequencies 11,245 and 11,645 MHz to 11,625 and 11,305 MHz and add frequencies 11,505.0 and 11,465 MHz toward Holden, Maine. Location: 59 Park Street, Bangor, Maine.
- 1496-C1-P-70—New England Telephone & Telegraph Co. (KYN53), C.P. to add frequencies 5937.8 and 11,545.0 MHz toward Holden, Maine. Location: Upper Ferry Hill, 2.6 miles southwest of Medford Center, Maine.
- 1497-C1-P-70—General Telephone Co. of the Northwest, Inc. (KOT44), C.P. to add frequencies 11,405, 11,465, and 11,565 MHz toward Beaver Lookout, Ore., via passive repeater. Location: 354 South Fourth Street, Coos Bay, Ore.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)—Continued

- 1498-C1-P-70—General Telephone Co. of the Northwest, Inc. (KEF58), C.P. to add frequencies 5937.8 and 6071.2 MHz toward Winchester Hill, Ore., and add 10,875, 10,955, and 11,035 MHz toward Coos Bay, Ore., via passive repeater. Location: Beaver Lookout, 8.2 miles west of the intersection of State Highways No. 42 and No. 428 in Coquille, Ore.
- 1499-C1-P-70—General Telephone Co. of the Northwest, Inc. (New), C.P. for a new fixed station to be located at Winchester Hill, on U.S. No. 101, 1.4 miles south of Winchester Bay, Ore., to operate on frequencies 6180.8 and 6323.3 MHz toward Beaver Lookout, Ore., and frequencies 6264.0 and 6382.6 MHz toward Canary Hill, Ore.
- 743-C1-B-70—American Telephone & Telegraph Co. (KEF72), Renewal of license (Developmental). Terms: Nov. 1, 1969, to Nov. 1, 1970.
- Correction
- 1054-C1-P-70—General Telephone Co. of California (KNI67), Correct to read: C.P. to add frequencies 6108.3 and 5969.7 MHz toward Yucca Valley, Calif., via passive reflector and to add frequency 10,875 MHz toward Edom Hill, Calif. Location: 285 North Sunrise Way, Palm Springs, Calif.
- 1057-C1-P-70—General Telephone Co. of California (KNZ40), Correct to show transmitter location as: Playon Flat, 9 miles south-southwest of Palm Desert, Calif. All other particulars to remain as shown in public notice dated Sept. 2, 1969, Report No. 455
- Informative
- It appears that the following applications may be mutually exclusive and subject to the Commission's rules regarding ex parte presentations, by reason of potential electrical interference and economic competition.
- Alaska
- Communications Satellite Corp. (New), 6406 through 6408-C1-P-69.
- Matanuska Telephone Association, Inc. (New), 102 through 104-C1-P-70.
- BCA Global Communications, Inc. (New), 533 through 556-C1-P-70.
- Western Union International, Inc. (New), 1174 through 1176-C1-P-70.
- POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTELEPHONE)
- 1024-C1-P-70—United Video, Inc. (New), C.P. for a new station in Joplin, Mo., at lat. 37°04'49" N., long. 94°33'23" W. Frequency 10,735 MHz on azimuth 228°58'. (Informative: Applicant proposes to provide the television signal of WPIX-TV to Adirondack Cable-delivery to Midwest Cablevision.)
- 1458-C1-TC-(6)-70—Microwave Communications Corp. Consent to transfer of control from stockholders of Microwave Communications Corp., Transfers, to: Western Microwave, Inc., Transfers. Stations: KMM54, Vacaville, Calif.; KMM56, Oroville Airport, Calif.; KMM53, St. Johns Mountain, Calif.; KYZ88, Mount Hough, Calif.; KYZ89, Black Mountain, Calif.; KYZ87, Spanish Peak, Calif.
- 1359-C1-P-70—Eastern Microwave, Inc. (KEA29), C.P. to add power split on frequency 6092.5 MHz with azimuth 155°10'. Location: 4 miles northwest of Turin, N.Y. (Informative: Applicant proposes to provide the television signal of WPIX-TV to Adirondack Cablevision, Inc. in Bountville, N.Y. The customer intends to provide this service to subscribers in Bountville, Connersville, Lyon Falls, Port Leyden, and Turin, N.Y.)
- 1481-C1-P-70—Alabama Microwave, Inc. (KRR71), C.P. to add new point of communication at Guntersville, Ala. Frequencies 6197.2 and 6315.9 MHz on azimuth 152°30'. Location: 1000 Monte Sano Drive, Huntsville, Ala.
- 1482-C1-P-70—Alabama Microwave, Inc. (New), C.P. for a new station on Negro Mountain, 1.3 miles southeast of Guntersville, Ala., at lat. 34°20'14" N., long. 86°16'59" W. Frequencies 5974.8 and 6093.5 MHz on azimuth 142°15'.
- 1483-C1-P-70—Alabama Microwave, Inc. (New), C.P. for new station 2 miles north of Gadsden, Ala., at lat. 34°05'05" N., long. 86°02'33" W. Frequencies 6197.2 and 6315.9 MHz on azimuth 154°50'.
- 1484-C1-P-70—Alabama Microwave, Inc. (New), C.P. for new station on Blue Mountain, 0.65 mile northeast of Anniston, Ala., at lat. 33°40'51" N., long. 85°48'56" W. Frequencies 6004.6 and 6123.1 MHz on azimuth 217°45'. (Informative: Applicant proposes to relay the network signals of WAAY-TV and WHNT-TV of Huntsville, Ala., to WHMA-TV in Anniston, Ala.)

POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTELEPHONE)—continued

[H.C. 42]

- 1486-C1-P-70—KHC Microwave Corp. (New), C.P. for new station 2 miles west of Donaldsonville, La., at lat. 30°06'00" N., long. 91°01'25" W. Frequencies 6019.3 and 5960.0 MHz on azimuth 339°37'.
- 1487-C1-P-70—KHC Microwave Corp. (New), C.P. for new station 5 miles south of Baton Rouge, La., at lat. 30°23'06" N., long. 91°08'47" W. Frequencies 6390.0 and 6330.0 MHz on azimuth 291°35'.
- 1488-C1-P-70—KHC Microwave Corp. (New), C.P. for new station 1.25 miles west-southwest of Blanks, La., at lat. 30°32'40" N., long. 91°37'00" W. Frequencies 6019.3 and 5960.0 MHz on azimuth 285°59'.
- 1489-C1-P-70—KHC Microwave Corp. (New), C.P. for new station 1.5 miles south of Opelousas, La., at lat. 30°30'55" N., long. 92°05'05" W. Frequencies 6390.0 and 6330.0 MHz on azimuth 205°03'.
- 1490-C1-P-70—KHC Microwave Corp. (New), C.P. for new station 2.5 miles east of Rayne, La., at lat. 30°14'20" N., long. 92°14'03" W. Frequencies 6019.3 and 5960.0 MHz on azimuths 259°53' and 121°03'.
- 1491-C1-P-70—KHC Microwave Corp. (New), C.P. for new station 6.5 miles southwest of Lafayette, La., at lat. 30°09'50" N., long. 92°05'25" W. Frequencies 6019.3 and 5960.0 MHz on azimuths 231°30' and 196°56'.
- 1492-C1-P-70—KHC Microwave Corp. (New), C.P. for new station 1.5 miles west of Crowley, La., at lat. 30°12'46" N., long. 92°24'10" W. Frequencies 6390.0 and 6330.0 MHz on azimuth 271°43'. (Informative: Applicant proposes to relay signals of WWOM-TV and WYES-TV of New Orleans to CATV systems in Lafayette, Opelousas, Abbeville, Rayne, Kaplan, Crowley, and Jennings, La.) (Applicant requests waiver of section 21.701(l) of the Commission's rules.)

Correction

1320-C1-ML-70 and 1321-C1-ML-70—West Texas Microwave Co. (KZI25), (KZS70). Correct to read: Modification of license to permit carriage of audio programming of Radio Station KLBK to Radio Station KHOB, Hobbs, N. Mex. All other particulars to remain same as reported in public notice dated Sept. 22, 1969, Report No. 458.

[F.R. Doc. 69-11773; Filed, Oct. 1, 1969; 8:49 a.m.]

FEDERAL HOME LOAN BANK BOARD

[H.C. 43]

GOLDEN WEST FINANCIAL CORP.

Notice of Receipt of Application for Permission To Acquire Control of Tamalpais Savings and Loan Association

SEPTEMBER 29, 1969.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from the Golden West Financial Corp., Oakland, Calif., for approval of acquisition of control of the Tamalpais Savings and Loan Association, Corte Madera, Calif., an insured institution, under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730(a)), and § 584.4 of the regulations for Savings and Loan Holding Companies, said acquisition to be effected by the exchange of all the assets of Tamalpais Savings and Loan Association for the assumption of the liabilities of Tamalpais Savings and Loan Association by Golden West Financial Corp. and stock of Golden West Financial Corp. Comments on the proposed acquisition should be submitted to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, within 30 days of the date this notice appears in the FEDERAL REGISTER.

[SEAL]

JACK CARTER,
Secretary,
Federal Home Loan Bank Board.

[F.R. Doc. 69-11792; Filed, Oct. 1, 1969; 8:50 a.m.]

[H.C. 41]

IMPERIAL CORPORATION OF AMERICA

Notice of Receipt of Application for Approval of Acquisition of Control of Silverado Savings and Loan Association

SEPTEMBER 29, 1969.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from the Imperial Corporation of America, San Diego, Calif., for approval of acquisition of control of the Silverado Savings and Loan Association, Napa, Calif., an insured institution, under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730(a)), and § 584.4 of the regulations for Savings and Loan Holding Companies, said acquisition to be effected by the exchange of at least 80 percent of the guarantee stock of Silverado Savings and Loan Association for stock of Imperial Corporation of America. Comments on the proposed acquisition should be submitted to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, within 30 days of the date this notice appears in the FEDERAL REGISTER.

[SEAL]

JACK CARTER,
Secretary,
Federal Home Loan Bank Board.

[F.R. Doc. 69-11793; Filed, Oct. 1, 1969; 8:51 a.m.]

NORTEK, INC.

Notice of Receipt of Application for Permission To Acquire Control of Mountain View Savings and Loan Association

SEPTEMBER 29, 1969.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from the Nortek, Inc., Providence, R.I., for approval of acquisition of control of the Mountain View Savings and Loan Association, Mountain View, Calif., an insured institution, under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730(a)), and § 584.4 of the Regulations for Savings and Loan Holding Companies, said acquisition to be effected by the exchange of all of the assets of Far West Securities Corp., which includes 51.1 percent of the shares of Mountain View Savings and Loan Association in exchange for shares of common stock of Nortek, Inc.; the remainder of the stock of Mountain View Savings and Loan Association is to be acquired for cash and stock of Nortek, Inc. Comments on the proposed acquisition should be submitted to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, within 30 days of the date this notice appears in the FEDERAL REGISTER.

[SEAL]

JACK CARTER,
Secretary,
Federal Home Loan Bank Board.

[F.R. Doc. 69-11794; Filed, Oct. 1, 1969; 8:51 a.m.]

FEDERAL MARITIME COMMISSION

ROYAL CARIBBEAN CRUISE LINE A/S

Security for the Protection of the Public; Indemnification of Passengers for Nonperformance of Transportation; Notice of Application for Certificate (Performance)

Notice is hereby given that the following persons have applied to the Federal Maritime Commission for a certificate of financial responsibility for indemnification of passengers for nonperformance of transportation pursuant to the provisions of section 3, Public Law 89-777 (80 Stat. 1357, 1358) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Royal Caribbean Cruise Line A/S, Haakon VII's gate 1, Oslo 1, Norway.

Dated: September 29, 1969.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-11783; Filed, Oct. 1, 1969; 8:50 a.m.]

SOUTHERN CALIFORNIA LUMBER HANDLERS' BUREAU

Notice of Termination of Agreement

On April 1, 1947, the Commission approved Agreement No. 7065 which established the Southern California Lumber Handlers' Bureau. The agreement also provided that Bureau members assess and collect all terminal rates and charges for all services performed by them within the scope of the agreement, strictly in accordance with the terms and conditions of the Bureau tariff. By letter dated September 8, 1969, Mr. C. E. Jacobsen, Corresponding Secretary for the Bureau, advised that Agreement No. 7065 is no longer of any force and effect and would be canceled effective October 13, 1969. Accordingly, Agreement No. 7065 is canceled effective October 13, 1969.

Dated: September 29, 1969.

By order of the Federal Maritime Commission,

THOMAS LISI,
Secretary.

[F.R. Doc. 69-11784; Filed, Oct. 1, 1969;
8:50 a.m.]

GENERAL SERVICES ADMINISTRATION

[Federal Property Management Regs.; Temp.
Reg. F-59]

CHAIRMAN, ATOMIC ENERGY COMMISSION

Delegation of Authority To Represent Customer Interest in Electric Service Rate Proceeding

1. *Purpose.* This regulation delegates authority to the Chairman, Atomic Energy Commission, to represent the customer interest of the Federal Government in an electric service rate proceeding.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Chairman, Atomic Energy Commission, to represent the interests of the executive agencies of the Federal Government before the Missouri Public Service Commission in a proceeding involving electric service rates of the Kansas City Power and Light Co. (Case No. 16803).

b. The Chairman, Atomic Energy Commission, may redelegate this authority to any officer, official, or employee of the Atomic Energy Commission.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and further, shall be exercised in coopera-

tion with the responsible officers, officials, and employees thereof.

Dated: September 26, 1969.

JOHN W. CHAPMAN, Jr.,
Acting Administrator
of General Services.

[F.R. Doc. 69-11775; Filed, Oct. 1, 1969;
8:49 a.m.]

OFFICE OF EMERGENCY PREPAREDNESS

VIRGINIA

Amendment to Notice of Major Disaster

Notice of Major Disaster for the State of Virginia, dated August 27, 1969, and published September 5, 1969 (34 F.R. 14116), is hereby amended to include the following counties among those counties determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of August 23, 1969:

Bedford.	Northumberland.
Botetourt.	Richmond.
Essex.	Spotsylvania.
King and Queen.	Westmoreland.
King William.	

Dated: September 25, 1969.

G. A. LINCOLN,
Director,

Office of Emergency Preparedness.

[F.R. Doc. 69-11741; Filed, Oct. 1, 1969;
8:47 a.m.]

WEST VIRGINIA

Amendment to Notice of Major Disaster

Notice of Major Disaster for the State of West Virginia, dated September 3, 1969, and published September 13, 1969 (34 F.R. 14402) is hereby amended to include the following county among those counties determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of September 3, 1969: Pocahontas.

Dated: September 25, 1969.

G. A. LINCOLN,
Director,

Office of Emergency Preparedness.

[F.R. Doc. 69-11742; Filed, Oct. 1, 1969;
8:47 a.m.]

FEDERAL POWER COMMISSION

[Docket No. RI70-242]

CITIES SERVICE OIL CO.

Order Providing for Hearing on and Suspension of Proposed Change in Rate

SEPTEMBER 26, 1969.

Respondent named herein has filed a proposed change in rate and charge of

a currently effective rate schedule for the sale of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplement to the rate schedule filed by Respondent shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order Respondent shall execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of a copy thereof upon the purchaser under the rate schedule involved. Unless Respondent is advised to the contrary within 15 days after the filing of its agreement and undertaking, such agreement and undertaking shall be deemed to have been accepted.¹

(C) Until otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before November 14, 1969.

By the Commission.

[SEAL]

GORDON M. GRANT,
Secretary.

¹ If an acceptable general undertaking, as provided in Order No. 377, has previously been filed by a producer, then it will not be necessary for that producer to file an agreement and undertaking as provided herein. In such circumstances the producer's proposed increased rate will become effective as of the expiration of the suspension period without any further action by the producer.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in docket No.
									Rate in effect	Proposed increased rate	
R170-242	Cities Service Oil Co., Post Office Box 300, Tulsa, Okla. 74102.	2315	1	Tennessee Gas Pipeline Co., a division of Tenneco Inc. (West Delta Blocks 98 and 96, Grand Island Blocks 33 and 34, Offshore Louisiana).	\$13,500	9-2-69	* 10-3-69	† 10-4-69	** 18.5	†† 20.0	

* Contract dated Apr. 22, 1969.

† The stated effective date is the first day after expiration of the statutory notice.

†† The date of initial delivery, whichever is later.

‡ The suspension period is limited to 1 day.

§ Rate increase filed pursuant to Paragraph (A) of Opinion No. 546-A issued Mar. 30, 1969.

Cities Service Oil Co.'s (Cities) proposed rate increase, from 18.5 cents to 20 cents per Mcf, involves a sale of third vintage gas well gas in Offshore Louisiana and was filed pursuant to ordering paragraph (A) of Opinion No. 456-A which lifted the indefinite moratorium imposed in Opinion No. 546 as to sales of offshore gas well gas under contracts entitled to a third vintage price (18.5 cents as adjusted for quality) and permitted such producers to file for contractually authorized increases up to the 20 cents base rate established in Opinion No. 546 for onshore gas well gas. Cities was issued a conditioned temporary certificate in Docket No. C169-1117 authorizing the collection of the third vintage price established in Opinion No. 546 (18.5 cents for offshore gas well gas and 17 cents for casinghead gas subject to quality adjustments). Deliveries of gas have not as yet commenced thereunder.

Consistent with previous Commission action on similar rate filings, we conclude that Cities' proposed rate increase should be suspended for 1 day from the date of expiration of the statutory notice, or for 1 day from the date of initial delivery, whichever is later. Thereafter, Cities' proposed increased rate may be placed in effect subject to refund under the provisions of section 4(e) of the Natural Gas Act pending the outcome of the area rate proceeding instituted in Docket No. AR99-1.

[P.R. Doc. 69-11712; Filed, Oct. 1, 1969; 8:46 a.m.]

[Docket No. E-7506]

COMMUNITY PUBLIC SERVICE CO. Notice of Application

SEPTEMBER 26, 1969.

Take notice that on September 22, 1969, Community Public Service Co. (Applicant) filed an application seeking an order pursuant to section 204 of the Federal Power Act, authorizing the issuance of short-term promissory notes in an aggregate principal amount not to exceed \$6 million outstanding at any one time.

Applicant is incorporated in the State of Texas and is domiciled in the State of New Mexico with its principal place of business at Fort Worth, Tex. Applicant is engaged primarily in the generation, purchase, distribution and sale of electric energy and the purchase, distribution and sale of natural gas. It provides electricity and natural gas service to a total of 116 communities in Texas and New Mexico.

Applicant proposes to issue notes to commercial banks and notes in the form of commercial paper to commercial paper

dealers and directly to investors for their own accounts. The notes and commercial paper, which will have maturity dates of less than 12 months, but not later than December 31, 1971, are not to exceed \$6 million outstanding at any one time. The proceeds from the short-term loans will be used to refund First Mortgage Bonds, 3 percent Series A, due November 1, 1969, in the principal amount of \$5,212,000, and for payment of additions and improvements to its properties.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 15, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,
Secretary.

[P.R. Doc. 69-11702; Filed, Oct. 1, 1969; 8:45 a.m.]

[Docket No. CP70-61]

EL PASO NATURAL GAS CO.

Notice of Application

SEPTEMBER 25, 1969.

Take notice that on September 19, 1969, El Paso Natural Gas Co. (Applicant), Box 1492, El Paso, Tex. 79999, filed in Docket No. CP70-61 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery, through existing facilities, of natural gas to Intermountain Gas Co. (Intermountain) for resale to Mountain Home Air Force Base, situated in Elmore County, Idaho, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The application states that Intermountain has requested Applicant to provide

it with natural gas supplies for resale to Mountain Home Air Force Base to be distributed to residential users. Applicant is presently providing seasonal irrigation service to Intermountain, through Applicant's Flying H Farms Meter Station, previously authorized by the Commission and located adjacent to Mountain Home Air Force Base, on Applicant's 16-inch O.D. Reno lateral. The Flying H Farms Meter Station facilities are adequate to handle the additional firm service proposed and no new facilities will be required on the part of Applicant.

To provide service to Mountain Home Air Force Base, Intermountain proposes to construct a 3-mile, 6-inch lateral extending from its existing distribution system and a meter station, all at an estimated cost of \$93,975.

The estimated peak day and annual natural gas requirements of Intermountain during the third full year of the proposed new service are 433 Mcf and 79,013 Mcf, respectively. Applicant's proposed sale and delivery to Intermountain will be initiated on a firm basis in accordance with and at rates contained in Applicant's Rate Schedule DI-1, FPC Gas Tariff, Original Volume No. 3.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 23, 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 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 own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-11703; Filed, Oct. 1, 1969;
8:45 a.m.]

[Docket No. CP70-60]

FLORIDA GAS TRANSMISSION CO.

Notice of Application

SEPTEMBER 25, 1969.

Take notice that on September 18, 1969, Florida Gas Transmission Co. (Applicant), Post Office Box 44, Winter Park, Fla. 32789, filed in Docket No. CP70-60 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing Applicant to install and operate a field compressor unit at a point in the Cortez Field, Starr County, Tex., on Applicant's 4-inch lateral, to enable Applicant to continue to receive natural gas from Tenneco Oil Co. (Tenneco) and V. F. Neuhaus (Neuhaus) under currently effective contractual arrangements and presently outstanding authorization, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant seeks authorization to construct and operate a skid-mounted 250 horsepower field compressor unit in the Cortez Field to enable it to continue to receive natural gas from said field when Tenneco and Neuhaus exercise their contractual rights to reduce delivery pressure of gas delivered to Applicant not in excess of 500 p.s.i.g. Applicant states that under the contracts for the sale of such gas to it, Tenneco and Neuhaus have the right to reduce the pressure at which gas is delivered to Applicant to pressures not in excess of 500 p.s.i.g. the last 10 years of the contract term, which right of Tenneco became effective July 16, 1969, and the corresponding right of Neuhaus will become effective September 15, 1969. Applicant further states that both suppliers have advised Applicant that they plan to exercise the right to reduce delivery pressure at an early date, in which event it will be necessary for Applicant to install the requested compressor facilities to maintain continuity of deliveries of gas from the Cortez Field.

Applicant states that the estimated total cost of the proposed facility is \$106,000, which will be financed from internally generated funds.

Any person desiring to be heard or to make any protest with reference to said application should on or before Octo-

ber 23, 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 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 own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-11704; Filed, Oct. 1, 1969;
8:45 a.m.]

[Docket No. CP70-62]

FLORIDA GAS TRANSMISSION CO.

Notice of Application

SEPTEMBER 25, 1969.

Take notice that on September 19, 1969, Florida Gas Transmission Co. (Applicant), Post Office Box 44, Winter Park, Fla. 32789, filed in Docket No. CP70-62 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 provide for increased pressure and deliveries of natural gas to Florida Power & Light Co. (FP&L) at its Lauderdale Power Plant, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to increase the hourly delivery capacity of its meter and regulating station serving the FP&R Lauderdale Power Plant by installing new meter and regulating equipment in said station and to construct and operate approximately 0.89-mile of 6-inch lateral pipeline loop paralleling the 12-inch portion of its existing 12-inch and 6-inch Dania Lateral pipeline in Broward County, Fla., to maintain continuity of

service to Peoples Gas Co. at the Dania delivery point.

Applicant states that the proposed facilities will be used to increase hourly deliveries to FP&R to enable FP&R to operate its presently available generation equipment at higher capacity to meet increased generating requirements and at the same time maintain sufficient capacity on the Dania Lateral to avoid impairment of deliveries to Peoples Gas Co.

The total estimated cost of the proposed facilities is \$118,000, for which cost Applicant will be reimbursed by FP&L by cash on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 23, 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 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 own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-11705; Filed, Oct. 1, 1969;
8:45 a.m.]

[Docket No. G-4029 etc.]

HOUSTON OIL & MINERALS CORP.

Notice of Petition To Amend

SEPTEMBER 26, 1969.

Houston Oil & Minerals Corp. (formerly Houston Royalty Co.), G-4029, CI64-869, CI64-1391, CI65-1368, CI67-766, CI67-767, CI67-879, CI67-1152, CI68-688.

Take notice that on August 4, 1969, Houston Oil & Minerals Corp., 3057

Humble Building, Houston, Tex. 77002, filed in Docket No. G-4029 et al., a petition to amend the orders issuing certificates of public convenience and necessity to Houston Royalty Co. by changing the name of the certificate holder to Houston Oil & Minerals Corp., to reflect a change in corporate name, effective December 20, 1968, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before October 21, 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). 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.

GORDON M. GRANT,
Secretary.

[P.R. Doc. 69-11706; Filed, Oct. 1, 1969;
8:45 a.m.]

[Docket No. E-7505]

IOWA ELECTRIC LIGHT AND POWER CO.

Notice of Application

SEPTEMBER 26, 1969.

Take notice that on September 22, 1969, the Iowa Electric Light and Power Co. (Applicant) filed an application pursuant to section 204 of the Federal Power Act with the Federal Power Commission seeking authority to issue and sell at competitive bidding \$20 million principal amount of First Mortgage Bonds.

Applicant is incorporated under the laws of the State of Iowa and is authorized to do business in the States of Iowa, Minnesota, Colorado, and Nebraska with its principal business office at Cedar Rapids, Iowa. Applicant is engaged primarily in the generation, transmission and sale at retail of electric energy in 51 counties in the State of Iowa.

The Bonds which are to mature November 1, 1999, will be issued on approximately November 20, 1969, under the Applicant's Indenture of Mortgage and Deed of Trust, dated August 1, 1940, as heretofore amended and supplemented by 35 supplemental indentures and as to be further supplemented by a 36th supplemental indenture to be dated November 1, 1969 between the Applicant and The First National Bank of Chicago, as Trustee. The rate of interest to be paid by the Applicant will be determined by competitive bidding in accord-

ance with the Commission's regulations under the Federal Power Act.

According to the Applicant, the purposes for which the Bonds are to be issued include the construction, completion, extension and improvement of facilities and the replacement of short-term borrowings from commercial banks aggregating \$10.1 million as of August 31, 1969. The construction program for which funds are to be used include the expenditure of \$5 million in 1969 for work on Applicant's proposed 550,000 kw. nuclear generating station on a site near Palo, Iowa. Applicant's program also includes the expenditure of \$4.2 million in 1969 for transmission line and substation facilities.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 15, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,
Secretary.

[P.R. Doc. 69-11707; Filed, Oct. 1, 1969;
8:45 a.m.]

[Docket No. CP70-66]

MONTANA-DAKOTA UTILITIES CO.

Notice of Application

SEPTEMBER 26, 1969.

Take notice that on September 22, 1969, Montana-Dakota Utilities Co. (Applicant), 400 North Fourth Street, Bismarck, N. Dak. 58501, filed in Docket No. CP70-66 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 certain natural gas facilities to be used in the transportation of gas in interstate commerce, 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 the following facilities:

Approximately 54.33 miles of 12 $\frac{3}{4}$ -inch O.D. 0.250-inch wall API5LX-52 steel transmission main to loop the Company's existing Bell Creek to Belle Fourche main, beginning at a point in the SE $\frac{1}{4}$, NE $\frac{1}{4}$ of sec. 7, T. 9 S., R. 55 E., Carter County, Mont., and extending to Applicant's Belle Fourche Compressor Station located in the SE $\frac{1}{4}$, NW $\frac{1}{4}$ of sec. 19, T. 12 N., R. 2 E., Butte County, S. Dak.

Applicant states that the proposed construction is necessary for the purpose of maintaining system gas supply and deliverability to existing customers, and to conserve natural gas that would otherwise be flared. Total estimated cost of the facilities proposed is \$1,571,100, which will be financed through internally generated funds and/or interim bank loans.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 24, 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 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 own review of the matter finds 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.

[P.R. Doc. 69-11708; Filed, Oct. 1, 1969;
8:45 a.m.]

[Docket No. CP70-67]

TENNESSEE GAS PIPELINE CO.

Notice of Application

SEPTEMBER 26, 1969.

Take notice that on September 22, 1969, Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Applicant), Post Office Box 2511, Houston, Tex. 77001, filed in Docket No. CP70-67 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing transportation services for United Fuel Gas Co. (United) and Consolidated Gas Supply Corp. (Consolidated), all as more fully set forth in the application which

is on file with the Commission and open to public inspection.

Applicant proposes to transport up to a maximum of 30,000 Mcf per day of natural gas for United and Consolidated from a point on Applicant's existing facilities near Blocks 255 and 256, Vermilion Parish, Offshore Louisiana, to a point onshore near Valve 523 on Applicant's Muskrat Line in Terrebonne Parish, La., and for the further onshore transportation and redelivery of equivalent volumes of natural gas in the vicinity of Egan, Acadia Parish, La., with an alternate supplementary delivery point in the vicinity of Kinder, Allen Parish, La., for Consolidated. Such proposals also provide for the possible redelivery of up to 6 percent of the total volume to an existing processing plant located at Valve 529 on Applicant's Delta-Portland Line in St. Bernard Parish, La. United and Consolidated are to pay Applicant a demand charge of \$1.20 per month for each Mcf of contract demand for the offshore transportation service provided and a demand charge of \$0.62 per month for each Mcf of contract demand for the onshore transportation service provided.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 27, 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 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 own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-11709; Filed, Oct. 1, 1969;
8:45 a.m.]

[Docket No. CP66-269 etc.]

TENNESSEE GAS PIPELINE CO. ET AL.

Notice Fixing Oral Argument

SEPTEMBER 25, 1969.

The Commission has before it the Presiding Examiner's Initial Decision issued November 22, 1968, the Briefs on Exceptions, and the Briefs Opposing Exceptions. Requests for oral argument were filed by Pan American Petroleum Corp., Tennessee Gas Pipeline Co., a division of Tenneco Inc., and The Louisiana Land and Exploration Co., on December 20, 1968, January 27, 1969, and December 28, 1968, respectively. Subsequently, Pan American Petroleum Corp. and The Louisiana Land and Exploration Co. filed motions renewing their motions for oral argument, on September 4, 1969, and September 15, 1969, respectively. On September 15, 1969, Tennessee Gas Pipeline Co. filed a joinder in the motion filed by Pan American Petroleum Corp.

Take notice that oral argument in the above-designated proceedings will be heard by the Commission, en banc, commencing at 10 a.m., e.s.t., November 14, 1969, in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C.

All parties desiring to participate in such oral argument shall notify the Secretary of the Commission in writing on or before October 20, 1969, of the amount of time desired for presentation of their respective arguments.

By direction of the Commission.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-11710; Filed, Oct. 1, 1969;
8:45 a.m.]

[Docket No. E-7504]

VIRGINIA ELECTRIC AND POWER CO.

Notice of Application

SEPTEMBER 25, 1969.

Take notice that on September 16, 1969, Virginia Electric and Power Co. (VEPCO), 700 East Franklin Street, Richmond, Va. 23209, filed an application for approval of the acquisition by VEPCO from Monongahela Power Co. (Monongahela) of a 5.72-mile section of 500,000 volt transmission line, running westerly from VEPCO's Mount Storm generating station in West Virginia toward Monongahela's Forth Martin generating station in West Virginia, consisting of towers, poles, conductors, and appurtenances, and including the related rights-of-way pursuant to a facilities agreement with Monongahela.

The consideration to be paid is \$671,180 which is the original cost of the facilities constructed.

VEPCO is incorporated under the laws of the Commonwealth of Virginia qualified to do and is doing business in the States of Virginia, North Carolina, and West Virginia and is engaged in the

business of generating and purchasing energy and transmitting and selling it at retail and at wholesale in an area comprising the greater part of Virginia, northeastern North Carolina, and east central West Virginia.

Monongahela is incorporated under the laws of Ohio, qualified to do and is doing business in West Virginia, Maryland, and Pennsylvania and is an electric utility serving substantially all of the northern half of West Virginia; Marietta, Ohio, and adjacent territory, principally in Washington County, Ohio; and Oakland and adjacent territory in Garrett County, Md.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 13, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-11711; Filed, Oct. 1, 1969;
8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

COMMERCIAL FINANCE CORPORATION OF NEW JERSEY

Order Suspending Trading

SEPTEMBER 26, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock and all other securities of Commercial Finance Corporation of New Jersey 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 September 28, 1969, through October 7, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 69-11743; Filed, Oct. 1, 1969;
8:47 a.m.]

[File No. 1-3421]

CONTINENTAL VENDING MACHINE CORP.**Order Suspending Trading**

SEPTEMBER 26, 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 September 29, 1969, through October 8, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.[P.R. Doc. 69-11744; Filed, Oct. 1, 1969;
8:48 a.m.]**FEDERAL OIL CO.****Order Suspending Trading**

SEPTEMBER 26, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock and all other securities of Federal Oil Co., a Nevada corporation, 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 September 27, 1969, through October 6, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.[P.R. Doc. 69-11745; Filed, Oct. 1, 1969;
8:48 a.m.]**LIQUID OPTICS CORP.****Order Suspending Trading**

SEPTEMBER 26, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Liquid Optics Corp., a New York corporation, and all other securities of Liquid Optics Corp. 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 September 28, 1969, through October 7, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.[P.R. Doc. 69-11746; Filed, Oct. 1, 1969;
8:48 a.m.]

[70-4789]

NEW ENGLAND ELECTRIC SYSTEM ET AL.**Notice of Proposed Increase in Issue and Sale of Notes and Retirement of Outstanding Notes**

SEPTEMBER 26, 1969.

Notice is hereby given that an application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act") by New England Electric System ("NEES"), 441 Stuart Street, Boston, Mass. 02116, a registered holding company, and certain of its public-utility subsidiary companies ("the borrowing companies"), namely, Central Massachusetts Gas Co. ("Central"), Lawrence Gas Co. ("Lawrence"), Lynn Gas Co. ("Lynn"), Mystic Valley Gas Co. ("Mystic Valley"), The Narragansett Electric Co. ("Narragansett"), North Shore Gas Co. ("North Shore"), Northampton Gas Light Co. ("Northampton"), and Wachusett Gas Co. ("Wachusett"). NEES and the borrowing companies have designated sections 6(a), 7, 9(a), 10, and 12 of the Act and Rule 42 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application-declaration, which is summarized below, for a complete statement of the proposed transactions.

The following borrowing companies were authorized by order of this Commission dated February 25, 1969 to issue, from time to time through December 31, 1969, unsecured short-term promissory notes to banks and/or to NEES in the maximum aggregate amount of \$40,855,000 to be outstanding at any one time (Holding Company Act Release No. 16292). These borrowing companies now request authorization to increase the maximum aggregate amounts to be borrowed as follows:

Borrowing company	Estimated maximum short-term debt to be outstanding at any one time	
	Previously authorized	Proposed
Central	\$2,125	\$2,175
Lawrence	5,325	5,550
Lynn	4,150	4,275
Mystic Valley	11,625	12,300
Narragansett	9,550	10,950
North Shore	4,225	4,725
Northampton	1,550	1,750
Wachusett	2,335	2,485
Total	40,885	44,210

Except as to amounts as indicated above, the terms and conditions with respect to the notes shall remain the same as heretofore authorized by order of February 25, 1969.

It is stated that there are no fees or commissions to be paid in connection with the proposed transactions and that incidental services in connection with the proposed notes will be performed, at cost, by New England Power Service Co., an affiliated service company; such cost is estimated not to exceed \$150 for each applicant-declarant, an aggregate of \$1,350.

It is stated that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than October 16, 1969, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon New England Electric System at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules and regulations as provided in Rules 20 (a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS,
Secretary.[P.R. Doc. 69-11747; Filed, Oct. 1, 1969;
8:48 a.m.]**PACIFIC FIDELITY CORP.****Order Suspending Trading**

SEPTEMBER 26, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Pacific Fidelity Corp. (a Nevada corporation) and all other securities of Pacific Fidelity Corp. 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 September 27, 1969, through October 6, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[P.R. Doc. 69-11748; Filed, Oct. 1, 1969;
8:48 a.m.]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority 30; Jackson, Miss.,
Disaster 6]

MANAGER, DISASTER BRANCH OFFICE, PASS CHRISTIAN, MISS.

Delegations of Authority Regarding Financial Assistance Functions

I. Pursuant to the authority delegated to the Regional Director by Delegation of

Authority No. 30 (Revision 2) Southeastern Area, 33 F.R. 9317, June 25, 1968, as amended (34 F.R. 8730 and 34 F.R. 11166), there is hereby redelegated to the Manager of the Pass Christian Disaster Branch Office the following authority:

A. *Financial assistance.* 1. To approve and decline Disaster direct and immediate participation loans up to the total SBA share of—

(a) \$30,000 per household for repairs or replacements of the home and/or not to exceed an additional \$10,000 allowable for household goods and personal items, but in no event may the money loaned exceed \$35,000 for a single disaster on home loans, and

(b) \$100,000 on disaster business loans except to the extent of refinancing of a previous SBA disaster loan;

(c) To approve disaster guaranteed loans up to \$100,000 and to decline disaster guaranteed loans in any amount.

2. To execute loan authorizations for Washington, area and regional office approved loans and disaster loans approved

under delegated authority, said execution to read as follows:

Administrator,
By _____
Manager,
Disaster Branch Office.

3. To cancel, reinstate, modify, and amend authorizations for disaster loans approved under delegated authority.

4. To disburse unsecured disaster loans.

5. To extend the disbursement period on disaster loan authorizations or undischursed portions of disaster loans.

II. The authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by an SBA employee designated as acting manager of the disaster branch office.

Effective date: August 25, 1969.

GEORGE A. FEILD,
Regional Director, Jackson, Miss.

[P.R. Doc. 69-11749; Filed, Oct. 1, 1969;
8:48 a.m.]

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