

# FEDERAL REGISTER

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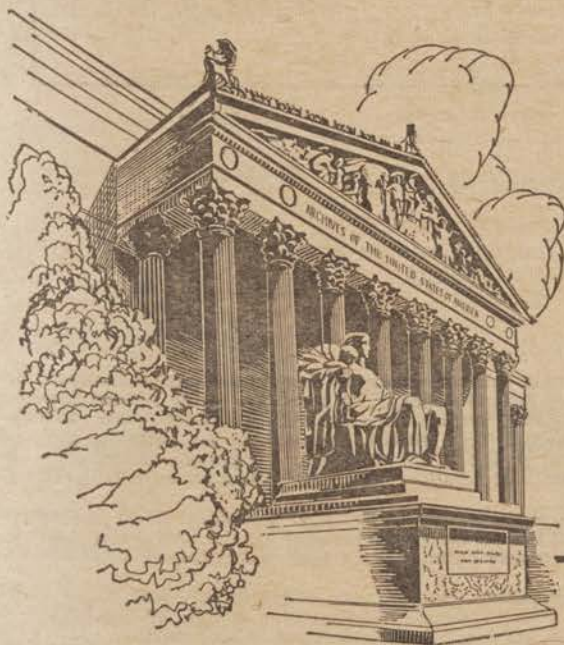
• Washington, D.C.

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**Agencies in this issue—**

The President  
Atomic Energy Commission  
Civil Aeronautics Board  
Commerce Department  
Consumer and Marketing Service  
Federal Aviation Agency  
Federal Communications Commission  
Federal Power Commission  
Federal Trade Commission  
Fiscal Service  
Food and Drug Administration  
Housing and Urban Development  
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International Commerce Bureau  
Interstate Commerce Commission  
Land Management Bureau  
Maritime Administration  
National Park Service  
Post Office Department  
Securities and Exchange Commission  
Tariff Commission

Detailed list of Contents appears inside.





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## Title 3—THE PRESIDENT

### Executive Order 11285

#### DESIGNATION OF CERTAIN FOREIGN COUNTRIES AS ECONOMICALLY LESS DEVELOPED COUNTRIES FOR PURPOSES OF THE INTEREST EQUALIZATION TAX

WHEREAS notice was given on December 7, 1965, that I intended to notify the Senate and House of Representatives of my intention to terminate the designation of Abu Dhabi, Bahrain, Iran, Iraq, Kuwait-Saudi Arabia Neutral Zone, Libya, Qatar, and Saudi Arabia as economically less developed countries for purposes of the tax imposed by section 4911 of the Internal Revenue Code; and

WHEREAS the Senate and House of Representatives have been duly notified of my intention to terminate the designation of these countries as economically less developed countries for such purposes;

NOW, THEREFORE, by virtue of the authority vested in me by section 4916(b) of the Internal Revenue Code of 1954, as added by section 2 of the Interest Equalization Tax Act, approved September 2, 1964 (Public Law 88-563), by section 301 of title 3 of the United States Code, and as President of the United States, it is hereby ordered as follows:

SECTION 1. *Economically less developed countries.* For purposes of the tax imposed by section 4911 of the Internal Revenue Code, the following areas are designated as economically less developed countries:

(a) All foreign countries (including Trust Territories) in existence on or after the effective date of this order, other than Australia, Austria, Belgium, Canada, Denmark, Federal Republic of Germany, France, Iran, Iraq, Ireland, Italy, Japan, Kuwait, Kuwait-Saudi Arabia Neutral Zone, Libya, Liechtenstein, Luxembourg, Monaco, Netherlands, New Zealand, Norway, Portugal, San Marino, Saudi Arabia, Spain, Sweden, Switzerland, Union of South Africa, United Kingdom, and any foreign country within the Sino-Soviet bloc, as defined in section 2;

(b) Each territory, department, province, and possession (other than Abu Dhabi, the Bahamas, Bahrain, Bermuda, Hong Kong, and Qatar), of any foreign country in existence on or after the effective date of this order, other than a foreign country within the Sino-Soviet bloc, as defined in section 2, if the territory, department, province, or possession is overseas from the foreign country of which it is a territory, department, province, or possession; and

(c) The Commonwealth of Puerto Rico and all possessions of the United States.

SEC. 2. *Definition of the term "foreign country within the Sino-Soviet bloc."* For purposes of this order, the term "foreign country within the Sino-Soviet bloc" shall mean Albania, Bulgaria, any part of China which is dominated or controlled by International Communism, Cuba, Czechoslovakia, Estonia, Hungary, any part of Korea which is dominated or controlled by International Communism, Latvia, Lithuania, Outer Mongolia, Poland (including any area under its provisional administration), Rumania, Soviet Zone of Germany and the



Soviet Sector of Berlin, Tibet, Union of Soviet Socialist Republics and the Kurile Islands, Southern Sakhalin, and areas in East Prussia which are under the provisional administration of the Union of Soviet Socialist Republics, and any part of Viet Nam which is dominated or controlled by International Communism.

SEC. 3. *Prior commitments to acquire.* Notwithstanding the provisions of sections 1 and 2 of this order, any area which had the status of an economically less developed country under Executive Order No. 11224 prior to the effective date of this order shall be deemed to be an economically less developed country for purposes of section 4916 with respect to an acquisition of stock or a debt obligation—

(a) If such acquisition is made pursuant to an obligation to acquire which, prior to December 7, 1965, was unconditional or was subject only to conditions contained in a formal contract under which partial performance had occurred; or

(b) If, with respect to such acquisition, the acquiring United States person (or, in a case where two or more United States persons are making acquisitions as part of a single transaction, a majority in interest of such persons), had taken every action prior to December 7, 1965, to signify approval of the acquisition under the procedures ordinarily employed by such person (or persons) in similar transactions and had sent or deposited for delivery to the foreign person from whom the acquisition was made written evidence of such approval in the form of a commitment letter, memorandum of terms, draft purchase contract, or other document setting forth, or referring to a document sent by the foreign person from whom the acquisition was made which set forth, the principal terms of such acquisition, subject only to the execution of formal documents evidencing the acquisition and to customary closing conditions.

SEC. 4. *Rules and regulations.* The Secretary of the Treasury or his delegate is authorized to prescribe from time to time regulations, rulings, directions, and instructions to carry out the purposes of this order.

SEC. 5. *Effective date.* This order shall become effective upon its filing for publication in the FEDERAL REGISTER.

SEC. 6. *Supersedure of Executive Order No. 11224.* The Executive Order No. 11224, dated May 13, 1965, is hereby superseded.

LYNDON B. JOHNSON

THE WHITE HOUSE,

June 10, 1966.

[F.R. Doc. 66-6534; Filed, June 10, 1966; 12:23 p.m.]



# Rules and Regulations

## Title 15—COMMERCE AND FOREIGN TRADE

### Chapter III—Bureau of International Commerce, Department of Commerce

#### SUBCHAPTER B—EXPORT REGULATIONS

[10th Gen. Rev. of Export Regs., Amdt. 18]

#### MISCELLANEOUS AMENDMENTS

Parts 372, 373, 374, 375, 376, 377, 379, 382, and 385 of Title 15 of the Code of Federal Regulations are amended as set forth below.

(Sec. 3, 63 Stat. 7; 50 U.S.C. App. 2023; E.O. 10945, 26 F.R. 4487, 3 CFR 1959-1963 Comp.; E.O. 11038, 27 F.R. 7003, 3 CFR 1959-1963 Comp.)

Effective date: June 2, 1966.

RAUER H. MEYER,  
Director, Office of Export Control.

#### I. Revision of Application for Export License, Form FC-419, and Export License, Form FC-628.

Purpose and effect: The Bureau of International Commerce has revised the format of Form FC-419, Application for Export License.

Substantively, this form remains unchanged. However, several revisions have been made to adapt the new form to the requirements of a more economical and faster method for issuing export licenses. These changes are as follows:

1. The new application is a four-part snap-out form as compared to the current three-part form. A new duplicate carbon copy has been added for Office of Export Control purposes. The present duplicate (OEC record copy) and triplicate (applicant's file copy) have been redesignated "Triplicate" and "Quadruplicate," respectively.

2. The items on the new form have been rearranged.

3. The new form is now printed in blue ink rather than green.

In preparing the "Commodity Description" item of the new form, exporters are reminded to describe the commodities in terms which correspond with the commodity descriptions on the Commodity Control List (§ 399.1 of the Comprehensive Export Schedule). It is important that this space not be used by the exporter for any other purpose, such as consignee information, additional required certifications, or similar information. If additional details as prescribed by the Export Regulations are to be included, this supplementary information should be inserted in the "Additional Information" item of the new form, or on an attachment thereto.

The format of Form FC-628, Export License, has also been revised without substantive change to conform with the new export application form.

One of two types of validated license documents will be issued, depending upon whether the application is submitted on the new form or on an older form. Either type of validated license will be accepted by Customs Officers.

Exporters are requested to start using the newly revised Form FC-419 (Rev. Jan. 1966) as soon as possible. Copies of the new form may be obtained from all Department of Commerce Field Offices listed on page 1 of the Comprehensive Export Schedule and from the Bureau of International Commerce, Washington, D.C., 20230.

Effective date of action: June 2, 1966.

Export license applications submitted on Forms FC-419 bearing a printed revision date prior to January 1966 will be accepted until October 1, 1966. After that date, all such applications will be returned without action to the applicant for submission on the new Form FC-419 (Rev. Jan. 1966).

Accordingly, the following sections of the Comprehensive Export Schedule are amended to read as set forth below: 372.4 (c) (2) (iv), 372.4(e), 372.5(a) (1), 372.5 (a) (4), 376.4(a), 377.5(a), 385.4(b); Note following 373.5(b) (4); and footnotes 1 to §§ 374.4(a), 375.2(a), 376.4(a), and 377.5(a).

### PART 372—INDIVIDUAL AND OTHER VALIDATED LICENSES

#### § 372.4 Applications for validated license.

(c) Requirement to disclose parties in interest. \* \* \* (2) Definition of parties in interest. \* \* \*

(iv) Purchaser. The person abroad who has entered into the export transaction with the applicant to purchase the commodities or technical data for delivery to the ultimate consignee must be named as the purchaser. If such person is the same as the ultimate consignee, the applicant should state in the "Purchaser in Foreign Country" item of Form FC-419 (Rev. Jan. 1966) Application for Export License, "Same as Item 3"; if such person is the same as the intermediate consignee, the applicant should state in the "Purchaser in Foreign Country" item of Form FC-419, "Same as Item 4". A bank, freight forwarder, forwarding agent, or other intermediary is generally not acceptable as the purchaser.

(e) Information regarding commodities. The applicant must state on the application for a validated license submitted on Form FC-419 (Rev. Jan. 1966), in accordance with the instructions set forth on such form (see Supplement S-2, and § 372.5(a) (4)), for each commodity listed therein:

- (1) The quantity to be shipped;
- (2) A description in sufficient detail to permit accurate identification, including its Export Control Commodity number;
- (3) The total selling price of the item and its price per unit; and
- (4) The proposed end use.

#### § 372.5 How to file an application for a validated license.

(a) Form and manner of filing—(1) Application form and processing card. An application for a validated license must be submitted on Form FC-419, Application for Export License (Rev. Jan. 1966), accompanied by Form FC-420, Application Processing Card (see Supplements S-1 and S-2 for facsimiles).<sup>1</sup> An application is incomplete and will be returned without action to the applicant if it is not accompanied by the Form FC-420 completely and correctly filled in.

(2) Requirements set forth on forms. All terms, conditions, provisions, and instructions, including the applicant's certification, contained in such form or forms are hereby incorporated as a part of the Export Regulations.

(3) Facsimiles of Form FC-419. Exporters may print facsimiles of Form FC-419 (Rev. Jan. 1966) with printed answers to many of the questions, provided the facsimiles are identical with the official form in size, color, ink, and typographic arrangement.

(4) Preparation of Form FC-419. The following instructions apply to the preparation of applications submitted on Form FC-419, Application for Export License, for all types of validated export licenses issued by the Office of Export Control, except as modified by special licensing procedures and provisions contained in the Export Regulations.

Enter the date the application is completed in the box titled "Date of Application."

Item 1. The name and address of the applicant must be entered. The postal ZIP Code must be included as it is an integral part of the address. Failure to include ZIP Code on an application may result in delay in mailing of the export license.

Item 2. The person named as purchaser should be the person abroad who has entered into the export transaction with the applicant or Order Party. If such person is the same as the ultimate consignee, applicant should state "Same as Item 3"; if such person is the same as the intermediate consignee, applicant should state "Same as Item 4." If no entry is made in this item, the applicant represents that the ultimate consignee is the foreign purchaser.

Item 3. The person named as ultimate consignee shall be the person abroad who is actually to receive the material for the end use designated in Item 10. A bank, freight

<sup>1</sup>Forms FC-419 and FC-420 may be obtained at all U.S. Department of Commerce Field Offices listed on page 1, and from the U.S. Department of Commerce, Office of Export Control, Washington, D.C., 20230.



forwarder, forwarding agent, or other intermediary is not acceptable as an ultimate consignee, but should be disclosed as an intermediate consignee, where appropriate.

*Item 4.* An intermediate consignee may be a bank, forwarding agent, or other intermediary in a foreign country who participates as an agent for the exporter or for the purchaser or ultimate consignee for the purpose of effecting delivery of the export to the purchaser or ultimate consignee. All known intermediate consignees must be named. If no intermediary is to be used, state "None"; if unknown state "unknown." If no entry is made in this item, the applicant represents that there is no intermediate consignee.

*Item 5.* The country of final (ultimate) destination is to be entered, not a country through which the export may travel in transit to its final destination. The name of the country shall be stated in accordance with the country designation listed in "Schedule C, Classification of Country Designations Used in Compiling the United States Foreign Trade Statistics," issued by the Bureau of the Census, unless otherwise specified in §§ 373.66-373.99 of the Export Regulations. The country designation may be a destination shown in a heading alongside of a Schedule C code number, or a destination listed in a further breakdown under such heading. For example, when an export is made to Crete, the name of the country shown in Item 5 of the application may be Greece, which appears alongside of Schedule C code number 484, or it may be Crete, which is listed as a destination in the breakdown under Greece.

Exporters are responsible for placing a statement of ultimate destination and prohibition against diversion on shipper's export declaration, bill of lading, and commercial invoice for various export shipments. Omission of the statement, or unauthorized diversion of commodities from country of final (ultimate) destination, not in accordance with the statement, are violations of the export regulations subject to denial of export privileges and to civil and criminal penalties.

*Item 6.* The applicant's reference number may be used for applicant's convenience.

*Item 7. (a)* Give the quantity to be shipped, using units specified in the Commodity Control List (§ 399.1).

*Item 7. (b)* Commodities must be described in terms which correspond with the commodity descriptions in the Commodity Control List (§ 399.1). Additional details as prescribed by the Export Regulations must be furnished to the extent necessary for identification of the specific items so classified. Include characteristics shown on the Commodity Control List such as basic ingredients, composition, type, size, gauge, grade, horsepower, etc. Where the Commodity Control List entry states "specify by name," all of the commodities to be included in the shipment must be listed by name on the application.

*Item 7. (c)* The Export Control Commodity Number, Processing Code, and Related Commodity Group Number, must be shown in this column. All commodities on a single application must have the same Processing Code and the same Related Commodity Group Number.

*Item 7. (d)* Unit price should be shown except where a large variety of products within a single Export Control Commodity Number makes such a breakdown extremely difficult. In such cases only total price need be shown. The applicant must show total price in the customary form of quotation such as f.o.b. (factory) f.a.s. (named port), c.i.f., or other form. The particular form of price quotation must be specified. The amounts entered in the total price column on the appli-

cation shall be rounded to the nearest whole dollar, except where the actual total value is less than \$0.50. For example: If the total price for a commodity listed on the application is \$2,375.49, it should be listed as \$2,375; \$2,375.50 should be listed as \$2,376; \$0.78 should be listed as \$1; and \$0.38 should be listed, unchanged, as \$0.38. Where the normal trade practice in a given commodity makes it impracticable to establish a firm contract price, the precise terms upon which the price is to be ascertained and from which the contract price may be objectively determined must be stated on the application. A mere statement by the exporter of "market price at the time of delivery of shipment," or other such general statement of price will not be acceptable.

*Item 8.* The name and address of the person, other than applicant, authorized by the applicant to receive the license, if issued, should be entered. The Postal ZIP Code must be included as it is an integral part of the address. Failure to include ZIP Code on an application may result in delay in mailing of the export license. The license will be transmitted only to applicant or to the person designated on the license application as the person entitled to receive the license on behalf of the licensee. The license will not be transmitted directly to the Customs Office at the port of exit, except for an emergency clearance, as set forth in paragraph 372.5(1), and in the note following § 372.13 of the Comprehensive Export Schedule.

*Item 9.* Leave blank if applicant is the producer of the commodities to be exported. Applicant so represents where item is blank. If applicant is not the producer, give supplier's name and address, or state "unknown," if unknown.

*Item 10.* End use of commodities or technical data covered by this application will be an important factor in determining issuance of license. Statement by ultimate consignee (and purchaser, if not same) as to ultimate destination and end use must be submitted for certain exports as required by the Export Regulations. (Applicant's reference to such statement does not relieve him of responsibility to fully disclose any additional or different information he may know.) Applicant must indicate clearly the end use intended by the ultimate consignee, stating what will be produced or manufactured, or what services will be rendered, and give the country or countries where this will take place. A complete and detailed description is required.

*Item 11.* If applicant is exporting for the account of a foreign principal, the name and address of the foreign principal must be shown and an explanation of the transaction given in full. If no entry is made in this item, the applicant represents that he is exporting for his own account.

*Item 12.* Enter additional information pertinent to the transaction or required by the Export Regulations, such as special certifications, names of parties in interest not disclosed elsewhere, explanation of documents attached, etc. If this application represents a transaction previously considered by the Office of Export Control and returned without action or rejected, give prior case number (application number) and indicate prior action by Office of Export Control.

*Item 13.* Application must be signed by applicant, or by an officer or duly authorized agent of the applicant. (If signed by agent of the applicant, title and firm name of agent must be shown.)

*Item 14.* Where the applicant did not receive the order directly from the foreign purchaser or ultimate consignee named in the application, or through his or their agents abroad, the person in the United States who

conducted the direct negotiations with the foreign party and originally received the order (the order party) must sign the application and complete this item.

## PART 376—PERIODIC REQUIREMENTS LICENSE

### § 376.4 Application requirements.

(a) *How to prepare a PRL License application.* An application for a PRL License shall be prepared and submitted on Form FC-419, Application for Export License (Rev. Jan. 1966), with Form FC-420, Application Processing Card,<sup>1</sup> attached, in accordance with instructions contained in § 372.5, and with the following specific modifications:

## PART 377—TIME LIMIT LICENSE

### § 377.5 Application requirements.

(a) *Application form.* An application for a Time Limit License shall be prepared and submitted on Form FC-419, Application for Export License (Rev. Jan. 1966), with Form FC-420, Application Processing Card,<sup>1a</sup> attached, in accordance with instructions contained in § 372.5, with the specific modifications indicated in paragraphs (b) and (c) of this section.

## PART 385—TECHNICAL DATA

### § 385.4 Export under a validated license.

(b) *Application form and application processing card.* An application for a technical data license shall be submitted on Form FC-419, Application for Export License (Rev. Jan. 1966), accompanied by a Form FC-420, Application Processing Card, as described in paragraph (c) of this section, and the letter of explanation described in paragraph (d) of this section.

## PART 373—LICENSING POLICIES AND SPECIAL PROVISIONS

### § 373.5 Licensing policy for agricultural commodities and manufactures thereof covering shipments to country groups Y and Z.

(b) *Exportations and reexportations of wheat and flour.*

#### (4) Additional information.

NOTE: The applicant is not required to complete item 9 of the application with regard to the name and address of the supplier.

<sup>1</sup> Forms FC-419 and FC-420 may be obtained at all U.S. Department of Commerce Field Offices listed on page 1, and from the U.S. Department of Commerce, Office of Export Control, Washington, D.C., 20230.

<sup>1a</sup> Forms FC-419, FC-420, FC-917, or FC-843 may be obtained from all U.S. Department of Commerce field offices listed on page 1, from the U.S. Department of Commerce, Office of Export Control, Washington, D.C., 20230, and from U.S. consulates, embassies and other posts in Country Group "Y" countries.



**PART 374—PROJECT LICENSE**

**§ 374.4 Application procedure.**

(a) Documents required.<sup>1</sup> \* \* \*

**PART 375—BLANKET LICENSE**

**§ 375.2 Application requirements.**

(a) Application form and consignee list.<sup>1a</sup> \* \* \*

**PART 376—PERIODIC REQUIREMENTS LICENSE**

**§ 376.4 Application requirements.**

(a) How to prepare a PRL License Application.<sup>1a</sup> \* \* \*

**PART 377—TIME LIMIT LICENSE**

**§ 377.5 Application requirements.**

(a) Application form.<sup>1b</sup> \* \* \*

**II. Commodity description for validated license shipments.**

Purpose and effect: The Export Regulations previously provided that the Shippers' Export Declaration must always include the same commodity description as shown on the related validated export license. The descriptions which appear on license applications and which are necessary for a proper licensing decision are often longer than is necessary to identify the items for Customs Officers in Commodity Control List terms.

Therefore, under the revised procedure for issuing validated export licenses, commodity descriptions on licenses will be underlined to indicate only the portions of a condensed description necessary to identify the item properly in Commodity Control List terms. The Export Regulations are revised to provide that, when the description on the license is underlined, only the underlined portions of the commodity description need appear in the commodity description on the Declaration. If a portion of the description is not underlined, the Declaration should include the full commodity description appearing on the validated license. The Bureau of the Census requires that the commodity description include sufficient detail to permit verification of the Schedule B number entered

on the Declaration. Therefore, in some cases to meet Bureau of the Census statistical requirements, it will be necessary to incorporate further detail in addition to that appearing on the license.

Effective date of action: June 2, 1966.

Accordingly, § 379.4(c) (2) of the Comprehensive Export Schedule is amended to read as set forth below:

**PART 379—EXPORT CLEARANCE AND DESTINATION CONTROL**

**§ 379.4 Authentication of declaration.**

(c) Schedule B number and commodity description—(1) Schedule B number. The seven digit Schedule B number, as shown in Schedule B (Statistical Classification of Domestic and Foreign Commodities Exported from the United States), shall be entered in column 13 of the Declaration regardless of whether the shipment is moving under a validated or a general license. However, if the shipment is being made under authority of a validated license issued prior to January 1, 1965, the five digit Schedule B number shown on the validated license shall be entered, in addition, in column 10 of the Declaration.

(2) Commodity description for validated license shipments. (i) The commodity description on the Declaration for a shipment moving under authority of a validated license shall include all of the commodity description shown on the related validated license if none of the commodity description shown on the license is underlined. If part of the description on the license is underlined, only the underlined portions need be included on the Declaration. However, since the commodity description shown on the license will be stated in Commodity Control List terms, it may be inadequate to meet Bureau of the Census statistical requirements. For statistical purposes, the Bureau of the Census requires that the commodity description shall give sufficient detail to permit verification of the Schedule B number assigned. Therefore, the commodity description on the Declaration shall incorporate further detail, in addition to that appearing on the license, whenever such further detail will aid in confirming that the proper Schedule B number is entered on the Declaration (e.g., size, material, or degree of fabrication of the specific commodity).

(ii) Many commodity classification descriptions in Schedule B are followed by instructions such as "Specify by name," "State species," etc. Where such instruction appears, the more specific information called for should be furnished in column 10 of the Declaration, in addition to all other information necessary to verify the Schedule B number assigned. When a single Shipper's Export Declaration covers more than one item classifiable under a single one of the classifications carrying the "Specify by name" or similar requirement, such as "State species" or "Specify type," separate quantities, values, and shipping

weights for the individual items are not required. Each item should be separately enumerated in Column (10), except that if more than five items are involved, all classifiable under one Schedule B number, only the five items of greatest value in the classification are required to be separately enumerated.

**III. Special provisions for exports of molybdenum.<sup>1</sup>**

Purpose and effect: The following forms of molybdenum have become increasingly scarce in recent months:

Export control commodity No. and commodity description
28393 Molybdenum ores and concentrates.
51369 Molybdenum oxide.
51470 Molybdenum disulfide, 86 percent content or higher.
51470 Calcium molybdate.
51470 Ammonium molybdate.
51470 Sodium and potassium molybdate.
67160 Ferromolybdenum.
68942 Molybdenum or molybdenum alloys, unwrought.
68942 Molybdenum or molybdenum alloys, waste and scrap.
68042 Molybdenum or molybdenum alloy metal powders.

Among the measures taken to relieve the domestic shortage of these commodities is the release of molybdenum from the U.S. National Stockpile. Obviously, excessive exports of these scarce forms of molybdenum would tend to defeat this measure. To prevent this, the supplier is required to certify that the molybdenum which is available for export neither has been nor will be supplied through a release from the U.S. National Stockpile. Regardless of whether the supplier is also the exporter, this certification is required in support of an application for an export license.

Effective date of action: June 2, 1966. Accordingly, new §§ 373.21 and 373.36 and § 373.44(b) are added to the Comprehensive Export Schedule to read as set forth below:

**PART 373—LICENSING POLICIES AND SPECIAL PROVISIONS**

**§ 373.21 Molybdenum ores and concentrates.**

An application for a license to export molybdenum ores or concentrates, Export Control Commodity No. 28393, shall include or be accompanied by the following certification by the supplier of the commodities, regardless of whether the supplier is the applicant:

I (We) certify that the following molybdenum commodities, which are available to (name of applicant) for export, have not been and will not be supplied from commodities released from the U.S. National Stockpile:

Export control commodity No.	Commodity description	Quantity

<sup>1</sup> The reporting requirements contained herein have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

<sup>1</sup> Forms FC-419, FC-420, FC-988 may be obtained at all U.S. Department of Commerce field offices (listed on page 1) and from the U.S. Department of Commerce, Office of Export Control, Washington, D.C., 20230.

<sup>1a</sup> Forms FC-419 and FC-420 may be obtained at all U.S. Department of Commerce Field Offices listed on page 1, and from the U.S. Department of Commerce, Office of Export Control, Washington, D.C., 20230.

<sup>1b</sup> Forms FC-419, FC-420, FC-917, or FC-843 may be obtained from all U.S. Department of Commerce field offices listed on page 1, from the U.S. Department of Commerce, Office of Export Control, Washington, D.C., 20230, and from U.S. consulates, embassies and other posts in Country Group "T" countries.



(Name of supplier)-----

NOTE: 1. As used in this certification, a commodity is "available" only if the supplier or the applicant has present legal title to the commodities and has access to such commodities for export purposes.

2. If the applicant is not the producer of the commodities, the certification shall be signed by the supplier shown in Item 9 of the application.

### § 373.36 Molybdenum disulfide and molybdates.

The following molybdenum commodities are subject to the special provisions set forth in § 373.21:

Export control commodity No. and commodity description

51369	Molybdenum oxide.
51470	Molybdenum disulfide, 86 percent content or higher.
51470	Calcium molybdate.
51470	Ammonium molybdate.
51470	Sodium and potassium molybdate.

### § 373.44 Other commodities in commodity section 6.

(b) *Molybdenum metals.* The following molybdenum metals are subject to the special provisions of § 373.21.

Export control commodity No. and commodity description

67160	Ferromolybdenum.
68942	Molybdenum or molybdenum alloys, unwrought.
68942	Molybdenum or molybdenum alloys, waste and scrap.
68942	Molybdenum or molybdenum alloy metal powders.

#### IV. Revision of General License GTDU.

Purpose and effect: Before exporting unpublished technical data relating to certain materials and equipment under the provisions of General License GTDU, the exporter must obtain from the importer a written assurance that neither the technical data nor the direct product thereof is intended to be shipped, either directly or indirectly, to Country Group W, Y, or Z. Effective July 5, 1966, the list of materials and equipment subject to this requirement for a written assurance is now extended to include technical data relating to the following commodities:

1. Phosphor compounds specially prepared for lasers, including but not limited to: neodymium-doped calcium tungstate, dysprosium-doped calcium fluoride, eu-trifluoroethenyl acetate, praseodymium-doped lanthanum trifluoride (Export Control Commodity No. 51500); and

2. Voltmeters, with a full scale sensitivity of 10 nanovolts or less (Export Control Commodity No. 72952).

Accordingly, § 385.2(c) (4) (iii) of the Comprehensive Export Schedule is amended to read as set forth below:

### PART 385—TECHNICAL DATA

#### § 385.2 General licenses.

(c) *General License GTDU; Unpublished Technical Data.* \* \* \*

(4) *Requirement of written assurance for certain data, services, and materials.* \* \* \*

(iii) Technical data relating to the following materials and equipment:

(w) Alpha trioxymethylene (trioxane) (Export Control Commodity Nos. 51208 and 51209);

(cc) Phosphor compounds specially prepared for lasers, including but not limited to: neodymium-doped calcium tungstate, dysprosium-doped calcium fluoride, eu-trifluoroethenyl acetate, praseodymium-doped lanthanum trifluoride (Export Control Commodity Number 51500); and

(dd) Voltmeters, with full scale sensitivity of 10 nanovolts or less (Export Control Commodity Number 72952).

### PART 382—ADMINISTRATIVE PROCEEDINGS

IV. *Revision of denial and probation orders (Supplement No. 1 to Part 382).* The Denial and Probation Orders, Supplement No. 1 to Part 382, are revised as follows:

#### A. ADDITIONS

Name and address	Effective date	Expiration dates	Export privileges affected	FEDERAL REGISTER citation
Bone, Albert Sydney, 32 Station Road, Hounslow, Middlesex, England.	4-6-66	June 5, 1966.	General and validated licenses, all commodities, any destination, also exports to Canada.	31 F.R. 6206, 4-22-66.
Bone (Merchandising) Ltd., A.S., Pump Lane, Hayes, Middlesex, England.	4-6-66	do	General and validated licenses, all commodities, any destination, also exports to Canada (Party related to Bone, Albert Sydney, which see).	31 F.R. 6206, 4-22-66.
Cargo Consolidation Services (Forwarding), Ltd., Cargo Consolidation Services (Holdings), Ltd., Pump Lane, Hayes, Middlesex, England.	4-6-66	do	do	31 F.R. 6206, 4-22-66.
Cargo Consolidation Services, Ltd., Pump Lane, Hayes, Middlesex, England.	4-6-66	do	General and validated licenses, all commodities, any destination, also exports to Canada.	31 F.R. 6206, 4-22-66.
Diatron-Oschanitzky K.G., also known as Diatron K.G., Wirtstrasse 3, 8 Munich 9, West Germany.	4-16-66	Indefinite	do	31 F.R. 7150-7151, 5-14-66.
Oschanitzky, Dr. Wilhelm, Wirtstrasse 3, 8 Munich 9, West Germany.	4-16-66	do	General and validated licenses, all commodities, any destination, also exports to Canada (Partner and Managing Official of Diatron-Oschanitzky, which see).	31 F.R. 7150-7151, 5-14-66.

#### B. AMENDMENTS

Hopkinson, Anthony G., Lawrence Estates, Green Lane, Hounslow, Middlesex, England.	2-18-66	Apr. 20, 1971.	General and validated licenses, all commodities, any destination, also exports to Canada.	31 F.R. 3140, 2-25-66. 31 F.R. 6280-6281, 4-23-66.
Rad Repts (Factors) Ltd., Lawrence Estates, Green Lane, Hounslow, Middlesex, England.	2-18-66	do	do	31 F.R. 3140, 2-25-66. 31 F.R. 6280-6281, 4-23-66.

[F.R. Doc. 66-6398; Filed, June 10, 1966; 8:45 a.m.]

## Title 21—FOOD AND DRUGS

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

#### SUBCHAPTER A—GENERAL

#### PART 8—COLOR ADDITIVES

#### Subpart D—Listing of Color Additives for Food Use Exempt From Certification

##### ULTRAMARINE BLUE; CONFIRMATION OF EFFECTIVE DATE

In the matter of listing ultramarine blue as a safe color additive for use in salt for animal feed and exempting it from certification:

1. Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 706(b)(1), (c)(2), (d), 74 Stat. 399, 402; 21 U.S.C. 376(b)(1), (c)(2),

(d)), and in accordance with the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (21 CFR 2.120; 31 F.R. 3008), notice is given that no objections were filed to the order in the above-identified matter published in the FEDERAL REGISTER of April 21, 1966 (31 F.R. 6104). Accordingly, the regulation promulgated by that order will become effective June 20, 1966.

2. Effective June 20, 1966, § 8.501 *Provisional lists of color additives* is amended by deleting from paragraph (e) the item "Ultramarine blue."

(Sec. 706(b)(1), (c)(2), (d), 74 Stat. 399, 402; 21 U.S.C. 376(b)(1), (c)(2), (d))

Dated: June 6, 1966.

J. K. KIRK,  
Assistant Commissioner  
for Operations.

[F.R. Doc. 66-6468; Filed, June 10, 1966; 8:50 a.m.]



Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 7864; Amdt. 482]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

The amendments to the standard instrument approach procedures contained herein are adopted to become effective when indicated in order to promote safety. The amended procedures supersede the existing procedures of the same classification now in effect for the airports specified therein. For the convenience of the users, the complete procedure is republished in this amendment indicating the changes to the existing procedures.

As a situation exists which demands immediate action in the interests of safety in air commerce, I find that compliance with the notice and procedure provisions of the Administrative Procedure Act is impracticable and that good cause exists for making this amendment effective within less than 30 days from publication.

In view of the foregoing and pursuant to the authority delegated to me by the Administrator (24 F.R. 5662), Part 97 (14 CFR Part 97) is amended as follows:

1. By amending the following automatic direction finding procedures prescribed in § 97.11(b) to read:

ADF STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition		Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
From—	To—				2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Sherwood Int.	ATW RBn.	Direct	2600	T-dn	300-1	300-1	200-1/2
Little Chute Int.	ATW RBn.	Direct	2600	C-dn	400-1	500-1	500-1 1/2
Oshkosh VOR	ATW RBn.	Direct	2600	S-dn-30	400-1	400-1	400-1
				A-dn	NA	NA	NA

Procedure turn S side of crs, 134° Outbnd, 314° Inbnd, 2600' within 10 miles of Menasha Int.  
 Minimum altitude over Menasha Int on final approach crs, 2200'.  
 Crs and distance, Menasha Int to airport, 314°-4.7 miles; Menasha to RBn, 4.8 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of RBn, make left-climbing turn to 2600' on 134° bearing from ATW H within 15 miles.  
 NOTES: (1) Final approach from holding pattern at Menasha Int not authorized. Procedure turn required. (2) No weather available. Obtain Green Bay, Wis., altimeter setting.  
 MSA within 25 miles of facility: 000°-090°-3100'; 090°-180°-2700'; 180°-360°-2200'.  
 City, Appleton; State, Wis.; Airport name, Outagamie County (new); Elev., 918'; Fac. Class., MHW; Ident., ATW; Procedure No. 1, Amdt. 1; Eff. date, 18 June 66; Sup. Amdt. No. Orig.; Dated, 6 Jan. 66

Sherwood Int.	ATW RBn.	Direct	2600	T-dn	300-1	300-1	200-1/2
Little Chute Int.	ATW RBn.	Direct	2600	C-dn	600-1	600-1	600-1 1/2
Oshkosh VOR	ATW RBn.	Direct	2600	S-dn	600-1	600-1	600-1
				A-dn	NA	NA	NA
ADF/VOR minimums (VOR receiver required):							
				C-dn#	400-1	500-1	500-1 1/2
				S-dn-12#	400-1	400-1	400-1

Procedure turn S side of crs, 284° Outbnd, 104° Inbnd, 2600' within 10 miles.  
 Minimum altitude over Medina Int on final approach crs, 1518'.  
 Crs and distance, Medina Int to airport, 104°-3 miles; Medina Int to ATW RBn, 3.9 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of H, climb to 2600' on 134° magnetic bearing within 10 miles.  
 NOTE: No weather available. Obtain Green Bay, Wis., altimeter setting.  
 MSA within 25 miles of facility: 000°-090°-3100'; 090°-180°-2700'; 180°-360°-2200'.  
 City, Appleton; State, Wis.; Airport name, Outagamie County; Elev., 918'; Fac. Class., MHW; Ident., ATW; Procedure No. 2, Amdt. Orig.; Eff. date, 18 June 66

Dayton Int.	CQN RBn.	Direct	3000	T-dn	300-1	300-1	#200-1/2
Chattanooga VORTAC	CQN RBn.	Direct	3000	C-dn	600-1 1/2	700-1 1/2	700-2
Chickamauga Int.	CQN RBn.	Direct	3000	S-dn-20*	500-1	500-1	500-1
Whitwell Int.	CQN RBn.	Direct	3400	A-dn	800-2	800-2	800-2
Bridgeport Int.	CQN RBn.	Direct	3400				
Cosmopolitan Int.	CQN RBn.	Direct	3400				
Georgetown Int.	CQN RBn.	Direct	3000				
Crandall Int.	CQN RBn.	Direct	3000				
Halesboro Int.	CQN RBn.	Direct	3400				
Dunlap Int.	CQN RBn.	Direct	3400				
Riceville Int.	CQN RBn.	Direct	3000				

Radar available.  
 Procedure turn E side of crs, 016° Outbnd, 196° Inbnd, 3000' within 10 miles of CQN RBn.  
 Minimum altitude Inbnd over CQN RBn, 3000'; over OM, 1600'; over MM, 1200'. If OM not received, descent below 1600' not authorized.  
 Distances to runway: CQN, 7.7 miles; OM, 4.1 miles; MM, 0.7 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 7.7 miles after passing CQN RBn, climb to 3000' on crs of 196° within 15 miles.  
 CAUTION: Due to high terrain and towers, aircraft with limited climb capability departing on routes W through N, should request clearance to climb on a track of 016° or 196° from LMM to 3000' before continuing climb on crs.  
 \*Reduction below 3/4 mile not authorized.  
 #Takeoff on Runways 14-32 with less than 300-1 not authorized.  
 MSA within 25 miles of facility: 000°-090°-3400'; 090°-180°-3600'; 180°-360°-3400'.  
 City, Chattanooga; State, Tenn.; Airport name, Lovell Field; Elev., 682'; Fac. Class., MHW; Ident., CQN; Procedure No. 1, Amdt. 15; Eff. date, 18 June 66; Sup. Amdt. No. 14; Dated, 5 Mar. 66



## ADF STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition		Course and distance	Minimum altitude (feet)	Ceiling and visibility minimums			
From—	To—			Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
CGT VOR	Stack Int	Via CGT, R 356° and bearing, 138° from RV LOM.	3500	T-dn..... C-dn..... S-dn-32L..... A-dn.....	300-1 400-1 400-1 800-2	300-1 500-1 400-1 800-2	200-1½ 500-1½ 400-1 800-2
API VOR* Niles Int	Stack Int Stack Int	Direct..... Via API, R 088° and bearing, 138° from RV LOM.	3500 3500				
Stack Int..... ORD VOR* OBK VOR* Lakewood Int	RV LOM (final) Stack Int..... Stack Int..... ORD VOR	Direct..... Direct..... Direct..... Via OBK VOR, R 272° and ORD, R 306°.	2300 3500 3500 3500				

Radar available.

Procedure turn E side of crs, 138° Outbnd, 318° Inbnd, 3500' within 10 miles of Stack Int.

Minimum altitude over RV LOM on final approach crs, 2300'; over Stack Int, 3500'.

Crs and distance, RV LOM to airport, 318°—5.6 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.6 miles after passing RV LOM, turn left to 300° heading, climb to 1500', then make left-climbing turn to 3500' and proceed direct to DPA VOR.

NOTES: (1) Functioning VOR receiver required unless a radar vector to final approach crs is obtained. (2) Runway 32L LOM named River Grove; Runway 32R RBN named Indian. (3) \*Requires holding pattern entry at Stack Int during nonradar operation. (4) All transitions to Stack Int except as noted.

CAUTION: Takeoffs on Runway 27 when weather is below 2000-3 will intercept ORD VOR, R 250° and climb to 2000' before proceeding westbound. Takeoffs on Runway 32L when weather is below 2000-3 will intercept ORD VOR, R 306° and climb to 2000' before proceeding westbound.

MSA within 25 miles of facility: 000°-090°—2100'; 090°-180°—2600'; 180°-270°—2400'; 270°-360°—2600'.

City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., LOM; Ident., RV; Procedure No. 4, Amdt. 3; Eff. date, 18 June 66; Sup. Amdt. No. 2; Dated, 26 June 65

CGT VOR	Park Int	Via CGT, R 356° and bearing, 138° from ID LOM.	3500	T-dn..... C-dn..... S-dn-32R..... A-dn.....	300-1 400-1 400-1 800-2	300-1 500-1 400-1 800-2	200-1½ 500-1½ 400-1 800-2
API VOR* Niles Int	Park Int Park Int	Direct..... Via API, R 088° and bearing, 138° from ID LOM.	3500 3500				
ORD VOR* OBK VOR* Park Int..... Lakewood Int	Park Int..... Park Int..... ID LOM (final) ORD VOR	Direct..... Direct..... Direct..... Via OBK, R 272° and ORD VOR, R 306°.	3500 3500 2300 3500				

Radar available.

Procedure turn E side of crs, 138° Outbnd, 318° Inbnd, 3500' within 10 miles of Park Int.

Minimum altitude over ID LOM on final approach crs, 2300'; over Park Int on final approach crs, 3500'.

Crs and distance, ID LOM to airport, 318°—6 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6 miles after passing ID LOM, turn right to 335° heading, climb to 1500', then make right-climbing turn to 3500' and proceed to Evanston Int via ORD, R 075°.

NOTES: (1) Functioning VOR receiver required unless a radar vector to final approach crs is obtained. (2) LOM 32L named River Grove; LOM 32R named Indian. (3) \*Requires holding pattern entry at Park Int during nonradar operation. (4) All transitions to Park Int except as noted.

CAUTION: Takeoffs on Runway 27 when weather is below 2000-3 will intercept ORD VOR, R 250° and climb to 2000' before proceeding westbound. Takeoffs on Runway 32L when weather is below 2000-3 will intercept ORD VOR, R 306° and climb to 2000' before proceeding westbound.

MSA within 25 miles of facility: 000°-090°—2100'; 090°-180°—2600'; 180°-270°—2400'; 270°-360°—2600'.

City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., LOM; Ident., ID; Procedure No. 5, Amdt. 3; Eff. date, 18 June 66; Sup. Amdt. No. 2; Dated, 26 June 65

OMA VOR Neola VOR	LOM LOM	Direct..... Direct.....	2700 2900	T-dn#..... C-d..... C-n..... S-dn-14..... A-dn.....	300-1 700-1 700-1½ 500-1 800-2	300-1 700-1 700-1½ 500-1 800-2	200-1½ 700-1½ 700-1½ 500-1 800-2
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Radar available.

Procedure turn W side crs, 316° Outbnd, 136° Inbnd, 2600' within 10 miles.

Minimum altitude over facility on final approach crs, 2200'.

Crs and distance, facility to airport, 136°—4.1 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.1 miles after passing LOM, climb to 2800' on crs 136° from LOM, proceed to OMA VOR, or when directed by ATC, climb to 2900' on crs, 136° from LOM, turn left and proceed direct to EOL VOR.

NOTE: Final approach from holding pattern at LOM not authorized. Procedure turn required.

CAUTION: Bluff, 1339'—1.3 miles E; towers, 1739'—4 miles WNW and 1746'—3 miles SW of airport.

#Unless radar vectored after takeoff, climb to 2200' before proceeding in a westerly direction.

MSA within 25 miles of facility: 000°-090°—2700'; 090°-360°—2800'.

City, Omaha; State, Nebr.; Airport name, Eppley Airfield; Elev., 983'; Fac. Class., LOM; Ident., OM; Procedure No. 1, Amdt. 15; Eff. date, 18 June 66; Sup. Amdt. No. 14; Dated, 23 Jan. 65



RULES AND REGULATIONS

ADF STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
RAL VOR.....	Highgrove Int.....	Direct.....	4200	T-dn %.....	300-1	300-1	200-1½
Sierra Int.....	Highgrove Int.....	Direct.....	4200	C-dn.....	800-1	800-1	800-1
Highgrove Int.....	Colton RBn/Int.....	Direct.....	4200	A-dn.....	800-2	800-2	800-2
Colton RBn/Int.....	LOM (final).....	Direct.....	2800	If Dixon Int received, the following minimums apply.			
Moreno Int.....	Colton RBn.....	Direct.....	4200	ADF and VOR equipment:			
ONT VOR.....	RAL VOR.....	Direct.....	4200	C-dn.....	500-1	500-1	500-1½
				S-dn-25.....	400-1	400-1	400-1

Procedure turn not authorized. Radar available.  
 Minimum altitude over Colton RBn on final approach crs, 4200'; over LOM, 2800'.  
 Crs and distance, facility to airport, 255°—5.9 miles; Dixon Int to airport, 255°—3 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.9 miles after passing LOM, climb to 3000' on crs of 255° within 14 miles of LOM.  
 MSA within 25 miles of facility: 000°-090°—11,300'; 090°-180°—6700'; 180°-270°—6100'; 270°-360°—11,100'.  
 %N and eastbound (278° through 105° clockwise, IFR departures must comply with published Ontario SID's.  
 City, Ontario; State, Calif.; Airport name, Ontario International; Elev., 952'; Fac. Class., LOM; Ident., ON; Procedure No. 1, Amdt. 21; Eff. date, 18 June 66; Sup. Amdt. No. 20; Dated, 11 Sept. 65

NUN VOR.....	LOM.....	Direct.....	1700	T-dn.....	300-1	300-1	200-1½
PNS RBn.....	LOM.....	Direct.....	1700	C-dn.....	400-1	500-1	500-1½
Gonzales Int.....	LOM (final).....	Direct.....	1300	S-dn-16.....	400-1	400-1	400-1
Harold Int.....	LOM.....	Direct.....	1700	A-dn.....	800-2	800-2	800-2
Eiberts Int.....	LOM.....	Direct.....	1700				

Radar available.  
 Procedure turn E side of crs, 343° Outbnd, 163° Inbnd, 1400' within 10 miles. Procedure turn nonstandard due ATC.  
 Minimum altitude over facility on final approach crs, 1300'.  
 Crs and distance, facility to airport, 163°—3.8 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.8 miles after passing LOM, climb to 2000' on crs of 163° from the LOM within 10 miles, or when directed by ATC, climb to 2000' on crs of 100° from the Pensacola RBn within 15 miles.  
 CAUTION: Warning area 10 miles S of PNS RBn.  
 MSA within 25 miles of facility: 000°-090°—1500'; 090°-180°—1500'; 180°-270°—1600'; 270°-360°—2400'.  
 City, Pensacola; State, Fla.; Airport name, Pensacola Municipal (Hagler); Elev., 118'; Fac. Class., LOM; Ident., PN; Procedure No. 1, Amdt. 11; Eff. date, 18 June 1966; Sup. Amdt. No. 10; Dated, 26 Dec. 1964

NUN VOR.....	PNS RBn.....	Direct.....	1700	T-dn.....	300-1	300-1	200-1½
Harold Int.....	PNS RBn.....	Direct.....	1700	C-dn.....	400-1	500-1	500-1½
				S-dn-34.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Radar available.  
 Procedure turn E side of crs, 163° Outbnd, 343° Inbnd, 1600' within 10 miles. Beyond 10 miles not authorized due warning area.  
 Minimum altitude over facility on final approach crs, 700'.  
 Crs and distance, facility to airport, 343°—1.8 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 1.8 miles after passing RBn, climb to 2000' on 343° bearing from RBn within 15 miles, or when directed by ATC, turn right, climb to 2000' on bearing of 030° from Pensacola RBn within 15 miles.  
 CAUTION: Warning area beyond 10 miles S of PNS RBn.  
 MSA within 25 miles of facility: 000°-090°—1500'; 090°-180°—1200'; 180°-270°—1600'; 270°-360°—1900'.  
 City, Pensacola; State, Fla.; Airport name, Pensacola Municipal (Hagler); Elev., 118'; Fac. Class., H-SAB; Ident., PNS; Procedure No. 2, Amdt. 5; Eff. date, 18 Jun 66; Sup. Amdt. No. 4; Dated, 5 Dec. 64

Odin Int.....	Salem RBn.....	Direct.....	2100	T-dn.....	300-1	300-1	NA
St. Peter Int.....	Salem RBn.....	Direct.....	2100	C-dn.....	600-1	600-1	NA
				S-dn-18.....	600-1	600-1	NA
				A-dn.....	NA	NA	NA

Procedure turn E side of crs, 005° Outbnd, 185° Inbnd, 2100' within 10 miles.  
 Minimum altitude over facility on final approach crs, 1171'.  
 Crs and distance, facility on airport, breakpoint to Runway 18, 176°—0.68 mle.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mlie after passing Salem RBn, make right turn, climbing to 2100' on the 005° bearing from Salem RBn within 10 miles. Make right turn and return to Salem RBn.  
 NOTE: Obtain VLA altimeter setting.  
 MSA within 25 miles of facility: 000°-360°—2100'.  
 City, Salem; State, Ill.; Airport name, Salem-Leckrone; Elev., 571'; Fac. Class., MH; Ident., SLO; Procedure No. 1, Amdt. Orig.; Eff. date, 18 June 66

PROCEDURE CANCELED, EFFECTIVE 18 JUNE 1966.  
 City, Sturgis; State, Mich.; Airport name, Kirsch Municipal; Elev., 924'; Fac. Class., MHW; Ident., IRS; Procedure No. 1, Amdt. Orig.; Eff. date, 4 June 66



## 2. By amending the following very high frequency omnirange (VOR) procedures prescribed in § 97.11(c) to read:

## VOR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Radar required.....				T-dn.....	300-1	300-1	NA
				C-dn.....	700-1	700-1	NA
				A-dn.....	NA	NA	NA

Procedure turn not authorized.

Minimum altitude over facility on final approach crs, 1600'.

Crs and distance, facility to airport, 267°—3.8 miles.

Minimum altitude at glide slope interception, Inbnd not authorized.

Altitude of glide slope and distance to approach end of runway at OM not authorized.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.8 miles after passing ENO VOR, make right turn, climbing to 1600', proceed to Kenton VORTAC. Hold E, R 087°, 1-minute right turns.

MSA within 25 miles of facility: 090°—180°—1100'; 180°—090°—1600'.

City, Chiswold; State, Del.; Airport name, Delaware Airpark; Elev., 50'; Fac. Class., L-BVORTAC; Ident., ENO; Procedure No. 1, Amdt. Orig.; Eff. date, 18 June 66

				T-dn.....	300-1	300-1	200-1/2
				C-dn.....	400-1	500-1	600-1 1/2
				S-dn-31.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Procedure turn E side of crs, 131° Outbnd, 311° Inbnd, 5700' within 10 miles.

Minimum altitude over facility on final approach crs, 4600'.

Crs and distance, facility to airport, 311°—2.4 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 2.4 miles after passing CTB VOR, make left turn and proceed to the CTB VOR, climbing to 5700'.

NOTE: Final approach from holding pattern at VOR not authorized. Procedure turn required.

NOTES: (1) Final approach from holding pattern at VOR not authorized. Procedure turn required. (2) When authorized by ATC, DME may be used to position aircraft for straight-in approach at 6000' between R 130° clockwise to R 152° via 6-mile DME Arc with the elimination of procedure turn.

MSA within 25 miles of facility: 000°—360°—5700'.

City, Cut Bank; State, Mont.; Airport name, Cut Bank; Elev., 3854'; Fac. Class., L-BVORTAC; Ident., CTB; Procedure No. 1, Amdt. 6; Eff. date, 18 June 66; Sup. Amdt. No. 5; Dated, 11 Nov. 65

				T-dn.....	300-1	NA	NA
				C-d.....	900-1	NA	NA
				C-n.....	900-2	NA	NA
				A-dn.....	NA	NA	NA
				DME minimums—DME equipment required.*			
				c-d.....	800-1	NA	NA
				c-n.....	800-2	NA	NA

Radar available.

Procedure turn E side of crs, 010° Outbnd, 190° Inbnd, 2200' within 10 miles.

Minimum altitude over facility on final approach crs 2000'; over 8-mile DME Fix, R 190°—1514'.

Crs and distance, facility to airport, 190°—9.8 miles.

When authorized by ATC, DME may be used within 10 miles at 2200' to position aircraft for a straight-in approach with the elimination of a procedure turn.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 9.8 miles after passing Dallas VOR, turn left, climb to 2500' on crs, 091° within 20 miles.

NOTE: Night operations restricted to Runways 13-31.

CAUTION: 1026' radio tower, 2.2 miles NNE. Final approach crs 1 mile E of Temco Garland.

MSA: 000°—090°—2100'; 090°—180°—2000'; 180°—270°—3300'; 270°—360°—2200'.

City, Dallas; State, Tex.; Airport name, Dallas-Garland; Elev., 614'; Fac. Class., H-BVORTAC; Ident., DAL; Procedure No. 1, Amdt. 3; Eff. date, 18 June 66; Sup. Amdt. No. 2; Dated, 7 May 66

				T-dn.....	300-1	300-1	NA
				C-dn.....	500-1	500-1	NA
				S-dn-33#.....	500-1	500-1	NA
				A-dn.....	NA	NA	NA

Procedure turn E side of crs, 161° Outbnd, 341° Inbnd, 2100' within 10 miles.

Minimum altitude over facility on final approach crs, 1400'.

Crs and distance, facility to airport, 341°—3 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3 miles after passing JKS VORTAC, make left-climbing turn to 2100' and return to JKS VORTAC.

NOTES: (1) Altimeter setting and weather information from Jackson FSS (McKellar Field). (2) Aircraft will cancel IFR with Jackson FSS prior to landing or upon reaching VFR conditions. (3) Aircraft will not take off under IFR conditions without prior ATC approval.

\*Reduction below 1/4 mile not authorized.

\*Night operations, Runways 1-19 not authorized.

MSA within 25 miles of facility: 000°—360°—2200'.

City, Lexington; State, Tenn.; Airport name, Franklin-Wilkins; Elev., 517'; Fac. Class., BVORTAC; Ident., JKS; Procedure No. 1, Amdt. 3; Eff. date, 18 June 66; Sup. Amdt. No. 2; Dated, 12 Mar. 66



RULES AND REGULATIONS

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VOR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
				T-d.....	300-1	300-1	NA
				C-d.....	700-1	700-1	NA
				A-d.....	1000-3	1000-3	NA

Procedure turn N side of crs, 068° Outbnd, 245° Inbnd, 2000' within 10 miles.  
 Minimum altitude over facility on final approach crs, 2000'.  
 Crs and distance, facility to airport, 248°—11.1 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6 miles after passing MCB VORTAC, climb to 2000' on R 239° within 20 miles of MCB VORTAC.  
 CAUTION: 792' tower located 2.5 miles NW of airport; 847' tower, 1.3 miles E of airport; and 570' tower, 2.3 miles ENE of airport.  
 NOTE: When authorized by ATC, DME may be used within 8 miles at 2200' to position aircraft for final approach with the elimination of procedure turn.  
 \*Descent to 1200' authorized after passing MCB VORTAC within 6 miles, then proceed VFR to airport, 248°—5.1 miles.  
 MSA within 25 miles of facility: 000°-360°—1900'.

City, McComb; State, Miss.; Airport name, McComb-Pike County; Elev., 460'; Fac. Class., BVOR; Ident., MCB; Procedure No. 1, Amdt. 7; Eff. date, 18 June 66; Sup. Amdt. No. 6; Dated, 8 Aug. 64

MC LFR.....	MCG VORTAC.....	Direct.....	2700	T-d.....	300-1	300-1	200-1½
22-mile DME Fix, R 097°.....	10-miles DME Fix, R 097°.....	Direct.....	2700	C-d**.....	500-1	500-1	500-1½
10-mile DME Fix, R 097°.....	1.5-miles DME Fix, R 097° or abeam MC LFR.	Direct.....	**1200	A-d.....	800-2	800-2	800-2

Procedure turn N side of crs, 097° Outbnd, 277° Inbnd, 2700' within 10 miles.  
 Minimum altitude over facility on final approach crs, 837' \*\*.  
 Facility on airport.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile, turn right, climb to 3000' on R 100°, MCG VORTAC within 15 miles.  
 NOTES: When authorized by ATC, DME may be used within 22 miles at 2700' between radials 090°-110°, to position for final approach, with the elimination of a procedure turn.  
 CAUTION: Mountainous terrain all quadrants. Terrain, 1266'—3.1 miles S of airport.  
 \*\*If 1.5-mile DME Fix, R 097°, not received or the passing of MC LFR is not identified on final approach, descent below 1200' not authorized.

City, McGrath; State, Alaska; Airport name, McGrath; Elev., 337'; Fac. Class., H-BVORTAC; Ident., MCG; Procedure No. 1, Amdt. 2; Eff. date, 18 June 66; Sup. Amdt. No. 1; Dated, 2 Nov. 63

Boston VOR.....	Lawrence VOR.....	Direct.....	2000	T-d.....	300-1	300-1	NA
Manchester VOR.....	Lawrence VOR.....	Direct.....	2200	T-n.....	NA	NA	NA
Bedford RBN.....	Lawrence VOR.....	Direct.....	2000	C-d*.....	800-1½	800-1½	NA
Hollis Int.....	Lawrence VOR.....	Direct.....	2000	C-n.....	NA	NA	NA
Rye RBN.....	Lawrence VOR (final).....	Direct.....	2000	S-dn.....	NA	NA	NA
				A-dn.....	NA	NA	NA

Radar available.  
 Procedure turn W side of crs, 044° Outbnd, 224° Inbnd, 2000' within 10 miles.  
 Minimum altitude over facility on final approach crs, 2000'.  
 Crs and distance, facility to airport, 224°—9.9 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 9.9 miles after passing LWN VOR, make right-climbing turn to 2000' direct LWN VOR. Hold NE of LWM VOR, 1-minute right turns, 224° Inbnd.  
 NOTE: Use Bedford/Hanscom altimeter setting.  
 CAUTION: Power lines 20' high, 350' SW of approach end of Runway 3.  
 \*Maintain 1500' until 5 miles SW of LWM VOR or passing LWM RBN.  
 MSA within 25 miles of facility: 090°-270°—2000'; 270°-360°—2500'.

City, Tewksbury; State, Mass.; Airport name, Tew-MAC; Elev., 92'; Fac. Class., BVOR; Ident., LWM; Procedure No. VOR-1, Amdt. Orig.; Eff. date, 18 June 66

10-mile DME Fix, R 051°.....	Tulsa VORTAC (final).....	Direct.....	1900	T-dn.....	300-1	300-1	*200-1½
10-mile DME Fix, R 079°.....	Tulsa VORTAC (final).....	Direct.....	1900	C-dn.....	500-1	500-1	500-1½
				S-dn-26.....	500-1	500-1	500-1
				A-dn.....	800-2	800-2	800-2
				DME minimums—DME equipment required:**			
				C-dn**.....	400-1	500-1	500-1½
				S-dn-26**.....	400-1	400-1	400-1

Radar available.  
 Procedure turn N side of crs, 080° Outbnd, 260° Inbnd, 1900' within 10 miles.  
 Minimum altitude over facility on final approach crs, 1900'; over 1.3-mile DME Fix, R 260°—1175'.  
 Crs and distance, facility to airport, 260°—4.3 miles; 1.3-mile DME Fix to airport, 260°—3 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.3 miles after passing the Tulsa VORTAC, climb to 2500' on R 289° of the Tulsa VORTAC, or when directed by ATC, climb to 2500' on R 238° within 20 miles.  
 \*300-1 required on runways 3L, 21R, 17R, and 35L.  
 MSA within 25 miles of facility: 000°-090°—2100'; 090°-180°—3600'; 180°-360°—3200'.

City, Tulsa; State, Okla.; Airport name, Tulsa International; Elev., 674'; Fac. Class., BVORTAC; Ident., TUL; Procedure No. 1, Amdt. 14; Eff. date, 18 June 66; Sup. Amdt. No. 13; Dated, 7 May 66



RULES AND REGULATIONS

VOR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
				T-dn %-----	300-1	300-1	200-1/2
				C-d**-----	600-1	600-1	600-1 1/2
				C-n**-----	600-2	600-2	600-2
				A-dn-----	800-2	800-2	800-2

Procedure turn E side of crs, 159° Outbnd, 339° Inbnd, 2900' within 10 miles.  
 Minimum altitude over facility on final approach crs, 2600'.  
 Crs and distance, facility to airport, 339°—4.9 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.9 miles after passing VOR, make right-climbing turn to 2900' return to VOR. Hold SE on R 159°, 1-minute right turns, 339° Inbnd.  
 NOTE: When authorized by ATC, DME may be used to position aircraft for straight-in approach at 3500' between R 104° clockwise to R 271° via 6-mile DME Arc with the elimination of procedure turn.  
 CAUTION: Runways 9-27 unlighted.  
 %When weather is less than 1400-2, aircraft taking off Runway 12, climb to 3000' on runway heading prior to turning westbound. Runway 9 or 30 climb to 3000' on runway heading prior to turning N or westbound. Runway 22 make left-climbing turn to 3000' prior to turning westbound. Runway 4 turn right, climb to 3000' prior to turning W or northbound due to 2549' TV antenna, 3 miles WSW and 1864' tower, 3.5 miles N of airport. 1400-2 minimums apply for aircraft taking off on Runway 27.  
 \*\*Circling not authorized in area W of Wisconsin River.  
 MSA within 25 miles of facility: 000°-090°—2900'; 090°-180°—2500'; 180°-270°—2800'; 270°-360°—3600'.  
 City, Wausau; State, Wis.; Airport name, Wausau Municipal; Elev., 1201'; Fac. Class., BVORTAC; Ident., AUW; Procedure No. 1, Amdt. 7; Eff. date, 18 June 66; Sup. Amdt. No. 6; Dated, 24 June 65

3. By amending the following terminal very high frequency omnirange (TerVOR) procedures prescribed in § 97.13 to read:

TERMINAL VOR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.  
 If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Du Page VOR.....	Glen Int.....	Direct.....	2500	T-dn#-----	300-1	300-1	200-1/2
Naperville VOR.....	Glen Int.....	Direct.....	2500	C-dn-----	500-1	500-1	500-1 1/2
Warren Int.....	Glen Int.....	Via API, R-288° and ORD, R 223°	2500	S-dn-4-----	500-1	500-1	500-1
				A-dn-----	800-2	800-2	800-2
Glen Int.....	Benson Int (final).....	Direct.....	1800				
Tiger Int.....	Glen Int.....	Direct.....	2500				

Procedure turn not authorized.  
 Radar available.  
 Minimum altitude over Benson Int on final approach crs, 1800'.  
 Crs and distance, Benson Int to VOR, 043°—4 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of ORD VOR, make left turn, climb to 2500', proceed to OBK VOR via OBK, R 170°.  
 NOTE: Aircraft must be equipped with dual VOR receivers, or position be identified over Benson Int by O'Hare Radar.  
 #CAUTION: Takeoffs on Runway 27, when weather is below 2000-3, will intercept ORD VOR, R 250° and climb to 2000' before proceeding westbound. Takeoffs on Runway 32L, when weather is below 2000-3, will intercept ORD VOR R 306° and climb to 2000' before proceeding westbound.  
 MSA within 25 miles of facility: 000°-090°—2000'; 090°-180°—2600'; 180°-270°—2600'; 270°-360°—2500'.  
 City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., BVORTAC; Ident., ORD; Procedure No. TerVOR-4, Amdt. 3; Eff. date, 18 June 66; Sup. Amdt. No. 2; Dated, 12 June 65

Papi Int.....	Ridge Int.....	Via OBK, R 076° and ORD, R 083°	2500	T-dn-----	300-1	300-1	200-1/2
				C-dn-----	400-1	400-1	400-1 1/2
				S-dn-22-----	400-1	400-1	400-1
				A-dn-----	800-2	800-2	800-2
Ridge Int.....	Rand Int (final).....	Direct.....	1400				
OBK VOR.....	Ridge Int.....	Direct.....	2500				
Niles Int.....	ORD VORTAC.....	Direct.....	2500				
Warren Int.....	ORD VORTAC.....	Direct.....	2500				
OBK VOR.....	ORD VORTAC.....	Direct.....	2500				

Radar available.  
 Procedure turn N side of crs, 083° Outbnd, 213° Inbnd, 2500' within 10 miles of VORTAC.  
 Minimum altitude over Rand Int on final approach crs, 1400'.  
 Crs and distance, Rand Int to VOR, 3.3 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of ORD VOR, climb to 3500' and proceed to DPA VOR via ORD R 213° and DPA R 085°, or as directed by ATC, climb to 1500' on ORD R 213°, then make right-climbing turn to 2500' and proceed to Elgin Int via ORD R 271°.  
 NOTE: Dual VOR receivers required or Radar Fix in lieu of Rand Int.  
 CAUTION: Takeoffs on Runway 27, when weather is below 2000-3, will intercept ORD VOR R 250° and climb to 2000' before proceeding westbound. Takeoffs on Runway 32L, when weather is below 2000-3, will intercept ORD VOR R 306° and climb to 2000' before proceeding westbound.  
 MSA within 25 miles of facility: 000°-090°—2000'; 090°-180°—2600'; 180°-270°—2600'; 270°-360°—2500'.  
 City, Chicago; State, Ill.; Airport name, O'Hare International; Elev., 667'; Fac. Class., L-BVORTAC; Ident., ORD; Procedure No. Ter VOR-22, Amdt. 5; Eff. date, 18 June 66; Sup. Amdt. No. 4; Dated, 22 May 65



RULES AND REGULATIONS

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TERMINAL VOR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
OBH VOR.....	GRI VOR.....	Direct.....	3700.....	T-dn.....	300-1	300-1	200-1½
				C-dn.....	700-1	700-1	700-1½
				S-dn-12.....	700-1	700-1	700-1
				A-dn.....	800-2	800-2	800-2
				DME or dual VOR minimums—DME equipment or dual VOR receivers required:			
				C-dn.....	500-1	500-1	500-1½
				S-dn-12.....	400-1	400-1	400-1

Procedure turn W side of crs, 294° Outbnd, 114° Inbnd, 3200' within 10 miles.  
 Minimum altitude over 3.6-mile DME Fix or Evers Int on final approach crs, 2546'.  
 Crs and distance, 3.6-mile DME Fix or Evers Int to airport, 114°—3.8 miles. Breakoff point to runway, 125°—0.89 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile after passing GRI VOR or 3.6 miles after passing Evers Int, make left turn, climbing to 3700' on GRI VOR R 350° within 12 miles, make left turn and return to GRI VOR. Hold N on R 350°, 1-minute right turns, 170° Inbnd.  
 NOTE: When authorized by ATC, GRI VORTAC/DME may be used via the 10-mile DME Arc at 3700' altitude, between GRI VOR R 231° clockwise to GRI VOR R 074°, to position aircraft for final approach with elimination of procedure turn.  
 MSA within 25 miles of facility: 225°-135°-3300'; 135°-225°-3800'.

City, Grand Island; State, Nebr.; Airport name, Grand Island Municipal; Elev., 1846'; Fac. Class., BVORTAC; Ident., GRI; Procedure No. TerVOR-12, Amdt. 4; Eff. date, 18 June 66; Sup. Amdt. No. 3; Dated, 10 June 64

OBH VOR.....	GRI VOR.....	Direct.....	3700.....	T-dn.....	300-1	300-1	200-1½
				C-dn.....	500-1	500-1	500-1½
				S-dn-17@.....	500-1	500-1	500-1
				A-dn.....	800-2	800-2	800-2
				DME minimums—DME equipment required:			
				C-dn.....	500-1	500-1	500-1½
				S-dn-17@.....	400-1	400-1	400-1

Procedure turn W side of crs, 350° Outbnd, 170° Inbnd, 3100' within 10 miles.  
 Minimum altitude over 3-mile DME Fix on final approach crs, 2346'.  
 Crs and distance, facility to airport, 170°—0.4 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile after passing GRI VOR, make left turn, climbing to 3700' on GRI VOR R 350° within 12 miles, make left turn and return to GRI VOR.  
 NOTE: When authorized by ATC, GRI VORTAC/DME may be used via the 10-mile DME Arc at 3700' altitude, between GRI VOR R 231° clockwise to GRI VOR R 074°, to position aircraft for final approach with elimination of procedure turn.  
 @500-¾ authorized with HIRL, except for 4-engine turbojets.  
 @400-¾ authorized with HIRL, except for 4-engine turbojets.  
 MSA within 25 miles of facility: 225°-135°-3300'; 135°-225°-3800'.

City, Grand Island; State, Nebr.; Airport name, Grand Island Municipal; Elev., 1846'; Fac. Class., BVORTAC; Ident., GRI; Procedure No. TerVOR-17, Amdt. 8; Eff. date, 18 June 66; Sup. Amdt. No. 7; Dated, 10 Oct. 64

Wilton Int.....	JEF VOR.....	Direct.....	2900.....	T-d.....	500-1	500-1	500-1
REA VOR.....	JEF VOR.....	Direct.....	2900.....	T-n.....	500-2	500-2	500-2
Alcoa Int.....	JEF VOR.....	Direct.....	2400.....	Minimums when control zone effective:			
CBI VOR.....	Scott Int.....	Direct.....	2400.....	C-dn&.....	700-1	700-1	700-1½
Scott Int.....	Cole Int (final).....	Direct.....	1800.....	S-dn-12@&.....	700-1	700-1	700-1
				A-dn&.....	1000-2	1000-2	1000-2
				Minimums when control zone not effective:			
				C-dn.....	800-1	800-1	800-1½
				S-dn-12.....	800-1	800-1	800-1
				A-dn.....	NA	NA	NA

Procedure turn S side of crs, 301° Outbnd, 121° Inbnd, 2400' within 10 miles.  
 Minimum altitude over facility on final approach crs, 1247'.  
 Facility on airport. Crs and distance, Cole Int to airport, 121°—5.8 miles; breakoff point to Runway 12, 116°—0.9 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile after passing JEF VOR, climb to 2500' on JEF VOR, R 112° within 10 miles, make right turn and return to JEF VOR. Hold SE on JEF VOR R 112°, 292° Inbnd.  
 NOTE: When control zone not effective, obtain Columbia altimeter setting.  
 CAUTION: 985' tower, located 1.3 miles W of airport. 1000' tower, located 2.7 miles SE of airport. 1151' tower, located 3.9 miles NE of airport. 1784' tower, located 6.2 miles NE of airport.  
 & These minimums apply at all times for air carriers with approved weather reporting service.  
 \*1347' when control zone not effective.  
 @ Reduction not authorized for nonstandard REIL.  
 MSA within 25 miles of facility: 000°-090°-2800'; 090°-180°-2300'; 180°-270°-2200'; 270°-360°-2700'.

City, Jefferson City; State, Mo.; Airport name, Jefferson City Memorial; Elev., 547'; Fac. Class., L-BVOR; Ident., JEF; Procedure No. TerVOR-12, Amdt. 3; Eff. date, 18 June 66; Sup. Amdt. No. 2; Dated, 2 Apr. 66

FIM VORTAC.....	Susana Int.....	Direct.....	4000.....	T-dn%.....	300-1	300-1	300-1
Virginia Int.....	Susana Int.....	Direct.....	4000.....	C-dn.....	500-1	500-1	500-1½
Susana Int.....	Canoga Int (final).....	Direct.....	3000.....	A-dn.....	800-2	800-2	800-2

Radar available.  
 Procedure turn not authorized.  
 Minimum altitude over Canoga Int on final approach crs, 3000'.  
 Crs and distance, Canoga Int VOR 075°—5.1 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at VNY VOR, turn left, climb via R 255° to Virginia Int at 4500', or when directed by ATC, climb via R 096° to El Monte Int at 4500'. Positive Radar crs monitor required on alternate missed approach.  
 @ All directions IFR departures: Unless otherwise directed by ATC, within 1 mile after takeoff, turn E, climb via VNY R 096° to El Monte Int at 4500'. Cross Glendale Int at 3500' minimums. Departure requires minimum climb rate of 270' per mile.  
 MSA within 25 miles of facility: 000°-090°-8600'; 090°-180°-5100'; 180°-270°-4100'; 270°-360°-6100'.

City, Los Angeles; State, Calif.; Airport name, Van Nuys; Elev., 799'; Fac. Class., L-VOR; Ident., VNY; Procedure No. VOR R 255°, Amdt. Orig.; Eff. date, 18 June 66



## RULES AND REGULATIONS

## TERMINAL VOR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Rock Creek Int.....	TWF VOR.....	Direct.....	8000	T-dn%..... C-dn..... S-dn-25..... A-dn*.....	300-1 500-1 500-1 NA	300-1 500-1 500-1 NA	200-1/4 500-11/2 500-1 NA

Procedure turn N side of crs, 068° Outbnd, 248° Inbnd, 5600' within 10 miles.  
Minimum altitude over facility on final approach crs, 4600'.

Facility on airport.

Crs and distance, breakoff point to approach end of Runway 25, 253°—0.3 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of TWF VOR, turn right, climb to 5600' on R 293° within 10 miles, or when directed by ATC, turn right, climb to 5600' on R 068° within 10 miles.

\*Alternate minimums of 800-2 authorized for air carrier with weather reporting service available at the airport.

%Takeoff all runways: Shuttle climb on the 060° Radial of TWF VOR within 10 miles to minimum crossing altitude required for direction of flight.

Direction of Flight  
SE, V253 and R 113°..... MCA (feet)  
5,800

MSA within 25 miles of facility: 060°-150°-9100'; 150°-240°-7900'; 240°-060°-6000'.

City, Twin Falls; State, Idaho; Airport name, Twin Falls Municipal (Joslin Field); Elev., 4148'; Fac. Class., BVOR; Ident., TWF; Procedure No. VOR-25, Amdt. 6; Eff. date, 18 June 66; Sup. Amdt. No. 5; Dated, 26 June 65.

4. By amending the following very high frequency omnirange—distance measuring equipment (VOR/DME) procedures prescribed in § 97.15 to read:

## VOR/DME STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
OBH VORTAC..... GRI VORTAC.....	GRI VORTAC..... 7-mile DME Fix, R 170°.....	Direct..... Direct.....	3700 3700	T-dn..... C-dn..... S-dn-35@..... A-dn.....	300-1 500-1 500-1 800-2	300-1 500-1 500-1 800-2	200-1/4 500-11/2 500-1 800-2

Procedure turn E side of crs, 170° Outbnd, 350° Inbnd, 3700' between 7-mile and 17-mile DME Fix, R 170°.

Minimum altitude over 7-mile DME Fix, R 170° final approach crs, 3400'.

Crs and distance, 7-mile DME Fix, R 170° to airport, 350°—5.4 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at 1.6-mile DME Fix, R 170°, climb to 3700' on GRI R 350°, within 12 miles, make left turn and return to GRI VOR, hold N on R 350°, 1-minute right turns, 170° Inbnd.

NOTE: When authorized by ATC, GRI VORTAC/DME may be used via 13-mile Arc at 3700' altitude, between GRI VOR R 074° clockwise to GRI VOR R 263°, to position aircraft for final approach with elimination of procedure turn.

@ 500-1/4 authorized with operative HIRL, 500-1/2 authorized with operative ALS, except for 4-engine turbojets.

MSA within 25 miles of facility: 225°-135°-3300'; 135°-225°-3800'.

City, Grand Island; State, Nebr.; Airport name, Grand Island Municipal; Elev., 1846'; Fac. Class., BVORTAC; Ident., GRI; Procedure No. VOR/DME No. 1, Amdt. 1; Eff. date, 18 June 66; Sup. Amdt. No. Orig.; Dated, 20 Nov. 65

Webb Int.....	18-mile DME Fix, R 317°.....	Via 18 miles..... DME Arc.....	2200	T-dn.....	300-1	300-1	200-1/4
18-mile DME Fix, R 317°.....	13.5-mile DME Fix, R 317° (final).....	Direct.....	1500	C-dn.....	400-1	500-1	500-11/2
Laredo VORTAC.....	10.1-mile DME Fix, R 317°.....	Direct.....	2000	S-dn-15..... A-dn.....	400-1 NA	400-1 NA	400-1 NA

Radar available.

Procedure turn E side of crs, 317° Outbnd, 137° Inbnd, 2000' within 10 miles of 10.1-mile DME Fix.

Minimum altitude over 13.5-mile DME Fix R 317° on final approach crs, 1500'.

Crs and distance, 13.5-mile DME Fix R 317° to airport, 137°—3.4 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at the 10.1-mile DME Fix, R 317°, turn left, climb to 2000' on 10.1-mile DME Arc until intercepting V-17, proceed N on V-17 within 20 miles of Laredo VORTAC.

NOTES: (1) 10.1-mile DME Fix, R 317° located over airport. (2) VOR and DME equipment required for the execution of this approach, if radar service not available. (3)

Radar Fixes may be used in lieu of DME Fixes.

MSA within 25 miles of facility: 180°-090°-2200'; 090°-180°-2300'.

City, Laredo; State, Tex.; Airport name, Laredo Municipal; Elev., 524'; Fac. Class., H-BVORTAC; Ident., LRD; Procedure No. VOR/DME No. 1; Amdt. 2; Eff. date, 18 June 66; Sup. Amdt. No. 1; Dated, 19 Mar. 66



5. By amending the following instrument landing system procedures prescribed in § 97.17 to read:

ILS STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition		Course and distance	Minimum altitude (feet)	Ceiling and visibility minimums			
From—	To—			Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Dayton Int.	CQN RBn	Direct	3000				
Halestown Int.	CQN RBn	Direct	3400	T-dn	300-1	300-1	#200-½
Chattanooga VORTAC	CQN RBn	Direct	3000	C-dn	600-1½	700-1½	700-2
Dunlap Int.	CQN RBn	Direct	3400	S-dn-20*	200-¾	200-¾	200-¾
Chickamauga Int.	CQN RBn	Direct	3000	A-dn	600-2	700-2	700-2
Whitwell Int.	CQN RBn	Direct	3400				
Bridgeport Int.	CQN RBn	Direct	3400				
Coalmont Int.	CQN RBn	Direct	3400				
Georgetown Int.	CQN RBn	Direct	3000				
Crandall Int.	CQN RBn	Direct	3000				
Riceville Int.	CQN RBn	Direct	3000				

Radar available.  
Procedure turn E side N crs, 016° Outbnd, 196° Inbnd, 3000' within 10 miles of CQN RBn.  
Minimum altitude at glide slope interception Inbnd, 3000'.

Altitude of glide slope and distance to approach end of runway at CQN RBn, 2940'—7.7 miles; at OM, 1900'—4.1 miles; at MM, 890'—0.7 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 7.7 miles after passing CQN RBn, or 4.1 miles after passing OM, climb to 3000' on S crs ILS within 15 miles, or, when directed by ATC, turn left and proceed direct to CHA VORTAC at 3000'.

CAUTION: Due to high terrain and towers, aircraft with limited climb capability departing on routes W through N, should request clearance to climb on a track of 016° or 196° from LMM to 3000' before continuing climb on crs.

\*500-¾ required when glide slope not utilized. Reduction below ¾ mile not authorized.

#Takeoff on runways 14-32 with less than 300-1 not authorized.

City, Chattanooga; State, Tenn.; Airport name, Lovell Field; Elev., 682'; Fac. Class., ILS; Ident., I-CHA; Procedure No. ILS-20, Amdt. 16; Eff. date, 18 June 66; Sup. Amdt. No. 15; Dated, 5 Mar. 66

Lakewood Int.	OH LOM (final)	Via OBK R 272° and NW crs, OHA ILS.	2500	T-dn% C-dn S-dn-14L# A-dn	300-1 400-1 300-¾ 600-2	300-1 500-1 300-¾ 600-2	200-½ 500-1½ 300-¾ 600-2
Niles Int.	ORD VOR	Direct	2500				
ORD VOR	OH LOM	Direct	2500				
Warren Int.	LOM	Direct	2500				
Deerfield Int.	OH LOM	Direct	2500				
OBK VOR	OH LOM	Direct	2500				

Radar available.  
Procedure turn W side of NW crs, 318° Outbnd, 138° Inbnd, 2500' within 10 miles.  
Minimum altitude at glide slope interception Inbnd, 2500'.

Altitude of glide slope and distance to approach end of runway at LOM, 2480'—5.7 miles; at LMM, 900'—0.6 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, turn left to a heading of 120° and climb to 1500', make left-climbing turn to 3500' and proceed to Evanston Int via ORD, R 075°.

NOTES: Runway 14R, LOM named "ROMEO"; Runway 14L, LOM named "LIMA"; No approach lights.

CAUTION: Takeoffs Runway 27, when weather is below 2000-3, will intercept ORD VOR R 250° and climb to 2000' before proceeding westbound. Takeoffs Runway 32L, when weather is below 2000-3, will intercept ORD R 306° and climb to 2000' before proceeding westbound. When conducting a parallel approach, parallel ILS 14 R and L procedure must be used.

#400-1 required when glide slope not utilized; 400-¾ authorized, except for 4-engine turbojet aircraft, with operative high-intensity runway lights.

%RVB, 2400' authorized for takeoff on Runways 14L, 14R, and 32L.

City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., ILS; Ident., I-OHA; Procedure No. ILS-14L, Amdt. 9; Eff. date, 18 June 66; Sup. Amdt. No. 8; Dated, 26 June 65

Lakewood Int.	OR LOM (final)	Via OBK R 272° and NW crs, ORD ILS.	2200	T-dn# C-dn S-dn-14R*% A-dn	300-1 400-1 200-½ 600-2	300-1 500-1 200-½ 600-2	200-½ 500-1½ 200-½ 600-2
ORD VOR	OR LOM	Direct	2500				
Warren Int.	OR LOM	Direct	2500				
Elgin Int.	OR LOM	Direct	2500				
Niles Int.	OR VOR	Direct	2500				
Deerfield Int.	OR LOM	Direct	2500				
OBK VOR	OR LOM	Direct	2500				

Radar available.  
Procedure turn W side of crs, 318° Outbnd, 138° Inbnd, 2500' within 10 miles.  
Minimum altitude at glide slope interception Inbnd, 2200'.

Altitude of glide slope and distance to approach end of runway at LOM, 2140'—5.3 miles; at LMM, 861'—0.5 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, turn right to a heading of 155° and climb to 1500', then make a right-climbing turn to 3500' and proceed to DPA VOR via R 085°, or, when directed by ATC, turn right to heading of 155° and climb to 1500', then make right-climbing turn to 2500' and proceed to Elgin Int. via ORD R 271°.

CAUTION: When conducting a parallel approach, parallel ILS 14 R and L procedure must be used.

NOTES: (1) Final approach from holding pattern not applicable. Procedure turn required. (2) Runway 14R, LOM named "ROMEO"; Runway 14L, LOM named "LIMA."

CAUTION: Takeoffs on Runway 27, when weather is below 2000-3, will intercept ORD VOR R 250° and climb to 2000' before proceeding westbound. Takeoffs on Runway 32L, when weather is below 2000-3, will intercept ORD VOR R 306° and climb to 2000' before proceeding westbound.

#400-¾ required when glide slope not utilized; 400-½ authorized, except for 4-engine turbojet aircraft, with operative ALS.

\*200' RVB. Descent below 867' not authorized unless approach lights are visible.

#RVB 2400' authorized Runways 14L, 14R, and 32L.

City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., ILS; Ident., I-ORD; Procedure No. ILS-14R, Amdt. 11; Eff. date, 18 June 66; Sup. Amdt. No. 10; Dated, 26 June 65



ILS STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Meadows Int.	Lima OM (final when glide slope not utilized).	Direct	2500	T-dn C-dn S-dn-14R# S-dn-14L* A-dn	300-1 NA 200- $\frac{1}{2}$ 300- $\frac{3}{4}$ 600-2	300-1 NA 200- $\frac{1}{2}$ 300- $\frac{3}{4}$ 600-2	200- $\frac{1}{2}$ NA 200- $\frac{1}{2}$ 300- $\frac{3}{4}$ 600-2

Procedure turn not authorized. Radar vectoring to final approach crs required.  
 Crs, Romeo LOM to Runway 14R, 138°; Lima LOM to Runway 14L, 138°.  
 Minimum altitude at glide slope interception Inbnd, 14R—2200'; 14L—3200' (2500' when authorized by ATC).  
 Altitude of glide slope and distance to approach end of runways at OM: 14R, 2140'—5.3 miles; 14L, 2480'—5.7 miles; at MM, 14R, 861'—0.5 mile, 14L, 900'—0.6 mile.  
 When advised by the controller or if visual contact not established upon descent to authorized landing minimums or if landing not accomplished, Runway 14R: Turn right to heading of 155° and climb to 1500', then make right-climbing turn to 3500' and proceed to DPA VOR via R 085°. Runway 14L: Turn left to heading of 120° and climb to 1500', make left-climbing turn to 3500' and proceed to Evanston Int via ORD R 075°.  
 \*No approach lights.  
 #S-dn-14R: 400- $\frac{3}{4}$  required when glide slope not utilized; 400- $\frac{1}{2}$  authorized, except for 4-engine turbojet aircraft, with operative ALS. 2400' RVR. Descent below 867' not authorized unless approach lights are visible.  
 \$S-dn-14L: 400-1 required when glide slope not utilized; 400- $\frac{3}{4}$  authorized, except for 4-engine turbojet aircraft, with operative high-intensity runway lights.  
 NOTES: (1) Use of this procedure is mandatory when conducting a parallel ILS approach, and is authorized only when airborne 75 mc (or ADF), and localizer receivers are operating simultaneously. A Radar Fix in lieu of Meadows Int will be provided upon pilot's request. (2) When any required airborne receiver in Note (1) is malfunctioning or a parallel approach is not desired, immediate notification of approach control is mandatory. (3) When advised that parallel operations are in progress, the pilot will check his authorization and restrictions for Runways 14 L and R, and be prepared to accept or reject an approach to either.  
 City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., ILS; Ident., I-ORD and I-OHA; Procedure No. Parallel ILS-14L and R. Amdt. 4; Eff. date, 18 June 66; Sup. Amdt. No. 3; Dated, 26 June 65

CGT VOR	Stack Int.	Via CGT R 356° and SE crs, RVG ILS.	3500	T-dn # C-dn S-dn-32L% A-dn	300-1 400-1 200- $\frac{1}{2}$ 600-2	300-1 500-1 200- $\frac{1}{2}$ 600-2	200- $\frac{1}{2}$ 500- $\frac{1}{2}$ 200- $\frac{1}{2}$ 600-2
API VOR*	Stack Int.	Direct	3500				
Niles Int.	Stack Int.	Via API R 088° and SE crs.	3500				
ORD VOR*	Stack Int.	Direct RVG ILS.	3500				
OBK VOR*	Stack Int.	Direct	3500				
Stack Int.	LOM (final)	Direct	2300				
Lakewood Int.	ORD VOR	Via OBK R 272° and ORD VOR R 306°.	3500				

Radar available.  
 Procedure turn E side of crs, 138° Outbnd, 318° Inbnd, 3500' within 10 miles of Stack Int.  
 Minimum altitude at glide slope interception Inbnd, 2300', over Stack Int, 3500'.  
 Crs and distance, LOM to airport, 318°—5.6 miles.  
 Altitude of glide slope and distance to approach end of runway at LOM, 2282'—5.6 miles; at MM, 851'—0.6 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, turn left to 300° heading, climb to 1500', then make left-climbing turn to 3500' and proceed direct to DPA VOR.  
 NOTES: (1) Functioning VOR receiver required unless a radar vector to final approach crs is obtained. (2) 400- $\frac{3}{4}$  required without glide slope; 400- $\frac{1}{2}$  authorized, except for 4-engine turbojet aircraft, with operative ALS. (3) Runway 32L LOM named River Grove. Runway 32R RBN named Indian. (4) 1460' tower, 5.5 miles W; 1413' tower, 4.9 miles W. (5) Caution when conducting a parallel approach, parallel ILS 32 L and R procedure must be used. (6) All transition to Stack Int except as noted. (7) \*Requires holding pattern entry at Stack Int during nonradar operation.  
 CAUTION: Takeoffs on Runway 27, when weather is below 2000-3, will intercept ORD VOR, R-250° and climb to 2000' before proceeding westbound. Takeoffs on Runway 32L, when weather is below 2000-3, will intercept ORD VOR, R 306° and climb to 2000' before proceeding westbound.  
 #RVR, 2400' authorized Runways 14L, 14R, and 32L.  
 %RVR, 2400'. Descent below 867' not authorized unless approach lights are visible.  
 City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., ILS; Ident., I-RVG; Procedure No. ILS-32L, Amdt. 4; Eff. date, 18 June 66; Sup. Amdt. No. 3; Dated, 26 June 65

OBK VOR#	Park Int.	Direct	3500				
CGT VOR	Park Int.	Via CGT, R 356° and SE crs, IDN ILS.	3500	T-dn C-dn S-dn-32R* A-dn	300-1 40-01 400-1 800-2	300-1 500-1 400-1 800-2	200- $\frac{1}{2}$ 500- $\frac{1}{2}$ 400-1 800-2
Niles Int.	Park Int.	Via API, R 088° and SE crs, IDN ILS.	3500				
ORD VOR#	Park Int.	Direct	3500				
Park Int.	OM (final)	Direct	2300				
Lakewood Int.	ORD VOR	Via OBK, R 272° and ORD VOR, R 306°.	3500				

Radar available.  
 Procedure turn E side of crs, 138° Outbnd, 318° Inbnd, 3500' within 10 miles of Park Int.  
 Minimum altitude over Park Int on final approach crs, 3500'; over OM, 2300'.  
 Crs and distance, OM to airport, 318°—6 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6 miles after passing OM, turn right to 335° heading, climb to 1500', then make right-climbing turn to 3500' and proceed to Evanston Int, via ORD VOR, R 075°.  
 NOTES: (1) Functioning VOR receiver required unless radar operating. (2) No glide slope, middle compass locator, or middle marker. (3) Caution when conducting a parallel approach, parallel ILS, 32 L and R procedure must be used. (4) # Requires holding pattern entry at Park Int during nonradar operations. (5) All transmissions to Park Int except as noted.  
 CAUTION: Takeoffs on Runway 27, when weather is below 2000-3, will intercept ORD VOR, R 250° and climb to 2000' before proceeding westbound. Takeoffs on Runway 32L, when weather is below 2000-3, will intercept ORD VOR, R 306° and climb to 2000' before proceeding westbound.  
 \*400- $\frac{3}{4}$  authorized with operative high-intensity runway lights, except for 4-engine turbojets.  
 City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., ILS; Ident., I-IDN; Procedure No. ILS-32R, Amdt. 1; Eff. date, 18 June 66; Sup. Amdt. No. Orig.; Dated, 11 Dec. 65



ILS STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition		Ceiling and visibility minimums					
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Canal Int.	Indian OM (final 32R)	318°—6.8 miles		T-dn	300-1	300-1	200-1/2
Congress Int.	River Grove OM (final when glide slope not used).	318°—2.4 miles	2300	C-dn	NA	NA	NA
			2300	S-dn-32L#	200-1/2	200-1/2	200-1/2
				S-dn-32R*	400-1	400-1	400-1
				A-dn	800-2	800-2	800-2

Procedure turn not authorized. Radar required.  
 Crs, River Grove OM to 32L, 318°; Indian OM to 32R, 318°.  
 Runway 32L: Minimum altitude at glide slope intercept Inbnd, 3000'.  
 Runway 32R: Minimum altitude over Canal Int, 4000'; over Indian OM, 2300'.  
 Altitude of glide slope and distance to approach end of Runway at OM: 32L—2282', 5.6 miles; 32R—no glide slope, 6.0 miles.  
 Altitude of glide slope at MM: 32L—851', 0.6 mile; 32R no MM.  
 When advised by controller or if visual contact not established upon descent to authorized landing minimums or if landing not accomplished—  
 Runway 32L: Turn left to 300° heading, climb to 1500', then make left-climbing turn to 3500' and proceed direct to DPA VOR.  
 Runway 32R: Turn right to 335° heading, climb to 1500', then make right-climbing turn to 3500' and proceed to Evanston Int via ORD, R 075°.  
 #Runway 32L: 400-1/2 required when glide slope not utilized, 400-1/2 with operative ALS except for 4-engine turbojets.  
 \*Runway 32R: No approach lights, glide slope, MM or LMM. 400-1/2 authorized with operative high-intensity runway lights except for 4-engine turbojets.  
 #Runway 32L: 2400' RVR. Descent below 867' not authorized unless approach lights are visible.  
 NOTES: (1) Use of this procedure is mandatory when conducting a parallel ILS, 32 L and R approach, and is authorized only when airborne 75 mc (or ADF) and localizer receiver are operating simultaneously. Radar fixes in lieu of Congress or Canal Int will be provided on pilot's request. (2) When any required airborne receiver in note (1) is malfunctioning or a parallel approach is not desired, immediate notification of approach control is mandatory. (3) When advised that parallel operations are in progress, the pilot will check his authorization for runway 32 L and R and be prepared to accept or reject approach to either.

City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., ILS; Ident., I-RVG and I-IDN; Procedure No. Parallel ILS 32, L and R, Amdt. 1; Eff. date, 18 June 66; Sup. Amdt. No. Orig.; Dated, 11 Dec. 65

Indianapolis VOR	LOM	Direct	2400	T-dn#	300-1	300-1	200-1/2
Shelbyville VOR	LOM	Direct	2400	C-dn	400-1	500-1	500-1 1/2
Castleton Int.	LOM	Direct	2400	S-dn-31*##	200-1/2	200-1/2	200-1/2
Quincy Int.	LOM	Direct	2400	A-dn	600-2	600-2	600-2
Morgantown Int.	LOM	Direct	2800				
Whiteland Int.	LOM (final)	Via IND VOR, R 136° and ILS SE crs.	2400				

Radar available.  
 Procedure turn E, side of crs, 133° Outbnd, 313° Inbnd, 2400' within 10 miles.  
 Minimum altitude at glide slope interception Inbnd, 2400'.  
 Altitude of glide slope and distance to approach end of runway at OM, 2270'—5.4 miles; at MM, 983'—0.6 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 2500' and proceed direct to IND VOR, or when directed by ATC, make left turn climbing to 2000' and proceed direct to the IN LOM.  
 \*400-1/2 required when glide slope not utilized. 400-1/2 authorized, except for 4-engine turbojet aircraft, with operative ALS.  
 #RVR, 2400' authorized on Runway 31.  
 #RVR, 2400'. Descent below 997' not authorized unless approach lights are visible.

City, Indianapolis; State, Ind.; Airport name, Indianapolis Municipal (Weir-Cook); Elev., 797'; Fac. Class., ILS; Ident., I-COA; Procedure No. ILS-31, Amdt. 2; Eff. date, 18 June 66; Sup. Amdt. No. 1; Dated, 10 July 65

Channel VHF Int.	LOM	Direct	1200	T-dn*	300-1	300-1	200-1/2
Channel VHF Int.	Narrows VHF Int.	Via JFK VOR, 189 MR and SBJ VOR, 114 MR.	1500	C-dn	500-1	500-1	500-1 1/2
		Direct	#1000	S-dn-4R**	200-1/2	200-1/2	200-1/2
				A-dn	600-2	600-2	600-2

Radar available.  
 Procedure turn S side of crs, 222° Outbnd, 042° Inbnd, 1200' within 10 miles of LOM.  
 Minimum altitude at glide slope interception Inbnd, 1000'.  
 Altitude of glide slope and distance to approach end of runway at OM, 756'—2.7 miles; at MM, 211'—0.6 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 2.7 miles after passing LOM, climb straight ahead to 500', then make a climbing right turn to 3000' on JFK, R 077° to Deer Park VOR. Hold E, 1-minute left turns, Inbnd crs, 257°.  
 CAUTION: (1) Circling landing minimums do not provide standard clearance over stack, 277'—1.1 miles SSE of airport. (2) DME indication at 1000' altitude/glide slope interception, 3.8 miles; at OM, 2.8 miles; at MM, 0.75 mile. DME should not be used to determine aircraft position over MM, runway threshold or runway touchdown point.  
 #After interception of localizer course Inbnd, descend on glide slope to cross OM at 756'.  
 \*RVR runways 4R, 221—2000', 4-engine turbojet. 1800' other aircraft. RVR Runway 31L, 2000'; RVR Runway 31R, 2400'.  
 \*\*RVR, 2000' 4-engine turbojet. 1800' other aircraft. Descent below 212' not authorized unless ALS visible.

City, New York; State, N. Y.; Airport name, John F. Kennedy International; Elev., 12'; Fac. Class., ILS; Ident., I-JFK; Procedure No. ILS-4R, Amdt. 11; Eff. date, 18 June 66; Sup. Amdt. No. 10; Dated, 18 Dec. 65

Deer Park VOR	Roslyn VHF Int.	LGA, R 100°	2000	T-dn*	300-1	300-1	200-1/2
Roslyn VHF Int.	OM (final)	Direct	1700	C-dn	500-1	500-1	500-1 1/2
Kennedy VOR	ON	Direct	1900	S-dn-22L%**	200-1/2	200-1/2	200-1/2
				A-dn	600-2	600-2	600-2

Radar available.  
 Procedure turn E side of NE crs, 042° Outbnd, 222° Inbnd, 1900' within 10 miles of OM.  
 Minimum altitude at glide slope interception Inbnd, 1700'.  
 Altitude of glide slope and distance to approach end of runway at OM, 1692'—5.6 miles; at MM, 218'—0.6 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.6 miles after passing OM, climb to 500' straight ahead, make climbing left turn to 2000' on JFK, R 189° to Channel VHF Int, hold S, 1-minute right turns Inbnd crs, 009°.  
 CAUTION: Circling minimums do not provide standard clearance over the following obstruction, 277' stack, 1.1 miles SSE of runway 4R.  
 \*400-1/2 (RVR 4000') required when glide slope not utilized. 400-1/2 (RVR 2400') authorized with operative ALS, except for 4-engine turbojet aircraft.  
 #RVR—runways 4R, 22L—2000', 4-engine turbojet. 1800' other aircraft. RVR—runway 31L, 2000'. RVR—31R, 2400'.  
 \*\*RVR, 2000', 4-engine turbojet. 1800' other aircraft. Descent below 212' not authorized unless ALS visible. RVV available on Runway 22R for takeoff and landing.

City, New York; State, N. Y.; Airport name, John F. Kennedy International; Elev., 12'; Fac. Class., ILS; Ident., I-IWY; Procedure No. ILS-22L, Amdt. 13; Eff. date, 13 June 66; Sup. Amdt. No. 12; Dated, 18 Dec. 65



ILS STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition		Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
From—	To—				2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Deer Park VOR	Carol Int	Direct	2000	T-dn*	300-1	300-1	200-1/2
Deer Park VOR	Carol Int	JFK, R 077° to 11.5-miles clockwise arc.	2000	C-dn S-dn-31R**%	500-1 300-3/4	500-1 300-3/4	500-1 1/4 300-3/4
Channel Int	Carol Int	Direct	2000	A-dn	600-2	600-2	600-2
Channel Int	Carol Int	JFK, R 189° to 11.5-miles counterclockwise arc.	2000				
Carol Int	LOM (final)	Direct	1600				
Kennedy VOR	LOM	Direct	1600				

Radar available.  
 Procedure turn S side of SE crs, 131° Outbnd, 311° Inbnd, 1600' within 10 miles.  
 Minimum altitude at glide slope interception Inbnd, 1600'.  
 Altitude of glide slope and distance to approach end of runway at OM, 1557'—5.6 miles; at MM, 198'—0.6 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.6 miles after passing LOM, climb straight ahead to 500', make climbing left turn to 2000' on JFK, R 189° to Channel Int. Hold S, 1-minute right turns, Inbnd crs, 009°.  
 CAUTION: Circling minimums do not provide standard clearance over stack, 277', 1.1 miles SSE of Runway 4R.  
 \*\*RV R, 4000' also authorized for landing on Runway 31R in lieu of 3/4-mile visibility provided that all components of the ILS and all related airborne equipment are in satisfactory operating condition.  
 %400-1 required when glide slope not utilized. 400-3/4 (RV R, 4000') authorized with operative HIRL, except for 4-engine turbojet aircraft.  
 \*RV R—Runways 4R, 22L, 2000' 4-engine turbojet. 1800' other aircraft. RV R—Runway 31L, 2000'. RV R—Runway 31R, 2400'.  
 City, New York; State, N. Y.; Airport name, John F. Kennedy International; Elev., 12'; Fac. Class., ILS; Ident., I-RTH; Procedure No. ILS-31R, Amdt. 4; Eff. date, 18 June 66; Sup. Amdt. No. 3; Dated, 18 Dec. 65

OMA VOR	LOM	Direct	2700	T-dn#	300-1	300-1	200-1/2
Neola VOR	LOM	Direct	2900	C-d	700-1	700-1	700-1 1/2
				C-n	700-1 1/2	700-1 1/2	700-1 1/2
				S-dn-14*	200-1/2	200-1/2	200-1/2
				A-dn	700-2	700-2	700-2

Radar available.  
 Procedure turn W side of crs, 316° Outbnd, 136° Inbnd, 2600' within 10 miles.  
 Minimum altitude at glide slope interception Inbnd, 2200'.  
 Altitude of glide slope and distance to approach end of runway at OM, 2156'—4.1 miles; at MM, 1180'—0.5 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.1 miles after passing LOM, climb to 2800' on SE crs, ILS, proceed direct OMA VOR or when directed by ATC, climb to 2900' on SE crs, ILS, turn left, direct, EOL VOR.  
 NOTE: Final approach from holding pattern at LOM not authorized. Procedure turn required.  
 CAUTION: Bluff 1339', 1.3 miles E; Towers, 1739', 4 miles WNW and 1740', 3 miles SW of airport.  
 #Unless radar vectored after takeoff, climb to 2200' prior to proceeding in a westerly direction. RV R, 2400' authorized Runway 14.  
 \*500-1 straight-in required when glide slope inoperative; 500-3/4 with operative high-intensity runway lights; 500-1/2 with operative ALS except for 4-engine turbojets. RV R, 2400'. Descent below 1183' not authorized unless approach lights are visible.  
 City, Omaha; State, Nebr.; Airport name, Eppley Airfield; Elev., 983'; Fac. Class., ILS; Ident., I-OMA; Procedure No. ILS-14, Amdt. 15; Eff. date, 18 June 66; Sup. Amdt. No. 14; Dated, 23 Jan. 65

ONT VOR	RAL VOR	Direct	4200	T-dn#%	300-1	300-1	200-1/2
RAL VOR	Highgrove Int.	Direct	4200	C-dn*	500-1	500-1	500-1 1/2
Sierra Int.	Highgrove Int.	Direct	4200	S-dn-25#	200-1/2	200-1/2	200-1/2
Highgrove Int.	Colton RBN	Direct	4200	A-dn	600-2	600-2	600-2
Colton RBN	LOM (final)	Direct	2800				
Moreno Int.	Colton RBN	Direct	4200				
Highgrove Int.	Colton Int.	Direct	4200				

Radar available.  
 Procedure turn not authorized.  
 Altitude and distance to approach end of runway at Colton RBN, 4200'—10.8 miles; at OM, 2720'—5.9 miles; \*at Dixon Int, 1850'—3 miles; at MM, 1145'—0.6 mile. Descent to cross LOM at 2720' authorized after intercepting glide slope on localizer crs at minimum altitude, 2800'.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.9 miles after passing LOM, climb to 3000' on W crs within 14 miles of ILS LOM.  
 #RV R, 2400' authorized Runway 25.  
 %N and eastbound (278° through 105°, clockwise) IFR departures must comply with published Ontario SID's.  
 #RV R, 2400'. Descent below 1152' not authorized unless approach lights are visible.  
 \*When glide slope not utilized, Dixon Int must be received for minimums of 400-3/4, 400-1/2 authorized except for 4-engine turbojet aircraft with operative ALS. Dual VHF equipment required. If Dixon Int not utilized, S-dn not authorized and 800' ceiling minimum for C-dn.  
 City, Ontario; State, Calif.; Airport name, Ontario International; Elev., 952'; Fac. Class., ILS; Ident., I-ONT; Procedure No. ILS-25, Amdt. 23; Eff. date, 18 June 66; Sup. Amdt. No. 22; Dated, 9 Oct. 65

NUN VOR	LOM	Direct	1700	T-dn	300-1	300-1	200-1/2
Pensacola RBN	LOM	Direct	1700	C-dn	400-1	500-1	500-1 1/2
Gonzales Int.	LOM (final)	Direct	1300	S-dn-16*	200-1/2	200-1/2	200-1/2
Harold Int.	LOM	Direct	1700	A-dn	600-2	600-2	600-2
Elberta Int.	LOM	Direct	1700				

Radar available.  
 Procedure turn E side of crs, 343° Outbnd, 163° Inbnd, 1400' within 10 miles. Procedure turn nonstandard due ATC.  
 Minimum altitude at glide slope interception Inbnd, 1300'.  
 Altitude of glide slope and distance to approach end of runway at OM, 1276'—3.8 miles; at MM, 314'—0.5 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 2000' on SE crs of ILS within 10 miles, or when directed by ATC, climb to 2000' on R 100° of the NUN VOR within 15 miles.  
 CAUTION: Warning area 10 miles S of PNS RBN.  
 \*400-3/4 required when glide slope not utilized. 400-1/2 authorized with operative ALS except for 4-engine turbojets.  
 City, Pensacola; State, Fla.; Airport name, Pensacola Municipal (Hagler); Elev., 118'; Fac. Class., ILS; Ident., I-PNS; Procedure No. ILS-16, Amdt. 10; Eff. date, 18 June 66; Sup. Amdt. No. 9; Dated, 26 Dec. 64



ILS STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
NUN VOR.....	PNS RBn.....	Via NUN VOR, R 100°	1700	T-dn.....	300-1	300-1	200-1/2
NUN VOR.....	Casino Int.....	Via NUN VOR, R 125°	1700	C-dn.....	400-1	500-1	500-1 1/2
				S-dn-34%.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Radar available.  
 Procedure turn E side S crs, 163° Outbnd, 343° Inbnd, 1600' within 10 miles of PNS RBn beyond 10 miles not authorized due warning area.  
 No glide slope. Minimum altitude over PNS RBn, 700'.  
 Crs and distance, PNS RBn to approach end of Runway 34, 343°—1.8 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 1.8 miles after passing PNS RBn, climb to 2000' on ILS N crs within 15 miles, or when directed by ATC, turn right, climb to 2000' on R 054 of the Pensacola (NUN) VOR within 15 miles.  
 %400-1/2 authorized, except for 4-engine turbojet aircraft, with operative high-intensity runway lights.  
 City, Pensacola; State, Fla.; Airport name, Pensacola Municipal (Hagler); Elev., 118'; Fac. Class., ILS; Ident., I-PNS; Procedure No. ILS-34 (back crs), Amdt. 10; Eff. date, 18 June 66; Sup. Amdt. No. 9; Dated, 5 Sept. 64

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
ILM VORTAC.....	Wesley Int.....	Direct.....	1600	T-dn.....	300-1	300-1	200-1/2
				C-dn.....	500-1	500-1	500-1 1/2
				S-dn-16#.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Procedure turn W side of crs, 343° Outbnd, 163° Inbnd, 1600' within 10 miles of Wesley Int.  
 Minimum altitude over Wesley Int on final approach crs, 1600'.  
 Crs and distance, Wesley Int to airport, 163°—4.7 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.7 miles after passing Wesley Int., climb to 1600' on ILM localizer crs (163°) within 20 miles.  
 NOTE: When authorized by ATC, DME (ILM VORTAC) may be used within 15 miles (230° to 060° clockwise) at 1600' altitude to position aircraft for a final approach with the elimination of the procedure turn.  
 #400-1/2 authorized with operative high-intensity runway lights, except for 4-engine turbojets.  
 City, Wilmington; State, N.C.; Airport name, New Hanover County; Elev., 31'; Fac. Class., ILS; Ident., I-ILM; Procedure No. ILS-16 (back crs), Amdt. Orig; Eff. date, 18 June 66

6. By amending the following radar procedures prescribed in § 97.19 to read:

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet, MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.  
 If a radar instrument approach is conducted at the below named airport, it shall be in accordance with the following instrument procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitude(s) shall correspond with those established for en route operation in the particular area or as set forth below. Positive identification must be established with the radar controller. From initial contact with radar to final authorized landing minimums, the instructions of the radar controller are mandatory except when (A) visual contact is established on final approach at or before descent to the authorized landing minimums, or (B) at pilot's discretion if it appears desirable to discontinue the approach, except when the radar controller may direct otherwise prior to final approach, a missed approach shall be executed as provided below when (A) communication on final approach is lost for more than 5 seconds during a precision approach, or for more than 30 seconds during a surveillance approach; (B) directed by radar controller; (C) visual contact is not established upon descent to authorized landing minimums; or (D) if landing is not accomplished.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
050° All sectors.....	030°.....	Within: 20 miles..... 10 miles.....	1700 1500	T-dn.....	Surveillance approach		200-1/2
				C-dn.....	300-1	300-1	500-1 1/2
				S-dn*#4\$.....	500-1	500-1	500-1
				A-dn.....	800-2	800-2	800-2
				S-dn-13.....	Precision approach		200-1/2
				S-dn-4, 31.....	200-1/2	200-1/2	300-1 1/2
				A-dn-13, 4, 31.....	300-1/2	300-1/2	300-1 1/2
					600-2	600-2	600-2

Radar terminal area transition altitudes—all bearings from the radar site with sector azimuths progressing clockwise.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, Runways 4, 8, 13, and 17: Make a left-climbing turn to 1500' on CYN VOR R 213° to Nesco Int, hold E, 1-minute left turns, Inbnd crs, 284°. Runways 31, 26, 35, and 22: Make right-climbing turn to 1500' on CYN VOR R 213° to Nesco Int, hold E, 1-minute left turns, Inbnd crs, 284°.  
 CAUTION: Radar tower, 226', 0.7 mile SW Runway 4.  
 \*400-1 authorized for Runways 13, 17, 22, 26, and 31.  
 #400-1/2 authorized, except for 4-engine turbojet aircraft, with operative high-intensity runway lights for Runways 13 and 31.  
 \$400-1/2 authorized, except for 4-engine turbojet aircraft, with operative ALS, Runway 13.  
 #Runway 35 only—Maintain 700' until passing the 3-mile Radar Fix.  
 City, Atlantic City; State, N.J.; Airport name, NAFEC-Atlantic City; Elev., 70'; Fac. Class. and Ident., Atlantic City Radar; Procedure No. 1, Amdt. 6; Eff. date, 18 June 66; Sup. Amdt. No. 5; Dated, 22 May 65

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
All directions.....	Radar Site.....	Within 20 miles.....	1600	T-dn.....	Surveillance approach		200-1/2
				C-dn.....	300-1	300-1	500-1 1/2
				S-dn-3, 12, 30, 21, 35**.....	400-1	400-1	400-1
				S-dn-17.....	500-1	500-1	500-1
				A-dn.....	800-2	800-2	800-2

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 2500' straight ahead, then proceed to HOU VOR.  
 Aircraft on any direct crs to HOU VOR may descend to 750' from 5-mile Radar Fix.  
 \*\*400-1/2 authorized for runway 3, except for 4-engine turbojet aircraft, with operative ALS.  
 #400-1/2 authorized, except for 4-engine turbojet aircraft, with operative high-intensity runway lights.  
 \*Radar control must provide 3 mile or 1000' vertical separation from the following obstructions:



Obstruction	MSL altitude (feet)	HOU VOR Radial	Distance nautical miles
Tower.....	1235	159°	11.0
Tower.....	1051	240°	11.5
Tower.....	751	291°	11.4
Tower.....	753	309°	6.0
Tower.....	1549	238°	13.1

City, Houston; State, Tex.; Airport name, William P. Hobby; Elev., 48'; Fac. Class. and Ident., Houston Radar; Procedure No. 1, Amdt. 15; Eff. date, 18 June 66; Sup. Amdt. No. 14; Dated, 13 Nov. 65

All directions	180°	Within: 40 miles	#2500	Surveillance approach
090°		Between: 40 and 60 miles.	2500	T-dn%..... 300-1 300-1 200-1/2 C-dn..... 400-1 500-1 500-1/2 S-dn-All*..... 400-1 400-1 400-1 A-dn..... 800-2 800-2 800-2
				Precision approach
				T-dn%..... 300-1 300-1 200-1/2 C-dn..... 400-1 500-1 500-1/2 S-dn-4**..... 200-1/2 200-1/2 200-1/2 A-dn..... 800-2 800-2 800-2

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, all runways: Climb to 3000' and proceed via R 285° of Shelbyville to Shelbyville VOR or, when directed by ATC, (1) Climb to 3000' on NE crs, ILS and proceed to Castleton Int; (2) Climb to 2500' and proceed direct to IND VOR.

#2800' within 3 miles of two 1849' towers, NE of airport; 2900' within 3 miles of 1852' tower, E and NE of airport; 3100' within 3 miles of 2100' tower, 20.5 miles SSE.

\*400-1/2 authorized, with operative high-intensity runway lights, except for 4-engine turbojets.

400-1/2 authorized, with operative ALS, except for 4-engine turbojets.

%RVR, 2400' authorized Runways 4 and 31.

\*\*2400' RVR. Descent below 997' not authorized unless approach lights are visible.

City, Indianapolis; State, Ind.; Airport name, Indianapolis Municipal (Weir-Cook); Elev., 797'; Fac. Class. and Ident., Weir-Cook Radar; Procedure No. 1, Amdt. 15; Eff. date, 18 June 66; Sup. Amdt. No. 14; Dated, 30 Jan. 65

All directions	Radar Site	Within:	2500	Precision approach
090°	223°	25 miles	2500	C-dn..... 500-1 500-1/2 500-1/2 S-dn-4R**..... 200-1/2 200-1/2 200-1/2 A-dn-4R..... 600-2 600-2 600-2
All directions#		20 miles	1500	Surveillance approach
160°		4-15 miles	1000	T-dn*..... 300-1 300-1 200-1/2 C-dn..... 600-1 600-1 600-1/2 S-dn-4L..... 600-1 600-1 600-1 S-dn-22R..... 500-1 500-1 500-1 S-dn-31R%..... 400-1 400-1 400-1 A-dn-All..... 800-2 800-2 800-2

All bearings are from the Radar Site with azimuth progressing clockwise.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, Runways 4R, 4L: Make right-climbing turn to 3000' on JFK VOR, R 077° to DPK VOR. Hold E 1-minute left turns, Inbnd crs, 257°. Runways 22R, 31R: Make left-climbing turn to 2000' on JFK VOR, R 189° to Channel Int. Hold S, 1-minute right turns, Inbnd crs, 009°.

CAUTION: Circling minimums do not provide standard clearance over 277' stack, 1.1 miles SSE of airport.

\*RVR—Runways 4R, 22L, 2000', 4-engine turbojet. 1800' other aircraft. RVR—Runway 31L, 2000'; RVR—Runway 31R, 2400'.

\*\*RVR, 2000', 4-engine turbojet. 1800' other aircraft. Descent below 212' not authorized unless ALS visible.

%400-1/2 (RVR, 4000') authorized with operative HIRL, except for 4-engine turbojet aircraft.

#Except W of LGA VOR, Radials 045°-219°, 2500' minimum altitude required.

City, New York; State, N.Y.; Airport name, John F. Kennedy International; Elev., 12'; Fac. Class. and Ident., Kennedy Radar; Procedure No. 1, Amdt. 11; Eff. date, 18 June 66; Sup. Amdt. No. 10; Dated, 5 Feb. 66

These procedures shall become effective on the dates specified therein.

(Secs. 307(c), 313(a), and 601 of the Federal Aviation Act of 1958; 49 U.S.C. 1348(c), 1354(a), 1421; 72 Stat. 749, 752, 775)

Issued in Washington, D.C., on May 11, 1966.

JAMES F. RUDOLPH,  
Acting Director, Flight Standards Service.

[F.R. Doc. 66-6463; Filed, June 10, 1966; 8:45 a.m.]

## Title 7—AGRICULTURE

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

[Valencia Orange Reg. 165]

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

##### Limitation of Handling

§ 908.165 Valencia Orange Regulation 165.

(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. 1001-1011) because the time intervening between the date when information upon which this section is based became avail-

able 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 June 9, 1966.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., June 12, 1966, and ending at 12:01 a.m., P.s.t., June 19, 1966, are hereby fixed as follows:

- (i) District 1: 350,000 cartons;
- (ii) District 2: 250,000 cartons;
- (iii) District 3: Unlimited movement.

(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: June 10, 1966.

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

[F.R. Doc. 66-6530; Filed, June 10, 1966; 11:32 a.m.]

[Lemon Reg. 218]

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

**Limitation of Handling**

**§ 910.518 Lemon Regulation 218.**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient,

and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on June 7, 1966.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period beginning at 12:01 a.m., P.s.t., June 12, 1966, and ending at 12:01 a.m., P.s.t., June 19, 1966, are hereby fixed as follows:

- (i) District 1: Unlimited movement;
- (ii) District 2: 348,750 cartons;
- (iii) District 3: Unlimited movement.

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

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

Dated: June 9, 1966.

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

[F.R. Doc. 66-6494; Filed, June 10, 1966; 8:51 a.m.]

**PART 911—LIMES GROWN IN FLORIDA**

**Expenses and Rate of Assessment**

On May 24, 1966, notice of rule making was published in the FEDERAL REGISTER (31 F.R. 7482) regarding proposed expenses and the related rate of assessment for the period beginning April 1, 1966, and ending March 31, 1967, pursuant to the marketing agreement, as amended, and Order No. 911, as amended (7 CFR Part 911), regulating the handling of limes grown in the State of Florida. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). After consideration of all relevant matters presented, including the

proposals set forth in such notice which were submitted by the Florida Lime Administrative Committee (established pursuant to said marketing agreement and order), it is hereby found and determined that:

**§ 911.206 Expenses and rate of assessment.**

(a) *Expenses.* Expenses that are reasonable and likely to be incurred by the Florida Lime Administrative Committee during the period April 1, 1966, through March 31, 1967, will amount to \$9,676.

(b) *Rate of assessment.* The rate of assessment for said period, payable by each handler in accordance with § 911.41, is fixed at \$0.025 per bushel of limes.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that (1) the relevant provisions of said marketing agreement and this part require that the rate of assessment herein fixed shall be applicable to all assessable limes handled during the aforesaid period, and (2) such period began on April 1, 1966, and said rate of assessment will automatically apply to all such limes beginning with such date.

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

Dated: June 8, 1966.

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

[F.R. Doc. 66-6467; Filed, June 10, 1966; 8:49 a.m.]

[Plum Reg. 8]

**PART 917—FRESH PEARS, PLUMS, AND PEACHES GROWN IN CALIFORNIA**

**Plums; Size**

**§ 917.379 Plum Regulation 8 (Wickson, New Yorker, Sim-ka, and Arrosa).**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 917, as amended (7 CFR Part 917; 30 F.R. 15990), regulating the handling of fresh pears, plums, and peaches grown in 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 of the Plum Commodity Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of plums of the varieties hereinafter set forth, and in the manner herein provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the



[Plum Reg. 9]

**PART 917—FRESH PEARS, PLUMS,  
AND PEACHES GROWN IN CALI-  
FORNIA**

**Plums; Size**

**§ 917.380 Plum Regulation 9 (Bur-  
bank and Emily).**

FEDERAL REGISTER (5 U.S.C. 1001-1011) in that, as hereinafter set forth, 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; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than the date hereinafter specified. A reasonable determination as to the supply of, and the demand for, such plums must await the development of the crop thereof, and adequate information thereon was not available to the Plum Commodity Committee until the date hereinafter set forth on which an open meeting was held, after giving due notice thereof, to consider the need for, and the extent of, regulation of shipments of such plums. 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; shipments of the current crop of such plums are expected to begin on or about the effective date hereof; this section should be applicable to all such shipments in order to effectuate the declared policy of the act; the provisions of this section are identical with the aforesaid recommendation of the committee; information concerning such provisions and effective time has been disseminated among handlers of such plums; and compliance with the provisions of this section will not require of handlers any preparation therefor which cannot be completed by the effective time hereof. Such committee meeting was held on May 31, 1966.

(b) *Order.* (1) During the period beginning at 12:01 a.m., P.s.t., June 12, 1966, and ending at 12:01 a.m., P.s.t., November 1, 1966, no handler shall ship any package or container of Wickson, New Yorker, Sim-ka, or Arrosa plums unless such plums are of a size that, when packed in a standard basket, they will pack at least a 4 x 4 standard pack.

(2) When used herein, "standard pack" shall have the same meaning as set forth in the U.S. Standards for Grades of Fresh Plums and Prunes (7 CFR 51.1520-1538; 31 F.R. 6240, 7169); "standard basket" shall mean the standard basket set forth in paragraph 1 of section 828.1 of the Agricultural Code of California; and, except as otherwise specified, all other terms shall have the same meaning as when used in the amended marketing agreement and order.

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

Dated: June 8, 1966.

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

[F.R. Doc. 66-6421; Filed, June 10, 1966;  
8:46 a.m.]

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 917, as amended (7 CFR Part 917; 30 F.R. 15990), regulating the handling of fresh pears, plums, and peaches grown in 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 of the Plum Commodity Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of plums of the varieties hereinafter set forth, and in the manner herein provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that, as hereinafter set forth, 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; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than the date hereinafter specified. A reasonable determination as to the supply of, and the demand for, such plums must await the development of the crop thereof, and adequate information thereon was not available to the Plum Commodity Committee until the date hereinafter set forth on which an open meeting was held, after giving due notice thereof, to consider the need for, and the extent of, regulation of shipments of such plums. 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; shipments of the current crop of such plums are expected to begin on or about the effective date hereof; this section should be applicable to all such shipments in order to effectuate the declared policy of the act; the provisions of this section are identical with the aforesaid recommendation of the committee; information concerning such provisions and effective time has been disseminated among handlers of such plums; and compliance with the provisions of this section will not require of handlers any

preparation therefor which cannot be completed by the effective time hereof. Such committee meeting was held on May 31, 1966.

(b) *Order.* (1) During the period beginning at 12:01 a.m., P.s.t., June 19, 1966, and ending at 12:01 a.m., P.s.t., November 1, 1966, no handler shall ship any package or container of Burbank or Emily plums unless such plums are of a size that, when packed in a standard basket, they will pack at least a 4 x 5 standard pack.

(2) When used herein, "standard pack" shall have the same meaning as set forth in the U.S. Standards for Grades of Fresh Plums and Prunes (7 CFR 51.1520-1538; 31 F.R. 6240, 7169); "standard basket" shall mean the standard basket set forth in paragraph 1 of section 828.1 of the Agricultural Code of California; and, except as otherwise specified, all other terms shall have the same meaning as when used in the amended marketing agreement and order.

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

Dated: June 8, 1966.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and Veg-  
etable Division, Consumer and  
Marketing Service.

[F.R. Doc. 66-6422; Filed, June 10, 1966;  
8:46 a.m.]

[Plum Reg. 10]

**PART 917—FRESH PEARS, PLUMS,  
AND PEACHES GROWN IN CALI-  
FORNIA**

**Plums; Size**

**§ 917.381 Plum Regulation 10 (Duarte,  
Late Duarte, and President).**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 917, as amended (7 CFR Part 917; 30 F.R. 15990); regulating the handling of fresh pears, plums, and peaches grown in 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 of the Plum Commodity Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of plums of the varieties hereinafter set forth, and in the manner herein provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that, as hereinafter set forth, 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; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than the date hereinafter specified. A reasonable determination as to the supply of, and the demand for, such plums must await the development of the crop thereof, and adequate information thereon was not available to the Plum Commodity Committee until the date hereinafter set forth on which an open meeting was held, after giving due notice thereof, to consider the need for, and the extent of, regulation of shipments of such plums. 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; shipments of the current crop of such plums are expected to begin on or about the effective date hereof; this section should be applicable to all such shipments in order to effectuate the declared policy of the act; the provisions of this section are identical with the aforesaid recommendation of the committee; information concerning such provisions and effective time has been disseminated among handlers of such plums; and compliance with the provisions of this section will not require of handlers any preparation therefor which cannot be completed by the effective time hereof. Such committee meeting was held on May 31, 1966.

(b) *Order.* (1) During the period beginning at 12:01 a.m., P.s.t., June 19, 1966, and ending at 12:01 a.m., P.s.t., November 1, 1966, no handler shall ship from any shipping point during any day any package or container of Duarte, Late Duarte, or President plums, except to the extent otherwise permitted under this paragraph, unless such plums are of a size that, when packed in a standard basket, they will pack at least a 3 x 4 x 5 standard pack.

(2) During each day of the aforesaid period, any handler may ship from any shipping point a quantity of each such variety of plums, by number of packages or containers, which are of a size smaller than the size prescribed in subparagraph (1) of this paragraph if said quantity does not exceed one hundred (100) percent of the number of the same type of packages or containers of such variety of plums shipped by such handler which meet the size requirements of said subparagraph (1) of this paragraph: *Provided,* That all such smaller plums are of a size that, when packed in a standard basket, they will pack at least a 4 x 5 standard pack.

(3) If any handler, during any day of the aforesaid period, ships from any shipping point less than the maximum allowable quantity of such plums that may be of a size smaller than the size prescribed in subparagraph (1) of this paragraph, the quantity of such under-

shipment may be shipped by such handler only from such shipping point.

(4) When used herein, "standard pack" shall have the same meaning as set forth in the U.S. Standards for Grades of Fresh Plums and Prunes (7 CFR 51.1520-1538; 31 F.R. 6240, 7169); "standard basket" shall mean the standard basket set forth in paragraph 1 of Section 828.1 of the Agricultural Code of California; and, except as otherwise specified, all other terms shall have the same meaning as when used in the amended marketing agreement and order.

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

Dated: June 8, 1966.

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

[F.R. Doc. 66-6423; Filed, June 10, 1966;  
8:46 a.m.]

## Title 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

#### PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

##### Promotional Assistance; Newstand Display

#### § 15.54 Promotional assistance; Newstand display.

(a) The Federal Trade Commission rendered to the publisher of a magazine a favorable advisory opinion regarding his promotional assistance plan providing basically for payments of 99 cents per issue, per newsstand and alternatively, at the newsstand operator's option, payment at a rate of one-half cent per copy sold, per issue. Payments would be subject to a \$75 maximum per issue to any single newsstand operator. Payments would be made quarterly provided the operator had reported daily sales and permanently displayed the magazine in a high traffic location full cover exposed within easy reach of customers. The plan would be offered each calendar quarter by a notice on the magazine's cover with details printed on an inside page.

(b) Plans such as this come within the purview of section 2(d) of the Robinson-Patman amendment to the Clayton Act. Section 2(d) provides in essence that it is unlawful for a supplier in interstate commerce to offer promotional assistance to his reselling customer unless a proportionally equal offer also is made to the customer's competitors who sell the same product.

(c) The Commission's Guides for Advertising Allowances discuss the requirements for such promotional assistance plans in considerable detail and will be of assistance to persons contemplating their use.

(38 Stat. 717, as amended; 15 U.S.C. 41-58; 49 Stat. 1526; 15 U.S.C. 13, as amended)

Issued: June 10, 1966.

By direction of the Commission.

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

[F.R. Doc. 66-6424; Filed, June 10, 1966;  
8:46 a.m.]

#### PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

#### Dissemination of Uniform Warranty Plans by Trade Association to Its Members

#### § 15.55 Dissemination of uniform warranty plans by trade association to its members.

In an advisory opinion the Federal Trade Commission informed a trade association of manufacturers that its dissemination to members of a bulletin outlining two warranty plans and encouraging each member to adopt its own individual warranty would not be violative of any laws administered by the Commission, provided the association uses no coercion for the adoption of either plan.

(38 Stat. 717, as amended; 15 U.S.C. 41-58)

Issued: June 10, 1966.

By direction of the Commission.

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

[F.R. Doc. 66-6425; Filed, June 10, 1966;  
8:46 a.m.]

## Title 17—COMMODITY AND SECURITIES EXCHANGES

### Chapter II—Securities and Exchange Commission

[Release No. 35-15495]

#### PART 250—GENERAL RULES AND REGULATIONS, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935

#### Exemptions With Respect to Financial Connections With Small or Commercial Banking Institutions

The Securities and Exchange Commission, on February 28, 1966, gave notice (Holding Company Act Release No. 15412) (31 F.R. 3424) of, and invited views and comments on, a proposal to amend Rule 70(a)(4)(C) (17 CFR 250.70(a)(4)(iii)) adopted under the Public Utility Holding Company Act of 1935 ("Act") (15 U.S.C. 79 et seq.). Comments were received and considered by the Commission.

Section 17(c) of the Act prohibits any registered holding company or any subsidiary company thereof from having as an officer or director any "executive officer, director, partner, appointee, or representative of any bank, trust company, investment banker, or banking association or firm" except as permitted by



## Title 31—MONEY AND FINANCE: TREASURY

### Chapter II—Fiscal Service, Department of the Treasury

#### SUBCHAPTER A—BUREAU OF ACCOUNTS

[Dept. Circular No. 176 (Revised),  
14th Amdt., 1st Supp.]

#### PART 202—DEPOSIT OF PUBLIC MONIES AND PAYMENT OF GOVERNMENT CHECKS

##### Acceptable Securities

Part 202, Subchapter A, Chapter II, Title 31 of the Code of Federal Regulations of the United States (appearing also as Treasury Department Circular No. 176 (Revised), 11 F.R. 102, Jan. 3, 1946, as amended) is hereby further amended by adding immediately following paragraph (i) of § 202.20 a new paragraph to read as follows:

##### § 202.20 Collateral security for deposits.

(j) Certificates of Interest issued by the Commodity Credit Corporation, at face value.

(Sec. 10, 56 Stat. 356, as amended; 12 U.S.C. 265)

Dated: June 7, 1966.

[SEAL] JOHN K. CARLOCK,  
Fiscal Assistant Secretary.

[F.R. Doc. 66-6453; Filed, June 10, 1966;  
8:49 a.m.]

[Dept. Circular No. 92 (Rev.), 13th Amdt.,  
1st Supp.]

#### PART 203—SPECIAL DEPOSITS OF PUBLIC MONIES UNDER THE ACT OF CONGRESS APPROVED SEPTEMBER 24, 1917, AS AMENDED

##### Acceptable Securities

Part 203, Subchapter A, Chapter II, Title 31 of the Code of Federal Regulations of the United States (appearing also as Treasury Department Circular No. 92 (Revised), 14 F.R. 7058, November 23, 1949, as amended) is hereby further amended by adding immediately following paragraph (p) of § 203.7 a new paragraph to read as follows:

##### § 203.7 Special Depositaries must pledge collateral security before receiving deposits; acceptable securities.

(q) Insured loans to college students—Notes representing loans to college students which are insured either by Federal insurance or by a State agency or private nonprofit institution or organization administering a student loan insurance program in accordance with a formal agreement with the Commissioner of Education under the provisions of the Higher Education Act of 1965: at face value

(principal amount less payments made thereon).

(Sec. 8, 40 Stat. 291, as amended; 31 U.S.C. 771)

Dated: June 7, 1966.

[SEAL] JOHN K. CARLOCK,  
Fiscal Assistant Secretary.

[F.R. Doc. 66-6454; Filed, June 10, 1966;  
8:49 a.m.]

## Title 39—POSTAL SERVICE

### Chapter I—Post Office Department MISCELLANEOUS AMENDMENTS TO CHAPTER

The regulations of the Post Office Department are amended as follows:

#### PART 27—OFFICIAL MAIL

I. In Part 27 make the following change: In § 27.2 *Executive and judicial officers*, add the following in proper alphabetical order to the list under paragraph (c) (1) (ii):

##### § 27.2 Executive and judicial officers.

(c) *Methods of preparing official mail*—(1) *Postage and fees paid*.  
(ii) Authorized departments and agencies are:

Federal Bureau of Investigation.

NOTE: The corresponding Postal Manual section is 137.231b.

#### PART 41—SERVICE IN POST OFFICES

II. In Part 41 make the following changes:

A. In § 41.1, paragraph (b) is amended to separate requirements for the establishment of post offices, stations, and branches, to define the difference between stations and branches, and to provide for the designation of all rural units as either stations or branches on the same basis as contract and classified units are designated. In addition, paragraph (c) is amended to clarify the procedure and information to be furnished when requesting establishment of a post office. As so amended, paragraphs (b) and (c) respectively read.

##### § 41.1 Establishment of post offices.

(b) *Requirements*—(1) *Post offices*. There is no fixed minimum population requirement for the establishment of an independent post office; however, this factor is given consideration in making a determination. Post offices are established when it is not possible to render adequate and satisfactory service through the post office, station or branch now serving the area, through a new sta-

rule or regulation of the Commission "as not adversely affecting the public interest or the interest of investors or consumers." Rule 70 (17 CFR 250.70) thereunder sets forth the exemptions granted by the Commission from the prohibitions of section 17(c). Paragraph (a) (4) (iii) of § 250.70 provides an exemption in the case of a public-utility subsidiary company for persons whose only financial connection is with a commercial banking institution having its principal offices within the territory in which such company (or such company together with its wholly owned subsidiary companies) carries on operations as a public-utility company.

It appears that it is appropriate to amend § 250.70(a) (4) (iii) as proposed in our notice so as to permit a public-utility subsidiary company to have as a director or officer a person affiliated with a commercial bank whose principal office is located in the service area of an associate public-utility company, provided that the service areas of both such companies are contiguous and located entirely within the same State.

Accordingly, the Commission, acting pursuant to authority conferred upon it by the Public Utility Holding Company Act of 1935, particularly sections 17(c) and 20(a) thereof, hereby amends subdivision (iii) of subparagraph (4) of paragraph (a) of § 250.70 of this chapter to read as follows:

##### § 250.70 Exemptions from section 17(c) of the Act.

(a) \* \* \*

(4) \* \* \*

(iii) One or more commercial banking institutions having their principal offices within the territory in which such company, or an associate public-utility company serving a contiguous territory, carries on operations as a public-utility company: *Provided*, That (a) if the officer or director has a financial connection with a commercial banking institution having its principal office within the territory of an associate public-utility company, the service territories of both such companies are located entirely within the same State, and (b) the operating revenues from public-utility operations for the preceding calendar year of each such public-utility company constituted at least 70 percent of the consolidated revenues of each such company and all its wholly owned subsidiary companies; or

(Secs. 3, 17(c), 20, 49 Stat. 810, 830, 833; 15 U.S.C. 79c, 79q, 79t)

*Effective date.* The foregoing action shall be effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

JUNE 7, 1966.

[F.R. Doc. 66-6443; Filed, June 10, 1966;  
8:48 a.m.]



tion or branch or by an extension of city, rural or star route delivery. Post offices are not established solely for the purpose of providing community identity.

(2) *Stations.* Classified, contract and rural personnel and nonpersonnel stations are established where needed within the service limits of an independent post office. Units established within the corporate limits of the city, town or village where the main post office is located are designated as "stations."

(3) *Branches.* Classified, contract and rural personnel and nonpersonnel branches are established within the service limits of an independent post office. Units established outside of the corporate limits of the city, town or village where the main post office is located are designated as "branches." Classified and contract branches cannot be established at locations more than 20 miles outside the corporate limits of the city, town or village where the main post office is located and must serve a population of not less than 1,500 persons. The 20-mile limitation and 1,500 population requirement does not apply to airports, military installations, rural personnel and/or nonpersonnel branches. Where the parent post office is located in an unincorporated city, town or community, then all postal units administratively attached to that post office shall be designated as branches.

(c) *Procedure.* Patrons desiring a post office in their community should communicate with the Assistant Postmaster General, Bureau of Operations, Post Office Department, Washington, D.C., 20260. Requests for an independent post office should include the population to be served and specific information as to why the present postal service is not adequate and satisfactory. Requests for the establishment of classified, contract or rural personnel and/or nonpersonnel stations or branches will be made to the local postmaster who will submit the request with appropriate comments to the Regional Director.

NOTE: The corresponding Postal Manual sections are 151.12 and 151.13.

B. In § 41.3, paragraphs (c) (2) (i) (a), (b), and (c), (c) (2) (ii) (a) and (b), and (d) (5) are amended to show rural units as stations and branches. As so amended, the paragraphs now read:

§ 41.3 Post office boxes.

- (c) *Rental rates*— \* \* \*
- (2) *Rates at stations, branches, annexes, and airport mail facilities*—(i) *Stations, branches, annexes, and airport mail facilities of first-class offices.* (a) With the exception of rural stations and branches or stations and branches primarily servicing academic institutions (see subdivision (iii) of this subparagraph) box rent rates at stations, branches, annexes and airport mail facilities affiliated with first-class post offices, regardless of gross annual postal receipts, shall be based on the following:
  - (1) At classified stations, branches, and airport mail facilities, with or without city carrier service and with the

position of the superintendent ranked in salary levels 9 or above, the rates are those prescribed in the box rent schedule for the first group below that of the main office.

(2) At classified stations, branches, and airport mail facilities, with or without city carrier service and with the position of the superintendent ranked in salary levels 8 or below, the rates are those prescribed in the box rent schedule for the second group below that of the main office.

(3) At designated classified stations and branches located very near the main office and at annexes, the rates shall be the same as those charged at the main office.

(4) All contract stations will charge those rates prescribed in the box rent schedule for the second group below that of the main office.

(b) All personnel rural stations and branches shall charge the fees prescribed in the box rent schedule for group I post offices.

(c) At nonpersonnel rural stations and branches, the box rent fee is 60 cents per fiscal year. If rented after the beginning of the fiscal year, the rate is 5 cents for each month, or portion of a month, remaining in the fiscal year.

(ii) *Stations and branches of second- and third-class offices.* (a) With the exception of rural stations and branches or certain stations and branches primarily servicing academic institutions, stations and branches of second- and third-class post offices will charge the same rental fees as those charged at the main office.

(b) Rural stations and branches will charge the fees prescribed in subdivision (i) (b) and (c) of this subparagraph.

(d) *Payment of box rent.* \* \* \*

(5) *At nonpersonnel rural stations and branches.* Boxes at nonpersonnel rural stations and branches may be rented only on a fiscal year basis, or for the remaining portion of the fiscal year. (See subparagraph (3) of this paragraph.) For each payment collected, the rural carrier will issue Form 1096, Cash Receipt, pending issuance of Form 1538.

NOTE: The corresponding Postal Manual sections are 151.332a(1), 151.332a(2), 151.332a(3), 151.332b(1), 151.332b(2), and 151.34e, respectively.

PART 43—MAIL DEPOSIT AND COLLECTION

III. In Part 43, make the following change: In § 43.2, paragraph (b) is amended to add a provision to show that mail is collected from nonpersonnel rural stations and branches. As so amended, paragraph (b) now reads:

§ 43.2 Ordinary deposit of mail.

(b) *Collection boxes.* Collection boxes for the deposit of mail are placed at

convenient points in areas served by city carriers. At non-city-delivery offices, collection boxes are located in front of the post office quarters. Schedules are posted on these boxes showing collection times. Nonpersonnel rural stations and branches also provide a collection box for the deposit of mail which is collected by the rural carrier serving the unit.

NOTE: The corresponding Postal Manual section is 153.22.

PART 46—RURAL SERVICE

IV. In Part 46, make the following changes:

A. Section 46.1 is rewritten to designate all rural units as either stations or branches, and to show functions of personnel and nonpersonnel rural stations and branches. As so rewritten and revised, it now reads:

§ 46.1 Rural stations and branches.

(a) *Establishment.* Rural stations and branches, both personnel and nonpersonnel, are established and maintained in communities where a considerable number of people would be seriously inconvenienced if required to transact postal business with rural or star route carriers only, and where it is determined inadvisable to establish an independent post office. (See § 41.1 (b) and (c) of this chapter for definition of stations and branches.)

(b) *Functions.* (1) Personnel rural stations and branches accept, dispatch, receive and deliver mail, including registered, insured, COD, and certified mail, issue money orders, and sell stamps and stamped paper.

(2) Nonpersonnel rural stations and branches are self-service units which furnish essential mail services such as the collection and delivery of ordinary mail and sale of stamps. Services such as the sale of money orders, and the acceptance and delivery of certified, insured, registered, and COD mail are provided patrons of nonpersonnel rural stations and branches by the rural carrier at the time he services the unit. Carriers are required to remain at the unit a minimum of 15 minutes each day their routes are scheduled to operate, to afford patrons the services not otherwise available from the unit, such as money orders, stamped envelopes, etc.

(c) *Hours.* Personnel and nonpersonnel rural stations and branches are open during ordinary business hours of each weekday, except National holidays.

(d) *Treatment of mail.* Mail addressed to a personnel rural station or branch will be retained there to be called for, unless the addressee is a patron of a rural route starting from the rural station, or of an adjoining route, in which case the mail will be delivered to the patron's box by the carrier. Mail addressed to a nonpersonnel rural station or branch will be placed in the addressee's lock box at the station or branch.

NOTE: The corresponding Postal Manual section is 156.1.



B. In § 46.3, paragraph (b) is amended to also provide delivery service to patrons of rural stations and branches. As so amended paragraph (b) now reads:

§ 46.3 Carrier service.

(b) *To residence.* Rural carriers will deliver registered, certified, numbered insured, c.o.d., and special delivery mail to the patron's residence if it is not more than one-half mile from the route and if there is a passable road leading to it. Unnumbered insured mail will be delivered the same as ordinary mail. This same service will be accorded patrons of nonpersonnel rural stations and branches and personnel rural stations and branches.

NOTE: The corresponding Postal Manual section is 156.32.

PART 51—REGISTRY

V. In Part 51, make the following changes:

A. In § 51.3, a new paragraph (b) (3) is added to show how patrons at nonpersonnel rural stations and branches may have mail registered. As so added the new paragraph reads:

§ 51.3 Registration.

(b) *Where to mail.* \* \* \*

(3) *Nonpersonnel rural station and branches.* Patrons must meet the rural carrier at the nonpersonnel rural station or branch to have mail registered.

NOTE: The corresponding Postal Manual section is 161.32c.

B. In § 51.9, paragraph (e) is amended to make reference to Part 46 of this chapter for delivery by rural carriers or at personnel and nonpersonnel rural stations and branches. As so amended, it now reads:

§ 51.9 Delivery.

(e) *Rural delivery.* For delivery by rural carriers or at personnel and nonpersonnel rural stations and branches, see Part 46 of this chapter.

NOTE: The corresponding Postal Manual section is 161.95.

PART 52—INSURANCE

VI. In Part 52, make the following changes:

A. In § 52.3, a new paragraph (g) is added to prescribe that patrons at nonpersonnel rural stations and branches must meet the carrier at the station or branch for insurance service. As so added, it reads:

§ 52.3 Mailing.

(g) *Nonpersonnel rural stations and branches.* Patrons at nonpersonnel rural stations and branches must meet

the rural carrier at the station or branch for insurance service.

NOTE: The corresponding Postal Manual section is 162.37.

B. In § 52.5, present paragraphs (c), (d), and (e) are redesignated paragraphs (d), (e), and (f) respectively and a new paragraph (c) is added in lieu thereof to refer to Part 46 of this chapter for instructions concerning delivery by rural carriers or at personnel and nonpersonnel rural stations and branches. As so added, new paragraph (c) reads:

§ 52.5 Delivery.

(c) *Rural delivery.* For delivery by rural carriers or at personnel and nonpersonnel rural stations and branches, see Part 46 of this chapter.

NOTE: The corresponding Postal Manual section is 162.53.

PART 53—COD

VII. In Part 53, make the following changes:

§ 53.3 [Amended]

A. In § 53.3, paragraph (b) is amended to add a requirement that COD parcels must be mailed at a personnel or nonpersonnel rural station or branch. As so amended it now reads:

(b) *Where to mail.* COD parcels must be mailed at a post office, branch, or station through a rural carrier or at a personnel or nonpersonnel rural station or branch. They may not be placed in mail drops at post offices, nor in or on street mail boxes. They may not be left on, but may be placed in, rural mail boxes.

NOTE: The corresponding Postal Manual section is 163.32.

B. In § 53.3, paragraph (h) is deleted as these instructions for presenting mail to rural carriers for COD service are obsolete.

NOTE: The corresponding Postal Manual section is 163.38.

C. In § 53.5, present paragraphs (d) and (e) are redesignated paragraphs (e) and (f) respectively and a new paragraph (d) is added in lieu thereof to make reference to Part 46 of this chapter for instructions covering delivery by rural carriers or at personnel and nonpersonnel rural stations and branches. As so added, new paragraph (d) reads:

§ 53.5 Delivery.

(d) *Rural delivery.* For delivery by rural carriers or at personnel and nonpersonnel rural stations and branches, see Part 46 of this chapter.

NOTE: The corresponding Postal Manual section is 163.54.

PART 55—CERTIFICATES OF MAILING

VIII. In Part 55, make the following change: In § 55.3, paragraph (a) (1) is

amended to except mailers at nonpersonnel rural stations and branches from preparing certificates of mailing. In addition, paragraph (a) (2) is amended to include patrons of nonpersonnel rural stations and branches who may deliver mail to rural carriers with the fee for the certificate. As so amended paragraph (a) (1) and (2) now reads:

§ 55.3 Forms.

(a) *Who prepares.* (1) Certificates of mailing are prepared by the mailer, except mailers on rural routes or at nonpersonnel rural stations and branches. Individual and firm mailing book certificates must show the name and address of both the sender and the addressee, and may show the amount of postage paid. Identifying invoice or order numbers also may be placed on the certificate.

(2) Patrons of rural routes and nonpersonnel rural stations and branches may deliver mail to the rural carrier with the fee for the certificate. The carrier will obtain the certificate at the post office, attach the stamps, cancel them by postmark, and deliver the certificate to the sender on his next trip.

NOTE: The corresponding Postal Manual sections are 165.311 and 165.312.

PART 56—SPECIAL DELIVERY

IX. In Part 56, make the following changes:

A. In § 56.1, paragraph (a) is amended to show special delivery mail is given immediate delivery to points within a 1 mile radius of any post office, station, or branch, except contract and rural stations and branches. In addition, regulations are now included in paragraph (a) to provide special delivery service to patrons of nonpersonnel rural stations and branches, if their residence is within one-half mile of the unit and if there is a passable road. As so amended, it now reads:

§ 56.1 Description of special delivery.

(a) *Points of delivery.* Special delivery mail is given immediate delivery at the office of address during prescribed hours to:

(1) Points within a radius of 1 mile of any post office, station, or branch (except contract and rural stations and branches).

(2) Points within the delivery limits of any post office having letter carrier service.

(3) Points within one-half mile of a rural route by rural carrier on his regular trip, if there is a passable road leading to the addressee's dwelling or place of business.

(4) To patrons of nonpersonnel rural stations and branches, if their residence is within one-half mile of the unit and if there is a passable road leading to it. Otherwise, leave mail in patron's box at the unit.

(5) Points within one-half mile of a star route by the star route carrier who may make such delivery on his regular



trip if the deviation from his regular route will not delay him in meeting schedule requirements.

NOTE: The corresponding Postal Manual section is 166.11.

B. In § 56.4 make the following change: Paragraph (d) is amended to accord the same special delivery service to patrons of personnel and nonpersonnel rural stations and branches as "delivery service" to patrons with rural boxes. As so amended, paragraph (d) now reads:

§ 56.4 Delivery procedures.

(d) *Delivery to rural boxes.* Special delivery mail for an addressee who lives more than one-half mile from the rural route is delivered to his box. If he lives within one-half mile of the route and delivery cannot be made to his residence or place of business, it is deposited in his box, and a notice of nondelivery on Form 3955 is left at his residence or place of business. The same service will be accorded patrons of personnel and nonpersonnel rural stations and branches. (See § 46.3 (c) of this chapter for parcels that are too large for the box.)

NOTE: The corresponding Postal Manual section is 166.44.

PART 58—CERTIFIED MAIL

X. In Part 58, make the following changes:

A. In § 58.4, paragraph (c) is amended to provide for the deposit of certified mail at nonpersonnel rural stations and branches. As so amended, it now reads:

§ 58.4 Mailing.

(c) *Where to mail.* Patrons may mail certified mail at the post office, branch, or station or give it to a rural carrier. It may also be deposited in mail drops in post offices, street letterboxes, nonpersonnel rural stations and branches or any other receptacles for first-class mail, provided the specific directions in paragraph (d) of this section are followed.

NOTE: The corresponding Postal Manual section is 168.43.

B. In § 58.5, paragraph (c) is amended to provide for delivery of certified mail by rural carriers or at personnel and nonpersonnel rural stations and branches. As so amended, paragraph (c) now reads:

§ 58.5 Delivery.

(c) *Rural delivery.* For delivery by rural carriers or at personnel and nonpersonnel rural stations and branches, see Part 46 of this chapter.

NOTE: The corresponding Postal Manual section is 168.53.

PART 61—MONEY ORDERS

XI. In Part 61, make the following changes:

A. In § 61.1 make the following changes:

1. Paragraph (a) is amended to refer patrons of rural routes and nonpersonnel rural stations and branches to special procedures.

2. Paragraph (e) (4) is added to provide for money order service to patrons of nonpersonnel rural stations and branches.

§ 61.1 Issuance of domestic money orders.

(a) *Where sold.* Patrons may buy domestic money orders at all post offices, branches, and stations in the United States and its possessions, except for certain offices in Alaska. Money order facilities are also provided for members of the Armed Forces of the United States. Special procedures for patrons of rural routes and nonpersonnel rural stations and branches are explained in paragraph (e) of this section.

(e) *Issuance to rural patrons—*

(4) *Nonpersonnel rural stations and branches.* The procedures outlined in subparagraphs (1), (2), and (3) of this paragraph will be followed in providing money order service to patrons of nonpersonnel rural stations and branches. Patrons should meet the carrier at the station or branch. A supply of applications is maintained at the station or branch.

NOTE: The corresponding Postal Manual sections are 171.11 and 171.154 respectively.

B. In § 61.3, paragraph (b) (2) and (3) is amended to prescribe that rural carriers will cash money orders for patrons of nonpersonnel rural stations and branches. As so amended, it now reads:

§ 61.3 Cashing money orders.

(b) *Where to cash.*  
 (2) Rural carriers will cash money orders for rural patrons, including patrons of nonpersonnel rural stations and branches. Money orders must be endorsed in his presence. No fee or compensation is required for this service.

(3) Money orders issued at military post offices are payable only at military post offices and U.S. military banking facilities, or at post offices or banks located in the United States, its possessions, or Territories, and countries with which the United States transacts domestic-International money order business. If the purchaser or payee of a money order issued at a military post office transfers ownership by endorsement to another, the endorsee must cash the money order at either a military post office, a U.S. military banking facility, or a post office located in the United States, its possessions, or Territories.

NOTE: The corresponding Postal Manual sections are 171.322 and 171.323.

(R.S. 161, as amended; 5 U.S.C. 22, 39 U.S.C. 501, 5001, 5006, 5007, 5101, 701, 703, 2011, 6005, 6006, 6402)

TIMOTHY J. MAY,  
 General Counsel.

JUNE 8, 1966.

[F.R. Doc. 66-6461; Filed, June 10, 1966; 8:49 a.m.]

Title 41—PUBLIC CONTRACTS  
 AND PROPERTY MANAGEMENT

Chapter 9—Atomic Energy  
 Commission

PART 9-12—LABOR

Subpart 9-12.8—Equal Opportunity  
 in Employment

Subpart 9-12.8, Equal Opportunity in Employment, is deleted, and the following substituted therefor:

Subpart 9-12.8—Equal Opportunity in  
 Employment

Sec.	
9-12.800	Scope of subpart.
9-12.805	Administration.
9-12.805-1	Duties of agencies.
9-12.805-50	Preaward procedure for formally advertised supply contracts of \$1 million or more.

AUTHORITY: The provisions of this subpart 9-12.8 issued under sec. 161 of the Atomic Energy Act of 1954, as amended, 68 Stat. 949, 42 U.S.C. 2201; sec. 205 of the Federal Property and Administrative Services Act of 1949, as amended, 63 Stat. 390, 40 U.S.C. 486.

§ 9-12.800 Scope of subpart.

This subpart implements FPR 1-12.8, Equal Opportunity in Employment.

§ 9-12.805 Administration.

§ 9-12.805-1 Duties of agencies.

(a) The Assistant to the General Manager is the AEC Contracts Compliance Officer.

(b) Heads of Divisions and Offices, Headquarters, having contract authority and Managers of Field Offices are Deputy Contracts Compliance Officers.

§ 9-12.805-50 Preaward procedure for formally advertised supply contracts of \$1 million or more.

(a) In invitations for bids for formally advertised supply contracts which may result in a bid of \$1 million or more, the following representation shall be obtained from bidders:

The bidder represents:  
 (1) That a full compliance review of the bidder's employment practices  has  has not been conducted by an agency of the Federal Government; that such compliance review  has  has not been conducted for the bidder's known first-tier \$1 million or more subcontractors.

(2) That the most recent compliance reviews were conducted as follows:  
 Name of contractor (known first-tier \$1 million or more subcontractors); date; Federal Agency.

(b) Invitations for bids for contracts described in paragraph (a) of this sec-



## RULES AND REGULATIONS

tion shall require a bidder to submit with his bid a copy of the latest compliance report, SF-100, which he has filed under Executive Order 11246, under Title VII of the Civil Rights Act of 1964, or as a member of Plans for Progress. If no such report has been filed, a current SF-100 shall be submitted with the bid. The invitation should also require bidders to submit such report for their known first-tier \$1 million subcontractors.

*Effective date.* These amendments are effective upon publication in the FEDERAL REGISTER.

Dated at Germantown, Md., this 3d day of June 1966.

For the U.S. Atomic Energy Commission.

JOSEPH L. SMITH,  
Director, Division of Contracts.

[F.R. Doc. 66-6409; Filed, June 10, 1966; 8:45 a.m.]

## Title 43—PUBLIC LANDS: INTERIOR

### Chapter II—Bureau of Land Management, Department of the Interior

#### APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 4026]

[Idaho 017338]

#### IDAHO

#### Partial Revocation of Reclamation Withdrawal (Owyhee Project)

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

The departmental order of March 26, 1930, withdrawing lands in the first form for reclamation purposes in connection with the Owyhee Project, is hereby revoked so far as it affects the following described lands:

#### BOISE MERIDIAN

T. 9 N., R. 3 E.,  
Sec. 16, E $\frac{1}{2}$ .

Containing 320 acres.

The lands are withdrawn in part for water power purposes and are within the Boise National Forest. They are wholly or partly included within proposed national forest protective withdrawal Idaho 05278. At 10 a.m. on July 12, 1966, the lands shall be subject to such forms of disposition as may be made of national forest lands, subject to valid existing rights, the provisions of existing withdrawals, and the segregative effect of withdrawal application Idaho 05278.

HARRY R. ANDERSON,  
Assistant Secretary of the Interior.

JUNE 6, 1966.

[F.R. Doc. 66-6426; Filed, June 10, 1966; 8:46 a.m.]

[Public Land Order 4027]

[Utah 010084]

#### UTAH

#### Withdrawal for National Forest Recreation Area; Partial Revocation of Public Land Order No. 1775

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights, the following described lands in the Dixie National Forest are hereby withdrawn from appropriation under the U.S. mining laws (30 U.S.C., Ch. 2), but not from leasing under the mineral leasing laws, in aid of programs of the Department of Agriculture:

#### SALT LAKE MERIDIAN

#### DIXIE NATIONAL FOREST

#### Red Canyon Recreation Area

T. 35 S., R. 4 $\frac{1}{2}$  W.,  
Sec. 26, W $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$   
N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 27, E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$   
NE $\frac{1}{4}$ NE $\frac{1}{4}$ .

The areas described aggregate 68.75 acres.

2. Public Land Order No. 1775 of January 13, 1959, withdrawing lands within certain national forests, is hereby revoked so far as it affects the following described lands:

#### SALT LAKE MERIDIAN

#### DIXIE NATIONAL FOREST

#### Red Canyon Recreation Area

T. 35 S., R. 4 $\frac{1}{2}$  W.,  
Sec. 21, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 28, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$   
NE $\frac{1}{4}$ .

Containing 130 acres.

3. At 10 a.m. on July 12, 1966, the lands described in paragraph 2 hereof shall be open to such forms of disposition as may by law be made of national forest lands, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law.

HARRY R. ANDERSON,  
Assistant Secretary of the Interior.

JUNE 6, 1966.

[F.R. Doc. 66-6427; Filed, June 10, 1966; 8:46 a.m.]

[Public Land Order 4028]

[Anchorage 067493]

#### ALASKA

#### Revocation of National Forest Recreation Area Withdrawal

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Public Land Order No. 829 of May 16, 1952, so far as it withdrew the following described land for a recreation area is hereby revoked:

#### SEWARD MERIDIAN

#### CHUGACH NATIONAL FOREST

T. 7 N., R. 1 W. (Unsurveyed),  
Sec. 29, a tract of land 10.00 chains in width, on the east right-of-way line, parallel to and 50 feet from the centerline of the Anchorage-Seward Highway, and 18.00 chains in length, between Station 1021+12 and Station 1033, approximate latitude 60°40' N., and longitude 149°29' W.

The area described contains approximately 18 acres.

2. At 10 a.m. on July 12, 1966, the lands shall be open to such forms of disposition as may by law be made of national forest lands.

HARRY R. ANDERSON,  
Assistant Secretary of the Interior.

JUNE 6, 1966.

[F.R. Doc. 66-6428; Filed, June 10, 1966; 8:46 a.m.]

[Public Land Order 4029]

[Nevada 047429]

#### NEVADA

#### Partial Revocation of Stock Driveway

By virtue of the authority contained in the act of December 29, 1916 (39 Stat. 862; 43 U.S.C. 300), as amended, it is ordered as follows:

1. The departmental order of October 28, 1919, creating Stock Driveway Withdrawal No. 104, Nevada No. 29, is hereby revoked so far as it affects the following described lands:

#### MOUNT DIABLO MERIDIAN

T. 31 N., R. 49 E.,  
Sec. 4, lots 1 to 4, incl., S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ .  
T. 32 N., R. 49 E.,  
Secs. 12, 24, 26, and 34.  
T. 33 N., R. 49 E.,  
Sec. 2, lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ ;  
Sec. 10, E $\frac{1}{2}$ ;  
Secs. 14, 24, and 36.  
T. 34 N., R. 49 E.,  
Sec. 36, W $\frac{1}{2}$ .

The areas described aggregate 5,791.09 acres in Eureka County.

2. After 10 a.m. on July 12, 1966, the lands shall become subject to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on July 12, 1966, shall be considered as simultaneously filed at that time. Those filed thereafter shall be considered in the order of filing.

3. The lands have been open to applications and offers under the mineral leasing laws, and to location under the U.S. mining laws.

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

HARRY R. ANDERSON,  
Assistant Secretary of the Interior.

JUNE 6, 1966.

[F.R. Doc. 66-6429; Filed, June 10, 1966; 8:46 a.m.]



[Public Land Order 4030]

[Wyoming 0323562]

**WYOMING**

**Revocation of Air Navigation Site Withdrawal**

By virtue of the authority contained in section 4 of the act of May 24, 1928 (45 Stat. 729; 49 U.S.C. 214), it is ordered as follows:

1. The departmental order of December 6, 1937, withdrawing the following described lands as Air Navigation Site No. 114, is hereby revoked:

SIXTH PRINCIPAL MERIDIAN

T. 16 N., R. 74 W.,

Sec. 28, E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  and E $\frac{1}{2}$  of lot 1.

The areas described aggregate 42.90 acres in Albany County.

The lands are located three miles west of Laramie. Topography is undulating to rolling; soil is sandy loam with gravel occurring locally.

2. Until 10 a.m. on December 5, 1966, the State of Wyoming shall have a preferred right of application to select the lands as provided by R.S. 2276, as amended (43 U.S.C. 852). After that time the lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on December 5, 1966, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

3. The lands have been open to applications and offers under the mineral leasing laws. They will be open to location under the United States mining laws at 10 a.m. on December 5, 1966.

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

HARRY R. ANDERSON,

*Assistant Secretary of the Interior.*

JUNE 6, 1966.

[F.R. Doc. 66-6430; Filed, June 10, 1966; 8:47 a.m.]

[Public Land Order 4031]

[New Mexico 0554283 (Oklahoma)]

**OKLAHOMA**

**Withdrawal for Reclamation Purposes**

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

Subject to valid existing rights, the following described public lands are hereby withdrawn from all forms of appropriation under the public land laws, but not from leasing under the mineral leasing laws, and reserved for the Ar-buckle Dam and Reservoir Project:

INDIAN MERIDIAN

T. 1 S., R. 2 E.,

Sec. 25: 48.75 acres out of E $\frac{1}{2}$ E $\frac{1}{2}$  and described as follows: Beginning at a point 891 feet north of the southeast corner of sec. 25, T. 1 S., R. 2 E., on the east line of said section; thence west 330 feet parallel to the south line of said section; thence north 429 feet parallel to the east line of said section; thence west 825 feet parallel to the south line of said section; thence north 1,716 feet parallel to the east line of said section; thence east 1,155 feet parallel to the south line of said section to the east line; thence south along the east line 2,145 feet to the place of beginning.

T. 1 S., R. 3 E.,

Sec. 30: 42.10 acres out of W $\frac{1}{2}$ W $\frac{1}{2}$  and described as follows: Beginning at a point 891 feet north of the southwest corner of sec. 30 and on the west boundary of said section; thence east 330 feet; thence north 330 feet; thence east 594 feet; thence north 1,815 feet; thence west 924 feet; thence south 2,145 feet, along west boundary of sec. 30 to the point of beginning. And a tract within lot 4, being a roadway 40 feet wide, the center line of which is described as follows: Beginning at a point on the boundary of the above described tract, 1,221 feet north and 660 feet east of the southwest corner of sec. 30; thence south 200 feet; thence south 3°00' west 200 feet; thence south 56°00' west 310 feet, south 19°00' west 290 feet; thence south 11°30' west 200 feet; thence south 39°30' east 225 feet, more or less, to a point on the south boundary of sec. 30 and 450 feet east of the southwest corner of said section.

Sec. 31: 4.61 acres out of W $\frac{1}{2}$ NW $\frac{1}{4}$  and described as follows: A tract beginning at a point 660 feet north and 528 feet east of the  $\frac{1}{4}$  section corner on the west boundary of sec. 31; thence east 264 feet; thence north 330 feet; thence west 264 feet; thence south 330 feet to point of beginning. A tract being a roadway 40 feet wide, the centerline of which is described as follows: Beginning at a point on the north boundary of sec. 31 and 450 feet east of the northwest corner of said section; thence south 39°30' east 535 feet more or less to bend in roadway; thence south 26°00' west 300 feet; thence south 14°00' west 420 feet; thence south 60°30' east 160 feet; thence south 22°30' east 170 feet; thence south 11°30' east 180 feet; thence south 9°00' west 160 feet to a point on the boundary and near the northeast corner of the above described tract. A tract being a roadway 40 feet wide, the centerline of which is described as follows: Beginning at a point 545 feet east of the west  $\frac{1}{4}$  section corner of sec. 31, and on the east-west centerline of said section; thence north 19°00' east 698 feet to a point on the south boundary of the above described tract.

The areas described aggregate 95.46 acres in Murray County.

HARRY R. ANDERSON,

*Assistant Secretary of the Interior.*

JUNE 6, 1966.

[F.R. Doc. 66-6431; Filed, June 10, 1966; 8:47 a.m.]

[Public Land Order 4032]

[Idaho 017100; 017101]

**IDAHO**

**Withdrawal for National Forest Recreation Areas and Campgrounds**

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights, the following described national forest lands are hereby withdrawn from appropriation under the mining laws (30 U.S.C., Ch. 2), but not from leasing under the mineral leasing laws, for recreation areas and campgrounds of the Department of Agriculture:

BOISE MERIDIAN (IDAHO 017100)

CLEARWATER NATIONAL FOREST

*Wilderness Gateway Recreation Area*

T. 35 N., R. 9 E., unsurveyed,

Sec. 26, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 27, E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$  and E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 28, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  and NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ .

*Hidden Creek Campground*

T. 40 N., R. 10 E.,

Sec. 3, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 10, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  and NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , unsurveyed.

*Clearwater Gulch Picnic Area*

T. 36 N., R. 6 E.,

Sec. 6, SW $\frac{1}{4}$ SW $\frac{1}{4}$  of lot 5 and NW $\frac{1}{4}$ NW $\frac{1}{4}$  of lot 10.

*Washington Creek Campground*

T. 39 N., R. 7 E.,

Sec. 22, E $\frac{1}{2}$  of lot 12;

Sec. 23, lot 3.

COEUR D'ALENE NATIONAL FOREST

*Tom Lavin Creek Campground*

T. 52 N., R. 1 W.,

Sec. 17, W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ .

*Bumblebee Campground Addition*

T. 50 N., R. 1 E.,

Sec. 36, N $\frac{1}{2}$  of lot 3.

The areas described aggregate 322.83 acres in Clearwater, Idaho, Kootenai, and Shoshone Counties.

BOISE MERIDIAN (IDAHO 017101)

SAWTOOTH NATIONAL FOREST

*Butterfield Creek Recreation Area*

T. 5 N., R. 15 E., unsurveyed,

Secs. 1, 12 and 13.

T. 5 N., R. 16 E., unsurveyed,

Secs. 5 to 8, incl.

An area of land within the above unsurveyed seven sections more particularly described as:



Beginning at a point which bears N. 69°44'54" W., 4,780.00 feet from an iron post with brass plug and marked with a cross (+). Said iron post being the established Right-of-way Marker for Highway Station No. 873+40.2 of U.S. Highway No. 93—Project 26-C7, and located 50 feet from the highway centerline on the right side of the highway when traveling in a direction toward Stanley, Idaho. Said point of beginning is Station No. 2004 (Corner No. 1) of the Forest Service tract survey; thence by metes and bounds,

N. 35°42'57" E., 2,627.46 feet, to Station No. 2009 (Corner No. 2);  
S. 47°49'32" E., 4,954.48 feet, to Station No. 1272 (Corner No. 3);  
S. 71°45'12" E., 3,881.61 feet, to Station No. 2005 (Corner No. 4);  
S. 32°50'20" W., 6,454.03 feet, to Station No. 2008 (Corner No. 5);  
S. 76°43'48" W., 4,533.37 feet, to Station No. 1121 (Corner No. 6);  
S. 67°36'58" W., 10,253.22 feet, to Station No. 1133 (Corner No. 7);  
N. 7°52'43" W., 3,530.72 feet, to Station No. 1402 (Corner No. 8);  
N. 36°25'37" E., 5,922.79 feet, to Station No. 2006 (Corner No. 9);  
N. 50°26'23" E., 7,089.27 feet, to Station No. 2004 (Corner No. 1), the point of beginning.

*Basis of Bearing:* Bearings shown refer to Assumed North based on a bearing of N. 28°09' W., used for the centerline survey of U.S. Highway No. 93 between Station P.T. 873+40.2 and Station P.C. 895+49.8 of the highway survey—and assumed to be correct.

The area described contains 2,820.27 acres in Blaine County.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or the disposal of their mineral or vegetative resources other than under the mining laws.

HARRY R. ANDERSON,  
*Assistant Secretary of the Interior.*

JUNE 6, 1966.

[F.R. Doc. 66-6432; Filed, June 10, 1966; 8:47 a.m.]

[Public Land Order 4034]

[Montana 073067]

## MONTANA

### Withdrawal for Reclamation Purposes

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

Subject to valid existing rights, the following described public land is hereby withdrawn from all forms of appropriation under the public land laws including the mining laws (30 U.S.C., Ch. 2), but not from leasing under the mineral leasing laws, and reserved for the Milk River Project:

#### PRINCIPAL MERIDIAN

T. 30 N., R. 27 E.,  
Sec. 6, lot 10.

Containing 18.14 acres in Phillips County.

HARRY R. ANDERSON,  
*Assistant Secretary of the Interior.*

JUNE 6, 1966.

[F.R. Doc. 66-6434; Filed, June 10, 1966; 8:47 a.m.]

[Public Land Order 4035]

[Arizona 035349]

## ARIZONA

### Revocation of Public Land Order No. 662

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

Public Land Order No. 662 of August 28, 1950, withdrawing the following described lands for use by the Department of the Air Force as an auxiliary field, is hereby revoked:

#### GILA AND SALT RIVER MERIDIAN

T. 1 N., R. 7 E.,  
Sec. 32, lot 1, W $\frac{1}{2}$ NW $\frac{1}{4}$ , and NW $\frac{1}{4}$ SW $\frac{1}{4}$ .

The areas described aggregate 155.72 acres of privately owned land in Maricopa County.

HARRY R. ANDERSON,  
*Assistant Secretary of the Interior.*

JUNE 6, 1966.

[F.R. Doc. 66-6435; Filed, June 10, 1966; 8:47 a.m.]

[Public Land Order 4036]

[Utah 069117]

## UTAH

### Withdrawal for Dixie Project

By virtue of the authority contained in section 3 of the act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), as amended and supplemented, and in the act of September 2, 1964 (78 Stat. 848), it is ordered as follows:

Subject to valid existing rights the following described public lands, which are under the jurisdiction of the Secretary of the Interior, are hereby withdrawn from all forms of appropriation under the public land laws including the mining laws (Title 30 U.S.C., Ch. 2), but not from leasing under the mineral leasing laws, and reserved for the Dixie Project:

#### SALT LAKE MERIDIAN

T. 41 S., R. 12 W.,  
Sec. 33, N $\frac{1}{2}$ ;  
Sec. 34, N $\frac{1}{2}$ ;  
Sec. 35, N $\frac{1}{2}$ ;  
T. 41 S., R. 13 W.,  
Sec. 25, lots 5 and 6, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 28, NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 29, E $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ ;  
Sec. 30, lots 1 to 6, incl., SW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$  (less patented mining claims).  
T. 42 S., R. 13 W.,  
Sec. 10, SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 11, lot 3;  
Sec. 15, lots 2 to 4, incl.;  
Sec. 19, lots 1 to 12, incl.;  
Sec. 27, W $\frac{1}{2}$ W $\frac{1}{2}$ ;  
Sec. 28, NW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 29, E $\frac{1}{2}$ W $\frac{1}{2}$ ;  
Sec. 30, lots 1 to 12, incl., W $\frac{1}{2}$ E $\frac{1}{2}$ ;  
Sec. 31, lots 1 to 6, incl., NE $\frac{1}{4}$ ;  
Sec. 33, SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 34, W $\frac{1}{2}$ W $\frac{1}{2}$ ;  
T. 43 S., R. 13 W.,  
Sec. 4, W $\frac{1}{2}$ W $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 5;  
Sec. 6, E $\frac{1}{2}$ E $\frac{1}{2}$ ;  
T. 41 S., R. 14 W.,  
Sec. 25, lot 10, W $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 34, lots 3 and 4, SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 35, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , SW $\frac{1}{4}$ .

T. 42 S., R. 14 W.,  
Sec. 3, E $\frac{1}{2}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 4, lots 6 to 8, incl.;  
Sec. 8, SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 9, S $\frac{1}{2}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
Sec. 10, lots 1 to 11, incl., W $\frac{1}{2}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 11, lot 2, SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 13, SW $\frac{1}{4}$ ;  
Sec. 14, W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ ;  
Sec. 15, lot 2, S $\frac{1}{2}$ S $\frac{1}{2}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 17, N $\frac{1}{2}$ ;  
Sec. 19, lots 2, 3, 10, 17, 19, S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 20, lot 5, S $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 21, SE $\frac{1}{4}$ ;  
Secs. 22 to 27, incl.;  
Sec. 28, E $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , SE $\frac{1}{4}$ ;  
Sec. 29, E $\frac{1}{2}$ , W $\frac{1}{2}$ W $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Secs. 30 and 31;  
Sec. 33, W $\frac{1}{2}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
T. 43 S., R. 14 W.,  
Sec. 4, NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 5, E $\frac{1}{2}$ , NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 6, lots 1 to 4, incl., E $\frac{1}{2}$ W $\frac{1}{2}$ , NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 7, lots 1 to 4, incl., E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 8, E $\frac{1}{2}$ ;  
Sec. 9, SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 17, E $\frac{1}{2}$ E $\frac{1}{2}$ ;  
Sec. 18, lots 1 to 4, incl., E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ E $\frac{1}{2}$ ;  
Sec. 19, lots 1 to 4, incl., E $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
Sec. 20, NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ S $\frac{1}{2}$ ;  
Sec. 21, E $\frac{1}{2}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 22, S $\frac{1}{2}$ ;  
Sec. 27, N $\frac{1}{2}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ ;  
Sec. 28, N $\frac{1}{2}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ ;  
Sec. 29, NE $\frac{1}{4}$ ;  
Sec. 30, lots 1 to 4, incl., E $\frac{1}{2}$ W $\frac{1}{2}$ ;  
Sec. 31, lot 3, NE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
T. 42 S., R. 15 W.,  
Sec. 23, lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 24, NE $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 25, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;  
T. 43 S., R. 15 W.,  
Sec. 1, lots 1, 2, 4 to 7, incl., and 10 to 14, incl.;  
Sec. 8, SW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 9, SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 12, E $\frac{1}{2}$ ;  
Sec. 13, E $\frac{1}{2}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 21, N $\frac{1}{2}$ ;  
Sec. 24, NE $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 25, E $\frac{1}{2}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
T. 41 S., R. 16 W.,  
Sec. 31, SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 33, E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
T. 42 S., R. 16 W.,  
Sec. 4, lots 4, 7, 8, 9, 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 $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 5, SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 7, lots 7 and 8;  
Sec. 9, lot 6, W $\frac{1}{2}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 15, W $\frac{1}{2}$ E $\frac{1}{2}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 17, lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 18, lots 1 to 5, incl., S $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
Sec. 21, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 35, SE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
T. 43 S., R. 16 W.,  
Sec. 1, S $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 13, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
T. 40 S., R. 17 W.,  
Sec. 29, W $\frac{1}{2}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
Sec. 33, lot 4.  
T. 41 S., R. 17 W.,  
Sec. 4, lots 4, 5, 12;  
Sec. 5, lots 1 to 12, incl., SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 8, E $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
T. 42 S., R. 17 W.,  
Sec. 12, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ .



The areas described aggregate 28,787.03 acres in Washington County.

HARRY R. ANDERSON,  
Assistant Secretary of the Interior.

JUNE 6, 1966.

[F.R. Doc. 66-6436; Filed, June 10, 1966;  
8:45 a.m.]

[Public Land Order 4037]

[Oregon 017844]

**OREGON**

**Withdrawal for Reclamation Purposes**

By virtue of the authority contained in section 3 of the act of June 17, 1902 (32 Stat. 338; 43 U.S.C. 416), as amended and supplemented, it is ordered as follows:

Subject to valid existing rights the following described public lands which are under the jurisdiction of the Secretary of the Interior, are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws, but not from leasing under the mineral leasing laws, and reserved for the Howard Prairie Reservoir, Rogue River Basin Project:

WILLAMETTE MERIDIAN

T. 39 S., R. 4 E.,  
Sec. 6, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$   
SW $\frac{1}{4}$ SE $\frac{1}{4}$ , and SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

The areas described aggregate 162.5 acres.

HARRY R. ANDERSON,  
Assistant Secretary of the Interior.

JUNE 6, 1966.

[F.R. Doc. 66-6437; Filed, June 10, 1966;  
8:47 a.m.]

[Public Land Order 4038]

[New Mexico 0556601]

**NEW MEXICO**

**Withdrawal for Ecological Plots and Demonstration Area**

By virtue of the authority vested in the President, and pursuant to Executive Order 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights, the following described public lands, which are under the jurisdiction of the Secretary of the Interior, are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws (Chap. 2, Title 30, U.S.C.), and reserved for ecological plots and a demonstration area.

NEW MEXICO PRINCIPAL MERIDIAN

T. 13 S., R. 2 W.,  
Sec. 35, NE $\frac{1}{4}$ NE $\frac{1}{4}$ .  
T. 24 S., R. 2 W.,  
Sec. 15, SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

T. 12 S., R. 5 W.,  
Sec. 10, SE $\frac{1}{4}$ ;  
Secs. 11 and 14.  
T. 16 S., R. 5 W.,  
Sec. 27;  
Sec. 28, E $\frac{1}{2}$ ;  
Sec. 33, N $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
Sec. 34, N $\frac{1}{2}$ ;  
Sec. 35, NW $\frac{1}{4}$ NW $\frac{1}{4}$ .  
T. 12 S., R. 6 W.,  
Sec. 3, NW $\frac{1}{4}$ SW $\frac{1}{4}$ .  
T. 21 S., R. 6 W.,  
Sec. 25, NW $\frac{1}{4}$ SE $\frac{1}{4}$ .  
T. 25 S., R. 17 W.,  
Sec. 33, NE $\frac{1}{4}$ NW $\frac{1}{4}$ .  
T. 20 S., R. 8 W.,  
Sec. 9, SE $\frac{1}{4}$ NE $\frac{1}{4}$ .  
T. 4 S., R. 7 E.,  
Sec. 26, NW $\frac{1}{4}$ NW $\frac{1}{4}$ .  
T. 13 S., R. 10 E.,  
Sec. 18, lots 1 to 6, incl.  
T. 23 S., R. 13 E.,  
Sec. 21, SE $\frac{1}{4}$ NE $\frac{1}{4}$ .

The areas described aggregate 3,346.06 acres, in Sierra, Lincoln, Hidalgo, Grant, Luna, and Otero Counties.

2. The withdrawal made by this order 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 or vegetative resources other than under the mining laws.

HARRY R. ANDERSON,  
Assistant Secretary of the Interior.

JUNE 6, 1966.

[F.R. Doc. 66-6438; Filed, June 10, 1966;  
8:47 a.m.]



# Proposed Rule Making

## DEPARTMENT OF AGRICULTURE

### Consumer and Marketing Service

[ 7 CFR Parts 1001, 1015 ]

[Docket Nos. AO-14-A38, AO-305-A12]

### MILK IN MASSACHUSETTS-RHODE ISLAND AND CONNECTICUT MARKETING AREAS

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

Notice was issued on May 20, 1966 (31 F.R. 7520) of a public hearing to be convened at the New Hampshire Highway Hotel, Concord, N.H., beginning at 10 a.m., l.t., on June 20, 1966, and with further sessions to be held at the Framingham Motor Inn, Worcester Road (Route 9), Framingham, Mass., beginning at 10 a.m., l.t., on June 23, 1966, and at the Hotel America, 5 Constitution Plaza, Hartford, Conn., beginning at 10 a.m., l.t., on June 27, 1966, with respect to proposed amendments to the tentative marketing agreements and to the orders regulating the handling of milk in the Massachusetts-Rhode Island and Connecticut marketing areas.

Notice is hereby given 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 900), that in addition to receiving evidence relative to the proposed amendments set forth in the original notice of hearing, evidence will be received with respect to the economic and marketing conditions which relate to the proposed amendments, hereinafter set forth, and any appropriate modifications thereof, to the tentative marketing agreements and to the orders.

The proposed amendments, set forth below, have not received the approval of the Secretary of Agriculture.

Proposed by New England Milk Producers' Association, Northern Farms Cooperative, Inc., Maine Dairymen's Association, Inc., and by the Cooperative Dairy Economics Service in behalf of Cabot Farmers' Cooperative Creamery Co., Inc., et al:

*Proposal No. 59.* Amend both the Massachusetts-Rhode Island and Connecticut orders (§§ 1001.22 and 1015.22) by removing the words "ice cream mix, ice milk mix, milk shake base mix" and substituting therefor the words "frozen dairy product mixes."

*Proposal No. 60.* Amend § 1001.56(b) of the Massachusetts-Rhode Island order and § 1015.55(c) (2) of the Connecticut order to provide that receipts of bulk milk at pool distributing plants from

plants fully regulated under other Federal milk orders and not assigned Class II upon mutual agreement of the handlers; be assigned to the remaining pounds in each class according to the market average utilization in each class, as estimated by the market administrator the previous month, to the extent that the handler has Class II utilization to cover the pounds so assigned to Class II: *Provided*, That such receipts shall be assigned pro rata to the handler's utilization remaining in each class at all of his pool plants if his average utilization is below the market average.

Proposed by the Dairy Division, Consumer and Marketing Service: *Proposal No. 61.* In §§ 1001.60(a) (3) and 1015.60(a) (3) modify the factor .04041 to reflect revisions in dairy feed prices as reported by the U.S. Department of Agriculture.

Copies of this supplemental notice of hearing and the orders may be procured from the Market Administrators, 230 Congress Street, Room 403, Boston, Mass., 02110; 1049 Asylum Avenue, Hartford, Conn., 06105, or from the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C., 20250 or may be there inspected.

Signed at Washington, D.C., on June 9, 1966.

CLARENCE H. GIRARD,  
Deputy Administrator,  
Regulatory Programs.

[F.R. Doc. 66-6505; Filed, June 10, 1966; 8:51 a.m.]

## FEDERAL AVIATION AGENCY

[ 14 CFR Part 71 ]

[Airspace Docket No. 66-SO-40]

### TRANSITION AREA

#### Proposed Designation

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Lawrenceville, Ga., transition area.

The Lawrenceville, Ga., transition area would be designated as that airspace extending upward from 700 feet above the surface within a 6-mile radius of the Gwinnett County Airport (latitude 33°58'53" N., longitude 83°57'50" W.); within 2 miles each side of the Norcross VORTAC 077° radial extending from the Norcross VORTAC to 16 miles east.

The proposed transition area is needed for the protection of IFR operations at the Gwinnett County Airport. A prescribed instrument approach procedure to the Gwinnett County Airport utilizing the Norcross, Ga., VORTAC is proposed in conjunction with the designation of this transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Area Manager, Atlanta Area Office, Attention: Chief, Air Traffic Branch, Federal Aviation Agency, 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. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Air Traffic Branch. 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 Southern Regional Office, Federal Aviation Agency, Room 724, 3400 Whipple Street, East Point, Ga.

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

Issued in East Point, Ga., on June 3, 1966.

WILLIAM M. FLENER,  
Acting Director, Southern Region.

[F.R. Doc. 66-6413; Filed, June 10, 1966; 8:45 a.m.]

[ 14 CFR Parts 71, 75 ]

[Airspace Docket No. 66-AL-30]

### FEDERAL AIRWAY, JET ROUTE, REPORTING POINTS, AND CONTROL AREA

#### Proposed Alterations and Designations

The Federal Aviation Agency is considering amendments to Parts 71 and 75 of the Federal Aviation Regulations which would extend, redesignate, and designate certain Alaskan airways, jet routes and reporting points.

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 U.S. 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 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, Alaskan Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 632 Sixth Avenue, Anchorage, Alaska, 99501. All communications received within 45 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.

The Federal Aviation Agency has under consideration the following airspace actions:

1. Redesignate and extend Alaskan VOR Federal airway No. 438 from Homer, Alaska, to a VOR to be commissioned May 15, 1966, in the vicinity of Kodiak, Alaska, including a standard west alternate, and excluding the airspace below 2,000 feet MSL outside the United States.
2. Extend Alaskan VOR Federal airway No. 506 from King Salmon, Alaska, via the INT of King Salmon 097° T (076° M) and Kodiak 332° T (309° M) radials; Kodiak; to Marble INT (latitude 57°29'00" N., longitude 150°30'00" W.),

excluding the airspace below 2,000 feet MSL outside the United States.

3. Designate Jet Route No. 123 from King Salmon via Kodiak to Marble INT.

4. Designate Jet Route No. 125 from Kodiak direct to Anchorage, Alaska.

5. Designate control area associated with the portion of the above mentioned jet routes for those portions outside the United States.

6. Designate the following Alaskan low altitude reporting points:

- a. Kodiak, Alaska.
- b. Augustine INT: INT Homer, Alaska, 252°, Kenai, Alaska, 216° True radials.
- c. Marble INT: INT Kodiak 107° T (084° M) radial, NW boundary Anchorage oceanic control area at latitude 57°29'00" N., longitude 150°30'00" W.

7. Designate the following Alaskan high altitude reporting points:

- a. Kodiak, Alaska.
- b. Marble INT: INT Kodiak 107° T (084° M) radial, NW boundary Anchorage oceanic control area at latitude 57°29'00" N., longitude 150°30'00" W.

8. Redesignate Control 1217 to exclude the airspace below 2,000 feet MSL outside the United States.

The actions proposed herein would provide airways and jet routes for VOR equipped aircraft to operate between Anchorage and Kodiak, Alaska; between King Salmon and Kodiak, Alaska; and within the domestic control area, toward Seattle, Wash.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C., 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

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, 1510) and Executive Order 10854 (24 F.R. 9565).

Issued in Washington, D.C., on June 7, 1966.

T. McCORMACK,  
Acting Chief, Airspace and  
Air Traffic Rules Division.

[F.R. Doc. 66-6414; Filed, June 10, 1966;  
8:45 a.m.]

## FEDERAL TRADE COMMISSION

[ 16 CFR Part 57 ]

### RESIDENTIAL ALUMINUM SIDING INDUSTRY

#### Deceptive Pricing

Notice is hereby given that pursuant to the Federal Trade Commission Act, as

amended, 15 U.S.C. 41-58, and provisions of Part 1, Subpart F, of the Commission's procedures and rules of practice, 16 CFR 1.61-1.67, the Federal Trade Commission proposes to revise § 57.3 *Deceptive pricing*, of the Trade Practice Rules for the Residential Aluminum Siding Industry promulgated April 6, 1962, to read as follows:

#### § 57.3 Deceptive pricing.

It is an unfair trade practice for any member of the industry to represent or imply, in advertising or otherwise that residential aluminum siding may be purchased for a specified price, or at a saving, when such is not the fact; or that such product is being offered for sale at a reduced price when such is not the fact; or otherwise to deceive purchasers or prospective purchasers with respect to the price of such products offered for sale; or to furnish any means or instrumentality by which others engaged in the sale of residential aluminum siding may make any such representation. Among the practices prohibited by this section are:

(a) Representing or implying in advertising or otherwise that a quoted price, whether determined on the basis of a stated price per square foot or otherwise, is the total cost for a complete installation when in fact the products sold do not include all costs for labor and all parts and accessories necessary for the proper function and appearance of such installed products (such as starter strips, door and window trim, window head flashing, backup pieces and corner pieces).

(b) Representing or implying in advertising or otherwise that a specified price for residential aluminum siding is for any size structure (e.g., "installed on your home \$-----") when in fact such price applies only to structures of limited size without adequate and conspicuous disclosure of such limitation (e.g., "\$----- installed on your home when area to be covered does not exceed 1,000 square feet" or "installed price \$----- per square foot").

(c) The use of pictures or illustrations of large houses or structures in connection with specified prices which is likely to mislead purchasers or prospective purchasers as to the cost of the installation of aluminum siding, as when the aluminum siding for the illustrated house would not be installed for the specified price.

NOTE: On December 20, 1963, the Commission adopted Guides Against Deceptive Pricing which became effective January 8, 1964. Copies thereof will be furnished upon request. [Rule 3.]

Interested or affected parties may submit their written views, suggestions, objections, or other information concerning the proposed revision to the Chief,



Division of Trade Practice Conferences and Guides, Bureau of Industry Guidance, Federal Trade Commission, Sixth Street and Pennsylvania Avenue NW., Washington, D.C., 20580, not later than July 11, 1966.

All comments received will be available for examination by interested parties at the Federal Trade Commission, Washington, D.C., and will be fully considered by the Commission.

Approved: June 1, 1966.

By direction of the Commission.

[SEAL]

JOSEPH W. SHEA,  
Secretary.

[F.R. Doc. 66-6402; Filed, June 10, 1966;  
8:45 a.m.]

### [ 16 CFR Part 192 ]

#### OPTICAL PRODUCTS INDUSTRY

##### Deceptive Pricing

Notice is hereby given that pursuant to the Federal Trade Commission Act, as amended, 15 U.S.C. 41-58, and provisions of Part 1, Subpart F, of the Commission's Procedures and Rules of Practice, 16 CFR 1.61-1.67, the Federal Trade Commission proposes to revise § 192.6 *Deceptive pricing*, of the Trade Practice Rules for the Optical Products Industry promulgated June 30, 1962, to read as follows:

##### § 192.6 Deceptive pricing.

It is an unfair trade practice for any member of the industry to represent directly or indirectly in advertising or otherwise that an industry product may be purchased for a specified price, or at a saving, or at a reduced price, when such is not the fact; or otherwise to deceive purchasers or prospective purchasers with respect to the price of any product offered for sale; or to furnish any means or instrumentality by which others engaged in the sale of industry products may make any such representation. Among the types of practices to be regarded as prohibited by this section are:

(a) Representing or implying in advertising or otherwise that a specified price for prescription eyeglasses or contact lenses includes the cost to the buyer of necessary eye examination and test by an ophthalmologist or optometrist for the purpose of determining the buyer's visual defects and prescribing suitable lenses for the relief or correction thereof, when such is not the case;

(b) Representing or implying in advertising or otherwise that complete eyeglasses are purchasable for a specified price when an additional price is charged for a component part of the complete eyeglasses (such as the frames thereof);

(c) Representing or implying in advertising that a specified price is applicable to all types and kinds of eyeglasses or contact lenses when a higher price is charged for certain kinds or types (e.g., when the stated price has applicability to eyeglasses with single vision lenses and a higher price is charged for eyeglasses with bifocal lenses);

(d) Representing or implying in advertising that contact lenses may be purchased at a specified price when an additional and undisclosed charge is made for processing and fitting services that are necessary and made evident after first use by the buyer and during the period required for his adjustment to the use of such lenses;

(e) Representing or implying in advertising that products may be purchased on credit for the same price that is applicable to cash sales; that no down payment is required in the case of credit sales; that no finance charge or interest is required when products are sold on credit or an installment payment plan; or that a finance or interest charge in the case of sales on credit will not exceed a specified amount or rate; when such are not the facts.

NOTE: On December 20, 1963, the Commission adopted Guides Against Deceptive Pricing which became effective January 8, 1964. Copies thereof will be furnished upon request. (Rule 6)

Interested or affected parties may submit their written views, suggestions, objections or other information concerning the proposed revision to the Chief, Division of Trade Practice Conferences and Guides, Bureau of Industry Guidance, Federal Trade Commission, Sixth Street and Pennsylvania Avenue NW., Washington, D.C., 20580 not later than July 11, 1966.

All comments received will be available for examination by interested parties at the Federal Trade Commission, Washington, D.C., and will be fully considered by the Commission.

Approved: June 1, 1966.

By direction of the Commission.

[SEAL]

JOSEPH W. SHEA,  
Secretary.

[F.R. Doc. 66-6403; Filed, June 10, 1966;  
8:45 a.m.]

## INTERSTATE COMMERCE COMMISSION

[No. 4844]

[ 49 CFR Part 31 ]

[Reports 64 ICC 347, 66 ICC 687, 80 ICC 305,  
156 ICC 188, 235 ICC 63]

### BILLS OF LADING

#### Notice of Proposed Rule Making

It appearing, that in this proceeding, the Commission entered an order prescribing the form of Uniform Through Export Bill of Lading, which must be observed on certain traffic to nonadjacent foreign countries; and that such order, as modified, is still in effect (49 CFR 31.4, 31.5, and 31.6);

It further appearing, that since the dates of such reports and order, as amended, section 25 of the Interstate Commerce Act, under which the Commission acted, has been repealed;

And it further appearing, that a petition filed April 20, 1966, by the Southern Pacific Co. seeks permission to depart from the terms of such order, as amended, to allow use of an Alternate Form Uniform Through Export Bill of Lading, which petition will be held in abeyance pending disposition of the instant matter;

*It is ordered*, That the parties to this proceeding, and other persons affected thereby, be, and they are hereby, cited to show cause, if any there be, by formal return filed with the Commission on or before August 1, 1966, stating specifically the grounds relied upon, why said order, as amended, should not be vacated and set aside insofar as it prescribed the form of a Uniform Through Export Bill of Lading.

*And it is further ordered*, That a copy of this order be served upon all parties; that a copy be deposited in the Office of the Secretary of the Commission; and that a copy be delivered to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 27th day of May, A.D. 1966.

By the Commission, Commissioner  
Walrath.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 66-6459; Filed, June 10, 1966;  
8:49 a.m.]



# Notices

## DEPARTMENT OF THE INTERIOR

### National Park Service

[Order No. 35, Amdt. No. 2]

### PLANNING AND SERVICE CENTERS, WASHINGTON, D.C., AND SAN FRANCISCO, CALIF.

#### Chief Land Acquisition Officers; Delegations of Authority

*Delegation.* Order No. 35 approved February 11, 1966, and published in 31 F.R. 2870 on February 17, 1966, and Amendment No. 1 thereto approved March 9, 1966, and published in 31 F.R. 4901 on March 24, 1966, set forth in sections (a), (b), (c), and (d) thereof certain authority delegated to the chief land acquisition officer of the National Park Service Planning and Service Center located at Washington, D.C., and the chief land acquisition officer of the Planning and Service Center located at San Francisco, Calif. This amendment covers additional authority as set forth in section (e) as follows:

(e) Approval on behalf of the National Park Service of offers of settlement in condemnation cases where the gross amount involved does not exceed \$10,000. This delegation will extend to officers in charge of special land acquisition projects. Approval of offers of settlement by said officers will be communicated to the appropriate Office of the Solicitor's Office for such further action as may be proper.

(245 DMI, 28 F.R. 915; 5 U.S.C. 22; sec. 2 of Reorganization Plan No. 3 of 1950)

Dated: June 6, 1966.

GEORGE B. HARTZOG, Jr.,  
*Director.*

[F.R. Doc. 66-6439; Filed, June 10, 1966;  
8:47 a.m.]

### SHADOW MOUNTAIN NATIONAL RECREATION AREA

#### Notice of Intention To Issue Concession Permit

Pursuant to the provisions of section 5, Public Law 89-249, public notice is hereby given that the Department of the Interior, through the Superintendent of Rocky Mountain National Park and Shadow Mountain National Recreation Area, National Park Service, proposes, thirty (30) days after the date of publication of this notice, to issue for the period January 1, 1966, through December 31, 1970, the concession permit under which Fred L. Young, doing business as Kickapoo Lodge, provides concession facilities and services for the public in Shadow Mountain National Recreation Area.

The foregoing concessioner has performed his obligation under prior permits

to the satisfaction of the National Park Service and, therefore, pursuant to the act cited above is entitled to be given preference in the renewal of the permit and in the negotiation of a new permit. However, under the act cited above, the Service is also required to consider and evaluate all proposals received as a result of this notice.

FRED J. NOVAK,  
*Superintendent, Rocky Mountain National Park and Shadow Mountain National Recreation Area.*

MAY 27, 1966.

[F.R. Doc. 66-6440; Filed, June 10, 1966;  
8:47 a.m.]

[Order No. 35]

### LAND ACQUISITION OFFICERS OF SERVICE CENTERS

#### Delegation of Authority; Correction

In F.R. Vol. 31, No. 33, page 2870, the following change of an error in composition should be made in paragraph (a): The amount of \$100,000 in the last line of paragraph (a) should read \$200,000.

Dated: June 4, 1966.

GEORGE B. HARTZOG, Jr.,  
*Director, National Park Service.*

[F.R. Doc. 66-6441; Filed, June 10, 1966;  
8:47 a.m.]

[Order No. 36]

### LAND ACQUISITION OFFICERS OF SPECIAL PROJECTS

#### Delegation of Authority

*Delegation.* The land acquisition officers of the following: Assateague Island National Seashore, Md.; Cape Cod National Seashore, Mass.; Fire Island National Seashore, N.Y.; Ozark National Scenic Riverways, Mo.; and Whiskeytown-Shasta-Trinity National Recreation Area, Calif., are authorized to exercise authority with respect to the following:

(a) Approval and acceptance of options and offers to sell to or exchange with the U.S. lands, or interests in lands, within areas under the jurisdiction and control of the National Park Service, and execution of all necessary agreements and conveyances incident thereto when the amount involved does not exceed \$100,000.

(b) Acceptance of deeds conveying to the U.S. lands, or interests in lands, within areas under the jurisdiction or control of the National Park Service.

(c) Contracting for and acceptance of bills of sale or other evidence of title to personal property which is authorized to be acquired for the purpose of the

areas under the jurisdiction or control of the National Park Service.

(245 DMI, 28 F.R. 915; 5 U.S.C. 22; sec. 2 of Reorganization Plan No. 3 of 1950)

Dated: June 4, 1966.

GEORGE B. HARTZOG, Jr.,  
*Director.*

[F.R. Doc. 66-6442; Filed, June 10, 1966;  
8:48 a.m.]

## DEPARTMENT OF COMMERCE

### Maritime Administration

### MOORE-McCORMACK LINES, INC.

#### Notice of Application

Notice is hereby given that Moore-McCormack Lines, Inc., has filed application to amend its Operating-Differential Subsidy Agreement, Contract FMB-48 (Rev.) to permit calls at ports in British Guiana (now Guyana), Surinam, and French Guiana with freight ships employed on its subsidized service on Trade Route No. 1 between U.S. Atlantic Coast ports and ports on the East Coast of South America.

Any person, firm or corporation having an interest in such application and desiring a hearing under section 605(c) of the Merchant Marine Act, 1936, as amended 46 U.S.C. 1175, should by the close of business on June 20, 1966, notify the Secretary, Maritime Subsidy Board in writing in triplicate, and file petition for leave to intervene in accordance with the rules of practice and procedure of the Maritime Subsidy Board.

In the event a hearing is ordered to be held on the application under section 605(c) the purpose thereof will be to receive evidence relevant to (1) whether the application is one with respect to a vessel to be operated on a service, route or line served by citizens of the United States which would be in addition to the existing service, or services, and if so, whether the service already provided by vessels of U.S. registry in such service, route or line is inadequate, and (2) whether in the accomplishment of the purposes and policy of the Act additional vessels should be operated thereon.

If no request for hearing and petition for leave to intervene is received within the specified time, or if the Maritime Subsidy Board determines that petitions for leave to intervene filed within the specified time do not demonstrate sufficient interest to warrant a hearing, the Maritime Subsidy Board will take such action as may be deemed appropriate.

By order of the Maritime Subsidy Board.

JAMES S. DAWSON, Jr.,  
*Secretary.*

JUNE 9, 1966.

[F.R. Doc. 66-6502; Filed, June 10, 1966;  
8:51 a.m.]



## Office of the Secretary

[Dept. Order 117-B]

## MARITIME ADMINISTRATION

## Organization and Assignment of Functions

This material together with Department Order 117-A of May 20, 1966, supersedes the material appearing at 30 F.R. 14534 of November 20, 1965; 27 F.R. 7687 of August 3, 1962; and 27 F.R. 3637-3641 of April 17, 1962.

**SECTION 1. Purpose.** The purpose of this order is to prescribe the organization and assignment of functions within the Maritime Administration.

**Sec. 2. Organization.** The Maritime Administration shall consist of the following organization units:

- a. Office of the Maritime Administrator.
- b. Maritime Subsidy Board.
- c. Executive Staffs.
- d. Office of the General Counsel.
- e. Office of Budget and Management.
- f. Office of Program Planning.
- g. Office of Public Information.
- h. Office of Personnel Management.
- i. Office of Data Systems.
- j. Office of the Comptroller.
- k. Office of Maritime Promotion.
- l. Office of Property and Supply.
- m. Office of Ship Construction.
- n. Office of Research and Development.
- o. Office of Ship Operations.
- p. Office of Government Aid.
- q. Office of Maritime Manpower.
- r. United States Merchant Marine Academy.

s. Field Organization Coast Districts.

**Sec. 3. Functions of the Maritime Administration.** Specific functions of the organizational components of the Maritime Administration are as follows:

a. The Office of the Maritime Administrator directs the activities of the Maritime Administration except with respect to those functions which are performed by the Maritime Subsidy Board. Within this office are a Deputy Maritime Administrator and such other assistants as deemed necessary to give emphasis and direction to various programs. The Deputy Maritime Administrator performs such duties as the Maritime Administrator shall prescribe, together with the duties which he performs as a member of the Maritime Subsidy Board. In addition, he is the Acting Maritime Administrator during the absence or disability of the Maritime Administrator and, unless the Secretary of Commerce designates another person, during a vacancy in the office of the Maritime Administrator.

b. The Maritime Subsidy Board shall be responsible for and perform the following functions:

1. The functions with respect to making, amending, and terminating subsidy contracts, which shall be deemed to include, in the case of construction-differential subsidy, the contract for the construction, reconstruction or reconditioning of a vessel and the contract for the sale of the vessel to the subsidy appli-

cant or the contract to pay a construction-differential subsidy and the cost of the national defense features, and, in the case of operating-differential subsidy, the contract with the subsidy applicant for the payment of the subsidy;

2. The functions with respect to: (a) Conducting hearings and making determinations antecedent to making, amending, and terminating subsidy contracts, under the provisions of Titles V, VI, and VIII, and sections 301 (except investigations, hearings and determinations, including changes in determinations, with respect to minimum manning scales, minimum wage scales and minimum working conditions), 708, 805(a), and 805(f) of the Merchant Marine Act, 1936, as amended (the Act), (b) making readjustments in determinations as to operating cost differentials under section 606 of the Act, and (c) the approval of the sale, assignment, or transfer of any operating subsidy contract under section 608 of the Act;

3. The functions with respect to investigating and determining (a) the relative cost of construction of comparable vessels in the United States and foreign countries, (b) the relative cost of operating vessels under the registry of the United States and under foreign registry, and (c) the extent and character of aids and subsidies granted by foreign governments to their merchant marines, under the provisions of subsections (c), (d), and (e) of section 211 of the Act;

4. So much of the functions specified in section 12 of the Shipping Act, 1916, as amended, as the same relate to the functions of the Board under subparagraphs 1, through 3, of this paragraph; and

5. So much of the functions with respect to adopting rules and regulations, subpoenaing witnesses, administering oaths, taking evidence, and requiring the production of books, papers, and documents, under sections 204 and 214 of the Act, as relate to the functions of the Board.

c. The Executive Staffs shall be responsible for secretariat, hearing examining, investigation, security, and intelligence functions, and other special services for the Office of the Maritime Administrator and the Maritime Subsidy Board.

d. The Office of the General Counsel shall, under the overall supervision of the General Counsel, Department of Commerce, serve as the law office of the Administration; review and give legal clearance to applications for subsidy and other Government aids to shipping, sales, mortgages, charters, and transfers of ships; prepare and approve as to form and legality, contracts, agreements, performance bonds, deeds, leases, general orders, and related documents; render legal opinions as to the interpretation of such documents and the statutes; prepare drafts of proposed legislation and Executive orders, and legislative reports to Congressional committees and the Bureau of the Budget; negotiate and settle, or recommend settlement of, admiralty claims, just compensation claims, tort

claims, and claims referred to the Office for litigation; assist the Department of Justice in the trial, appeal and settlement of litigation; represent the Administration in public proceedings involving subsidy, charter and related matters before administrative agencies of the Government, and in State and Federal courts; and handle court litigation in actions involving enforcement or defense of the jurisdiction, general orders, and regulations of the Administration. The Office of the General Counsel has the following divisions: Division of Construction Contracts, Division of Operating Subsidy Contracts, Division of Legislation, Division of Litigation, and Division of Mortgage and Marine Insurance.

e. The Office of Budget and Management shall formulate, recommend and interpret budgetary policies and programs; collaborate with operating officials in the development of work programs and fiscal plans; develop and present budget requests and justifications, and apportionments; arrange for transfers of funds; maintain budgetary control of funds available; conduct analyses of status of all budgetary availabilities; review program performance in relation to agency's fiscal plans; conduct studies of management practices, organization, functions, authorities, procedures and work methods for the purpose of recommending measures for the improvement of operations; maintain a system for the issuance of the manual of orders and other directives; maintain programs for the control of forms, reporting requirements, and committee activities; provide graphics services; facilitate the production of publications and procurement of printing services; coordinate the management improvement program; conduct internal audits of financial activities and programs; and prepare progress and management reports to the Department of Commerce and others, as required. The Office of Budget and Management has the following divisions: Division of Budget, Division of Management, and Division of Internal Audits.

f. The Office of Program Planning shall plan and develop all major operational programs of the agency of a medium, extended, or long-range nature, generally extending beyond the 5-year stage; review and analyze projections of goals and program activities required to carry out the promotion and development of the U.S. merchant marine; develop realistic extended or long-range action programs designed to meet the normal peacetime missions of the agency in the major substantive areas of shipping, shipbuilding, subsidy policy, ship replacement, research and development objectives, etc.; develop and coordinate basic mobilization requirements and programs in these same areas, including emergency planning activities and the National Defense Executive Reserve Program; conduct liaison and planning activities with intergovernmental and international organizations concerned with shipping matters; and conduct economic studies and operations research activities for utilization in program, mobilization,



and international planning, and for any other special study purpose of the broadest nature. The Office of Program Planning has the following divisions: Division of Planning and Economic Studies, Division of Operations Analysis, Division of International Activities and Special Studies, and Division of Emergency Planning.

g. The Office of Public Information shall issue or clear for issuance all information for the general public on shipping and on decisions and activities of the Administration, and prepare periodic and special reports, as assigned.

h. The Office of Personnel Management shall plan and administer personnel activities relating to recruitment, placement, compensation, promotion, training, separation, performance evaluation, incentive awards, employee relations and services, employee utilization, position classification and wage rate compensation programs. The Office of Personnel Management has the following divisions: Division of Classification and Wage Administration, and the Division of Employment.

i. The Office of Data Systems shall conduct automatic data processing feasibility studies, develop programs and systems for the application of computer techniques, and operate the electronic data processing equipment.

j. The Office of the Comptroller shall render financial advice and opinions; perform accounting functions, including maintenance of general accounts and related fiscal records, preparation of financial statements and reports, issuance of invoices, audit and certification of vouchers for payment; prescribe a uniform system of accounts for subsidized operators, agents, charterers, and other contractors; perform required external audits of contractors' accounts to determine compliance with applicable laws, regulations and contract provisions concerning costs and profits; maintain control records of statutory and contractual reserve funds; administer the marine and marine war risk insurance programs; take necessary action to effect collection of amounts due; negotiate and settle, or recommend settlement of, marine and war risk insurance claims, and general claims; and analyze financial statements and other data submitted by existing and prospective contractors to determine financial qualifications and limitations. The Office of the Comptroller has the following divisions: Division of Accounts, Division of External Audits and Financial Analysis, and Division of Insurance.

k. The Office of Maritime Promotion shall promote increased cargoes for U.S.-flag ships, in accordance with sections 212(b)(1) and 212(d) of the Merchant Marine Act, 1936, as amended; maintain surveillance of and administer cargo preference activities in accordance with section 901(b) of the 1936 Act (Public Law 664, 83d Congress), Public Resolution 17, 73d Congress, and Recommendation 7 in House Report No. 80, dated February 28, 1955; develop and promote domestic shipping; develop and promote ports and port facilities, pursuant to sec-

tion 8 of the Merchant Marine Act, 1920, as amended; promote integrated transportation systems, including unitized and containerized cargoes; prepare reviews and analyses of trade data related to these general functions; prepare maritime statistical analyses and U.S. ship employment and utilization data. The Office of Maritime Promotion has the following divisions: Division of Ports and Systems; Division of Trade Studies; and Division of Cargo Promotion.

l. The Office of Property and Supply shall develop, recommend, and administer national policies, programs, and procedures for the conduct of property and supply management and office services activities, including the procurement, leasing, and disposal of real and personal property, conduct of ship and other inventories, maintenance of warehouses, marine terminals, and other facilities; provide advisory and supporting services on nonengineering aspects of research and development contracting activities; procure supplies, materials, equipment and services; conduct domestic freight and passenger traffic activities, and settle loss or damage claims arising from shipments on Government bills of lading; conduct material control and disposal activities, sales of ships, and supervise compliance with ship sales agreements and mortgages; conduct exchange of war-built ships with unsubsidized operators; secure allocations of the production capacity of private plants for the manufacture of components and materials required in the event of mobilization; and furnish office services to all components of the agency in Washington, D.C., including communications, records management, library, duplicating and property maintenance services. The Office of Property and Supply has the following divisions: Division of Purchase and Sales and Division of Office Services.

m. The Office of Ship Construction shall collect and analyze data on relative costs of shipbuilding in the United States and foreign countries; calculate and recommend the amount of construction-differential subsidy; develop preliminary designs establishing the basic characteristics of proposed ships; review and approve ship designs submitted by applicants for Government aid; recommend and, upon request, conduct research and development projects in ship design and construction; develop or approve contract plans and specifications for the construction, reconstruction, conversion, reconversion, reconditioning and betterment of ships; review, obtain approval and certification of national defense features by the Department of the Navy; prepare cost estimates, invitations to bid, and recommendations for the award of ship construction-type contracts; inspect ships during the course of work to assure conformance with approved plans and specifications; provide naval architectural and engineering services in connection with construction of small special purpose ships for other Government agencies; approve designs, supervise construction and undertake final acceptance of fishing vessels constructed under Pub-

lic Law 86-516 as amended; perform expediting and scheduling activities to insure satisfactory delivery of components and materials to shipyards; maintain current records of commercial shipyard ways in the United States; develop requirements for mobilization ship construction programs; make recommendations for the allocation of ship construction contracts under Public Law 805, 84th Congress; and conduct trial, acceptance and guarantee surveys of ships. The Office of Ship Construction has the following divisions: Division of Ship Design, Division of Engineering, Division of Estimates, Division of Small Ships, Division of Production, and contains the Trial and Guarantee Survey Boards.

n. The Office of Research and Development shall manage research and development activities of the Maritime Administration, including planning, organizing, coordinating, executing or directing and controlling these activities for the purpose of improving the efficiency and effectiveness of the American merchant marine in meeting the needs of national defense and of the peacetime foreign and domestic commerce of the United States; in connection therewith, initiate, solicit, develop, and recommend programs and specific research and development projects; negotiate and administer contracts, and direct contract work in connection with such projects, including exploratory and feasibility studies, design, construction, and test operation of prototype components, systems, ships and test facilities, and associated supporting research; participate in and coordinate research and development activities of joint interest with other Government agencies and private organizations.

o. The Office of Ship Operations shall give national program direction for the operation of Maritime Administration-owned or acquired merchant ships, conduct of condition surveys of ships, maintenance of the national defense reserve fleets, including the ship preservation programs and other ship operations activities; provide safety engineering services; approve transfers of ships to foreign ownership, registry or flag; recommend rates for the transportation of Government-financed cargoes and for services of ships operated by, or for, the Maritime Administration; determine program requirements for, and allocate Government-owned oceangoing merchant shipping; recommend the reactivation, purchase, chartering or requisition of merchant ships for Government use, and be responsible for activities relating to the charter of such ships; recommend terms of and administer General Agency, Charter and Berth Agency agreements and contracts, and related orders; review and make recommendations, from an operating standpoint, on applications for new ship construction; recommend and, upon request, conduct research and development projects in ship operation fields; provide assistance to industry and other Government agencies in programs for the facilitation of shipping paperwork; develop plans for the manning of new or experimental type ships; and rec-



commend terms of, and administer, contracts for ship repairs for the account of the Maritime Administration. The Office of Ship Operations has the following divisions: Division of Operating Agreements and Rates, Division of Operations, Division of Ship Repair and Maintenance, and Division of Ship Custody.

p. The Office of Government Aid shall process applications for construction-differential subsidy, operating-differential subsidy, Federal Ship Mortgage insurance, trade-in allowances, and other forms of Government aid to shipping; conduct negotiations with applicants, obtain comments of other offices, and prepare reports and recommendations for the award of Government aid contracts; administer all forms of Government aid contracts after their execution; coordinate the work of other organizational components in connection with such contracts; administer Construction Reserve Funds; approve with the concurrence of the Comptroller, actions relating to the administration of Special and Capital Reserve Funds of subsidized operators; collect, analyze, and evaluate costs of operating ships under United States and foreign registry; calculate and recommend operating-differential subsidy rates; and conduct studies to evaluate the efficiency and economy of operations of subsidized operators. Within this office are personnel responsible for the collection of maritime cost data and other technical maritime activities in foreign countries. The Office of Government Aid has the following divisions: Division of Subsidy Contracts, Division of Mortgage-Insurance Contracts, Division of Operating Costs, and Division of Subsidy Operations Examining.

q. The Office of Maritime Manpower shall advise the Administration regarding labor management relations and problems, particularly as they apply to seamen, longshoremen and shipyard workers, including the effects of technological changes on labor, of manning scales and crew costs on maritime subsidies, and of proposed labor legislation; make studies and reports of current labor situations to keep the Maritime Administration advised of problems and developments, potential areas of dispute, and trends; coordinate maritime labor questions with other agencies and work with them on matters of mutual interest; develop plans in cooperation with the Department of Labor to provide reserve maritime manpower for mobilization and other emergencies; obtain, analyze, and publish data for use of industry, labor, Government and the public concerning maritime employment, wages, hours, manning, working conditions, and manpower requirements; represent the Maritime Administrator on matters relating to the U.S. Merchant Marine Academy and process nominations for appointment to the Academy; administer a grant-in-aid program for the State maritime academies; determine need for and coordinate training programs for licensed and unlicensed personnel in

maritime industries; issue merchant marine decorations and awards; arrange maritime training for foreign nationals sponsored by the Agency for International Development; and provide technical maritime training assistance to foreign countries under international cooperative programs. The Office of Maritime Manpower has the following divisions: Division of Labor Studies, Division of Manpower Development, and Division of Maritime Academies.

r. The U.S. Merchant Marine Academy, Kings Point, N.Y., shall develop and maintain programs for the training of U.S. citizens to become officers in the U.S. merchant marine.

SEC. 4. *Field organization.* .01 The primary structure of the field organization of the Maritime Administration consists of three Coast Districts, each headed by a Coast District Director, as specified below:

District	Headquarters location	Area representatives
Atlantic Coast District.	New York, N.Y.	Baltimore, Md.; Norfolk, Va.
Gulf Coast District.	New Orleans, La.	
Pacelle Coast District.	San Francisco, Calif.	Los Angeles (San Pedro) Calif.; Portland, Oreg.; Seattle, Wash.

.02 The Coast District Directors shall be responsible for all field offices and programs of the Maritime Administration within their respective Coast Districts except ship construction and the U.S. Merchant Marine Academy, subject to national policies, determinations, procedures and directives of the appropriate office chief in Washington, D.C.

SEC. 5. *Savings provisions.* .03 All orders, determinations, rules, regulations, permissions, delegations, approvals, agreements, rulings, certificates, directives and other actions heretofore issued or taken by or relating to the Federal Maritime Board, Maritime Administration, Maritime Subsidy Board, National Shipping Authority and their predecessor agencies, and in effect on the date of this order shall, insofar as they relate to the functions referred to herein and are not inconsistent herewith, remain in full force and effect until hereafter suspended, amended or revoked under appropriate authority.

.04 All actions, proceedings, hearings, or investigations pending on the effective date of this order before the Maritime Administration or the Maritime Subsidy Board in respect to the functions referred to herein shall be continued before the Maritime Administration or the Maritime Subsidy Board, as the case may be, in accordance with the delegations made pursuant to this order.

Effective date: May 20, 1966.

DAVID R. BALDWIN,  
Assistant Secretary  
for Administration.

[F.R. Doc. 66-6411; Filed, June 10, 1966; 8:45 a.m.]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration  
ISOPROPYL 4,4'-DICHLORO-  
BENZILATE

### Notice of Establishment of Temporary Tolerance

Notice is given that at the request of the Geigy Chemical Corp., Post Office Box 430, Yonkers, N.Y., 10702, a temporary tolerance of 5 parts per million is established for residues of the insecticide isopropyl 4,4'-dichlorobenzilate in or on apples and pears. The Commissioner of Food and Drugs has determined that this temporary tolerance will protect the public health.

A condition under which this temporary tolerance is established is that the insecticide will be used in accord with the terms of the experimental permit issued by the U.S. Department of Agriculture.

This temporary tolerance expires June 3, 1967.

This action is taken pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408(j), 68 Stat. 516; 21 U.S.C. 346a (j)), and delegated by him to the Commissioner (21 CFR 2.120; 31 F.R. 3008).

Dated: June 3, 1966.

J. K. KIRK,  
Assistant Commissioner  
for Operations.

[F.R. Doc. 66-6469; Filed, June 10, 1966; 8:50 a.m.]

### UPJOHN CO.

#### Notice of Filing of Petition for Food Additive Lincomycin

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition has been filed by the Upjohn Co., Kalamazoo, Mich., 49001, proposing the issuance of a regulation to provide for the safe use of lincomycin in chicken feed for growth promotion and feed efficiency.

Dated: June 6, 1966.

J. K. KIRK,  
Assistant Commissioner  
for Operations.

[F.R. Doc. 66-6470; Filed, June 10, 1966; 8:50 a.m.]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary  
ACTING REGIONAL ADMINISTRATOR,  
REGION I (NEW YORK)

### Designation

Anne Roberts, Deputy Regional Administrator, Region I (New York), is



hereby designated to serve as Acting Regional Administrator, Region I (New York), during the present vacancy in the position of Regional Administrator, Region I, with all the power and authority of the Regional Administrator.

In the absence of Anne Roberts, the officers appointed to the following positions are hereby designated to serve as Acting Regional Administrator, Region I, with all the power and authority of the Regional Administrator, Region I, provided that no officer is authorized to serve as Acting Regional Administrator unless all other officers whose titles precede his in this designation are unable to act by reason of absence:

1. Regional Counsel.
2. Regional Director of Urban Renewal.
3. Deputy Regional Director of Community Facilities.
4. Deputy Regional Director of Urban Renewal.

This designation supersedes the designation effective May 21, 1966 (31 F.R. 7594, May 26, 1966).

(79 Stat. 670, 5 U.S.C. 624d(d))

**Effective date.** This designation shall be effective as of June 6, 1966.

ROBERT C. WEAVER,  
*Secretary of Housing and  
Urban Development.*

[F.R. Doc. 66-6471; Filed, June 10, 1966;  
8:50 a.m.]

## ATOMIC ENERGY COMMISSION

[Docket No. 50-47]

### U.S. ARMY MATERIALS RESEARCH AGENCY

#### Notice of Issuance of Facility License Amendment

Please take notice that no request for a formal hearing having been filed following publication of the notice of proposed action in the FEDERAL REGISTER, the Atomic Energy Commission has issued, effective as of the date of issuance, Amendment No. 6 to Facility License No. R-65. The license, as previously issued, authorizes the U.S. Army Materials Research Agency ("the licensee") to operate the pool-type nuclear reactor ("the reactor") located at Watertown Arsenal, Watertown, Mass. The amendment authorizes the licensee to increase the steady state operating power level of the reactor from the presently authorized one megawatt thermal to a maximum of two megawatts thermal in accordance with the conditions and limitations contained in the application for license amendment dated March 4, 1966.

The amendment, as issued, is as set forth in the Notice of Proposed Issuance of Facility License Amendment published in the FEDERAL REGISTER on May 19, 1966, 31 F.R. 7300.

Dated at Bethesda, Md., this 4th day of June 1966.

For the Atomic Energy Commission.

R. L. DOAN,  
*Director,*

*Division of Reactor Licensing.*

[F.R. Doc. 66-6410; Filed, June 10, 1966;  
8:45 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 16236; Order E-23777]

### INTERNATIONAL AIR TRANSPORT ASSOCIATION

#### Order Regarding Specific Commodity Rates

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 6th day of June 1966.

Agreement adopted by Traffic Conference I of the International Air Transport Association relating to specific commodity rates, Docket 16236, Agreement CAB 18683, R-15 through R-17.

An agreement has been filed with the Board, pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations, between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of Traffic Conference I of the International Air Transport Association (IATA), and adopted pursuant to the provisions of Resolution 590 dealing with specific commodity rates.

The agreement, adopted pursuant to unprotested notices to the carriers and promulgated in IATA letters dated April 27, and May 16, 1966,<sup>1</sup> names additional rates under existing commodity descriptions as set forth in the attachment hereto.<sup>2</sup> The agreed rates reflect reductions ranging from 19.8 to 78.9 percent and are consistent with the present level of specific commodity rates within the applicable area.

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

*Accordingly, it is ordered:*

That Agreement CAB 18683, R-15 through R-17, be approved, provided that approval shall not constitute approval of the specific commodity descriptions contained therein for purposes of tariff publication.

Any air carrier party to the agreement, or any interested person, may, within 15 days from the date of service of this order, submit statements in writ-

<sup>1</sup> Received in the Board April 29, and May 23, 1966, respectively.

<sup>2</sup> Attachment filed as part of original document.

ing containing reasons deemed appropriate, together with supporting data, in support of or in opposition to the Board's action herein. An original and 19 copies of the statements should be filed with the Board's Docket Section. The Board may, upon consideration of any such statements filed, modify or rescind its action herein by subsequent order.

The order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,  
*Secretary.*

[F.R. Doc. 66-6456; Filed, June 10, 1966;  
8:49 a.m.]

[Docket 17394]

## SCANDINAVIAN AIRLINES SYSTEM

### Notice of Prehearing Conference

Application for amendment of its foreign air carrier permit to add Seattle, Wash., as a point to be served on its polar route.

Notice is hereby given that a prehearing conference on the above-entitled application is assigned to be held on June 15, 1966, at 10 a.m. (eastern daylight saving time), in Room 726, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Joseph L. Fitzmaurice.

Dated at Washington, D.C., June 8, 1966.

[SEAL] FRANCIS W. BROWN,  
*Chief Examiner.*

[F.R. Doc. 66-6455; Filed, June 10, 1966;  
8:49 a.m.]

[Docket 17205]

## SUDFLUG, SUDDEUTSCHE FLUGGESELLSCHAFT mbH

### Notice of Prehearing Conference

Application for inclusive tour authority.

Notice is hereby given that a prehearing conference on the above-entitled application is assigned to be held on June 16, 1966, at 10 a.m. (eastern daylight saving time), in Room 726, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Ross I. Newmann.

Advance exchange of information requests are to be filed on or before June 13, 1966.

Dated at Washington, D.C., June 8, 1966.

[SEAL] FRANCIS W. BROWN,  
*Chief Examiner.*

[F.R. Doc. 66-6457; Filed, June 10, 1966;  
8:49 a.m.]



## FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 16388, 16389; FCC 66M-802]

### D. H. OVERMYER COMMUNICATIONS CO. AND MAXWELL ELECTRONICS CORP.

#### Order Scheduling Further Hearing Conference

In re applications of D. H. Overmyer Communications Co., Dallas, Tex., Docket No. 16388, File No. BPCT-3463; Maxwell Electronics Corp., Dallas, Tex., Docket No. 16389, File No. BPCT-3489; for construction permits.

It is ordered, This 7th day of June 1966, on the Hearing Examiner's own motion, that there will be a further hearing conference in this proceeding June 14, 1966, 2 p.m., in the Commission's offices, Washington, D.C.

Released: June 7, 1966.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 66-6472; Filed, June 10, 1966;  
8:50 a.m.]

[Docket No. 16476 etc.; FCC 66R-214]

### ARTHUR A. CIRILLI ET AL.

#### Memorandum Opinion and Order Enlarging Issues

In re applications of Arthur A. Cirilli, Trustee in Bankruptcy (WIGL), Superior, Wis., Docket No. 16476, File No. BR-4080, BRRE-7740, for renewal of license of station WIGL; Quality Radio, Inc. (WAKX), Superior, Wis., Docket No. 16477, File No. BP-16497, for construction permit; Arthur A. Cirilli, Trustee in Bankruptcy (assignor), and D.L.K. Broadcasting Co., Inc. (assignee), Docket No. 16478, File No. BAL-5627, BALRE-1336, for assignment of license of station WIGL.

1. The Review Board has before it for consideration a petition to enlarge issues filed by Quality Radio, Inc. (WAKX) on March 21, 1966.<sup>1</sup> WAKX requests the addition of issues to determine (1) whether Arthur A. Cirilli, Trustee in Bankruptcy (WIGL) (Trustee) and D.L.K. Broadcasting Co., Inc. (DLK) have effectuated a premature transfer of control; (2) the financial qualifications of DLK; (3) whether DLK proposes a sale of the station, should the application of WIGL be granted; (4) a section 307(b) issue; (5) in view of the background of the Trustee and DLK whether

<sup>1</sup> Other pleadings before the Board are: opposition, filed by Arthur A. Cirilli, Trustee and D.L.K. Broadcasting Co., Inc., on Apr. 18, 1966; comments filed by the Broadcast Bureau on Apr. 18, 1966; reply to the comments of the Bureau, filed by Arthur A. Cirilli, Trustee and D.L.K. Broadcasting Co., Inc., on Apr. 25, 1966; and reply, filed by Quality Radio, Inc. (WAKX) on Apr. 26, 1966.

the license of WIGL should be renewed<sup>2</sup>; (6) whether DLK possesses the requisite character qualifications to be a licensee.<sup>3</sup>

2. The facts surrounding the designation for consolidated hearing of the applications herein are set forth in the Commission's Memorandum Opinion and Order, 2 FCC 2d 692, adopted February 23, 1966. Briefly stated, the licensee of WIGL, Radio Superior, was adjudicated bankrupt on November 10, 1964, the day after the filing of the above-captioned renewal application (File Nos. BR-4080, BRRE-7740). Cirilli is the present Trustee in Bankruptcy.<sup>4</sup> On December 14, 1964, WAKX filed its application, by which it seeks a construction permit for the utilization of the frequency currently assigned to WIGL. Station WIGL was silent from March 1964 until July 26, 1965; at that time WIGL resumed broadcasting with DLK managing the station under an employment contract with the Trustee.<sup>5</sup> On October 29, 1965, the Trustee and DLK filed a joint application for assignment of license to DLK (File Nos. BAL-5627, BALRE-1336). The Commission, in designating the three above-mentioned applications for hearing, stated that for renewal purposes the qualifications of DLK would be compared with those of WAKX<sup>6</sup> and in the event DLK prevails the assignment application will be approved, and a renewal of license granted to that party.

#### PREMATURE TRANSFER OF CONTROL

3. WAKX's request for the addition of issues relating to a premature transfer of control of Station WIGL from the

<sup>2</sup> In conjunction with the request for this issue WAKX requests the deletion of existing Issue 2 "To determine, in view of the record of operation of Station WJPD, whether it would be in the public interest to grant the application of D.L.K. Broadcasting Co., Inc." Since James Deegan remains a shareholder in DLK, inquiry into the affairs of WJPD, of which he is licensee, remains relevant. See discussion of other aspects of this request, paragraphs 15 and 16, *infra*.

<sup>3</sup> WAKX also requests that the Board delete a presunrise condition, which the Commission specified as to this applicant in the designation order (2 FCC 2d 692, adopted Feb. 23, 1966). This request is the subject of a petition for reconsideration, which was filed by WAKX with the Commission on Mar. 30, 1966.

<sup>4</sup> The Commission first granted an involuntary assignment of license (BAL-5295) to Charles R. Larsen, the original Trustee in Bankruptcy. The Commission subsequently granted an assignment from Larsen to Cirilli.

<sup>5</sup> The station again went silent on Mar. 15, 1966, and has not resumed operation. The Trustee has stated that the station will not resume operation until after the approval of the assignment of license to DLK.

<sup>6</sup> James G. Haig, Radio Superior's sole stockholder, was convicted of mail fraud and fraud by radio in August 1965. The Commission held that Haig was no longer associated with WIGL, that he had no financial interest in this proceeding, and that Radio Superior having been adjudicated bankrupt "no public interest would be served by a hearing on the qualifications of Haig or his right to a renewal of a license."

Trustee to DLK is based primarily<sup>7</sup> upon the provisions of several contracts which have been filed with the Commission.<sup>8</sup> On the basis of the provisions of these contracts WAKX argues that the issues must be enlarged to determine whether there has been a premature transfer of control. The first of these contracts is an "Employment Agreement" between the Trustee and DLK to run for a 1-year period; DLK would manage Station WIGL and retain all profits and absorb all losses; DLK agreed to furnish the Trustee a monthly operating statement showing profit and loss; and the agreement could be terminated by either party on 10 days' notice. A second agreement entitled "Memorandum Agreement" (No. 1), signed the same day, provides for the purchase of WIGL by DLK for the sum of \$8,000 "to be paid to the said Trustee upon the approval of the Federal Communications Commission of the transfer of such license from the Trustee to the said Manager [DLK]". The third agreement is a "Memorandum Agreement" (No. 2) between (Auto Acceptance Loan Corporation) AALC and DLK by which AALC agrees to: enter into an agreement with the Trustee to underwrite all losses sustained by WIGL up to \$8,000; pay the Trustee an additional \$2,000 for his undertaking the operation of WIGL; and pay all legal and engineering expenses necessary to allow WIGL to resume operation. In return DLK agrees to repay the losses incurred by AALC up to \$8,000 and to repay the \$2,000 paid to the Trustee, both provisions for repayment are contingent upon the approval of the assignment by the FCC. In a fourth document AALC and the Trustee entered into the agreement mentioned in Memorandum Agreement (No. 2) above, in addition, the Trustee agreed to furnish copies of the monthly statement received from DLK "at the request" of AALC and confer with AALC as to the financial condition of WIGL. WAKX argues that the Trustee has not been active in the management of WIGL and, in fact, that DLK has incurred losses in excess of the \$8,000 guarantee.

4. The principals of DLK are listed in the assignment application as Harry Kaminsky (50 percent), James Deegan (33 1/3 percent), and Edward Kaminsky (16 2/3 percent). James Deegan was named manager of WIGL when it re-

<sup>7</sup> WAKX also bases its request on allegations supported solely by the affidavit of William H. Whitsitt, treasurer of WAKX, "based upon information and belief of the affiant." As noted in the opposition pleadings such an affidavit is defective under the provisions of § 1.229(c) of the rules which requires that petitions to enlarge be supported by affidavit of "person or persons having personal knowledge". Consequently, the Board will not consider those allegations which are unsupported by the Commission's records, not acknowledged by DLK, or not subject to official notice; the affidavit of William H. Whitsitt will be disallowed as improper under our rules.

<sup>8</sup> 5 undated contracts were filed by the Trustee on July 19, 1965. Copies of 2 of these contracts, memorandum agreements, were included in the assignment application (Docket No. 16478); the remaining 3 are associated with the license file of WIGL.



sumed operations and was subsequently replaced by Tom Logey. The Kaminskys are also the majority and minority stockholders of AALC.

5. The Trustee and DLK oppose WAKX's request on the following grounds: that the facts alleged in Whitsitt's affidavit are not facts of general knowledge and that Whitsitt's affidavit amounts to no more than "merely writing down rumors"; that the contractual arrangements entered into by the Trustee and DLK were filed with the Commission on July 19, 1965 (before the designation of this proceeding for hearing); and that the Trustee has "maintained in all respects the supervision and responsibility required of a licensee." The opposition pleading is supported by affidavits of the Trustee and of Harry W. Kaminsky. The Trustee asserts that: he has received the agreed sums of \$8,000 and \$2,000 from DLK; at all times he has retained actual and financial control of WIGL, and DLK has been directly responsible to him; he "consented" to the employment of James Deegan as manager of WIGL and his dismissal when "it became apparent that a more stringent control of finances was necessary"; Deegan's successor Tom Logey, reported at all times directly to the Trustee; WIGL's current accounts payable are \$10,000 and accounts receivable are \$1,500; WIGL again went silent on March 15, 1966, due to the injurious effects upon its reputation caused by its former owner's bankruptcy; and WIGL will resume operation upon the approval of the assignment of license to DLK. Kaminsky's affidavit contains the following additional information: AALC was interested in the continued operation of WIGL "by reason of its having a chattel mortgage upon the equipment and facilities of such station"; DLK borrowed the \$8,000, advanced to the Trustee, from Walter Heller Co. of Chicago and AALC guaranteed the loan; aside from the \$8,000 and the \$2,000 sums mentioned above, only \$7,500 paid to DLK by James Deegan in satisfaction of a portion of his stock subscription, was available for the operation of Station WIGL; the Trustee was consulted by the station manager on a daily basis regarding the station's financial obligation; AALC received monthly financial statements only to protect its mortgage interest; James Deegan's withdrawal as manager of WIGL was by mutual agreement of all interested parties; Tom Logey has never been an employee of AALC; Harry and Edward Kaminsky are each 1/3 owners of DLK;<sup>10</sup> and AALC holds no stock interest in DLK.

6. The Broadcast Bureau acknowledges the deficiency of WAKX's petition under § 1.229(c) of the rules insofar as it is dependent upon the affidavit of William H. Whitsitt. See note 7, supra. However, the Bureau suggests that there is

<sup>10</sup> WAKX cites this statement in its reply pleading and questions who made the decision to discharge Deegan and to hire Logey.

<sup>11</sup> The assignment application reflects the percentages of the Kaminskys' ownership as Harry—50 percent and Edward 16 2/3 percent.

adequate support for WAKX's request as a matter of public record and therefore issues regarding a premature transfer of control in violation of section 310(b) of the Communications Act should be added as to the Trustee and DLK. The Bureau contends that the arrangements as to management, financing and operation of WIGL by DLK prior to Commission consent are distinguishable from the acceptable employment contract because DLK was to bear all losses and receive all profits.<sup>11</sup>

7. In its reply, WAKX alleges these additional facts: on April 1, 1966, a Federal tax lien was filed against DLK, as employer of Station WIGL, for \$810.42, representing delinquent social security and withholding taxes for the quarter ending December 31, 1965; as demonstrated by the tax lien, the Trustee and DLK directed the Trustee's independent accountant to consider DLK the employer; the affidavits filed with WIGL's opposition pleading indicate that DLK will absorb all losses incurred in the operation of WIGL despite the \$8,000 limitation specified in the agreements between the parties; and the Trustee's control of funds was illusory in that the funds were controlled by DLK or AALC before the Trustee received them. WAKX asserts that the Trustee's statements as to his retention of control are meaningless in view of the circumstances, particularly considering Kaminsky's statement that DLK paid the bills of the station operation directly. Significance is also placed by WAKX on the absence of an affidavit by James Deegan.

8. The Board will enlarge the issues herein to determine whether DLK has engaged in an unauthorized transfer of control in violation of section 310(b) of the Communications Act. No issue will be added with respect to the actions of the Trustee. The Commission by its Memorandum Opinion and Order, supra, has determined that the Trustee's qualifications to be a licensee are not at issue in this proceeding; the Trustee's function is to dispose of the station for the benefit of creditors and not to continue as a licensee. In this connection it is noted that DLK is not only the prospective assignee of Station WIGL but is also presently employed as the manager of that station. See Twelve Seventy, Incorporated, FCC 66-225, released March 17, 1966.

9. Section 310(b) of the Communications Act requires prior Commission consent to a transfer of control of any station license. The term "control" as used in section 310(b) and related Commission rules embraces both de facto and de jure control. There is no exact formula by which "control" is presumed; such a determination must be made on the basis of the facts of each case. WHDH, Inc., FCC 64R-394, 3 RR 2d 579, review denied FCC 64-1067 (1964). The

<sup>11</sup> The Trustee and DLK contend that this arrangement is reasonable in view of the circumstances surrounding the agreement, i.e., that the Trustee in Bankruptcy could provide no compensation to DLK for running the station other than that agreed upon.

circumstances of the instant proceeding raise substantial questions in relation to de facto control of Station WIGL. Initially, these questions are raised by the unusual provisions of the agreement between the Trustee and DLK, by which DLK will absorb all losses and retain all profits from the operation of WIGL.<sup>12</sup> The Board also finds significance in that the entire purchase price has been prepaid and nothing remains to be paid upon approval of the transfer; that representations made in the affidavits of Cirilli and Kaminsky as to the source of the funds paid to the Trustee appear to be in conflict; and that losses in excess of the \$8,000 guarantee were incurred by WIGL while DLK was managing that station in conjunction with DLK's agreement to absorb these additional losses. These facts raise questions as to what person or entity was responsible for management decisions (de facto control) made while Station WIGL was operating,<sup>13</sup> which should be answered in the hearing.

10. Since the matter discussed above may involve serious misconduct, the petitioner will be expected to proceed with the initial introduction of evidence concerning the unauthorized transfer of control issue which will be added. See D and E Broadcasting Co., 1 FCC 2d 78, 5 RR 2d 475 (1965). However, in view of the circumstances and the fact that the principal information concerning control of Station WIGL is peculiarly within the knowledge of DLK, it will have the burden of proof on this issue. See Elyria-Lorain Broadcasting Co., FCC 65-857, 6 RR 2d 191.

#### OTHER ISSUES REQUESTED

11. WAKX and the Bureau request the addition of a financial qualification issue as to DLK on the basis of the financial information contained in the assignment application and in view of the past experience of Station WIGL. The assignment application reflects estimated first-year operating expenses of \$40,000, anticipated first-year revenues of \$42,000, stock subscriptions totaling \$30,000,<sup>14</sup> and a \$25,000 note payable due to Walter E. Heller Co. of Chicago. The Bureau also points out that the agreement between DLK and AALC included in the assignment application reflects an unlisted contingent liability of \$45,000 due AALC. Moreover, in view of the past financial difficulties of WIGL, under the management of Haig and DLK, both parties assert the addition of a financial qualification issue is warranted. In opposition, WIGL merely states that it will file a financial amendment "within a few days."<sup>15</sup>

<sup>12</sup> The fact that WIGL is presently silent does not resolve this question.

<sup>13</sup> E.g., the dismissal of James Deegan and the engagement of Tom Logey as general manager of Station WIGL.

<sup>14</sup> According to Kaminsky's affidavit James P. Deegan has paid \$7,500 of his \$10,000 subscription to the stock of DLK. The remaining \$2,500 apparently remains unpaid.

<sup>15</sup> As of this date no such amendment has been filed.



12. The allegations made by WAKX and the Bureau, in the absence of any material and relevant response by WIGL, warrants the addition of a financial qualification issue. It should be noted that DLK's estimate of anticipated revenue is unsupported by evidence as to its source or likelihood; pursuant to the Commission's policy on financial qualifications such unsupported estimates cannot be considered as having probative value. Ultravision Broadcasting Co., 1 FCC 2d 544, 5 RR 2d 343 (1965); and Public Notice, 1 FCC 2d 550, 5 RR 2d 349 (1965).

13. The Board will deny WAKX's request for a trafficking issue (§ 1.597 of the rules) as this request is based solely upon the defective affidavit of William Whitsitt (discussed in footnote 7, supra). Moreover, the Board can find no support for WAKX's contention that DLK intends to sell 49 percent of the stock if the Commission approves the assignment and the remaining 51 percent after the minimum 3-year period. On the contrary, Kaminsky states that neither he nor his brother, Edward, "intend or plan to reduce their present or proposed ownership of such stock [DLK] directly or indirectly at any time as of the date of this affidavit [April 16, 1966]."

14. Issue 1, as designated by the Commission, supra, reads:

To determine whether a grant of the application of Quality Radio, Inc. [WAKX] would be in the public interest in light of the fact that it would reduce the number of stations presently assigned to Superior, Wis.

WAKX requests that the burden of Issue (1) be placed on DLK under section 307(d) of the Communications Act. Either cumulatively or alternatively WAKX also requests that Issue (1) be "revised substantially" to determine "in light of 307(b)(d)" whether the frequency 1320 kc should be retained at Superior. The Bureau opposes any modification or change of Issue (1) on grounds that the recitation regarding this request is "confusing as to the relief sought" and that the Bureau is "not certain of the relief being sought." Nor has the petitioner made clear why and how the issue is pertinent to this proceeding.

15. In large measure the Board is constrained to agree with the Bureau's characterization of WAKX's request.<sup>30</sup> In designating Issue (1) the Commission in its Memorandum Opinion and Order, supra, at paragraph 6, noted that a grant of WAKX's application for 990 kc would reduce the number of frequencies assigned to Superior from four to three. On the basis of this observation the Com-

<sup>30</sup>In this connection the Board notes WAKX's request that "in light of the evidence adduced under the foregoing issues" that a character qualification issue as to DLK be included. The Board notes the absence of any specific allegations to support this request. Moreover, support cannot be found in the allegations made in support of the other issues requested by WAKX. Therefore, WAKX's request for a character qualification issue will be denied.

mission placed the burden on WAKX to show that the public interest would thus be served. Although WAKX has framed its request in a dual manner, the effect is to have the Board place on DLK the burden of demonstrating that the loss of 1320 kc in Superior will not be in the public interest, i.e., that the frequency could not better satisfy some undetermined public interest at some undetermined location other than Superior. The Commission has consistently refused to engage in such hypothetical section 307(b) determinations and the Board can find no reason for departing from this precedent. See WKYR, Inc., 37 FCC 132, 3 RR 2d 1, review denied FCC 64-984, released October 29, 1964, aff'd sub. nom. Allegany County Broadcasting Corp. v. FCC, 348 F. 2d 778 (1965).

16. The only remaining question raised by WAKX regards the designation of "Issue 3 [which] purports to compare the applications of DLK and WAKX."<sup>31</sup> WAKX advances two arguments to support its request for modification of Issues 2 and 3 to permit a determination of the qualifications of the former licensee and/or the Trustee in regard to the renewal application. WAKX asserts that it is Commission policy to consider the qualifications of the assignor before considering those of the assignee, citing Harry Wallerstein, Receiver, Television Co. of America, 1 FCC 2d 91, reconsideration denied 2 FCC 2d 31 (1965). The second argument advanced by WAKX is that the assignment application was not filed until July 26, 1965, 3 months after the "cut-off" date specified for its application, April 1, 1965. WAKX contends that the Commission erred in consolidating the assignment application in this proceeding. The Bureau opposes this request.

17. In designating this proceeding and consolidating the above-captioned applications the Commission thoroughly considered the effect of the April 1, 1965, "cut-off" date and the background of James S. Haig, the former licensee of Station WIGL. See Memorandum Opinion and Order, supra, at footnote 1 and paragraph 3. In effect, WAKX is asking the Board to reconsider the Commission's action in designating this proceeding and to "rule so as to undo" what the Commission has done; this the Board is precluded from doing "in the face of a clear record showing our thorough consideration of the particular question at the time of designation." Fidelity Radio, Inc., FCC 65-754, 6 RR 2d 140. For this reason WAKX's request for modification of Issues 2 and 3 will be denied.

<sup>31</sup>Issue 3 reads: "To determine in the event the foregoing issues are answered in the affirmative, which of the applications would better serve the public interest." Issue 2 reads: "To determine in view of the record of operation of Station WJPD, whether it would be in the public interest to grant the application of D.L.K. Broadcasting Co., Inc." None of the issues designated by the Commission, supra, put the qualifications of the Trustee or Haig, the former licensee in issue.

Accordingly, it is ordered, This 6th day of June 1966, That petition to enlarge issues, etc., filed by Quality Radio, Inc. (WAKX), on March 21, 1966, is granted to the extent indicated herein, and is denied in all other respects; and that the issues in this proceeding are enlarged by the addition of the following:

To determine whether D.L.K. Broadcasting Co., Inc., or any shareholder thereof has been involved in an unauthorized transfer of control of Station WIGL in contravention of section 310(b) of the Communications Act of 1934, as amended, and the Commission's rules; and

To determine whether D.L.K. Broadcasting Co., Inc., is financially qualified to be a Commission licensee.

Released: June 7, 1966.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>32</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 66-6473; Filed, June 10, 1966;  
8:50 a.m.]

[Docket No. 16663; FCC 66M-816]

#### LAMAR LIFE BROADCASTING CO.

##### Order Continuing Prehearing Conference

In re applications of Lamar Life Broadcasting Co., Docket No. 16663, File No. BRCT-326, for renewal of license of television station WLBT and auxiliary services, Jackson, Miss.

It is ordered, This 8th day of June 1966, that the prehearing conference heretofore scheduled for June 21, 1966, in the above-entitled proceeding, is hereby continued to June 29, 1966, 9 a.m., in the Commission's offices, Washington, D.C.

Released: June 8, 1966.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 66-6474; Filed, June 10, 1966;  
8:50 a.m.]

[Docket Nos. 16667, 16668; FCC 66M-812]

#### LUNDE CORP. AND KASI IOWA, INC.

##### Order Scheduling Hearing

In re applications of Lunde Corp., Ames, Iowa, Docket No. 16667, File No. BPH-5016; Kasi Iowa, Inc., Ames, Iowa, Docket No. 16668, File No. BPH-5118; for construction permits.

It is ordered, This 6th day of June 1966, that Millard F. French shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on September 8, 1966, at 10 a.m.; and that a prehearing conference shall be held on July 8, 1966.

<sup>32</sup>Board Member Nelson abstaining.



commencing at 9 a.m.; and, *It is further ordered*, That all proceedings shall be held in the offices of the Commission, Washington, D.C.

Released: June 8, 1966.

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

[F.R. Doc. 66-6475; Filed, June 10, 1966;  
8:50 a.m.]

[Docket Nos. 16669, 16670; FCC 66M-815]

**OLMSTEAD COUNTY BROADCASTING  
CO. AND NORTH CENTRAL VIDEO,  
INC.**

**Order Scheduling Hearing**

In re applications of Olmstead County Broadcasting Co., Rochester, Minn., Docket No. 16669, File No. BPH-5145; North Central Video, Inc., Rochester, Minn., Docket No. 16670, File No. BPH-5192; for construction permits.

*It is ordered*, This 6th day of June 1966, that Isadore A. Honig shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on September 8, 1966, at 10 a.m.; and that a prehearing conference shall be held on July 6, 1966, commencing at 9 a.m.: *And, it is further ordered*, That all proceedings shall be held in the offices of the Commission, Washington, D.C.

Released: June 8, 1966.

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

[F.R. Doc. 66-6476; Filed, June 10, 1966;  
8:50 a.m.]

[Docket Nos. 16679, 16680; FCC 66-503]

**RKO GENERAL, INC. (KHJ-TV) AND  
FIDELITY TELEVISION, INC.**

**Order Designating Applications for  
Consolidated Hearing on Stated  
Issues**

In re applications of RKO General, Inc. (KHJ-TV), Los Angeles, Calif., Docket No. 16679, File No. BRCT-58, for renewal of broadcast license; Fidelity Television, Inc., Norwalk, Calif., Docket No. 16680; File No. BPCT-3655; for construction permit for new television broadcast station.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 2d day of June 1966;

1. The Commission has before it for consideration the above-captioned applications, one requesting a renewal of its license to operate on Channel 9, Los Angeles, Calif., and the other requesting a construction permit for a new television broadcast station to operate on Channel 9, Norwalk, Calif., a community located

within 15 miles of Los Angeles.<sup>1</sup> Since the operation proposed by both of the applicants would result in mutually destructive interference, they are mutually exclusive and a hearing will be required to determine which application should be granted.

2. On January 11, 1966, RKO General, Inc. (RKO) filed a pleading requesting an inquiry into the bona fides of the application of Fidelity Television, Inc. (Fidelity). RKO asked the Commission to require Fidelity and its principals to submit written statements concerning the organizational plans of Fidelity. On February 14, 1966, Fidelity filed a "Statement in Response" which included affidavits from several of its stockholders concerning the organization of Fidelity. On March 1, 1966, RKO advised the Commission that in view of the affidavits supplied by Fidelity, RKO was withdrawing its request for an inquiry " \* \* \* without prejudice to the right to make appropriate inquiry into the facts and circumstances surrounding the organization and changes in control effectuated by Fidelity Television, Inc., at any subsequent hearing."

3. Notwithstanding withdrawal by RKO of its request, since the question of bona fides ultimately relates to the qualifications of Fidelity to be a broadcast licensee, the Commission will consider the matter raised in RKO's petition. RKO argues that the filing by Fidelity of its application and its subsequent amendments changing the officers, directors and stockholders permits an inference that the application was filed to block the grant of RKO's renewal application and that as a consequence an inquiry was warranted into the bona fides of Fidelity's application. However, the Commission is of the view that the mere filing of amendments to Fidelity's application did not give rise to an inference that a strike application had been filed and does not raise any question as to Fidelity bona fides. Accordingly, any subsequent attempt to enlarge the scope of the issues in this proceeding with respect to this matter will have to be grounded on new or additional facts.

4. RKO General, Inc., is qualified to own and operate the proposed television broadcast station and Fidelity Television, Inc., is qualified to construct, own and operate the proposed television broadcast station. The applications are, however, mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference. The Commission is therefore unable to make the statutory finding that a grant of the applications would serve the public interest, convenience and necessity, and is of the opinion that they must be

<sup>1</sup> Sec. 73.607(b) provides: "A channel assigned to a community listed in the Table of Assignments is available upon application in any unlisted community which is located within 15 miles of the listed community."

designated for hearing in a consolidated proceeding on the issues set forth below.<sup>2</sup>

*Accordingly, it is ordered*, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the above-captioned applications of RKO General, Inc., and Fidelity Television, Inc., 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 which of the proposals would better serve the public interest.

2. To determine, in the light of the evidence adduced pursuant to the foregoing issue, which of the applications should be granted.

*It is further ordered*, That, to avail themselves of the opportunity to be heard, the applicants herein, 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.

*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(a) of the Commission's rules, give notice of the hearing, either individually or, if feasible, 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.

Released: June 8, 1966.

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

[F.R. Doc. 66-6477; Filed, June 10, 1966;  
8:51 a.m.]

<sup>2</sup> The Commission in its Policy Statement on Comparative Broadcast Hearings (FCC 65-689, released July 28, 1965, 30 F.R. 9660, 5 R.R. 2d 1901), indicated that it did not therein attempt to deal with " \* \* \* the somewhat different problems raised where an applicant is contesting with a licensee seeking renewal of license." That remains our position. However, we have also, subsequently indicated (Seven (7) League Productions, Inc., et. al., 1 FCC 2d 1597-9) that the Policy Statement will govern the introduction of evidence where a renewal application is being contested. For example, as in regular comparative hearings, evidence relating to programming proposals and to character will not be entertained in the contested renewal proceeding unless first specifically put in issue by the Hearing Order or on subsequent enlargement of issues upon a threshold factual showing that a distinctive difference or deficiency exists and is worth exploring. We have not, however, reached any determinations as to weight to be accorded various factors of difference between the renewal applicant and the competing applicant, preferring instead to do so later upon the full, factual hearing record that is developed by competent evidence under the designated issues. Accordingly, parties in a contested renewal proceeding are free to urge any arguments they may deem applicable concerning the relative weight to be afforded the evidence bearing on the various comparative factors developed at hearing.



[Docket Nos. 16676, 16677; FCC 66-499]

**ROYAL BROADCASTING CO. (KHAI)  
AND RADIO KHAI, INC.**

**Memorandum Opinion and Order  
Designating Applications for Con-  
solidated Hearing on Stated Issues**

In re applications of Royal Broadcasting Co. (KHAI), Honolulu, Hawaii, Docket No. 16676, File No. BR-4120, has: 1090 kc, 5 kw, U, Class II; for renewal of license; In re application of Radio KHAI, Inc. (New), Honolulu, Hawaii, Docket No. 16677, File No. BP-16294, requests: 1090 kc, 5 kw, U, Class II; for construction permit.

1. The Commission has before it for consideration (a) the above-captioned application for renewal of license for Station KHAI, filed December 4, 1962; (b) the above-captioned application for construction permit for the facilities of Station KHAI, filed March 2, 1964;<sup>1</sup> (c) a "Petition To Deny", filed March 2, 1964, by Radio KHAI, Inc.; (d) Royal Broadcasting Co.'s (KHAI) "Opposition to Petition To Deny", filed March 27, 1964, and (e) Radio KHAI, Inc.'s "Reply to Opposition to Petition To Deny", filed May 1, 1964.

2. In order to fully understand the basis for the issues adopted herein, it is necessary to detail the background of this case. Station KHAI came into existence through an October 20, 1960, construction permit issued to Casey Broadcasting Associates (BP-13018). Three months later, before the station could be built, the Commission received an application for consent to the assignment of the permit to Robert Sherman (BAP-516). This was granted on April 5, 1961, and Sherman indicated by letter of April 17, 1961, that he had on that day consummated the assignment.

3. Sherman built the station and began equipment tests on December 1, 1961, filed an application for a license to cover the permit on December 20, 1961, and received program test authority eight days later. The Commission on April 6, 1962, granted an assignment of the permit from Robert Sherman as an individual to his wholly owned corporation, Royal Broadcasting Co., Inc. (BAP-579), and on June 12, 1962, granted a license to the station.

4. Royal Broadcasting filed the application for renewal of license, here under review (BR-4120), on December 4, 1962, after approximately 11 months of actual operation. On January 16, 1963, the staff addressed a letter to the renewal applicant noting that the station's bal-

<sup>1</sup> On Sept. 16, 1964, the Commission by Memorandum Opinion and Order released Sept. 22, 1964, accepted the application of Radio KHAI, Inc., for a construction permit to operate on 1090 kc, 5 kw, U, as a Class II station in Honolulu, Hawaii. As Royal Broadcasting presently operates KHAI on 1090 kc the applications are mutually exclusive. In the same order the Commission denied Royal Broadcasting Co.'s "Petition To Grant Renewal Without Hearing and Dismiss Application of KHAI, Inc."

ance sheet showed an excess of liabilities over assets of \$4,418 and that there were in addition long-term debts of \$106,700 and requested a statement as to the plans for liquidating the station's liabilities and financing its future operation. The letter further requested a statement regarding variance of the composite week programming from that proposed in Sherman's application for assignment from Casey Broadcasting (BAP-516).<sup>2</sup> The letter also requested information as to certain technical operating problems.

5. Action on the application for renewal was deferred on January 30, 1963, in view of the outstanding questions as to financial qualifications, technical operation and substantial variance from programming proposals. Within a week after the deferral of KHAI, the Commission received an application to assign the station to the Royal Hawaiian Radio Co., Inc. (BAL-4727). As justification for waiver of the 3-year rule, Sherman submitted a sworn statement (exhibit 1 of BAL-4727) indicating that a skin condition had forced him to leave Hawaii.<sup>3</sup> He stated that it soon developed that the station could not be properly operated with delegated management. He found the station had been grossly mismanaged and a number of employees had left. He stated as a consequence the station had never been able to build an audience or realize adequate advertising revenues and had in fact suffered a net cash loss in excess of \$28,000 and a net accrual loss in excess of \$58,000.

6. Sherman's reply to the staff's January 16, 1963, letter (see par. 4) was received March 5, and for the most part referred to the material contained in his assignment application (see par. 5). No definitive proposal to liquidate the station's liabilities and assure future operation was submitted except the suggestion that the assignment would resolve the financial problems of the station. By way of explanation, Sherman referred to his exhibit in the pending assignment application concerning the difficulties experienced by the licensee in obtaining competent management and employees (see par. 5), and asserted that: "the rapid turnover of employees, coupled with resulting financial difficulties, made it virtually impossible to adhere to its program commitments." He also stated that he had overcommitted himself

<sup>2</sup> The logs for two of the composite weekdays were not forwarded to the Commission with the application for renewal and were apparently not included in the composite week analysis, and one of the logs that was submitted appeared to be misdated. These matters were brought to the applicant's attention in the above-mentioned staff letter of Jan. 16, 1963. The applicant was requested to prepare a new composite week analysis based upon a substitute composite week, which was specified in the letter.

<sup>3</sup> Submitted as an amendment to the application was a letter from Dr. Rees B. Rees, dated Feb. 26, 1962, reciting that Mr. Sherman had been treated by him for skin cancer and premalignant lesions. Dr. Rees stated he had advised Mr. Sherman against exposure to the sun, especially of the intensity found in Hawaii—and advised him against living there.

initially with respect to the percentage of time which would be devoted to local live programming.

7. The substitute composite week program analysis that accompanied Sherman's reply to the staff's January 16, 1963, inquiry confirmed the existence of a substantial promise versus performance problem. For example he proposed 32.5 percent local live programming and was able to perform at the rate of 5.5 percent for the substitute composite week.

8. The assignee requested dismissal of the assignment application on July 9, 1963, indicating the contract to purchase KHAI had expired. Subsequently, the Commission made further inquiries into Robert Sherman's activities as a licensee of KHAI and addressed an August 1, 1963, "by direction" letter to him. This letter set forth three programming variances. The first, concerned substantial variance between the percentage of time proposed to be devoted to specified program categories and the percentage of time actually devoted.<sup>4</sup> The second variance related to a substantial difference between local live proposals and performance. The third programming concern expressed in the Commission's August 1 letter dealt with the proposal to broadcast a number of specifically titled programs and the failure to find these programs in the composite week logs. In light of Sherman's previous excuse of financial difficulty (see par. 6) he was again asked to submit information concerning liquidation of station liabilities.

9. On August 26, 1963, the Commission received a reply to its letter (see par. 8) in which Sherman again indicated financial distress as an excuse for programming promise versus performance problems. In this connection, he again urged resolution of station difficulties by assignment of license—this time to Lincoln Dellar, president of Radio KHAI, Inc. (see par. 11 below). He stated that while his net worth was listed as in excess of \$850,000 as late as November 9, 1962,<sup>5</sup> this did not reflect his liquid position because of recent cash outlays, connected with medical as well as station expenses, failure to collect on certain notes receivable and sale of stock at a loss.

10. As to programming, Sherman, in his letter (see par. 9), again expressed personal difficulties, medical problems and absentee ownership as excuses. As to his failure to present the specifically titled programs and to generally perform as promised, Sherman indicated that for a time his program director felt he had " \* \* \* a right to program the Radio Station in his own manner and make use of his own ideas." Sherman admitted this employee, in charge of programming,

<sup>4</sup> The 1962 renewal application proposed that the same percentage of time be devoted to specified categories as was proposed in Sherman's original assignment application (BAP-516).

<sup>5</sup> Personal financial statement filed in connection with the renewal of license of station KHOE, Truckee, Calif.



was not receptive to advice or suggestions or his original proposals. Sherman stated that, " \* \* \* the programs proposed to the FCC in the schedule prepared before 'on the air' experience were decided against by Mr. Ward [the program director] and the percentages of time proposed to be devoted to different types of programs and to local live programs were not achieved." In this connection, it should be noted that Sherman's application for assignment (BAL-4727) indicates that he exercised managerial control over the station for 4 days of the substitute composite week.

11. On September 23, 1963, Royal Broadcasting Co. (Robert Sherman) filed an application for consent to assignment of the license of KHAI to Radio KHAI, Inc., a wholly owned subsidiary of Sacramento Broadcasters, Inc. (BAL-4912). Assignor set forth as his reasons for wishing to assign the station as a personal health condition and the fact that the station had lost a great deal of money. He stated the liquid financial resources available to him were not sufficient to amortize the banking and contractual liabilities of Station KHAI, and waiver of the 3-year rule was requested. Several months later on January 21, 1964, the Commission received a letter from Robert Sherman indicating that there had been changes in the situation at KHAI. He stated that his new station manager was doing well and that he (Sherman) did not need to be in Hawaii to oversee the station. He also noted that he had secured new loan capital to service current financial obligations. Following this, on February 18, 1964, Sherman, by telegram, requested dismissal of the assignment application. His stated reasons for the request were " \* \* \* advice of counsel that contract is illegal and basis of waiver of three year rule no longer exists." Ten days later the Commission notified the parties as to the dismissal.

12. Sherman submitted a statement on March 3, 1964, outlining his reasons for dismissing the assignment application (BAL-4912). He stated that after the application was filed, business began to improve and he discovered that he could satisfactorily conduct operations from the mainland. Accordingly, there was no longer a basis for waiver of the 3-year rule. As a further reason, Sherman said that his attorneys told him the contract with Lincoln Dellar was illegal because of preferential treatment of some of creditors.

13. After Commission dismissal of the assignment application, Radio KHAI, Inc., simultaneously filed a Petition To Deny the Renewal of Royal Broadcasting and an application for a new construction permit requesting KHAI's operating assignment (Mar. 2, 1964).<sup>6</sup> Sherman, on March 27, 1964, filed an opposition to Dellar's Petition To Deny to which Dellar replied on May 1, 1964. Sherman's Petition To Grant Renewal Without Hearing, and Dismiss Applica-

tion of Radio KHAI, Inc., as well as Dellar's Opposition were treated in a Memorandum Opinion and Order adopted September 16, 1964, FCC 64-852, accepting Dellar's application for construction permit for filing and dismissing Sherman's objections thereto.

14. Dellar's pleadings on behalf of Radio KHAI, Inc., allege that Sherman and Royal Broadcasting have misrepresented to the Commission the facts as to Sherman's health, i.e., that in October 1963, his health was no bar to his return to Hawaii. Radio KHAI, Inc., further alleges that Sherman failed to report to the Commission in his ownership report filed with the renewal application that 20 percent of the stock of Royal Broadcasting Co. was pledged to American Security Bank in Hawaii as security for a debt and that Sherman has failed to advise the Commission of liens against Royal. Radio KHAI, Inc., further alleges that the true reason for Sherman's dismissal of the assignment application was that Radio KHAI, Inc., would not agree to an increase in price for the station. It further alleges that Sherman, by threatening to dismiss the assignment application unless Radio KHAI, Inc., would assume certain liabilities of Royal Broadcasting Co. which Radio KHAI, Inc., was not required to assume in the contract of sale, used the assignment application as a "bargaining tool" and that such action was an abuse and misuse of the Commission's processes. Radio KHAI, Inc., further alleges that in October 1963, Mr. Bill Mullin, describing himself as a C.P.A. from New York and a friend of Mr. Sherman's, in company with Mr. Sherman, asked Mr. Dellar (principal of Radio KHAI, Inc.) to agree to certain basic modifications of their agreement or the "deal would be scuttled." It is further alleged that Paul Dobins, a San Francisco attorney representing Mr. Sherman, delivered a "similar threat to cancel the deal" to John Hay, attorney for Radio KHAI, Inc. It is alleged that the demanded basic changes to the agreement included relieving Mr. Sherman of all postclosing warranties which would protect Mr. Sherman for all liability existing and threatened. Mr. Dellar for Radio KHAI, Inc., ultimately agreed to delete the postclosing warranties and substitute a provision for the seller (Sherman) to deliver an opinion of counsel stating that there were no liens of record against KHAI's property.

15. Radio KHAI, Inc., finally alleges it has knowledge that Royal and Sherman are deeply indebted to Radio Corp. of America, at least two California banks and others, that Radio KHAI, Inc., has been asked by creditors about those debts as to payment on them and that as Sherman and Royal demanded that Radio KHAI, Inc., assume such debts, Sherman and Royal cannot and will not pay their local creditors. The Commission has in its files copies of pleadings filed in a San Francisco court concerning Royal Broadcasting's and Mr. Sherman's alleged non-

payment of a note and guaranty. The plaintiff is one of the above-mentioned California banks.

16. In reply to the allegations, Sherman and Royal Broadcasting Co. allege that any threats regarding dismissal of the assignment application were made by Radio KHAI, Inc. Sherman contends that after the filing of the assignment application business at KHAI improved, that it became obvious the station could be profitable without his personal supervision and that there was no longer a basis for the request for waiver of the 3-year rule. He alleges that upon his advising Mr. Dellar (President of Radio KHAI, Inc.) that he felt he should notify the Commission of the changed circumstances, Dellar threatened to file an application for the KHAI facilities and to notify the Commission of Sherman's negligence in his correspondence with the Commission. Sherman now urges that his failure to report to the Commission the fact that there was "an agreement, relating to a minority block of KHAI stock," was because Sherman misunderstood the advice of his counsel. Sherman further argues that the telegram to the Commission dismissing the assignment application was based upon the advice of counsel. Sherman alleges that Royal Broadcasting is operated at a profit and its debts are being reduced, although he does not state the amount of the profit nor the amount of reduction of debts. Royal admits the existence of an agreement by which the American Security Bank in Hawaii holds 40 percent of the stock of Royal Broadcasting and the fact that at one time Dorst & Co. temporarily held 20 percent of the shares of Royal Broadcasting but state that as the shares held by the bank and Dorst & Co. were not endorsed and Sherman retained voting and transfer rights to the shares held by Dorst & Co. he did not realize a legal pledge existed which should be reported to the Commission.

17. In its answer to Royal Broadcasting's reply, Radio KHAI, Inc., argues that the allegation of Royal that it threatened to "file on top of" Royal's renewal application is not true. Radio KHAI, Inc., urges that, despite Sherman's statement as to improved conditions at KHAI after July 1963, the station's financial condition is still perilous. In this connection, the Commission has in its files a letter of February 15, 1966, from a Royal Broadcasting creditor terminating a contract for "engineering, maintenance, and service." The creditor indicates that the cancellation was necessitated by Royal " \* \* \* being continually delinquent in payments for both labor and material \* \* \*."

18. The charges and countercharges narrated above are not susceptible to satisfactory proof by pleadings and require resolution through the hearing process. Radio KHAI, Inc., has made a threshold showing which requires adduction of evidence at a hearing as to certain of its allegations which are detailed below.

19. Since Royal Broadcasting and Sherman did not advise the Commission of the pledge of some 20 percent of Roy-

<sup>6</sup> Accepted for filing on Sept. 16, and considered ready and available for processing on Oct. 27, 1964, FCC 64-852, 64-853.

<sup>7</sup> Sherman filed this pledge agreement on Mar. 24, 1964, 20 days after its existence was brought out in Dellar's Petition To Deny.



al's stock to Dorst & Co., or the conditions surrounding such pledge, or of the pledge of 40 percent of Royal's stock to the American Security Bank in Hawaii, or the conditions under which such pledge was made, the facts regarding such pledges must be determined.

20. The contentions regarding misrepresentation to the Commission as to reasons for dismissal of the assignment application by Sherman in his telegram of February 18, and letter of March 3, 1964, must be considered with Royal and Sherman's other representations to the Commission with respect to that dismissal and Radio KHAI, Inc.'s allegations. Thus it is necessary to determine whether Sherman was candid in advising the Commission as to his reasons for dismissal of the application for assignment. Exploration of this matter will of course include a determination as to the reported improvement of the financial condition of Royal Broadcasting Co.

21. Sherman's financial condition has been the subject of Commission letters requesting statement of a plan for liquidating liabilities and financing future operations. Other than proposals to sell the station no plans have been submitted. Sherman had informed the Commission that the station has become profitable but there are conflicting allegations as to this. Accordingly, it becomes necessary to determine if Sherman and Royal are financially qualified to operate KHAI.

22. The Commission has made inquiry into KHAI's promise versus performance programming variances and on the basis of the licensee's response thereto, the licensee will be expected to come forward at the hearing with evidence on these matters. The evidence should relate not only to the programming representations made in his original assignment application (BAP-516), but to all subsequent programming representations. The extent of the licensee's supervision of his staff and programming should also be considered. We have not herein set out specified issues with respect to these matters but they may be fully explored by the parties under the general comparative issue.

23. In view of the conflicting charges regarding negotiations between Royal Broadcasting Co. and Radio KHAI, Inc., prior to dismissal of the assignment application, evidence should be adduced and a determination made as to whether there has been an abuse of the Commission's processes by Royal Broadcasting Co. or Radio KHAI, Inc., or both of them.

24. Since the above application for construction permit filed by Radio KHAI, Inc., and the application for renewal of license filed by Royal Broadcasting Co. are mutually exclusive, it will be necessary to determine which of the proposals, on a comparative basis, would best serve

the public interest.\* It should be understood that if determination of an issue does not prove to be a disqualification of one or other of the parties, evidence adduced will be weighed as a comparative factor.

25. Our action here today in effect disposed of the Petition To Deny filed by Radio KHAI, Inc. The matters set out in its pleading and the relief sought are considered in the issues we have adopted and inasmuch as the Petitioner has filed a mutually exclusive application he is a party to this proceeding.

26. It appearing, that, in view of the foregoing, the Commission is unable to make the finding that a grant of the subject applications would serve the public interest, convenience, and necessity, and is of the opinion that the applications must be designated for hearing in a consolidated proceeding on the issues set forth below:

27. *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 Royal Broadcasting Co. is financially qualified for a renewal of the broadcast license of Station KHAI, Honolulu, Hawaii.

2. To determine whether during the period from September 17, 1962, to date, Royal Broadcasting Co. or Robert Sherman had in effect certain agreements or pledges and whether they failed to file various reports with respect to these agreements or pledges as required by §§ 1.613 and 1.615 of the Commission's rules and regulations.

3. To determine, in light of all the facts and circumstances surrounding the assignment of license application (BAL-

\* The Commission in its Policy Statement on Comparative Broadcast Hearings (FCC 65-689, released July 28, 1965, 30 F.R. 9660, 5 R.R. 2d 1901), indicated that it did not therein attempt to deal with " \* \* \* the somewhat different problems raised where an applicant is contesting with a licensee seeking renewal of license." That remains our position. However, we have also subsequently indicated (Seven (7) League Productions, Inc., et al., 1 FCC 2d 1597-9) that the Policy Statement will govern the introduction of evidence where a renewal application is being contested. For example, as in regular comparative hearings, evidence relating to programming proposals and to character will not be entertained in the contested renewal proceeding unless first specifically put in issue by the Hearing Order or on subsequent enlargement of issues upon a threshold factual showing that a distinctive difference or deficiency exists and is worth exploring. We have not, however, reached any determinations as to the weight to be accorded various factors of difference between the renewal applicant and the competing applicant, preferring instead to do so later upon the full, factual hearing record that is developed by competent evidence under the designated issues. Accordingly, parties in a contested renewal proceeding are free to urge any arguments they may deem applicable concerning the relative weight to be afforded the evidence bearing on the various comparative factors developed at hearing.

4912), whether Robert Sherman and Royal Broadcasting Co. or Lincoln Dellar and Radio KHAI, Inc., or both, abused the Commission processes.

4. To determine, which of the proposals would best serve the public interest.

5. To determine, in light of the evidence adduced pursuant to the foregoing issues, which, if either, of the applications should be granted.

28. *It is further ordered*, That, the burden of proof shall rest with the Renewal Applicant on issue 1 and with the party making the charges on issues 2 and 3.

29. *It is further ordered*, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to § 1.221(c) of the Commission's rules in person or by attorney, shall, within 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 for the hearing and present evidence on the issues specified in this order;

30. *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: June 2, 1966.

Released: June 7, 1966.

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

[F.R. Doc. 66-6478; Filed, June 10, 1966;  
8:51 a.m.]

[Docket Nos. 16676, 16677; FCC 66M-814]  
ROYAL BROADCASTING CO. (KHAI)  
AND RADIO KHAI, INC.

#### Order Scheduling Hearing

In re applications of Royal Broadcasting Co. (KHAI), Honolulu, Hawaii, Docket No. 16676, File No. BR-4120, for renewal of license; Radio KHAI, Inc., Honolulu, Hawaii, Docket No. 16677, File No. BP-16294; for construction permit.

*It is ordered*, This 6th day of June 1966, that Sol Schildhouse shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on September 13, 1966, at 10 a.m.; and that a prehearing conference shall be held on July 12, 1966, commencing at 9 a.m.: *And, it is further ordered*, That all proceedings shall be held in the offices of the Commission, Washington, D.C.

Released: June 8, 1966.

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

[F.R. Doc. 66-6479; Filed, June 10, 1966;  
8:51 a.m.]



[Docket Nos. 16381, 16382; FCC 66M-805]

**J. C. STALLINGS AND TEXAN BROADCASTING CO., INC.**

**Order Rescheduling Hearing**

In re applications of J. C. Stallings, Nacogdoches, Tex., Docket No. 16381, File No. BPH-4709; Texan Broadcasting Co., Inc., Nacogdoches, Tex., Docket No. 16382, File No. BPH-4730; for construction permits.

All parties support further postponement of the hearing in this proceeding in order to work out the possibilities in a program under way to make additional facilities available and to permit avoidance of hearing here. *Accordingly, it is ordered*, This 7th day of June 1966, that the June 3 joint request by the applicants to continue the hearing is granted and the opening of the hearing is put off to July 15, 1966.

Released: June 7, 1966.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 66-6480; Filed, June 10, 1966;  
8:51 a.m.]

[Docket Nos. 16626-16628; FCC 66M-803]

**VALPARAISO BROADCASTING CO.  
ET AL.**

**Order Regarding Procedural Dates**

In re applications of William H. Wardle, Robert A. Jones, and F. Patrick Nugent, doing business as Valparaiso Broadcasting Co., Valparaiso, Ind., Docket No. 16626, File No. BPH-4147; Porter County Broadcasting Corp., Valparaiso, Ind., Docket No. 16627, File No. BPH-4972; Northwestern Indiana Radio Co., Inc., Valparaiso, Ind., Docket No. 16628, File No. BPH-5045; for construction permits.

The Hearing Examiner having under consideration the schedule of dates for this proceeding;

It appearing, that a schedule was agreed upon by counsel for the parties and the Hearing Examiner at a prehearing conference held on June 6, 1966, and consists of the following:

- July 5—Exchange of engineering exhibits.
- July 11—Exchange of lay exhibits.
- July 13—Notification as to witnesses desired on engineering.
- July 15—Notification as to non-engineering witnesses.
- July 19—Hearing on engineering portions of case.
- July 27—Hearing on lay portions of case.

It further appearing, that the date of hearing currently scheduled is July 13;

*It is ordered*, This 6th day of June 1966, that the date for commencement of hearing is changed from July 13 to July 19, 1966, and that the foregoing schedule will be observed.

Released: June 7, 1966.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 66-6481; Filed, June 10, 1966;  
8:51 a.m.]

**SECURITIES AND EXCHANGE  
COMMISSION**

[File No. 70-4389]

**AMERICAN ELECTRIC POWER CO.,  
INC.**

**Notice of Filing and Order for Hearing  
Regarding Acquisition by Holding  
Company of Common Stock of Non-  
associate Company**

JUNE 2, 1966.

Notice is hereby given that American Electric Power Co., Inc. ("American Electric"), 2 Broadway, New York, N.Y., 10008, a registered holding company, has filed an application with this Commission, pursuant to sections 9 and 10 of the Public Utility Holding Company Act of 1935 ("Act"), regarding a proposal to purchase, pursuant to tenders, shares of the common stock of Michigan Gas & Electric Co. ("Michigan"), a nonassociate public utility company. All interested persons are referred to said application, which is summarized below, for a complete statement of the proposed transactions.

American Electric has 22 subsidiary companies variously engaged in the generation, transmission, and sale of electric energy or related businesses. The electric utility subsidiary companies comprise an integrated electric utility system, operating in the States of Michigan, Indiana, Ohio, West Virginia, Virginia, Kentucky, and Tennessee, and serving approximately 1,500,000 customers in an area having an estimated population of about 5,600,000 persons. At March 31, 1966, American Electric's consolidated utility plant (principally electric plant), carried at original cost, less related accumulated depreciation and depletion reserves, amounted to \$1,635,835,000, and for the 12 months ended that date its consolidated operating revenues amounted to \$456,148,000.

Michigan is engaged in the distribution of electricity to 21,400 retail customers in various communities and rural areas in the southwestern part of the State of Michigan, and also is engaged in the distribution, at retail, of natural gas and a small amount of manufactured gas to 28,777 customers in seven counties in that State. During 1965 Michigan purchased approximately 95 percent of its electric energy requirements from Indiana & Michigan Electric Company, a subsidiary company of American Electric, the balance being generated by three company-owned small hydroelectric plants. Michigan's natural gas requirements are purchased from a nonassociate company. At December 31, 1965, Michigan's utility plant, carried at its original cost, less related reserves for depreciation, amounted to \$18,798,799. For the calendar year 1965, its gross electric and gas revenues amounted to \$4,665,700 and \$6,569,037, respectively. Its 1965 net income amounted to \$6.07 per share of common stock, and the high and low bid prices for such stock in the over-the-counter market for the period Janu-

ary 1, 1966, through April 30, 1966, were \$78 and \$75, respectively.

Subject to obtaining the approval of this Commission, American Electric proposes to purchase for cash, at \$100 per share, such numbers of the outstanding 204,362 shares of \$10 par value common stock of Michigan as may be tendered. The tender offer, unless extended by American Electric, will terminate on June 6, 1966, at 5 p.m., New York time. The tender offer provides, among other things, that if a minimum of 103,000 shares of the stock is tendered, American Electric is obligated to purchase all tendered shares and, if a smaller amount is tendered, American Electric, at its option, may purchase all or none of such tendered shares.

American Electric has selected Kuhn, Loeb & Co. and First of Michigan Corp. as its agents to solicit tenders through dealers, and has agreed to pay the agents 25 cents for each share of Michigan common stock purchased and a fee for advisory and other services. It has also agreed to pay to any member of the National Association of Securities Dealers, Inc. (and certain other dealers), \$1.10 for each share purchased accompanied by a transmittal letter bearing the dealer's name.

The application states that all fees, commissions, and expenses (including transfer taxes) incurred in connection with the proposed transactions will be paid by American Electric, in amounts to be supplied by amendment. It is further stated that no State commission and no Federal commission, other than this Commission, has jurisdiction over the acquisition by American Electric of Michigan's common stock. American Electric also states that as soon as feasible after the acquisition it will cause Michigan to dispose of its gas utility properties, and consents to the requested order of authorization being so conditioned.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a public hearing be held with respect to the proposed transactions; and that interested persons be afforded an opportunity to be heard in such hearing with respect to the proposed transactions;

*It is ordered*, That a hearing be held herein on June 22, 1966, at 10 a.m., at the Office of the Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C., 20549. On such date the Hearing Room Clerk will advise as to the room in which the hearing will be held.

*It is further ordered*, That a Hearing Examiner, hereafter to be designated, shall preside at said hearing. The officer so designated is hereby authorized to exercise all powers granted to this Commission under section 18(c) of the Act and to a hearing officer under the Commission's rules of practice.

The Division of Corporate Regulation of the Commission having advised the Commission that it has made a preliminary examination of the application and that, upon the basis thereof, the following matters and questions are pre-



sented for consideration, without prejudice, however, to the presentation of additional matters and questions upon further examination:

1. Whether the proposed acquisition of Michigan's common stock by American Electric meets the standards of section 10 of the Act, and particularly the requirements of sections 10(b)(2) and 10(c)(2) thereof.

2. What terms and conditions, if any, the Commission should impose if the proposed acquisition is authorized.

3. Generally, whether the proposed transactions are in all respects compatible with the provisions and standards of the applicable sections of the Act and the Rules and Regulations promulgated thereunder.

*It is further ordered*, That particular attention be directed at said hearing to the foregoing matters and questions.

*It is further ordered*, That the Secretary of the Commission shall give notice of the aforesaid hearing by mailing copies of this Notice and Order by registered mail to American Electric, Michigan, and the Public Service Commission of Michigan; that notice to all other persons shall be given by publication of this notice and order in the FEDERAL REGISTER; and that a general release of this Commission in respect of this notice and order be distributed to the press and mailed to the persons appearing on the mailing list of the Commission for releases under the Public Utility Holding Company Act of 1935.

*It is further ordered*, That any person desiring to participate in the hearing herein may, not later than June 20, 1966, make a request therefor in writing, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the filing which he desires to controvert. 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 American Electric at the above stated address, and proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed contemporaneously with the request.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 66-6444; Filed, June 10, 1966;  
8:48 a.m.]

[812-1947]

**ELECTRIC BOND & SHARE CO. ET AL.**  
**Notice of Application for Order of Exemption**

JUNE 7, 1966.

In the matter of Electric Bond & Share Co., 2 Rector Street, New York, N.Y., 10006; Escambia Chemical Corp., 261 Madison Avenue, New York, N.Y., 10016; and Cast Optics Corp. (a Delaware corporation), 2 Rector Street, New York, N.Y., 10006; (812-1947).

Notice is hereby given that Electric Bond & Share Co. ("Bond & Share"), a New York corporation and a registered closed-end non-diversified management investment company, Escambia Chemical Corp. ("Escambia"), a Delaware corporation which is a substantially wholly owned subsidiary of Bond & Share, and Cast Optics Corp. ("Cast Optics Delaware"), a Delaware corporation which is a newly organized wholly owned subsidiary of Escambia, have filed a joint application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order exempting from the provisions of section 23(a) transactions incident to the consummation of a Plan and Agreement of Reorganization dated January 28, 1966 ("Plan"), among Bond & Share, Escambia, Cast Optics Corp. ("Cast Optics"), a New York corporation, and Cast Optics Delaware.

The Plan provides for the transfer to and acquisition by Cast Optics Delaware of substantially all of the properties and assets, including the business, goodwill and know-how, of Cast Optics (and the assumption by Cast Optics Delaware of certain of Cast Optics' liabilities) in exchange for shares of the common stock of Bond & Share to be delivered to Cast Optics by Escambia, such shares to be delivered initially at the closing and additional shares from time to time thereafter in accordance with and subject to the contingencies specified in the Plan. All interested persons are referred to the application filed with the Commission for a full statement of applicant's representations which are summarized below.

Consummation of the Plan will make Bond & Share the indirect owner of the Cast Optics business and assets through its ownership of Escambia stock and Escambia's ownership of all of Cast Optics Delaware's stock. Therefore, unless they are exempted by the Commission under section 6(c) of the Act, the proposed transactions would be prohibited by section 23(a) of the Act which provides, with certain exceptions not here relevant, that no registered closed-end investment company shall issue any of its securities for services or for property other than cash or securities.

Under section 6(c) of the Act the Commission may grant an exemptive order if such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

The proposed acquisition also may involve the sale of common stock of Bond & Share at a price below the current net asset value of such stock within the meaning of section 23(b) of the Act, which, as here pertinent, prohibits such sale except with the consent of a majority of the common stockholders. Bond & Share believes that the value of Cast Optics is in excess of the aggregate net asset value of the common stock to be delivered. However, to make certain that the requirements of section 23(b) are being complied with, Bond & Share will submit the proposed acquisition to

its shareholders for their approval or disapproval at the annual meeting to be held on June 22, 1966. If the shareholders do not approve the proposed acquisition by the requisite vote, Bond & Share will not carry out the transaction.

Cast Optics' principal business is the manufacture and sale of cast acrylic sheets, of which the basic raw material is methyl methacrylate monomer. Cast acrylic sheet has unusual physical characteristics, including impact resistance, weatherability, optical clarity and ease of forming and machining. It is used principally for outdoor signs, architectural and lighting purposes, military, industrial, marine and other glazing, and similar uses. In addition to manufacturing a broad line of chemical products, Escambia is now producing methyl methacrylate monomer.

Cast Optics' manufacturing operations, research facilities and executive offices are located in a leased 5-building complex of approximately 145,000 square feet in Hackensack, N.J. There are approximately 45 salaried and 245 hourly employees. Cast Optics' sales increased from approximately \$13,000 in 1948 to \$495,000 in 1955, \$2,095,000 in 1960 and \$5,600,000 in 1965.

There are shown below for Cast Optics the net sales, income before unusual and nonrecurring charges, the unusual and non-recurring charges net of related Federal income tax effect, and net income for each of the 5 years ended December 31, 1961, through 1965:

	Net sales	Net income before unusual and non-recurring charges	Unusual and non-recurring charges net of related tax effect	Net income
1961.....	\$2,946,900	\$199,000	\$105,400	\$93,600
1962.....	3,988,900	192,900	13,700	179,200
1963.....	4,271,100	209,000	12,400	196,600
1964.....	5,160,700	277,000	39,700	237,300
1965.....	5,598,600	360,300	72,500	287,800

If the net amount of nonrecurring charges for 1965 of \$72,500 were eliminated, and if other adjustments are made to reflect proposed changes in accounting policies and anticipated reductions of certain expenses, the pro forma net income of Cast Optics for 1965 would be \$447,835.

Escambia will deliver to Cast Optics at the closing under the Plan 157,597 shares of Bond & Share common stock, which is a derived figure based upon a negotiated initial payment of \$6,000,000. In addition, Escambia will make 5 annual contingent payments in Bond & Share common stock based on future earnings of Cast Optics Delaware and not to exceed in the aggregate approximately \$4,500,000 in the then market value of Bond & Share common stock, plus certain adjustments also payable in Bond & Share common stock. In no event may the shares delivered after the closing under the Plan exceed a total of \$5,000,000 in market value determined as of the respective dates of delivery.

The contingent stock payments based on future earnings of Cast Optics Dela-



ware will be made on March 1 of each of the years 1967-1971 and the dollar amounts thereof will be determined by applying fixed multipliers to the average cumulative adjusted net after-tax earnings of Cast Optics Delaware in excess of \$300,000 during the years 1966-1970. Specifically, a dollar amount is first computed for each year as follows: Average net earnings for years that have elapsed, times the applicable fixed multipliers, times the number of years that have elapsed, divided by 5. From the amount thereby obtained, there is then subtracted the total of the dollar amounts which previously have formed the basis of the delivery of shares to Cast Optics under the formula and, to obtain the number of shares to be delivered on the then current March 1, the remaining dollar amount is divided by the average closing price of Bond & Share common stock on the New York Stock Exchange during the period January 1 through February 15 immediately preceding. The fixed multipliers are:

Five times net earnings from \$300,000 to \$400,000;

Six times net earnings from \$400,000 to \$500,000;

Seven times net earnings from \$500,000 to \$600,000;

Ten times net earnings over \$600,000.

Bond & Share will deliver to Escambia from time to time, in exchange for shares of the common stock of Escambia, all shares of the common stock of Bond & Share required by Escambia for delivery to Cast Optics. Bond & Share already has reacquired and now holds in its treasury 390,357 $\frac{2}{3}$  shares of its common stock, which it intends to use to the extent necessary for this purpose. The average cash cost to Bond & Share of these reacquired shares was \$32.30 per share.

Cast Optics will retain sufficient assets to pay any unpaid balance of its 1965 and 1966 taxes and its legal and accounting fees incurred in connection with the transfer. Cast Optics Delaware will assume certain other liabilities of Cast Optics. The two principal officers and managers of Cast Optics, Messrs. William E. Chapman and Norman Germanow, have entered into 5-year employment agreements with Cast Optics Delaware which will become effective upon the consummation of the acquisition. The consummation of the Plan is subject to certain conditions, including the issuance by the Commission of the order requested by the application, the issuance by the Internal Revenue Service of satisfactory tax rulings and the shareholder approval mentioned above.

No finders' fee or other commission will be paid by Bond & Share, Escambia or Cast Optics Delaware in connection with the proposed acquisition. Neither Cast Optics nor any of its shareowners is an affiliated person, as defined in the Act, of Bond & Share.

Bond & Share has caused its management advisory subsidiary, EBS Management Consultants, Inc. (EBSMCI), to make an exhaustive study of the Cast Optics situation, the development and growth of the business, Cast Optics' rela-

tive position in the market, its financial position, a statistical comparison of it with other plastics companies, the prospects of the Cast Optics business for the future, and the relationship of the proposed acquisition price to current projected earnings of the business. In summary, the EBSMCI study concludes that, evaluated solely on its own merits, Cast Optics is an attractive acquisition under the terms of the Plan.

If the net income of Cast Optics as shown in its income statement for the year ended December 31, 1965, is divided by the 157,597 shares of Bond & Share common stock to be delivered initially under the Plan, a net income of \$1.83 per share would result, and if the Cast Optics pro forma net income of \$447,835 for such year were used, the net income per share would be \$2.84. Bond & Share's corporate net income per share of its common stock for the same period was \$1.57. The additional stock payments to be made after the closing under the Plan are dependent upon the earnings of Cast Optics Delaware during the period 1966-1970 and upon the then market value of Bond & Share common stock. If Cast Optics Delaware's average earnings over the 1966-1970 period are \$870,000 or more, the maximum contingent payments of \$4,500,000 (subject to adjustments) in market value of Bond & Share common stock would be required. If, however, the earnings of Cast Optics Delaware should remain at the approximately \$450,000 pro forma level for 1965, the additional payments would amount to \$800,000 in market value of Bond & Share common stock.

Notice is further given that any interested person may, not later than June 24, 1966, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reasons for such request, and the issues of fact or law proposed to be controverted or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C., 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicants at each of the addresses stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing thereon shall be issued upon request or upon the Commission's own motion.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 66-6445; Filed, June 10, 1966; 8:48 a.m.]

[File No. 14-1]

## ELKTON CO.

### Order Suspending Trading

JUNE 6, 1966.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 1 cent par value, of the Elkton Co. 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 June 7, 1966, through June 16, 1966, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 66-6446; Filed, June 10, 1966; 8:48 a.m.]

[File No. 1-3782]

## GREAT AMERICAN INDUSTRIES, INC.

### Order Suspending Trading

JUNE 7, 1966.

The common stock, 10 cents par value, of Great American Industries, Inc., being listed and registered on the American Stock Exchange, pursuant to provisions of the Securities Exchange Act of 1934 and the 6 percent cumulative preferred stock, Series A, \$10 par value, being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15 (c) (5) and 19(a) (4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period June 8, 1966, through June 17, 1966, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 66-6447; Filed, June 10, 1966; 8:48 a.m.]

[01-3]

## LEACH CORP.

### Order Granting Application

JUNE 6, 1966.

Leach Corp., 405 Huntington Drive, San Marino, Calif., has filed an application pursuant to section 12(h) of the Securities Exchange Act of 1934 ("Act"), in which it requests an exemp-



tion from the registration requirements of section 12(g) of the Act.

The Commission on May 4, 1966, issued a public notice of the filing of the application, which set forth certain facts and considerations urged by the Company in support of the requested exemption and afforded interested persons an opportunity to request a hearing (see Release 34-7887 for a summary thereof). No such request for hearing having been filed and it appearing to the Commission that a hearing is not necessary or appropriate in the public interest; and

It further appearing to the Commission that by reason of the amount of trading interest in the securities of the Company and the nature and extent of the Company's activities, the granting of such exemption is not inconsistent with the public interest or protection of investors;

It is ordered, That Leach Corp. be and hereby is exempted from the provisions of section 12(g) of the Act.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 66-6448; Filed, June 10, 1966;  
8:48 a.m.]

### INDUSTRIAL REVENUE BONDS OF PINAL COUNTY DEVELOPMENT ASSOCIATION

#### Order Suspending Trading

JUNE 7, 1966.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the 5 $\frac{7}{8}$  percent Industrial Development Revenue Bonds of Pinal County Development Association due April 15, 1969, 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 bonds be summarily suspended, this order to be effective for the period June 8, 1966, through June 17, 1966, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 66-6449; Filed, June 10, 1966;  
8:48 a.m.]

[File No. 811-970]

### PINNACLE INVESTMENT CORP.

#### Amended Notice of Filing of Application

JUNE 6, 1966.

Pinnacle Investment Corp. ("applicant"), Post Office Box 1742, Hickory, N.C., a management closed-end non-diversified investment company, has filed an application pursuant to section 8(f) of the Investment Company Act of 1940 ("Act") for an order of the Commission

declaring that applicant has ceased to be an investment company by reason of the exception contained in section 3(c) (1) of the Act.

Section 8(f) of the Act provides, in pertinent part, that whenever the Commission upon application finds that a registered investment company has ceased to be an investment company, it shall so declare by order and upon the taking effect of such order, the registration of such company shall cease to be in effect.

The Commission, on June 24, 1964, issued a notice of the filing of said application (Investment Company Act Release No. 3998). The notice, which is incorporated herein by reference, gave any interested person until July 10, 1964, at 5:30 p.m., to submit to the Commission in writing a request for a hearing on the matter, or request that he be notified if the Commission should order a hearing thereon. Further action on said application was deferred pending resolution of matters relating to applicant's indebtedness to the Small Business Administration.

Notice is given that the said notice is hereby amended to state as follows: On March 3, 1966, the Board of Directors of applicant and Hickory Spinners, Inc. ("Hickory"), approved a plan for cancellation of the stock of applicant held by Hickory, distribution of all of applicant's assets to Hickory, assumption of all the applicant's liabilities by Hickory and dissolution of applicant. On March 7, 1966, applicant satisfied and discharged its indebtedness to the Small Business Administration under a certain subordinated debenture in the principal amount of \$150,000 and tendered its license as a small business investment company to the Small Business Administration for surrender. On March 10, 1966, the applicant filed Articles of Dissolution with the Secretary of State of the State of North Carolina. Thereafter the above plan of dissolution was consummated and on April 8, 1966, a Certificate of Completed Liquidation was filed with the Secretary of State.

Notice is further given that any interested person may, not later than June 27, 1966, at 5:30 p.m. submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C., 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided

by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 66-6450; Filed, June 10, 1966;  
8:48 a.m.]

## FEDERAL POWER COMMISSION

[Docket Nos. G-10148, etc.]

### GULF OIL CORP., ET AL.

#### Findings and Order

JUNE 3, 1966.

Findings and order after statutory hearing issuing certificates of public convenience and necessity, amending certificates, permitting and approving abandonment of service, terminating certificates, substituting respondent, making successor co-respondent, redesignating proceedings, requiring filing of agreement and undertaking and accepting related rate schedules and supplements for filing.

Each of the Applicants listed herein has filed an application pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce, for permission and approval to abandon service, or a petition to amend an existing certificate authorization, all as more fully described in the respective applications and petitions (and any supplements or amendments thereto) which are on file with the Commission.

The Applicants herein have filed related FPC gas rate schedules and propose to initiate or abandon, add or delete natural gas service in interstate commerce as indicated by the tabulation herein. All sales certificated herein are either equal to or below the ceiling prices established by the Commission's Statement of General Policy 61-1, as amended, or involve sales for which permanent certificates have been previously issued.

Skelly Oil Co. (Operator), Applicant in Docket No. CI61-244, proposes to continue the sale of natural gas heretofore authorized in said docket and made pursuant to Cyprus Mines Corp. (Operator) FPC Gas Rate Schedule No. 1. Said rate schedule will be redesignated as that of Applicant. The presently effective rate under said rate schedule is in effect subject to refund in Docket No. RI64-8. Accordingly, Applicant will be made a co-respondent in Docket No. RI64-8, the



proceeding will be redesignated, and Applicant will be required to file an agreement and undertaking to assure the refund of any amounts collected by it in excess of the amount determined to be just and reasonable in said proceeding.

Jack Properties, Inc., Applicant in Docket Nos. CI66-985 and CI66-986, seeks permission and approval to abandon the sales of natural gas heretofore authorized in Docket Nos. G-8425 and G-8426, respectively, due to depletion. Said sales were authorized to be made by South Texas Oil & Gas Co. pursuant to its FPC Gas Rate Schedule Nos. 2 and 3, respectively. The presently effective rates under said rate schedules are in effect subject to refund in Docket Nos. G-17344 and G-17426,<sup>1</sup> respectively. Applicant, as successor in interest to South Texas Oil & Gas Co., seeks to be substituted as respondent in the rate proceedings.<sup>2</sup> Accordingly, Applicant will be substituted as respondent and the proceedings will be redesignated.

After due notice, no petitions to intervene, notices of intervention, or protests to the granting of any of the respective applications or petitions in this order have been received.

At a hearing held on June 2, 1966, the Commission on its own motion received and made a part of the record in these proceedings all evidence, including the applications, amendments and exhibits thereto, submitted in support of the respective authorizations sought herein, and upon consideration of the record, The Commission finds:

(1) Each Applicant herein is a "natural-gas" within the meaning of the Natural Gas Act as heretofore found by the Commission or will be engaged in the sale of natural gas in interstate commerce for resale for ultimate public consumption, subject to the jurisdiction of the Commission, and will therefore, be a "natural-gas company" within the meaning of said Act upon the commencement of the service under the respective authorizations granted hereinafter.

(2) The sales of natural gas hereinbefore described, as more fully described in the respective applications, amendments and/or supplements herein, will be made in interstate commerce, subject to the jurisdiction of the Commission, and such sales by the respective Applicants, together with the construction and operation of any facilities subject to the requirements of subsections (c) and (e) of section 7 of the Natural Gas Act.

(3) The sales of natural gas by the respective Applicants, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are required by the public convenience and necessity and certificates therefore

should be issued as hereinafter ordered and conditioned.

(4) The respective Applicants are able and willing properly to do the acts and to perform the services proposed and to conform to the provisions of the Natural Gas Act and the requirements, rules, and regulations of the Commission thereunder.

(5) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the certificate authorizations heretofore issued by the Commission in Docket Nos. G-10148, CI61-244, CI64-1325, CI64-1389, CI65-766, CI65-1159, and CI65-1205 should be amended as hereinafter ordered and conditioned.

(6) The sales of natural gas proposed to be abandoned by the respective Applicants, as hereinbefore described, all as more fully described in the tabulation herein and in the respective applications, are subject to the requirements of subsection (b) of section 7 of the Natural Gas Act, and such abandonments should be permitted and approved as hereinafter ordered.

(7) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the certificates of public convenience and necessity heretofore issued to be respective Applicants herein relating to the abandonments hereinafter permitted and approved should be terminated.

(8) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Skelly Oil Co. (Operator) should be a co-respondent in the proceeding pending in Docket No. RI64-8, that said proceeding should be redesignated accordingly, and that Skelly Oil Co. (Operator) should be required to file an agreement and undertaking.

(9) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Jack Properties, Inc., should be substituted as respondent in the proceedings pending in Docket Nos. G-17344 and G-17426 and that the proceedings should be redesignated accordingly.

(10) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the respective related rate schedules and supplements as designated or redesignated in the tabulation herein should be accepted for filing as hereinafter ordered.

The Commission orders:

(A) Certificates of public convenience and necessity are issued upon the terms and conditions of this order, authorizing the sales by the respective Applicants herein of natural gas in interstate commerce for resale, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary for such sales, all as hereinbefore described and as more fully described in the respective applications, amendments, supplements, and exhibits in this proceeding.

(B) The certificates granted in paragraph (A) above are not transferable and shall be effective only so long as Appli-

cants continue the acts or operations hereby authorized in accordance with the provisions of the Natural Gas Act and the applicable rules, regulations and orders of the Commission.

(C) The grant of the certificates issued in paragraph (A) above shall not be construed as a waiver of the requirements of section 4 of the Natural Gas Act or of Part 154 or Part 157 of the Commission's regulations thereunder, and is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against the respective Applicants. Further, our action in this proceeding shall not foreclose nor prejudice any future proceedings or objections relating to the operation of any price or related provisions in the gas purchase contracts herein involved. Nor shall the grant of the certificates aforesaid for service to the particular customers involved imply approval of all of the terms of the respective contracts particularly as to the cessation of service upon termination of said contracts, as provided by section 7(b) of the Natural Gas Act. Nor shall the grant of the certificates aforesaid be construed to preclude the imposition of any sanctions pursuant to the provisions of the Natural Gas Act for the unauthorized commencement of any sales of natural gas subject to said certificates.

(D) The grant of the certificates issued herein on all applications filed after April 15, 1965, is upon the condition that no increase in rate which would exceed the ceiling prescribed for the given area by paragraph (d) of the Commission's Statement of General Policy 61-1, as amended, shall be filed prior to the applicable dates, as indicated by footnotes 7 and 10 in the attached tabulation.

(E) The certificates heretofore issued in Docket Nos. G-10148, CI64-1325, CI64-1389, and CI65-1159 are amended by adding thereto or deleting therefrom authorization to sell natural gas to the same purchasers and in the same areas as covered by the original authorizations, pursuant to the rate schedule supplements as indicated in the tabulation herein.

(F) The authorization granted in Docket No. G-10148, in paragraph (E) above does not relieve Applicant therein from any refund obligation in the rate suspension proceeding in Docket No. RI65-599 insofar as the proceeding pertains to the subject acreage.

(G) The certificates heretofore issued in Docket Nos. CI61-244, CI65-766, and CI65-1205 are amended by changing the certificate holders to the respective successors in interest as indicated in the tabulation herein.

(H) Permission for and approval of the abandonment of service by the respective Applicants, as hereinbefore described, and as more fully described in the respective applications herein are granted.

(I) Applicant in Docket No. CI66-993 shall make new certificate and rate

<sup>1</sup> Consolidated with Docket No. AR64-2, et al.

<sup>2</sup> Applicant has heretofore submitted surety bonds, which have been accepted for filing, to assure the refund of any amounts collected in excess of the amounts determined to be just and reasonable in Docket Nos. G-17344 and G-17426.



## NOTICES

schedule filings with the Commission for any sales of natural gas from the acreage from which sales are herein permitted to be abandoned.

(J) The abandonment herein permitted and approved in Docket No. CI66-972 does not relieve Applicant therein from any refund obligation in the rate suspension proceeding in Docket No. G-17286.

(K) The certificates heretofore issued in Docket Nos. G-6196, G-6197, G-8425, G-8426, G-9814, G-12023, G-12636, G-12645, G-12646, G-12647, G-12653, G-12752, G-16170, CI60-173, and CI63-1190 are terminated.

(L) Jack Properties, Inc., is substituted as respondent in the proceedings pending in Docket Nos. G-17344 and G-17426, the proceedings are redesignated accordingly,<sup>3</sup> and Applicant is not relieved of any refund obligations in said proceedings.

(M) Skelly Oil Co. (Operator) shall be a co-respondent in the proceeding pending in Docket No. RI64-8 and the proceeding is redesignated accordingly.<sup>4</sup>

(N) Within 30 days from the issuance of this order Skelly Oil Co. (Operator) shall execute, in the form set out below, and shall file with the Secretary of the Commission an acceptable agreement and undertaking in Docket No. RI64-8 to assure the refund of any amount collected by it, together with interest at the rate of 7 percent per annum, in excess of the amount determined to be just and reasonable in said proceeding. Unless notified to the contrary by the Secretary of the Commission within 30 days from the date of submission, such agreement and undertaking shall be deemed to have been accepted for filing.

(O) Skelly Oil Co. (Operator) shall comply with the refunding and reporting procedure required by the Natural Gas Act and section 154.102 of the regulations thereunder, and Skelly's agreement and undertaking filed in Docket No. RI64-8 shall remain in full force and effect until discharged by the Commission.

(P) Within 30 days from the issuance of this order Applicant in Docket No. CI61-244 shall file with the Commission three copies of a list showing the producers from which it purchases gas and the per centum of the resale price to be received by each.

(Q) The respective related rate schedules and supplements as indicated in the tabulation herein are accepted for filing; further, the rate schedules relating to the successions herein are redesignated and accepted, subject to the applicable Commission regulations under the Natural Gas Act to be effective on the dates as indicated in the tabulation herein.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

<sup>3</sup> Docket No. G-17344, Jack Properties, Inc.; Docket No. G-17426, Jack Properties, Inc.

<sup>4</sup> Cyprus Mines Corp. (Operator) and Skelly Oil Co. (Operator).

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
G-10148 D 4-18-66	Gulf Oil Corp. (partial abandonment).	Cities Service Gas Co., Rhodes Pool, Barber County, Kans.	Notice of cancellation 4-15-66. <sup>1 2</sup>	45	15
CI61-244 E 4-15-66	Skelly Oil Co. (Operator) (successor to Cyprus Mines Corp. (Operator)).	Lone Star Gas Co., Marlow Plant, Stephens County, Okla.	Cyprus Mines Corp. (Operator), FPC GRS No. 1. Supplement Nos. 1-2. Notice of succession 4-13-66. Letter agreement 9-26-62. <sup>3</sup>	221	1-2
CI64-1325 D 4-4-66	Texaco, Inc. (Operator), et. al.	Lone Star Gas Co., Shovel-Tum Field, Stephens County, Okla.	Assignment 8-6-65. <sup>4</sup> Effective date: 8-6-65. Amendatory agreement 3-10-66. <sup>5</sup>	221	3
CI64-1389 C 4-20-66 <sup>7</sup>	Anadarko Production Co.	Northern Natural Gas Co., Northwest Flats Field, Texas County, Okla.	Agreement 3-21-66. <sup>8</sup>	332	2
CI65-766 E 4-11-66	Irl A. Nichols (successor to GMC Oil & Gas Corp., et al.).	Michigan Wisconsin Pipe Line Co., Richmond Pool, Woodward and Dewey Counties, Okla.	GMC Oil & Gas Corp., et al., FPC GRS No. 2. Supplement No. 1. Notice of succession 3-30-66. Assignment 1-14-66. <sup>9</sup> Effective date: 2-1-66.	2	1
CI65-1159 C 4-4-66 <sup>10</sup>	Tenneco Oil Co., et al.	El Paso Natural Gas Co., Basin Dakota Field, San Juan County, N. Mex.	Supplemental agreement 1-19-66. Supplemental agreement 3-21-66. <sup>11</sup>	176	4
CI65-1205 E 4-19-66	Union Texas Petroleum, a division of Allied Chemical Corp. (Operator), et al. (successor to Anschutz Oil Co., Inc. (Operator), et al.).	Cities Service Gas Co., Northeast Forest City Field, Barber County, Kans.	Anschutz Oil Co., Inc. (Operator), et al., FPC GRS No. 1. Notice of succession 4-13-66. Conveyance 10-27-65. Effective date: 9-1-65.	176	5
CI66-790 (CI63-1190) B 2-28-66	C. H. Lyons, Sr., et al.	Trunkline Gas Co., West Merryville Field, Beauregard Parish, La.	Notice of cancellation 2-24-66. <sup>12</sup>	86	1
CI66-970 A 4-11-66	Blain M. Mead	Pennsylvania Gas Co., Mead and Pleasant Townships, Warren County, Pa.	Contract 3-28-66 Letter agreement 4-20-66. <sup>13</sup>	86	1
CI66-972 B 4-8-66 (G-6196)	The British-American Oil Producing Co.	Texas Gas Transmission Corp., South Bayou Mallet Field, Acadia Parish, La.	Notice of cancellation 3-31-66. <sup>14</sup>	1	7
(G-9814)	do	Tennessee Gas Transmission Co., <sup>11</sup> West Rock Island Field, Colorado County, Tex.	Notice of cancellation 3-31-66. <sup>15</sup>	16	3
(G-12023)	do	Mountain Fuel Supply Co., Potter Mountain Field, Sweetwater County, Wyo.	Notice of cancellation 3-31-66. <sup>16</sup>	20	3
(G-12046)	do	Champlin Oil & Refining Co., <sup>12</sup> Munger Field, Oklahoma County, Okla.	Notice of cancellation 3-31-66. <sup>17</sup>	22	2
(G-12047)	do	do. <sup>13</sup>	Notice of cancellation 3-31-66. <sup>18</sup>	23	2
CI66-972 B 4-8-66 (G-12636)	do	do. <sup>14</sup>	Notice of cancellation 3-31-66. <sup>19</sup>	24	2
(G-12045)	do	do. <sup>15</sup>	Notice of cancellation 3-31-66. <sup>20</sup>	25	2
(G-12653)	do	do. <sup>16</sup>	Notice of cancellation 3-31-66. <sup>21</sup>	26	2
(G-12752)	do	Kansas-Nebraska Natural Gas Co., Inc., Walker Field, Logan County, Colo.	Notice of cancellation 3-31-66. <sup>22</sup>	27	1
CI66-973 (G-6197) B 4-8-66	do	Socony Mobil Oil Co., Inc. (formerly Magnolia Petroleum Co.), Cameron Field, Cameron Parish, La.	Notice of cancellation 3-31-66. <sup>23</sup>	2	2
CI66-981 A 4-12-66 <sup>10</sup>	Southern Minerals Corp.	Texas Eastern Transmission Corp., Gas Plant, Nueces County, Tex.	Contract 9-14-64. Letter agreement 9-14-64. <sup>17</sup>	5	1
CI66-982 A 4-14-66 <sup>7</sup>	Anadarko Production Co.	Northern Natural Gas Co., acreage in Texas County, Okla.	Contract 3-21-66. <sup>8</sup>	110	1

Filing code: A—Initial service.  
B—Abandonment.  
C—Amendment to add acreage.  
D—Amendment to delete acreage.  
E—Succession.  
F—Partial succession.

See footnotes at end of table.



Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
CI66-985 (G-8426) B 4-15-66 <sup>10</sup>	Jack Properties, Inc.	Tennessee Gas Transmission Co., <sup>11</sup> Morales Field, Jackson County, Tex.	Notice of cancellation 4-13-66. <sup>1,2</sup>	2	6
CI66-986 (G-8426) B 4-15-66 <sup>10</sup>	do.	Tennessee Gas Transmission Co., <sup>11</sup> Tolson or Nursery Field, Victoria County, Tex.	Notice of cancellation 4-13-66. <sup>1,2</sup>	3	6
CI66-988 A 4-18-66 <sup>10</sup>	Shell Oil Co.	Panhandle Eastern Pipe Line Co., South Feldman Field, Hemphill County, Tex. and South Bishop Field, Ellis County, Okla.	Contract 1-20-66. Letter agreement 2-18-66. <sup>3</sup>	332 332	1
CI66-990 A 4-15-66 <sup>7</sup>	Frederic C. and Ferris F. Hamilton, d.b.a. Hamilton Brothers, Ltd.	Northern Natural Gas Co., acreage in Texas County, Okla.	Contract 2-10-66 <sup>8</sup>	22	
CI66-993 (G-16170) B 4-18-66	W. V. Hardin	United Gas Pipe Line Co., Weesatche Field, Goliad County, Tex.	Notice of cancellation 4-12-66. <sup>2,20</sup>	1	4
CI66-995 A 4-18-66 <sup>10</sup>	Shell Oil Co.	Panhandle Eastern Pipe Line Co., Checkerboard Field, Hemphill County, Tex.	Contract 11-18-65. Letter agreement 3-14-66. <sup>8,21</sup>	333 333	1
CI66-996 A 4-18-66 <sup>7</sup>	Midwest Oil Corp.	Arkansas Louisiana Gas Co., Centrahoma Field, Coal County, Okla.	Contract 2-17-66. <sup>22</sup> Contract 10-22-65. <sup>3</sup>	38 38	1
CI66-997 A 4-18-66 <sup>7</sup>	Olive H. Daube and Carol Daube Sutton, d.b.a. the Daube Co.	Lone Star Gas Co., acreage in Jefferson County, Okla.	Contract 3-21-66 <sup>8</sup>	1	
CI66-999 (C160-173) B 4-15-66	Strata Drilling, Inc., (Operator), et al.	Panhandle Eastern Pipe Line Co., Childs Pool, Stafford County, Kans.	Notice of cancellation 4-13-66. <sup>1,2</sup>	1	1
CI66-1001 A 4-20-66 <sup>10</sup>	H. D. Bruns (Operator), et al.	Lone Star Gathering Co., Speary Field Area, Karnes County, Tex.	Ratified 12-22-65. <sup>23</sup> Contract 12-11-62. <sup>9</sup>	2 2	1

<sup>1</sup> Source of gas depleted.  
<sup>2</sup> Effective date: Date of this order.  
<sup>3</sup> Rate of 14.0 cents in effect subject to refund in Docket No. RI65-590. Last firm rate is 12.0 cents.  
<sup>4</sup> Between Cyprus Mines and Lone Star establishing the attributable reserves.  
<sup>5</sup> Assignment of interest from Cyprus Mines Corp. to Skelly Oil Co.  
<sup>6</sup> Deletes 40 acres from a total of 60 acres; lease expired because of absence of production and reverted to lessor.  
<sup>7</sup> July 1, 1967, moratorium date pursuant to Commission's Statement of General Policy 61-1, as amended.  
<sup>8</sup> Effective date: Date of initial delivery (Applicant should advise the Commission as to such date).  
<sup>9</sup> Assignment of interest to Applicant from GMC Oil & Gas Corp. and G. M. Close Co., Ltd.  
<sup>10</sup> Jan. 1, 1968, moratorium date pursuant to Commission's Statement of General Policy 61-1, as amended.  
<sup>11</sup> Now Tennessee Gas Pipeline Co., a division of Tenneco, Inc.  
<sup>12</sup> Rate of 15.95016 cents in effect subject to refund in Docket No. G-17286.  
<sup>13</sup> Now Champlin Petroleum Co.  
<sup>14</sup> (Operator), et al.  
<sup>15</sup> Sales under 1 year contract executed Mar. 17, 1953, and continued until Aug. 15, 1956. Gas presently sold to Michigan Wisconsin Pipe Line Co. under British-American's FPC GRS No. 17.  
<sup>16</sup> Certificate application requesting an unauthorized Lo-Vaca type sale where the gas is commingled with gas which is transported out of State of origin.  
<sup>17</sup> Eliminates daily quantity after primary term and provides for indefinite take on an interruptible basis based upon buyer's option to take seller's option to sell at time surplus is requested or offered.  
<sup>18</sup> Application submitted by Jack Properties, Inc., who is successor to South Texas Oil & Gas Co., the certificate holder in Docket Nos. G-8425 and G-8426.  
<sup>19</sup> Rate of 15.11402 cents in effect subject to refund in Docket Nos. G-17344 and G-17426.  
<sup>20</sup> Production of gas no longer economically feasible.  
<sup>21</sup> B.t.u. adjustment provision made nonoperative until 2 years after date of first delivery.  
<sup>22</sup> Ratifies basic contract between Doyle W. Cotton, Jr., seller, and Arkansas Louisiana, buyer, dated Oct. 22, 1965.  
<sup>23</sup> Adopts terms of contract dated Dec. 11, 1962, between H. D. Bruns, et al., as seller and Lone Star Gathering Co., buyer.

[F.R. Doc. 66-6370; Filed, June 10, 1966; 8:45 a.m.]

[Project No. 2503]

**DUKE POWER CO.**

**Order Extending Time for Filings and for Hearing**

JUNE 3, 1966.

On May 31, 1966, interveners in this proceeding filed a joint motion seeking additional time in which to prepare for the hearing on the Duke Power Co.'s application for license for Project No. 2503, the Keowee Toxaway project, which by our order of May 12, 1966, was scheduled for July 12, 1966. A reply in opposition to motion was filed by Duke Power Co. on June 1, 1966.

The Commission finds: Good cause has been shown for granting an extension

of time in this matter, as hereinafter provided.

The Commission orders: The times for the filings and the hearing prescribed by the Commission order issued May 12, 1966, in this matter are changed to conform with the following schedule:

(a) The date of the public hearing in the above-entitled matter, which was originally scheduled for July 12, 1966, is changed to August 16, 1966.

(b) The date by which the Commission staff and all other parties are to file their direct testimony is changed from June 24, 1966, to July 25, 1966.

(c) The date for the filing of motions to strike is changed from July 1, 1966, to August 1, 1966, and the date for the filing of replies to such motions is

changed from July 8, 1966, to August 8, 1966.

By the Commission.

[SEAL]

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 66-6415; Filed, June 10, 1966; 8:45 a.m.]

[Docket No. CP66-391]

**NATURAL GAS PIPELINE COMPANY OF AMERICA**

**Notice of Application**

JUNE 6, 1966.

Take notice that on May 26, 1966, Natural Gas Pipeline Company of America (Applicant), 122 South Michigan Avenue, Chicago, Ill., 60603, filed in Docket No. CP66-391 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery of an additional daily contract quantity of 2,200 Mcf of natural gas to Interstate Power Co. (Interstate), an existing customer of Applicant, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that Interstate has requested an additional daily contract quantity of 2,200 Mcf of gas, commencing October 1, 1966, to meet the increase in the firm requirements of the industrial customers which it serves in Clinton, Iowa. Applicant further states that its existing service agreements with Interstate, on file with the Commission, provide for peak day deliveries of 27,934 Mcf under Rate Schedule CD-1.

The application states that no additional facilities will be required for Applicant to make the proposed sale and delivery.

Protests 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 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before July 1, 1966.

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 protest or 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 protest or 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.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 66-6416; Filed, June 10, 1966;  
8:45 a.m.]

[Docket No. CP66-393]

## NATURAL GAS PIPELINE COMPANY OF AMERICA

### Notice of Application

JUNE 6, 1966.

Take notice that on May 31, 1966, Natural Gas Pipeline Company of America (Applicant), 122 South Michigan Avenue, Chicago, Ill., 60603, filed in Docket No. CP66-393 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery of an additional daily contract quantity of 444 Mcf of natural gas to United Cities Co. (United Cities), an existing customer of Applicant, 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 United Cities has requested an additional Daily Contract Quantity of 444 Mcf of gas commencing December 1, 1966, to meet the firm requirements of the markets which it serves in Vandalia, Ill. The application further states that Applicant's existing service agreements with United Cities, on file with the Commission provide for a Maximum Daily Quantity of 3,200 Mcf under Rate Schedule G-1.

Applicant states that no additional facilities will be required to make the proposed sale and delivery.

Protests 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 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before July 5, 1966.

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 protest or 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 protest or 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.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 66-6417; Filed, June 10, 1966;  
8:45 a.m.]

[Docket No. CP66-392]

## UNITED GAS PIPE LINE CO.

### Notice of Application

JUNE 6, 1966.

Take notice that on May 26, 1966, United Gas Pipe Line Co. (Applicant), Post Office Box 1407, Shreveport, La., 71102, filed in Docket No. CP66-392 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 and for the sale of natural gas to Columbian Carbon Co. (Columbian), Ouachita Parish, La., all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to construct a positive meter station and appurtenant facilities near Milepost 10.0 on Applicant's 18-inch Jackson-Sterlington line located in Sec. 23, T. 19 N., R. 5 E., Ouachita Parish, La.

Applicant states that Columbian is presently operating a research plant in Ouachita Parish, La., and that Applicant has been informed by Columbian that its present supplier, Navarro Gas Production Co., is unable to furnish Columbian's entire natural gas requirements. Accordingly, Applicant proposes to furnish Columbian with a portion of its gas supply in a "take or pay" quantity of 300 Mcf per day. Applicant states that it will sell and deliver to Columbian approximately 328,500 Mcf of gas in the third year of proposed operation.

The total estimated cost of Applicant's proposed facilities is \$5,220, which cost will be financed out of current working funds.

Protests 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 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before July 1, 1966.

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 protest or 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 protest or 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.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 66-6418; Filed, June 10, 1966;  
8:46 a.m.]

## INTERSTATE COMMERCE COMMISSION

### FOURTH SECTION APPLICATIONS FOR RELIEF

JUNE 7, 1966.

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

#### LONG-AND-SHORT HAUL

FSA No. 40522—*Joint motor-rail rates—Southern Motor Carriers*. Filed by Southern Motor Carriers Rate Conference, agent (No. 152), for interested carriers. Rates on property moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in southern territory, on the one hand, and points in Middle Atlantic and New England territories, on the other.

Grounds for relief—Motortruck competition.

Tariff—Supplement 27 to Southern Motor Carriers Rate Conference, agent, tariff MF-ICC 1361.

FSA No. 40523—*Joint motor-rail rates—Southern Motor Carriers*. Filed by Southern Motor Carriers Rate Conference, agent (No. 153), for interested carriers. Rates on property moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in southern territory, on the one hand, and points in southwestern territory, on the other.

Grounds for relief—Motortruck competition.

Tariff—Supplement 2 to Southern Motor Carriers Rate Conference, agent, tariff MF-ICC 1403.

FSA No. 40524—*Joint motor-rail rates—Middlewest Motor Freight*. Filed by Middlewest Motor Freight Bureau, agent (No. 369), for interested carriers. Rates on property moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in middlewest territory; between points in middlewest territory, on the one hand, and points in Central States and southwestern territories, on the other, between points in Central States, middlewest and southwestern territories, on the one hand, and points in Canada, on the other.

Grounds for relief—Motortruck competition.

Tariff—Supplement 69 to Middlewest Motor Freight Bureau, agent, tariff MF-ICC 417.

FSA No. 40525—*Joint motor-rail rates—Middlewest Motor Freight*. Filed by Middlewest Motor Freight Bureau, agent (No. 370), for interested carriers. Rates on property moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in Central States, middlewest and southwestern territories, on the one hand, and points in Central States and middlewest territories, on the other.



Grounds for relief—Motortruck competition.

Tariff—Supplement 69 to Middlewest Motor Freight Bureau, agent, tariff MF-ICC 417.

FSA No. 40526—*Joint motor-rail rates—Middlewest Motor Freight*. Filed by Middlewest Motor Freight Bureau, agent (No. 371), for interested carriers. Rates on property moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in middlewest territory; between points in middlewest territory, on the one hand, and points in Central States and southwestern territories, on the other, between points in Central States, middlewest and southwestern territories, on the one hand, and points in Canada, on the other.

Grounds for relief—Motortruck competition.

Tariff—Supplement 69 to Middlewest Motor Freight Bureau, agent, tariff MF-ICC 417.

FSA No. 40527—*Rice mill feed to points in Florida*. Filed by Southwestern Freight Bureau, agent (No. B-8862), for interested rail carriers. Rates on rice mill feed, in carloads, from points in Arkansas, Louisiana, and Texas, also New Orleans, La., and Memphis, Tenn., to specified points in Florida.

Grounds for relief—Unregulated motortruck competition.

Tariffs—Supplement 60 to Southwestern Freight Bureau, agent, tariff ICC 4539 and supplement 17 to Southern Freight Association, agent, tariff ICC S-423.

By the Commission.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 66-6407; Filed, June 10, 1966;  
8:45 a.m.]

[Notice 193]

### MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JUNE 7, 1966.

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 in Ex Parte No. MC 67 (49 CFR Part 240), 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 notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protest must certify that such service has been made. The protest must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) 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 the field office to which protests are to be transmitted.

#### MOTOR CARRIERS OF PROPERTY

No. MC 1124 (Sub-No. 214 TA), filed June 2, 1966. Applicant: HERRIN TRANSPORTATION COMPANY, 2301 McKinney, Post Office Box 1440, Houston, Tex., 77001. Applicant's representative: O. P. Peck (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Classes A and B explosives*, from U.S. Naval Ammunition Depot near Savanna, Okla., to Bossier City, La., and return, for 180 days. Supporting shipper: Applicant states the application will be supported by the Department of Defense; (MTMTS), Washington, D.C. Send protests to: John C. Redus, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Post Office Box 61212, Houston, Tex., 77061.

No. MC 30887 (Sub-No. 145 TA), filed May 31, 1966. Applicant: SHIPLEY TRANSFER, INC., Box 55, 49 Main Street, Reisterstown, Md., 21136. Applicant's representative: W. Wilson Corroum (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Latex*, in bulk, in tank vehicles, from Cheswold, Del., and Austell, Ga., to Fresno and Los Angeles, Calif., for 180 days. Supporting shipper: International Latex Corp., Playtex Park, Dover, Del., 19901. Send protests to: William L. Hughes, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 312 Appraisers' Stores Building, Baltimore, Md., 21202.

No. MC 49304 (Sub-No. 18 TA), filed May 31, 1966. Applicant: BOWMAN TRUCKING COMPANY, INC., Post Office Box 6, Stephens City, Va. Applicant's representative: James L. Bowman (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime and limestone products* (except open hearth limestone), from points in Stonewall Magisterial District, Frederick County, Va., to points in Delaware, District of Columbia, Maryland, New Jersey (except transportation of such commodities in bulk to points in Cumberland, Salem, Gloucester, Cape May, Atlantic, Camden, and Burlington Counties, N.J.), North Carolina, Ohio, Pennsylvania, West Virginia, and points in the New York, N.Y., commercial zone as defined by the Commission, for 150 days. Supporting shipper: W. S. Frey Co., Inc., 257 East Market Street, York, Pa., 17403. Attention: John M. Junkin, vice president, sales. Send protests to: Robert D. Caldwell, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 1220, 12th and Constitution Avenue NW., Washington, D.C., 20423.

No. MC 66562 (Sub-No. 2179 TA), filed May 31, 1966. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York, N.Y.,

10017. Applicant's representative: Elmer F. Slovacek, 105 West Madison Street, Chicago, Ill., 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, moving in express service, between Chicago, Ill., and St. Louis, Mo., as follows: From Chicago, over U.S. Highway 66 or Interstate 55, however marked, to St. Louis, Mo., and return over the same route with authority to render service to and from the intermediate and/or off route points of Elwood, Wilmington, Braidwood, Gardner, Odell, Pontiac, Chenoa, Lexington, Towanda, Bloomington, Atlanta, Springfield, Divernon, Farmersville, and Litchfield, Ill., for 180 days. Supporting shipper: The application is supported by statements from 105 shippers, which may be examined here at the Interstate Commerce Commission in Washington, D.C. Send protests to: Anthony Chiusano, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 346 Broadway, New York, N.Y., 10013.

No. MC 78786 (Sub-No. 265 TA), filed May 31, 1966. Applicant: PACIFIC MOTOR TRUCKING COMPANY, 9 Main Street, San Francisco, Calif., 94105. Applicant's representative: R. K. Booth (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk, commodities requiring special equipment, class A and B explosives and household goods as defined by the Commission) in both directions, between Southern Pacific Co. Rail Stations in the State of Arizona, on the one hand, and stations on the lines of Southern Pacific Co. and its wholly owned rail subsidiaries (viz. Northwestern Pacific Railroad Co., Holton Interurban Railway Co., and San Diego & Eastern Railway Co.) in the States of California and Oregon, on the other hand, for 150 days. NOTE: Applicant proposes to traverse the State of Nevada for operating convenience only in the proposed operations between Arizona points, on the one hand, and California and Oregon points, on the other hand. Applicant intends to tack the sought authority to the following existing authority held by it: Item 102, Sheet No. 28 of Base Certificate in MC-78786 (El Paso, Texas-Glenbar, Arizona, route). Applicant proposes to interline traffic transported under the subject authority, if granted, with other connecting motor common carriers at the usual gateways (viz. El Paso, Tex.; Phoenix, Yuma, and Tucson, Ariz.; San Diego, Los Angeles, Bakersfield, Fresno, Stockton, San Francisco, Oakland, Sacramento, and Redding, Calif.; and Medford, Klamath Falls, Coos Bay, Roseburg, Eugene, Albany, Salem, and Portland, Ore.). Supporting shippers: The application is supported by statements from 46 shippers, which may be examined here at the Interstate Commerce Commission in Washington, D.C. Send protests to: William R. Murdoch, District Supervisor, Bureau of Operations and Compliance, Inter-



state Commerce Commission, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif., 94102.

No. MC 83539 (Sub-No. 186 TA), filed June 2, 1966. Applicant: C & H TRANSPORTATION CO., INC., Post Office Box 5976, 1935 West Commerce Street, Dallas, Tex., 75222. Applicant's representative: J. P. Welsh, Post Office Box 5976, Dallas, Tex., 75222. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Guard rails*, highway, steel, from Los Angeles, Calif., to points in Texas, for 180 days. Supporting Shipper: Marwais Steel Co., 6466 Gayhart Street, Los Angeles 22, Calif., Mr. Dave Solotoff, transportation manager. Send protests to: E. K. Willis, Jr., District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 513 Thomas Building, 1314 Wood Street, Dallas, Tex., 75202.

No. MC 94265 (Sub-No. 190 TA), filed May 31, 1966. Applicant: BONNEY MOTOR EXPRESS, INC., Post Office Box 12388, Thomas Corner Station, Military Highway, Norfolk, Va., 23502. Applicant's representative: R. Lee Bonney (same address as above). 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 Madison, Wis., to Charleston, W. Va., for 180 days. Restriction: Service to Charleston, W. Va., to the delivery of traffic moving in vehicles with shipments destined to North Carolina and/or Virginia destinations. Supporting shipper: Oscar Mayer & Co., 910 Mayer Avenue, Madison, Wis. Send protests to: Robert W. Waldron, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 10-502 Federal Building, Richmond, Va., 23240.

No. MC 103993 (Sub-No. 255 TA), filed May 31, 1966. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind., 46515. Applicant's representative: Bill R. Privitt (same address as above). 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 White Marsh, Md., to States East of the Mississippi River—including Louisiana, for 180 days. Supporting shipper: Coastal Trailer Corp., 1310 Chesapeake Avenue, Baltimore, Md., 21226. Send protests to: Heber Dixon, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind., 46802.

No. MC 107002 (Sub-No. 313 TA), filed May 31, 1966. Applicant: HEARIN-MILLER TRANSPORTERS, INC., Post Office Box 1123, U.S. Highway 80 West, Jackson, Miss., 39205. Applicant's representative: D. D. Kennedy (same address as above). Authority sought to operate

as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plasticizer*, in bulk, in tank vehicles, from Aberdeen, Miss., to Memphis, Tenn., for 180 days. Supporting shipper: Monroe Manufacturing Co., Aberdeen, Miss. (Mr. Robert S. Allen). Send protests to: Floyd A. Johnson, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 320 U.S. Post Office Building, Jackson, Miss., 39201.

No. MC 108207 (Sub-No. 194 TA), filed June 2, 1966. Applicant: FROZEN FOOD EXPRESS, 318 Cadiz Street, Post Office Box 5888, Dallas, Tex., 75222. Applicant's representative: L. M. Molean (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cured, smoked, and pickled fish*, from Los Angeles, Calif., to New Orleans, La., for 150 days. Supporting shipper: Leo's Quality Foods, 1830-50 West Slauson Avenue, Los Angeles, Calif., 90047. Send protests to: E. K. Willis, Jr., District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 513 Thomas Building, 1314 Wood Street, Dallas, Tex., 75202.

No. MC 109136 (Sub-No. 33 TA), filed May 31, 1966. Applicant: ORIOLE CHEMICAL CARRIERS, INC., 9722 Pulaski Highway, Baltimore, Md., 21220. Applicant's representative: Maxwell A. Howell, 1511 K Street NW., Washington, D.C., 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquid caustic potash*, in bulk, in tank vehicles, from the plantsite of Diamond Alkali Co. at Delaware City, Del., to points in New Jersey, Maryland, that part of Pennsylvania on and east of U.S. Highway 220, that part of Virginia on and east of a line beginning at the Virginia-North Carolina State line and extending along U.S. Highway 220 to and including Roanoke, Va., and thence along U.S. Highway 11 to the Virginia-West Virginia State line, that part of New York on, east, south, and west of a line beginning at the New York-Pennsylvania State line and extending along New York Highway 34 to Waverly, N.Y., thence along New York Highway 17 to Binghamton, N.Y., thence along New York Highway 7 to and including Troy, N.Y., thence along U.S. Highway 4 to junction U.S. Highway 9, thence along U.S. Highway 9 to junction U.S. Highway 6, thence along U.S. Highway 6 to the New York-Connecticut State line, and the District of Columbia, with no transportation for compensation on return except as otherwise authorized, for 180 days. Restriction: The operations herein sought may be limited to a transportation service to be performed under continuing contracts with Diamond Alkali Co., Cleveland, Ohio, and the Monsanto Co., St. Louis, Mo. Supporting shipper: Diamond Alkali Co., Union Commerce Building, Cleveland, Ohio, 44115. Send protests to: William L. Hughes, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 312 Appraisers' Stores Building, Baltimore, Md., 21202.

No. MC 115491 (Sub-No. 97 TA), filed May 31, 1966. Applicant: COMMERCIAL CARRIER CORPORATION, 502 East Bridgers Avenue, Post Office Drawer 67, Auburndale, Fla., 33823. Applicant's representative: George W. Clapp (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Canned goods*, (2) *frozen foods in mixed loads with canned goods*, and (3) *frozen foods and/or canned goods in mixed loads with agricultural commodities* as defined in section 203(b)(6) of the Interstate Commerce Act, from points in Copiah, Covington, Hinds, Madison, Rankin, and Union Counties, Miss., to points in Alabama, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Carolina, North Dakota, South Carolina, South Dakota, and Wisconsin, for 180 days. Supporting shipper: Mississippi Federated Cooperatives, Post Office Box 449, Jackson, Miss., 39205. Send protests to: Joseph B. Teichert, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 1621, 51 Southwest 1st Avenue, Miami, Fla., 33130.

No. MC 116045 (Sub-No. 26 TA), filed May 31, 1966. Applicant: NEUMAN TRANSIT CO., INC., Post Office Box 38, East of Rawlins, Rawlins, Wyo. Applicant's representative: John P. Thompson, 450 Capitol Life Building, Denver 3, Colo., 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitro-carbonitrate*, from Rawlins, Wyo., to Duval Corp. Mineral Park Mine Site, located off-highway approximately 13 miles northwest of Kingman, Ariz., for 180 days. Supporting shipper: Monsanto Co., 800 North Lindbergh Boulevard, St. Louis, Mo., 63166. Send protests to: Paul A. Naughton, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, D & S Building, 255 North Center Street, Casper, Wyo., 82601.

No. MC 116077 (Sub-No. 201 TA), filed June 3, 1966. Applicant: ROBERTSON TANK LINES, INC., 5700 Polk Avenue, Post Office Box 9527, Houston, Tex., 77023. Applicant's representative: Ben Ditta (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, in tank vehicles, having a prior movement by rail, from Jasper, Tex., to Toledo Bend Damsite, Tex., for 180 days. Supporting shipper: Massman-Johnson Construction Co., Mr. L. C. Schlumberger, project engineer, Post Office Box 728, Jasper, Tex. Send protests to: John C. Redus, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Post Office Box 61212, Houston, Tex., 77061.

No. MC 117427 (Sub-No. 54 TA), filed June 2, 1966. Applicant: G. G. PARSONS TRUCKING CO., Post Office Box 1085, North Wilkesboro, N.C., 28659. Applicant's representative: Francis J. Ortman, National Press Building, Washington, D.C., 20004. Authority sought to



operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and millwork*, prefinished and unfinished, from Bowling Green and Galax, Va., to points in North Dakota, South Dakota, Nebraska, Kansas, Minnesota, Iowa, Missouri, Wisconsin, Illinois, and Indiana, for 180 days. Supporting shipper: T. W. Sommer Co., 3900 Sibley Memorial Highway, Saint Paul, Minn., 55111. Send protests to: Jack K. Huff, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 206, 327 North Tryon Street, Charlotte, N.C., 28202.

No. MC 119632 (Sub-No. 23 TA), filed June 1, 1966. Applicant: REED LINES, INC., 634 Ralston Avenue, Defiance, Ohio, 43512. Applicant's representatives: George, Greek, and A. Charles Tell, Columbus Center, 100 East Broad Street, Columbus, Ohio, 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paint*, in drums and cans, and *empty metal drums*, between Harding (Luzerne County), Pa., on the one hand, and, on the other, Lagro and Wabash (Wabash County), Ind., for 180 days. Supporting shipper: The Celotex Corp., 120 North Florida Avenue, Tampa, Fla., 33602. Send protests to: Keith D. Warner, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 5234 Federal Office Building, 234 Summit Street, Toledo, Ohio, 43604.

No. MC 119890 (Sub-No. 2 TA), filed May 31, 1966. Applicant: CORDIE NAYLOR, Payette, Mo. Applicant's representative: William Barton, 232A East High Street, Jefferson City, Mo., 65101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logs, rough lumber, and wooden pallets*, from points in Sullivan, Adair, Grundy, Knox, Lewis, Livingston, Linn, Shelby, Marion, Macon, Monroe, Chariton, Randolph, Ray, Henry, Benton, Miller, Camden, Maries, Daviess, Caldwell, Ralls, Carroll, Howard, Audrain, Saline, Lafayette, Cooper, Montgomery, Boone, Callaway, Johnson, Pettis, Moniteau, Cole, Osage, and Morgan Counties, Mo., to points in Illinois, Iowa, and Arkansas, for 150 days. Supporting shippers: Clyde P. Janes, New Franklin, Mo.; Sullivan Lumber & Logs, Miami, Mo.; Welch Lumber Co., Huntsville, Mo.; Myers Bros. Lumber Co., Kirksville, Mo.; Marshall Lumber Manufacturing, Fayette, Mo.; Gant Lumber Co., Otterville, Mo.; S. J. Logue, Bucklin, Mo.; St. Clair Sawmill, Ethel, Mo.; Bobby Lightfoot Veneer & Box Co., Slater, Mo. Send protests to: B. J. Schreier, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo., 64106.

No. MC 125023 (Sub-No. 12 TA), filed June 1, 1966. Applicant: NORMAN A. BAST and GEORGE F. CARTER, a partnership, doing business as SIGMA-4 EXPRESS, Post Office Box 182, Latrobe, Pa., 15650. Authority sought to operate as a *common carrier*,

by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, and *related advertising material moving therewith*, from Milwaukee, Wis., to Erie, Pa., and *empty malt beverage containers*, on return, for 180 days. Supporting shipper: Carney-Sperry Beer Distributors, Inc., 827 East Seventh Street, Erie, Pa., 16503. Send protests to: Frank L. Calvary, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 2109 Federal Building, 1000 Liberty Avenue, Pittsburgh, Pa., 15222.

No. MC 125533 (Sub-No. 2 TA), filed May 31, 1966. Applicant: GEORGE W. KUGLER, INC., 2800 East Waterloo Road, Post Office Box 6064, Ellet Station, Akron, Ohio, 44312. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio, 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Truss pipe of concrete or plastic construction*, and accessories, attachments, parts and fittings therefor, from Springfield, Ill., to points in Connecticut, Delaware, Indiana, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia, and the District of Columbia, for 180 days. Supporting shipper: The Kyova Pipe Co., division of Ashland Oil & Refining Co., Springfield, Ill. Send protests to: G. J. Baccei, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 435 Federal Building, Cleveland, Ohio, 44114.

No. MC 126079 (Sub-No. 2 TA) (Correction), filed May 12, 1966, published FEDERAL REGISTER, issue of May 19, 1966, and republished as corrected this issue. Applicant: STOUT CORPORATION, 2240 North Provo Canyon Road, Post Office Box 186, Provo, Utah, 84601. 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: (1) *Fabricated sections of steel storage tanks and field equipment used in the erection thereof*: From Provo, Utah, to points in Arizona, California, Colorado, Idaho, New Mexico, Nevada, Montana, Oregon, Washington, and Wyoming, with no transportation for compensation on return except as otherwise authorized, (2) *tools, equipment, and surplus materials and supplies* used in the erection of steel storage tanks: Between points in Arizona, California, Colorado, Idaho, New Mexico, Nevada, Montana, Oregon, Utah, Washington, and Wyoming, for 180 days. Supporting shipper: General American Transportation Corp., Orem Plant, Post Office Box 697, Provo, Utah, 84601. Send protests to: John T. Vaughan, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 2224 Federal Building, Salt Lake City, Utah, 84111. NOTE: The purpose of this republication is to show that applicant seeks to conduct operations as a contract carrier in lieu of as a common

carrier as published in previous issue, in error.

No. MC 126291 (Sub-No. 5 TA), filed June 2, 1966. Applicant: QUIRION TRANSPORT, INC., La Guadeloupe, Frontenac County, Quebec, Canada. Applicant's representative: Frank J. Weiner, Investors Building, 536 Granite Street, Braintree, Mass. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Toboggans, sleds, sleighs, children's wagons, children's wagon wheels, children's wagon racks, wooden bench and table sets (picnic sets), wooden chairs, wooden stools, wooden tables, and children's shovels*, from ports of entry on the United States-Canada boundary line located at or near Jackman and Coburn Gore, Maine, Derby Line, Norton Mills and Highgate Springs, Vt., and Rouses Point, N.Y., to points in Connecticut, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont and Maine, for 180 days. Supporting shipper: Torpedo, Ltd., Lac Megantic, Quebec, Canada. Send protests to: Ross J. Seymour, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 14 Parkhurst Street, Lebanon, N.H., 03766.

No. MC 126928 (Sub-No. 2 TA), filed June 2, 1966. Applicant: HOWARD RASMUSEN, doing business as RASMUSEN TRUCK SERVICE, 121 North Oak Street, Alexandria, Minn., 56308. Applicant's representative: Robert H. Pappenfus, Alexandria, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from La Crosse, Wis., to Alexandria and Sauk Centre, Minn., and *empty malt beverage containers*, on return, for 150 days. Supporting shippers: Peterson Beverage Co., Alexandria, Minn.; Schneider Beverage Co., Sauk Centre, Minn. Send protests to: C. H. Bergquist, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 448 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, Minn., 55401.

No. MC 127856 (Sub-No. 1 TA), filed June 2, 1966. Applicant: JACK BLOSS TRUCKING, INC., Route No. 2, Salem, Wis., 53168. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand and gravel*, from the town of Antioch, Lake County, Ill., to Kenosha, Wis., for 180 days. Supporting shipper: Kenosha Materials, Inc., 919 50th Street, Kenosha, Wis., 53140, Mr. Curt Swigart, manager. Send protests to: W. F. Sibbald, Jr., District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 108 West Wells Street, Room 511, Milwaukee, Wis., 53203.

No. MC 128164 (Sub-No. 2 TA), filed June 2, 1966. Applicant: BUEL I. LOWDER, 2710 Highway 96 East, Pueblo, Colo., 81001. 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, and commodities injurious or contaminating to other lading, between Pueblo, Colo., and Scott City, Kans., over Colorado and Kansas Highways 96, serving all intermediate points, for 180 days. Supporting shipper: The application is supported by statements from 43 shippers, which may be examined here at the Interstate Commerce Commission in Washington, D.C. Send protests to: District Supervisor Ruff, Bureau of Operations and Compliance, Interstate Commerce Commission, 2022 Federal Building, 1961 Stout Street, Denver, Colo., 80202.

No. MC 128246 (Sub-No. 1 TA), filed May 31, 1966. Applicant: JOE E. WEAVER, doing business as R & J TRANSPORT CO., 5133 South Maywood Avenue, Maywood, Calif., 90270. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fiberglass figures and displays*, from Venice and Alpine, Calif., to all points in the continental United States outside the State of California, and *return of damaged or rejected articles of fiberglass*, for 150 days. Supporting shippers: International Fiberglass Co., 4054 Glencoe Avenue, Venice, Calif., 90293; the Fiberglass Menagerie Co., Post Office Box 187, Alpine, Calif., 92001. Send protests to: W. J. Huetig, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 7708, Federal Building, 300 North Los Angeles Street, Los Angeles, Calif., 90012.

No. MC 128259 (Sub-No. 1 TA), filed May 31, 1966. Applicant: FLOYD E. STOCK, Rural Route Delivery, Waterflow, N. Mex., 87421. Applicant's representative: Jack M. Morgan, Post Office Box 1612, Farmington, N. Mex., 87401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metals*, from points in San Juan County, N. Mex., to Phoenix, Ariz.; Vinton, Tex.; and Denver and Pueblo, Colo., for 180 days. Supporting shippers: Farmington Iron & Metal Co., T. L. Weems doing business as, Herrera Road, Farmington, N. Mex., 87401; L. L. Ripley, 1110 South Bowen Avenue, Farmington, N. Mex., 87401. Send protests to: Jerry R. Murphy, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 109 U.S. Courthouse Building, Albuquerque, N. Mex., 87101.

No. MC 128262 TA, filed May 31, 1966. Applicant: F & G TRUCKING COMPANY, INC., Rural Route No. 3, Fort Wayne, Ind. Applicant's representative: Thomas R. Chapman, 1700 Lincoln Bank Tower, Fort Wayne, Ind. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Alcoholic malt beverages*, from Fort Wayne, Ind., to Elk Grove, Chicago Heights, and Elmhurst, Ill., for 180 days. Supporting shipper: Falstaff Brewing Corp., 1025 Grant, Fort Wayne, Ind. Send protests to: Heber Dixon, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind., 46802.

No. MC 128263 TA, filed May 31, 1966. Applicant: DON TRIPP TRUCKING, Box 38, Lolo, Mont., 59847. Applicant's representative: Robert P. Ryan, 805 Midland Bank Building, Billings, Mont., 59101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: from points in Montana west of the Continental Divide, and from points in Glacier County, Mont., to points in Minnesota, Iowa, Douglas County, Nebr., Lake and Porter Counties, Ind., Jo Daviess, Stephenson, Carroll, Winnebago, Boone, McHenry, Lake, Ogle, De Kalb, Kane, Du Page, Cook, Will, Kendall, Grundy, La Salle, Lee, Bureau, Whiteside, Rock Island, and Henry Counties, Ill., Douglas, Burnett, Washburn, Barron, Polk, Chipewewa, Dunn, St. Croix, Pierce, Pepin, Waushara, Marquette, Green Lake, Columbia, Outagamie, Winnebago, Sheboygan, Fond Du Lac, Dodge, Jefferson, Milwaukee, Walworth, Dane, Green, Eau Claire, Buffalo, Trempealeau, Jackson, La Crosse, Monroe, Juneau, Adams, Sauk, Richland, Vernon, Crawford, Grant, Iowa, Lafayette, Brown, Kewaunee, Manitowoc, Calumet, Washington, Ozaukee, Waukesha, Racine, Kenosha, and Rock Counties, Wis.; upon return, applicant proposes to transport *prepared roofing and prepared roofing rolls, building and roofing felt paper, asbestos felt roofing paper, asbestos and asphalt shingles and siding, roofing cement, roofing nails, and roof coatings*, from Minneapolis and St. Paul, Minn., to points in Montana, for 180 days. Supporting shippers: Montana Lumber Sales, Inc., Post Office Box 785, Missoula, Mont., 59801; Prentice Lumber Co., Inc., Post Office Box 59, Missoula, Mont., 59801; Lyman Lumber Co., Excelsior, Minn., 55331; Midway-Platt Co., 630 North Prior Avenue, St. Paul, Minn., 55104; Del Conner Lumber, Inc., Darby, Mont., 59829; The Ruberoid Co., South Bound Brook, N.J., 08880; The B. F. Nelson Manufacturing Co., 401 Main Street NE, Minneapolis, Minn., 55413. Send protests to: Paul J. Labane, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, U.S. Post Office Building, Billings, Mont., 59101.

No. MC 128264 TA, filed June 1, 1966. Applicant: 4-A AIR FREIGHT CORPORATION, 5628 North Elston Avenue, Chicago, Ill. Applicant's representative: Frank J. McLoraine, 77 West Washington Street, Chicago, Ill., 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* having prior or subsequent movement by air, between Chicago, Ill., and points in Champaign County, Ill., for 180 days. Supporting shipper: F. J. Wilkerson, manager of materials, the Magnavox Co., Urbana, Ill. Send protests to: Andrew J. Montgomery, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 219 South Dearborn Street, Room 1086, U.S. Courthouse and Federal Office Building, Chicago, Ill., 60604.

No. MC 128271 TA, filed June 2, 1966. Applicant: JAMES W. BENOTTI, High-

land Street, Wilton, N.H., 03086. Applicant's representative: Frank J. Weiner, Investors Building, 536 Granite Street, Braintree, Mass. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crushed stone*, from Lyndeboro, N.H., to points in Maine, Massachusetts, Rhode Island, Connecticut, New York, and New Jersey; and *crude rock*, from North Berwick, Maine, and Malden, Mass., to Lyndeboro, N.H., for 120 days. Supporting shipper: North Country Aggregates, Inc., Box 55, South Lyndeboro, N.H., 03082. Send protests to: Ross J. Seymour, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 14 Parkhurst Street, Lebanon, N.H., 03766.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[P.R. Doc. 66-6408; Filed, June 10, 1966;  
8:45 a.m.]

#### FOURTH SECTION APPLICATIONS FOR RELIEF

JUNE 8, 1966.

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

##### LONG-AND-SHORT HAUL

FSA No. 40528—Chlorine to Little Texas, La. Filed by Southwestern Freight Bureau, agent (No. B-8856), for interested rail carriers. Rates on chlorine, in tank carloads, from McIntosh, Ala., to Little Texas, La.

Grounds for relief—Market competition.

Tariff—Supplement 131 to Southwestern Freight Bureau, agent, tariff ICC 4469.

FSA No. 40529—Beet or cane sugar to Milwaukee, Wis. Filed by Trans-Continental Freight Bureau, agent (No. 431), for interested rail carriers. Rates on beet or cane sugar, in bulk, in covered hopper cars, in carloads, from points in California, to Milwaukee, Wis.

Grounds for relief—Market competition and rate relationship.

Tariff—Supplement 13 to Trans-Continental Freight Bureau, agent, tariff ICC 1738.

FSA No. 40530—Cooked cereal food preparations within official territory. Filed by Traffic Executive Association-Eastern Railroads, agent (E.R. No. 2846), for interested rail carriers. Rates on cooked cereal food preparations, with or without other ingredients (prepared cereals ready for human consumption without further cooking), in carloads, from, to and between points in official (including, Illinois) territory.

Grounds for relief—Grouping and rate relationship.

Tariffs—Supplement 111 to Traffic Executive Association-Eastern Railroads, agent, tariff ICC C-375, and other schedules named in the application.



FSA No. 40531—Chlorine to Bogalusa, La. Filed by O. W. South, Jr., agent (No. A4899), for interested rail carriers. Rates on chlorine, in tank carloads, from McIntosh, Ala., to Bogalusa, La.

Grounds for relief—Market competition.

Tariff—Supplement 25 to Southern Freight Association, agent, tariff ICC S-600.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 66-6458; Filed, June 10, 1966;  
8:49 a.m.]

[Notice 1382]

### MOTOR CARRIER TRANSFER PROCEEDINGS

JUNE 8, 1966.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-68650. By order of May 31, 1966, the Transfer Board on reconsideration, approved the transfer to Chadco Express, Inc., Malden, Mass., of a portion of the operating rights in the Certificate in No. MC-8022 (Sub-No. 1), issued April 16, 1963, to M. Korson & Co., Inc., Belmont, Mass., authorizing the transportation of: Household goods, over irregular routes, between Malden, Mass., on the one hand, and, on the other, points in Maine, Massachusetts, New Hampshire, New York, Connecticut, Pennsylvania, and Rhode Island except those in Providence County, R.I., on and east of Rhode Island Highway 5, between Malden, Mass., on the one hand, and, on the other, points in Vermont; and new furniture, over irregular routes, from Melrose, Mass., to points in Maine, Rhode Island, and Connecticut and points in a specified area in New Hampshire.

George C. O'Brien, 33 Broad Street, Boston, Mass., attorney for applicants.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 66-6460; Filed, June 10, 1966;  
8:49 a.m.]

## TARIFF COMMISSION

[TC Publication 176; APTA-W-2]

### CERTAIN GENERAL MOTORS CORP. EMPLOYEES

#### Report to the President on Petition for Adjustment Assistance

JUNE 8, 1966.

The Tariff Commission today reported to the President the results of its investigation No. APTA-W-2, conducted under section 302(e) of the Automotive Products Trade Act of 1965. The Commission's report was submitted to the President through the Automotive Agreement Adjustment Assistance Board.

The investigation was instituted upon receipt of a request on April 19, 1966, from the Automotive Assistance Committee of the Board. The Committee's request resulted from a petition for adjustment assistance filed with the Board by the International Union, United Auto Workers, on behalf of Local 1231, a group of workers employed by the General Motors Corp. at Fisher Body Plant No. 2 in Grand Rapids, Mich. The petition alleged that 1,100 workers were unemployed as a result of a decision of the General Motors Corp. to transfer the production of interior soft trim for the Chevy II and Chevelle series from the Grand Rapids plant to a new plant near Windsor, Ontario, and that the operation of the U.S.-Canadian automotive agreement was the primary factor causing such unemployment.

The Commission's entire report cannot be made public since much of the data it contains was received in confidence. Sections of the report that can be made public are reproduced below. In addition to the material printed below, the report contained extensive information concerning changes in employment at the Grand Rapids plant and the factors causing those changes.

*Description of the automotive product concerned.* Soft trim is the term used to describe collectively a variety of motor vehicle components, some of which are used as interior furnishings and some as exterior coverings (such as convertible tops). The articles are manufactured largely from non-rigid materials such as textiles, leather, plastic-coated fabric, and stiff paperboard. The motor-vehicle components ordinarily regarded as soft trim include the following: Front and rear door trim pads; rear quarter trim pads; headlinings; sunshades; center pillar trim; trunk linings; shelf compartments; upholstery for seat cushions, seat backs, and head, arm and footrests; cowl trim panels; convertible tops (and associated fabric components, such as back curtains and dust boots); spare tire covers; and vinyl tops (hardtop fabric).

The production of automotive soft trim involves two basic manufacturing operations: (1) Cutting, shaping, or otherwise forming the various materials, and (2) assembling the pieces of material into trim components by sewing, glueing, heat bonding, or other means.

*Statistical data pertinent to determinations under sections 302(b) (2) and (3).* The Tariff Commission obtained data representative of U.S. production, U.S. imports from Canada, U.S. exports to Canada, and Canadian production of soft trim for use as original equipment in the assembly of motor vehicles (table 1). These data indicate that U.S. production of soft trim has been substantially larger in recent months than in corresponding months of the 1964 model year. Similarly, U.S. imports of soft trim from Canada, U.S. exports of soft trim to Canada, and Canadian production of soft trim in recent months have all been appreciably larger than in the corresponding months of the 1964 model year. This growth in production and trade in soft trim has been generally evident during the past 5 model years.

The Tariff Commission requested the major U.S. and Canadian motor vehicle producers<sup>1</sup> to furnish information on their use of soft trim in the assembly of motor vehicles, and to distinguish between the soft trim obtained in the United States and that obtained in Canada. The data were reported on a value basis; no satisfactory direct measure of quantity could be devised because of the great variety of items which fall under the definition of soft trim. From these data, the Commission compiled the statistics presented in table 1.

Several companies found it necessary to estimate the data reported. No satisfactory indication of the degree of error embodied in these estimates is available. The trends shown by the statistics, however, are so strongly upward that even substantial errors in the estimates reported would be unlikely to reverse them.

By direction of the Commission.

[SEAL] DONN N. BENT,  
Secretary.

<sup>1</sup> U.S. and Canadian companies that produce only a relatively small number of motor vehicles were not requested to supply information; data respecting the use of soft trim by these companies could not affect the trends shown by the compiled data to a meaningful extent.



NOTICES

TABLE 1.—U.S. PRODUCTION, U.S. IMPORTS FROM CANADA, U.S. EXPORTS TO CANADA AND CANADIAN PRODUCTION OF SOFT TRIM FOR USE AS ORIGINAL EQUIPMENT IN THE ASSEMBLY OF MOTOR VEHICLES, MODEL YEARS,<sup>1</sup> 1961-65, AND MONTHLY, DECEMBER 1963-MARCH 1964, AND DECEMBER 1965-MARCH 1966  
[Value 1,000 U.S. dollars]

Period	U.S. production	U.S. imports from Canada <sup>2</sup>	U.S. exports to Canada	Canadian production
<b>Model years:<sup>1</sup></b>				
1961.....	287,680		276	14,241
1962.....	354,470		626	16,866
1963.....	403,277		1,502	21,626
1964.....	459,665		1,379	26,490
1965.....	539,666		1,722	29,576
<b>December 1963-March 1964:</b>				
December.....	43,997		134	2,614
January.....	43,718		126	2,872
February.....	37,618		110	2,598
March.....	40,755		132	2,538
<b>December 1965-March 1966:</b>				
December.....	55,034		547	6,011
January.....	60,821		563	5,909
February.....	47,860		637	5,885
March.....	55,239		667	6,866

<sup>1</sup> The model year begins about Aug. 1 of the year preceding that shown, and ends about July 31 of the year shown.  
<sup>2</sup> Data on U.S. imports from Canada of soft trim cannot be made public without revealing the operations of individual concerns.  
 Source: Compiled by the U.S. Tariff Commission from data supplied by 8 motor vehicle producers.  
 Note.—The data reported by several companies were estimated. No indication of the probable error is available.  
 [F.R. Doc. 66-6451; Filed, June 10, 1966; 8:48 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—JUNE

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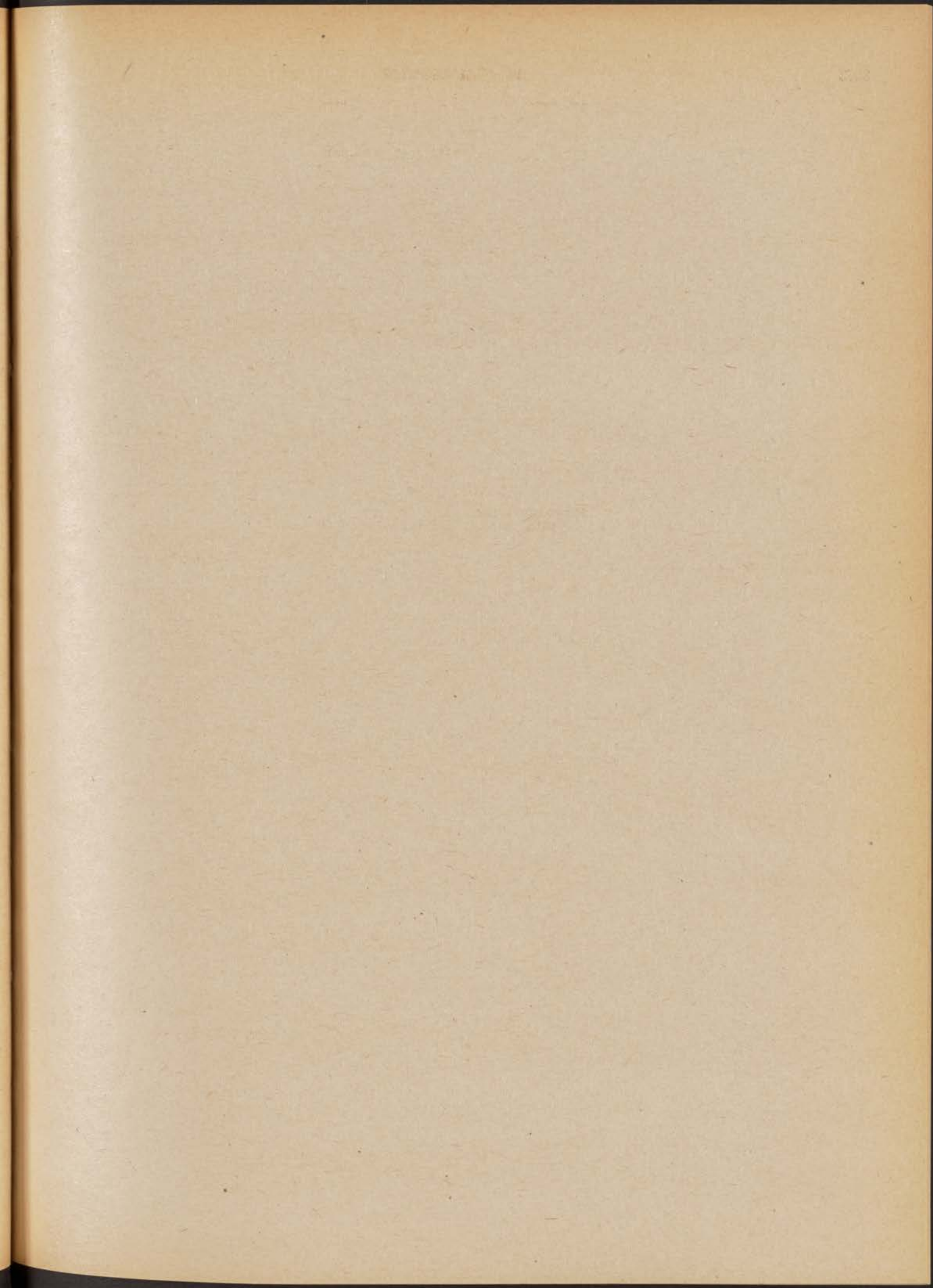
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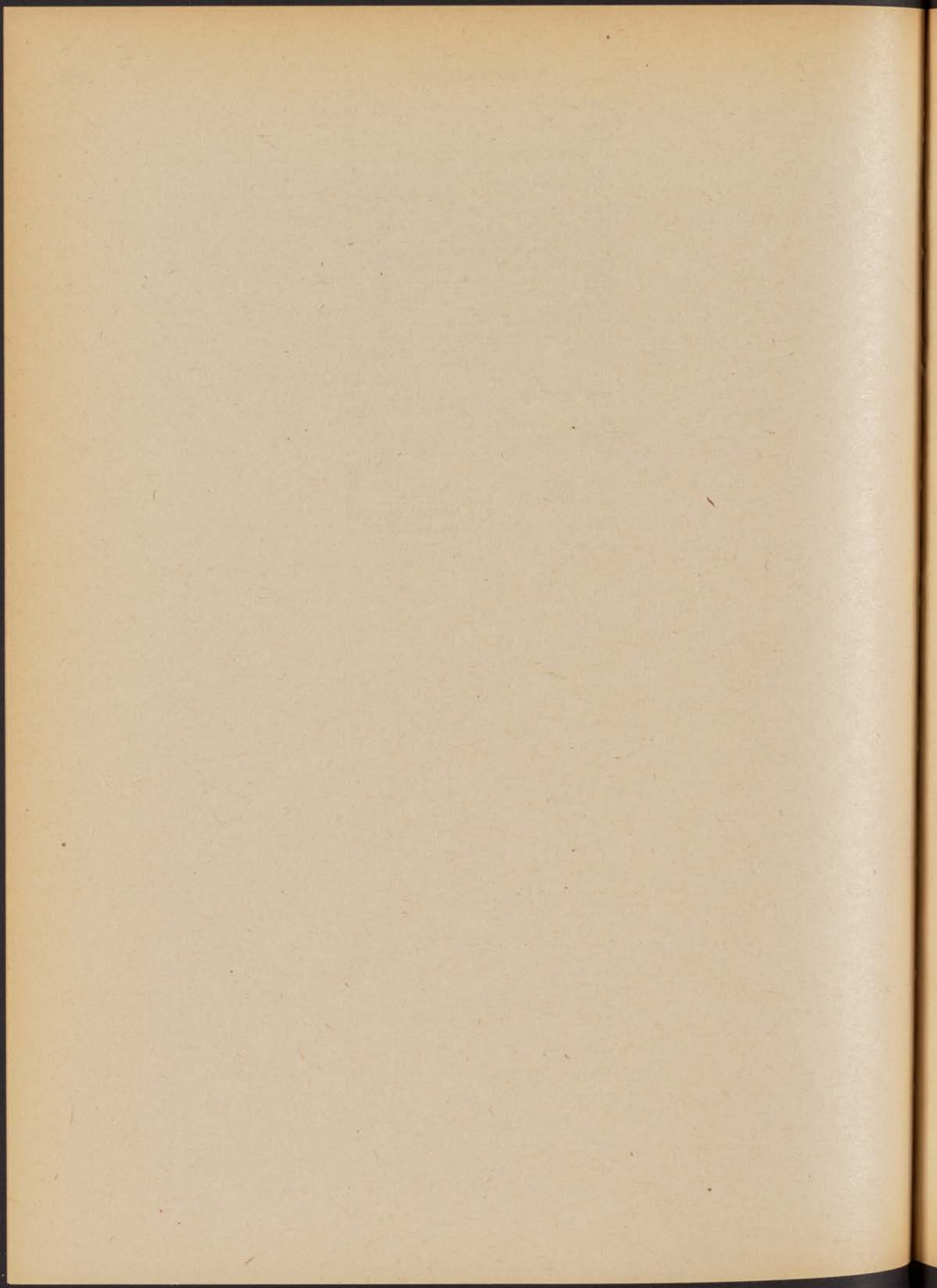
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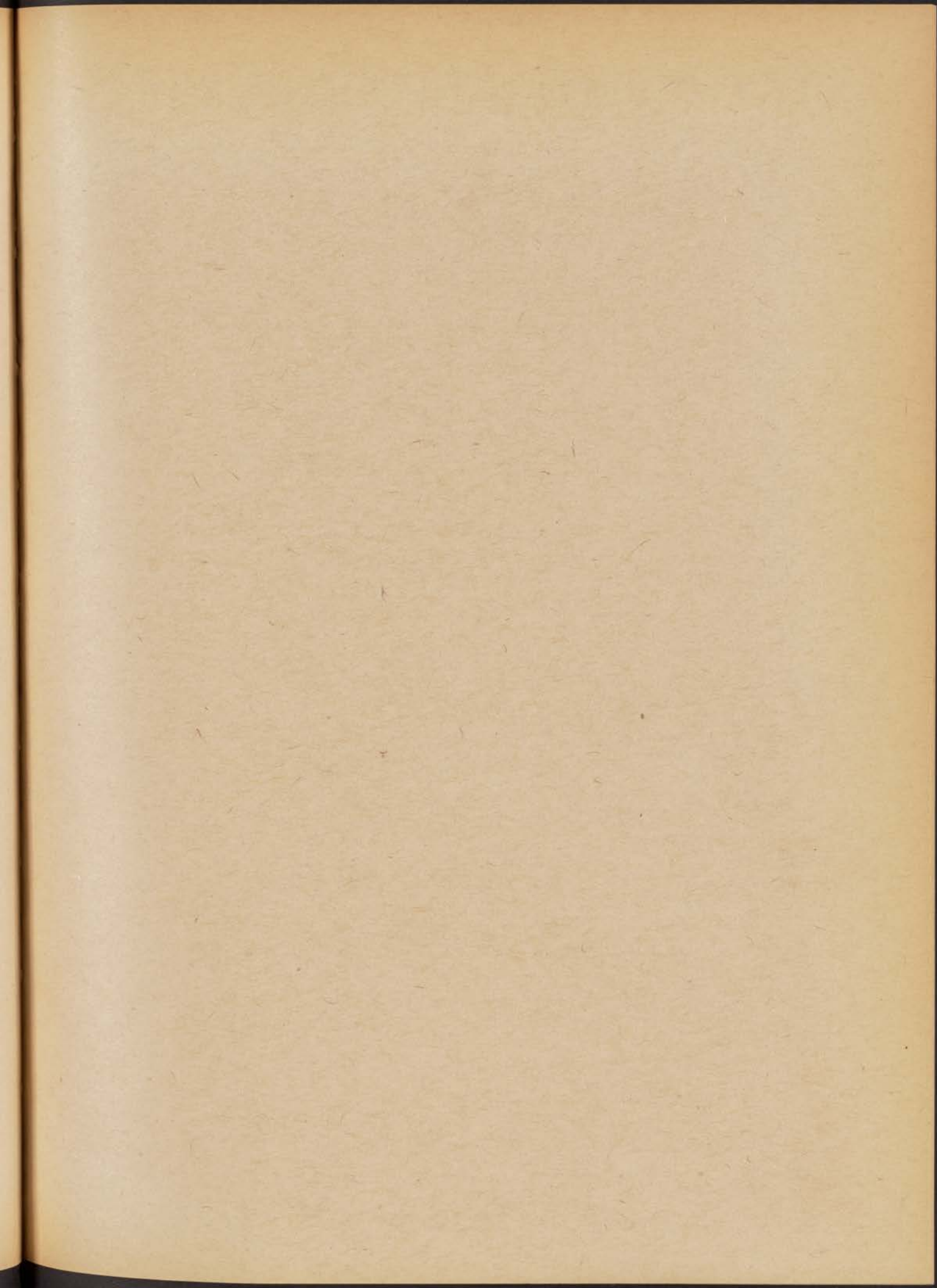




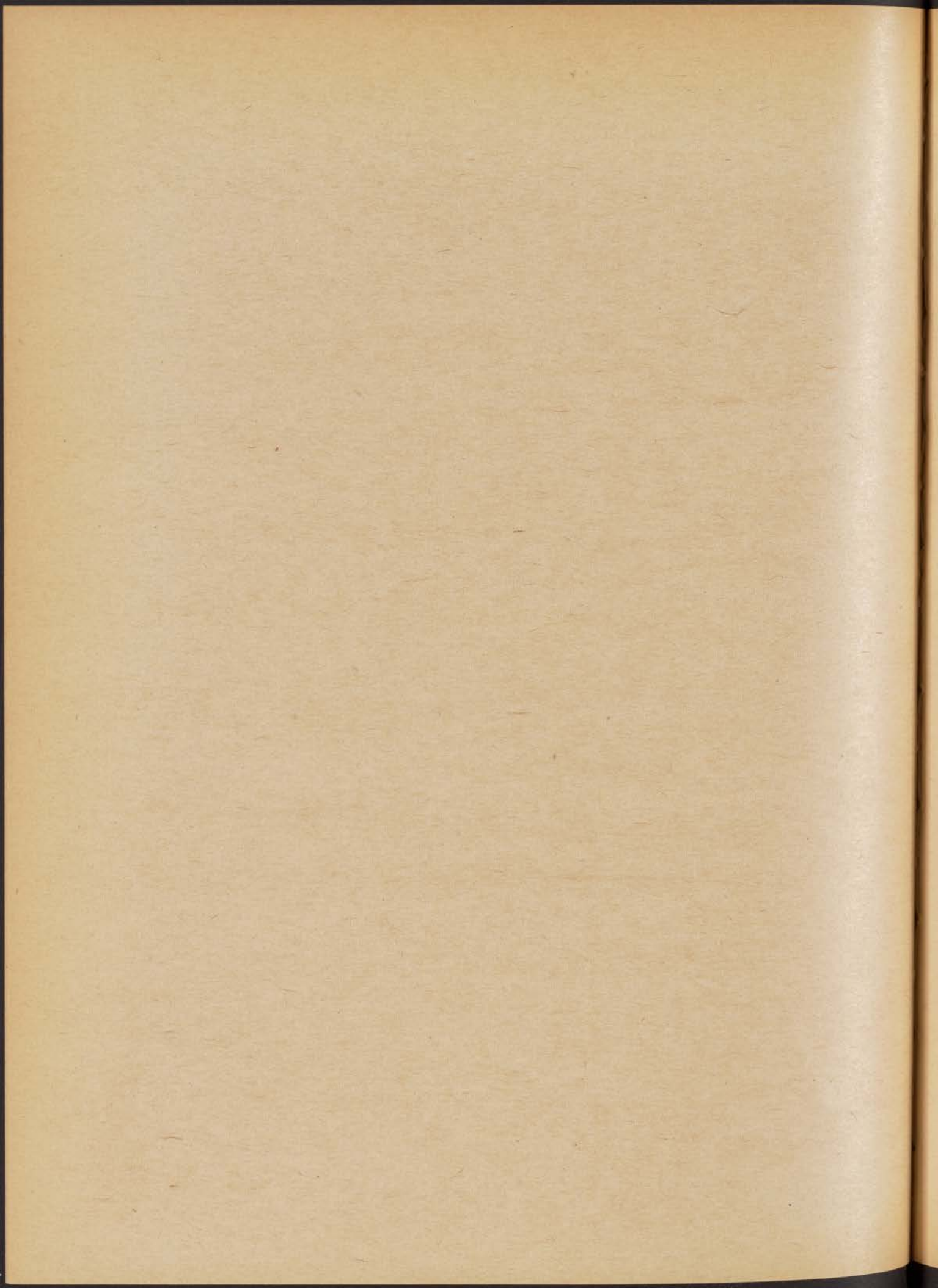




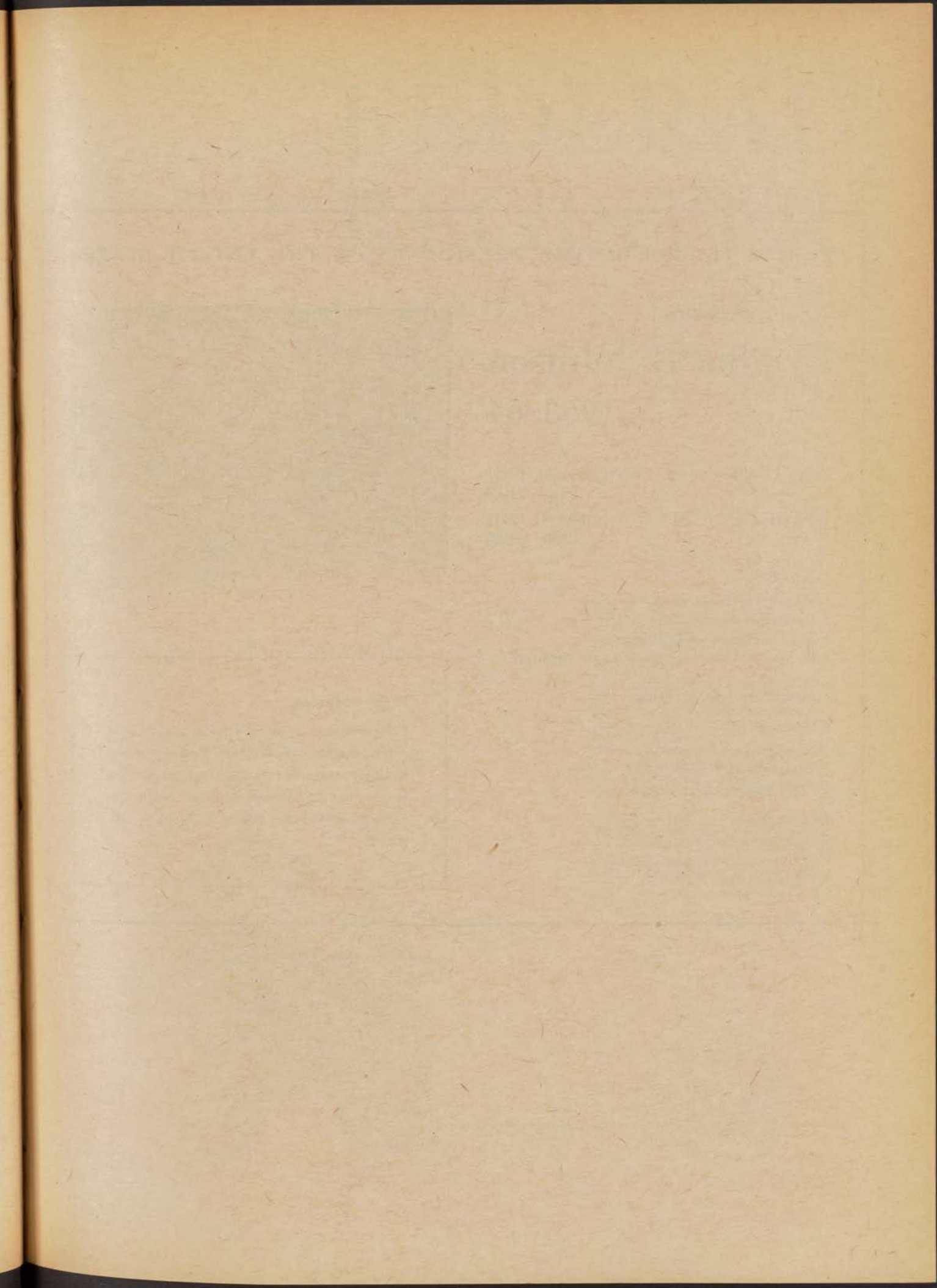














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