



FEDERAL REGISTER

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Presidential Documents

Title 3—THE PRESIDENT

Proclamation 3356

1960 PACIFIC FESTIVAL

By the President of the United States
of America

A Proclamation

WHEREAS the 1960 Pacific Festival will be held at San Francisco, California, from September 9 to September 18, 1960, inclusive; and

WHEREAS the purpose of this festival is to focus the attention of the world on the interdependence of the cultural and economic interests of the cities, States, and nations bordering the Pacific Ocean and to foster mutual understanding and cordial relations among the peoples of these areas; and

WHEREAS this purpose is consistent with our national policy of promoting peace and friendship through the cultivation of mutually beneficial economic, social, and cultural relationships among the nations and peoples of the world; and

WHEREAS the Congress, by a joint resolution approved July 14, 1960, has authorized and requested the President to issue a proclamation inviting foreign nations to participate in the 1960 Pacific Festival:

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, do hereby authorize and direct the Secretary of State to invite, on my behalf, such foreign nations as he may deem appropriate to participate in the 1960 Pacific Festival at San Francisco, California, from September 9 to September 18, 1960.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this fourteenth day of July in the year of our Lord nineteen hundred and [SEAL] sixty, and of the Independence of the United States of America the one hundred and eighty-fifth.

DWIGHT D. EISENHOWER

By the President:

CHRISTIAN A. HERTER,
Secretary of State.

[F.R. Doc. 60-6808; Filed, July 18, 1960;
1:01 p.m.]

Executive Order 10882

FURTHER AMENDMENT OF EXECUTIVE ORDER NO. 10289,¹ RELATING TO THE PERFORMANCE OF CERTAIN FUNCTIONS AFFECTING THE DEPARTMENT OF THE TREASURY

By virtue of the authority vested in me by section 301 of title 3 of the United States Code, and as President of the United States, it is ordered that Executive Order No. 10289 of September 17, 1951, headed "Providing for the Performance of Certain Functions of the President by the Secretary of the Treasury" (3 CFR, ch. II), as amended by Executive Order No. 10583 of December 18, 1954 (3 CFR, ch. II), be, and it is hereby, further amended by amending the first proviso of subparagraph (f) of paragraph 1 thereof, and by deleting the second proviso of that subparagraph, so that the said subparagraph (f), in its entirety, will hereafter read as follows:

"(f) The authority vested in the President by section 4228 of the Revised Statutes, as amended (46 U.S.C. 141), (1) to declare that—upon satisfactory

¹ 3 CFR, 1949-1953 Comp., p. 787; 16 F.R. 9499.

proof being given by the government of any foreign nation that no discriminating duties of tonnage or imposts are imposed or levied in the ports of such nation upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in the same from the United States or from any foreign country—the foreign discriminating duties of tonnage and impost within the United States are suspended and discontinued, so far as respects the vessels of such foreign nation, and the produce, manufactures, or merchandise imported into the United States from such foreign nation, or from any other foreign country, and (2) to suspend in part the operation of section 4219 of the Revised Statutes, as amended (46 U.S.C. 121), and section IV, J, subsection 1 of the act of October 3, 1913, c. 16, 38 Stat. 195, as amended (46 U.S.C. 146), so that foreign vessels from a country imposing partial discriminating tonnage duties upon American vessels, or partial discriminating import duties upon American merchandise, may enjoy in our ports the identical privileges which the same class of American vessels and merchandise may enjoy in such country: *Provided*, that prior to the issuance of an order of the Secretary of the Treasury suspending and discontinuing (wholly or in part) discriminating tonnage duties, imposts, and import duties within the United States, the Department of State shall obtain and furnish to the Secretary of the Treasury the proof required by the said section 4228, as amended, as the basis for that order."

DWIGHT D. EISENHOWER

THE WHITE HOUSE,
July 18, 1960.

[F.R. Doc. 60-6844; Filed, July 19, 1960;
11:37 a.m.]

Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 22—APPEALS OF PREFERENCE ELIGIBLES UNDER THE VETERANS' PREFERENCE ACT OF 1944

Appeals Involving Performance Ratings

Paragraph (b) of § 22.101 of Subpart A is revoked.

(Secs. 11, 19, 58 Stat. 390, 391, as amended; 5 U.S.C. 860, 868)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,
Executive Assistant
to the Commissioners.

[F.R. Doc. 60-6763; Filed, July 19, 1960; 8:49 a.m.]

Title 6—AGRICULTURAL CREDIT

Chapter III—Farmers Home Administration, Department of Agriculture

SUBCHAPTER B—FARM OWNERSHIP LOANS

[FHA Instruction 428.1]

PART 331—POLICIES AND AUTHORITIES

Average Values of Farms; Iowa

On June 24, 1960, for the purposes of Title I of the Bankhead-Jones Farm Tenant Act, as amended, average values for efficient family-type farm-management units for the counties identified below were determined to be as herein set forth. The average values heretofore established for said counties, which appear in the tabulations of average values under § 331.17, Chapter III, Title 6, Code of Federal Regulations, are hereby superseded by the average values set forth below for said counties.

IOWA

County	Average value	County	Average value
Adair	\$40,000	Chickasaw	\$40,000
Adams	40,000	Clarke	40,000
Allamakee	40,000	Clay	45,000
Appanoose	40,000	Clayton	45,000
Audubon	45,000	Clinton	45,000
Benton	45,000	Crawford	45,000
Black Hawk	45,000	Dallas	45,000
Boone	45,000	Davis	40,000
Bremer	45,000	Decatur	40,000
Buchanan	45,000	Delaware	45,000
Buena Vista	50,000	Des Moines	45,000
Butler	45,000	Dickinson	45,000
Calhoun	50,000	Dubuque	45,000
Carroll	45,000	Emmet	45,000
Case	45,000	Fayette	45,000
Cedar	50,000	Floyd	45,000
Cerro Gordo	45,000	Franklin	45,000
Cherokee	50,000	Fremont	45,000

Iowa—Continued

County	Average value	County	Average value
Greene	\$45,000	Montgomery	\$45,000
Grundy	50,000	Muscatine	45,000
Guthrie	40,000	O'Brien	50,000
Hamilton	50,000	Osceola	45,000
Hancock	45,000	Page	45,000
Hardin	50,000	Palo Alto	45,000
Harrison	45,000	Plymouth	45,000
Henry	45,000	Pocahontas	50,000
Howard	40,000	Polk	45,000
Humboldt	50,000	Pottawatomie	45,000
Ida	45,000	Poweshiek	45,000
Iowa	45,000	Ringgold	40,000
Jackson	45,000	Sac	50,000
Jasper	45,000	Scott	45,000
Jefferson	45,000	Shelby	45,000
Johnson	45,000	Sioux	45,000
Jones	45,000	Story	50,000
Keokuk	45,000	Tama	45,000
Kossuth	50,000	Taylor	40,000
Lee	45,000	Union	40,000
Linn	45,000	Van Buren	40,000
Louisa	45,000	Wapello	40,000
Lucas	40,000	Warren	40,000
Lyon	45,000	Washington	45,000
Madison	40,000	Wayne	40,000
Mahaska	45,000	Webster	50,000
Marion	45,000	Winnebago	45,000
Marshall	45,000	Winneshiek	40,000
Mills	45,000	Woodbury	45,000
Mitchell	45,000	Worth	45,000
Monona	45,000	Wright	50,000
Monroe	40,000		

(Sec. 41, 50 Stat. 528, as amended; 7 U.S.C. 1015; Order of Acting Sec. of Agr., 19 F.R. 74, 22 F.R. 8188)

Dated: July 14, 1960.

K. H. HANSEN,
Administrator,
Farmers Home Administration.

[F.R. Doc. 60-6780; Filed, July 19, 1960; 8:51 a.m.]

Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[1960 CCC Cottonseed Bulletin 2]

PART 443—OILSEEDS

Subpart—1960 Cottonseed Purchase Program Regulations

Sec.	Description
443.1638	General statement.
443.1639	Administration.
443.1640	Availability.
443.1641	Eligible producer.
443.1642	Eligible cottonseed.
443.1643	Purchase price.
443.1644	Approved forms.
443.1645	Determination of quantity.
443.1646	Liens.
443.1647	Setoffs.
443.1648	Grade reporting areas.

AUTHORITY: §§ 443.1638 to 443.1648 issued under sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 301, 401, 63 Stat. 1053, 1054, as amended; sec. 601, 70 Stat. 212; Title II, 73 Stat. 178; 15 U.S.C. 714c, 7 U.S.C. 1447, 1421, 1446d.

§ 443.1638 General statement.

The purchase program provided for in this subpart is a part of the 1960 Cottonseed Price Support Program formulated by Commodity Credit Corporation (hereinafter referred to as "CCC") and the Commodity Stabilization Service (hereinafter referred to as "CSS"). This subpart states the terms and conditions (a) under which ginners, who file Ginner's Notices of Intention to Participate (see § 443.1644(b)) and who otherwise comply with the applicable provisions of this subpart (hereinafter referred to as "participating ginners"), may sell eligible 1960-crop cottonseed, which they have purchased from eligible producers at not less than prescribed minimum prices, to CCC in cases where refusal by oil millers to purchase such seed from participating ginner at prices not less than the f.o.b. gin price to ginners which CCC agrees to pay as provided in § 443.1643(b) makes purchases by CCC from such participating ginners necessary, and (b) under which producers may sell directly to CCC 1960-crop cottonseed in cases where nonparticipation by ginners under this subpart makes such purchases necessary. The program will be carried out by CSS under the general supervision and direction of the Executive Vice President, CCC. The requirements with respect to loans to producers are contained in the 1960 CCC Cottonseed Bulletin 1 (§§ 443.1601 to 443.1622).

§ 443.1639 Administration.

(a) Operations under the program with respect to the purchase, transportation, handling, and storage of cottonseed prior to delivery of the cottonseed to an oil miller or to a storage facility approved by the New Orleans CSS Commodity Office (such storage facility will hereinafter be referred to as "approved storage facility") will be administered through Agricultural Stabilization and Conservation (hereinafter referred to as "ASC") State and county committees (hereinafter referred to as "State" and "county" committees). All contracts in connection with such operations may be executed on behalf of CCC only by authorized CCC contracting officers.

(b) Contracts for the storage and handling of cottonseed subsequent to delivery of the cottonseed to an oil miller or an approved storage facility for the sale, crushing, and processing of cottonseed, and for the transportation, storage, handling, and sale of the products derived therefrom, will be executed by CCC contracting officers in the New Orleans CSS Commodity Office, Wirth Building, 120 Marais Street, New Orleans 16, Louisiana (hereinafter referred to as "the New Orleans office").

(c) ASC county office managers, ASC State and county committees, and the New Orleans office do not have authority to modify or waive any of the provisions of this subpart or any amendments thereto.

§ 443.1640 Availability of program.

(a) *Area.* The purchase program will be available in all cotton-producing areas of the United States.

(b) *Time.* Purchases will be made from the date of the issuance of this subpart through February 28, 1961.

(c) *Source.* (1) Purchases of eligible cottonseed will be made by participating ginners from producers. Purchases (subject to the \$50,000 limitation contained in P.L. 86-80) of eligible cottonseed will also be made directly from producers by CCC through county committees in areas where ginners do not participate in the program and the appropriate State committee determines that such direct purchases are necessary in order to make the program effective. Payments to producers for cottonseed purchased by CCC and for any authorized transportation performed by the producers, in accordance with § 443.1643 (a), will be made by ASC county offices by means of sight drafts drawn on CCC.

(2) Purchases of eligible cottonseed will be made by oil mills from participating ginners and others. Purchases of eligible cottonseed will also be made from participating ginners by CCC through ASC county offices in areas where oil millers refuse to pay such ginners at least the f.o.b. price to ginners for their cottonseed which CCC agrees to pay as provided in § 443.1643(b), and the appropriate State Committee determines that such purchases are necessary to make the program effective. Payments to participating ginners for cottonseed purchased by CCC will be made by ASC county offices by means of sight drafts drawn on CCC.

(3) Lists of participating ginners will be maintained in the ASC State and county offices.

§ 443.1641 Eligible producer.

(a) An eligible producer shall be any individual, partnership, corporation, association, trust, estate, or other legal entity, or a State or political subdivision thereof or an agency of such State or political subdivision, producing cottonseed in 1960 in the capacity of landowner, landlord, tenant, or sharecropper.

(b) No person will be eligible to receive more than \$50,000 in nonrecourse price support from CCC on 1960-crop cottonseed through direct purchases by and loans by CCC unless he has qualified for an exemption from the \$50,000 limitation on nonrecourse price support contained in Pub. Law 86-80 through reduction of his production of cotton. The rules provided in the "Regulations Relating to the \$50,000 Limitation of Nonrecourse Price Support for the 1960 Crop of Price Supported Field Crops in Surplus Supply" (25 F.R. 1001), as amended (hereinafter referred to as the "Regulations Relating to the \$50,000 Limitation"), shall be applied for the purposes of this subpart to determine whether certain individuals or legal entities are to be treated as one person or as separate persons for the purpose of applying the \$50,000 limitation in Pub. Law 86-80 and whether producers come within the exemption from such limitation through reduction of their production. Any per-

son who, on the basis of a reduction of his production, desires to qualify for an exemption from the \$50,000 limitation shall file an application with the ASC county committee in accordance with the Regulations Relating to the \$50,000 Limitation. Persons who have not qualified for an exemption from the \$50,000 limitation on nonrecourse price support may obtain price support from CCC by means of recourse loans on their 1960-crop cottonseed in excess of that which may be tendered to CCC for nonrecourse price support, in accordance with the provisions of 1960 Cottonseed Bulletin 1.

(c) Eligible producers who are members of cooperative marketing associations may act collectively through their associations in selling their cottonseed: *Provided*, (1) The cottonseed to be sold are delivered to the association by such producers; and (2) the association has been granted by such producer-members the legal right to sell the cottonseed.

§ 443.1642 Eligible cottonseed.

Eligible cottonseed shall be cottonseed which meet the following requirements:

(a) Such cottonseed must have been produced in the United States in 1960 by an eligible producer.

(b) Such cottonseed must have been produced by the person tendering them for purchase, or by the person who delivered the cottonseed to the cooperative association or ginner tendering the cottonseed for purchase, and the beneficial interest in the cottonseed must be in such person at the time he makes such tender or delivery and must always have been in him or in him and a former producer whom he succeeded before the cottonseed were harvested. Cottonseed tendered by a cooperative association for purchase must have been produced and delivered to the association by its producer-members. Any person tendering cottonseed for purchase must have the legal right to sell the cottonseed.

§ 443.1643 Purchase price.

(a) *Price to producers.* (1) Any direct purchases by CCC from producers will be made at gin or other designated point of delivery at the rate of \$34.00 per gross ton for basis grade (100) cottonseed, with premiums and discounts for other grades equal to the same percentage of such price as the percentage by which the grade of cottonseed purchased exceeds or is less than basis grade (100). The price per ton thus computed may be rounded to the nearest multiple of ten cents. The grade of eligible cottonseed purchased by CCC directly from producers shall be considered to be the average grade of cottonseed for the area in which the purchase is made (see § 443.1648) as determined on the basis of the latest cottonseed grade report for the area published by CSS or as determined by such other method as the Executive Vice President, CCC, may approve. In areas where both upland and American-Egyptian cotton are grown, the CSS grade report for any such area shall specify the average grade for each such type of cottonseed, and the price to be paid producers in the area shall be determined on the basis of the average grade for the area for the type of cotton-

seed purchased. The average grade for Sea Island and Sealand cottonseed shall be considered to be that reported for cottonseed in the area in which such cottonseed are produced. Notwithstanding the requirements in this subparagraph, if at any time while direct purchases are being made by CCC, the State ASC administrative officer determines that the average grade for an area, as determined on the basis of the latest cottonseed grade report for the area published by CSS, is higher than the grade of cottonseed being produced in any county in such area where direct purchases are being made, the State ASC administrative officer may reduce the price paid to producers in such county below the price established on the basis of the average grade for the area: *Provided*, That no producer shall be paid, during the period such reduced prices are effective, less than \$34.00 per gross ton basis grade (100) cottonseed with price adjustments computed upon the difference between the average grade of cottonseed produced in the county during such period and basis grade (100). The average grade of cottonseed produced in the county during such period shall be determined on the basis of official chemical analysis covering cottonseed produced in such county or on such other reasonable basis as may be determined by the appropriate State ASC administrative officer.

(2) The grade of any cottonseed purchased before there is sufficient information available to make a determination of the grade of cottonseed for an area shall be considered to be 90.

(3) If authorized by the county office manager, the producer may deliver the seed at an oil mill, approved storage facility, or designated concentration point rather than at the gin or designated point of delivery, and the producer will be paid for the additional transportation at a rate not in excess of the commercial rate for such transportation service.

(b) *Price to ginners.* (1) (i) Any purchases by CCC from participating ginners will be at the rate of \$38.00 per net ton for basis grade (100) cottonseed, f.o.b. conveyance or carrier at the gin, with premiums and discounts for other grades equal to the same percentage of such price as the percentage by which the grade of cottonseed purchased exceeds or is less than basis grade (100). Cottonseed which are "below grade" or "off-quality," as defined in the United States Official Standards for Grades of Cottonseed, will be purchased from participating ginners by CCC at the market value of such cottonseed as determined by CCC. The grades of cottonseed purchased by CCC from such ginners shall be determined in accordance with the United States Official Standards for Grades of Cottonseed by chemical analysis of samples drawn from the cottonseed by federally-licensed cottonseed samplers or such other persons as are approved by CCC, and forwarded to and analyzed by federally-licensed cottonseed chemists. A ginner tendering cottonseed for purchase by CCC must not have paid any producer for cottonseed purchased by the ginner on or after the date of filing notice of his intention to participate in the program less than

\$34.00 per gross ton basis grade (100), plus or minus a percentage of such price equal to the percentage by which the average grade of cottonseed for the area in which the gin is located (see § 443.1648) exceeded or was less than basis grade (100). Such average grade shall be determined on the basis of the latest CSS grade report for the area at the time of purchase from such producer or by such other method as the Executive Vice President, CCC, may approve. In areas where both upland and American-Egyptian cotton are grown, the CSS grade report for any such area shall report the average grade for each such type of cottonseed, and the price to be paid producers in the area shall be determined on the basis of the average grade for the area for the type of cottonseed purchased. The average grade for Sea Island and Sealand cottonseed shall be considered to be that reported for cottonseed in the area in which such cottonseed are produced. If it is determined by the county office manager and the State ASC administrative officer that any participating ginner paid any producer less than the prices he should have paid under the foregoing provisions of this section, such ginner shall not, without prejudice to any other rights which CCC may have, be eligible to make any further sales to CCC under the 1960 Cottonseed Price Support Program.

(ii) Notwithstanding the preceding requirements as to price, a participating ginner, after first notifying the county office manager for the county where the gin is located of his intention to do so, may reduce the price paid to producers below the price established on the basis of the average grade for the area: *Provided*, That the ginner shall not pay any producer during the period he is paying such reduced price less than \$34.00 per gross ton basis grade (100), with price adjustments computed upon the difference between the average grade of cottonseed produced at the gin during such period and basis grade (100). The average grade of cottonseed produced at the gin during such period shall be determined on the basis of official chemical analysis or oil mill grade reports covering such cottonseed or on such other reasonable basis as may be approved by the county office manager. The ginner shall furnish the county office with certified copies of such chemical analyses, grade reports, or other evidence satisfactory to the county office manager, showing the average grade of cottonseed produced at the gin during such period. If it is determined by the State ASC administrative officer and county office manager that any participating ginner paid producers less than the prices he should have paid in accordance with the preceding three sentences, such ginner shall, without prejudice to any other rights which CCC may have, be ineligible to make any further sales to CCC under the 1960 Cottonseed Price Support Program unless he first pays all of such producers the difference between the price paid to the producers and the price they should have received.

(iii) A ginner may round per ton prices for cottonseed purchased from

producers to the nearest multiple of ten cents.

(2) The grade of any cottonseed purchased from a producer before there is sufficient information available to make a determination of the grade of cottonseed for an area shall be considered to be 90.

(3) If the ginner, upon authorization by the county office manager, transports cottonseed from the gin to oil miller, or approved storage facility, or designated concentration point, the ginner will be paid for such transportation at a rate not in excess of the commercial rate for such transportation service.

§ 443.1644 Approved forms.

The approved forms, together with the provisions of this subpart and any supplements and amendments thereto, shall govern the rights and responsibilities of producers and participating ginner. Approved forms may be obtained from ASC county offices. Any fraudulent representation made by a producer or ginner in executing an approved form may render him subject to criminal prosecution under Federal law and liable for any damages resulting from the purchase of the cottonseed involved. Documents executed by an administrator, executor, or trustee will be acceptable only where valid in law. The approved forms consist of the following:

(a) *Producers.* Producer's voucher (CCC Cottonseed Purchase Form 5) shall be executed by the producer when the cottonseed are purchased from the producer by CCC.

(b) *Cotton ginner.* (1) Each cotton ginner desiring to sell cottonseed to CCC pursuant to this subpart shall, prior to tender of any cottonseed for sale, file with the county office for the county in which each gin is located a Ginner's Notice of Intention to Participate (CCC Cottonseed Purchase Form 1). The filing of such notice does not obligate the ginner to sell any cottonseed to CCC, but all applicable provisions of this subpart must be complied with by the ginner if any cottonseed are offered by the ginner for sale to CCC under the 1960 Cottonseed Price Support Program. Only cottonseed purchased by a participating ginner from a producer after the filing of the Ginner's Notice of Intention to Participate shall be eligible for purchase by CCC under this subpart.

(2) After the Ginner's Notice of Intention to Participate has been filed, a Ginner's Certificate (CCC Cottonseed Purchase Form 2) shall be completed and executed by the participating ginner to cover all cottonseed purchased by him from producers, and the form shall be submitted by the ginner to the appropriate county office at such times and covering such periods of time as the State ASC administrative officer determines are necessary to make the program effective.

(3) If cottonseed are sold to CCC, the ginner shall prepare and execute a Ginner's Voucher and Certificate (CCC Cottonseed Purchase Form 4) covering the cottonseed and deliver the form to the county office. Each Ginner's Voucher

and Certificate submitted by a ginner to the county office shall be supported by weight certificates or warehouse receipts covering the cottonseed purchased which have been issued by an oil miller, or an approved storage facility, or a representative of the county committee at a designated concentration point, and in the absence of warehouse receipts guaranteeing grade, by official chemical analyses certificates covering the cottonseed and identifying such cottonseed by lot numbers and/or receipt numbers and weights.

§ 443.1645 Determination of quantity.

The quantity of cottonseed purchased from the producer by CCC shall be the gross weight actually delivered to CCC as determined by a representative of the county committee, or by an approved storage facility, or by an oil miller. The quantity of cottonseed purchased from a producer by a participating ginner shall be the gross weight of the cottonseed as customarily determined by the ginner in his purchases of cottonseed from producers. The quantity of cottonseed purchased from a ginner by CCC shall be the net weight of the cottonseed at first destination after deduction of the weight of any foreign matter in excess of one percent.

§ 443.1646 Liens.

If liens or encumbrances exist on the cottonseed, proper waivers must be obtained.

§ 443.1647 Setoffs.

Where CCC makes direct purchases of cottonseed from producers, setoffs will be made as follows:

(a) If any installment or installments on any loan made available by CCC on farm-storage facilities or mobile drying equipment are payable, under the provisions of the note evidencing such loan, out of any amount due the producer under the program provided for in this subpart, the producer must designate CCC or the lending agency holding such note as payee of such amount to the extent of such installments, but not to exceed that portion of the amount remaining after deduction of service charges and amounts due prior lienholders.

(b) If the producer is indebted to CCC, or if the producer is indebted to any other agency of the United States, and such indebtedness is listed on the county debt record, amounts due the producer under the program provided for in this subpart, after deduction of amounts payable on farm-storage facilities or mobile drying equipment and other amounts provided in paragraph (a) of this section, shall be applied, as provided in the Secretary's Setoff Regulations, 7 CFR Part 13 (23 F.R. 3757), to such indebtedness.

(c) Compliance with the provisions of this section shall not deprive the producer of any right he might otherwise have to contest the justness of the indebtedness involved in the setoff action either by administrative appeal or by legal action.

§ 443.1648 Grade reporting areas.

Area for grade reporting purposes will be established by the Director, Cotton Division, CSS, and a list of area delineation may be obtained from the applicable ASC State office or the Director of the Cotton Division, CSS, Washington 25, D.C.

Issued this 14th day of July 1960.

CLARENCE D. PALMBY,
Acting Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 60-6779; Filed, July 19, 1960;
8:57 a.m.]

Title 7—AGRICULTURE

Chapter VIII—Commodity Stabilization Service (Sugar), Department of Agriculture

SUBCHAPTER B—SUGAR REQUIREMENTS AND QUOTAS

PART 318—REQUIREMENTS RELATING TO NON-QUOTA PURCHASE SUGAR FOR 1960

- Sec.
- 818.1 Basis and purpose, and persons affected.
- 818.2 Definitions.
- 818.3 Non-quota purchases of sugar authorized.
- 818.4 Source of non-quota purchase sugar.
- 818.5 Requirements relating to importing non-quota purchase sugar.
- 818.6 Application by importer.
- 818.7 Release by a Collector of Customs.
- 818.8 Specific authorization for release.
- 818.9 Determination of quantities and time of effect.
- 818.10 Records and reports.
- 818.11 Delegation of authority.

AUTHORITY: Secs. 818.1 to 818.11 issued under sec. 433, 61 Stat. 932; 7 U.S.C. 1153. Interpret or apply secs. 101, 408; 61 Stat. 922, as amended, 933, as amended; 7 U.S.C. 1101, P.L. 86-542, approved July 6, 1960.

§ 818.1 Basis and purpose, and persons affected.

(a) The regulations in this part establish, under authority contained in the Sugar Act of 1948, as amended (61 Stat. 922, as amended), and as further amended by Public Law 86-592, approved July 6, 1960, (1) for the calendar year 1960 the amount of non-quota purchase sugar which may be imported into the continental United States (including Alaska) for consumption therein from all foreign countries, and (2) the procedures applicable to importing such sugar. To permit non-quota purchase sugar to be marketed in an orderly manner it is essential that this regulation be made effective immediately. Therefore, it is hereby determined and found that compliance with the notice, procedure, and effective date requirements of the Administrative Procedure Act is unnecessary, impracticable, and contrary to the public interest, and these regulations shall become effective when published in the FEDERAL REGISTER.

(b) Persons affected by the provisions of this part include importers, mainland refiners, shipping companies engaged in

the transportation of sugar to ports in the continental United States, and persons otherwise engaged in the movement of sugar in interstate or foreign commerce.

§ 818.2 Definitions.

As used in this part.

(a) The term "act" means the Sugar Act of 1948, as amended (61 Stat. 922, as amended).

(b) The term "person" means an individual, partnership, corporation, association, estate, trust, or other business enterprise of legal entity, and, wherever applicable, any unit, instrumentality, or agency of a government, domestic or foreign.

(c) The term "Department" means the United States Department of Agriculture.

(d) The term "Secretary" means the Secretary of Agriculture or any officer or employee of the Department to whom the Secretary has lawfully delegated the authority or to whom authority may hereafter be delegated to act in his stead.

(e) The term "Sugar Division" means the Sugar Division of the Commodity Stabilization Service, of the Department, Washington 25, D.C., or any other organizational unit within the Department to which administration of the Sugar Act may hereafter be delegated.

(f) The term "Collector" means the Collector of Customs, U.S. Bureau of Customs, for the District in which the port of entry is located or any officer of the Bureau of Customs designated to act in his stead.

(g) The terms "import," "importation" and "importing" means the act of bringing sugar into the continental United States (including Alaska) from a foreign country.

(h) The term "importer" means any person who brings or imports sugar into the continental United States (including Alaska), including but not limited to the owner, consignor, consignee, transferee or purchaser of such sugar or the broker acting on behalf of such person.

(i) The term "refiner" means any person who subjects offshore sugar to processes as provided in Part 810 of this subchapter.

(j) The terms "sugars," "sugar," and "raw sugar" have the meanings ascribed to each in sec. 101 (b), (c) and (d), respectively, of the act subject to the provisions of Part 810 of this subchapter which are hereby made applicable to non-quota purchase sugar.

(k) The term "non-quota purchase sugar" means sugar purchased pursuant to the provisions of sec. 408(b) (2) of the act.

§ 818.3 Non-quota purchases of sugar authorized.

Non-quota purchases of sugar, in accordance with sec. 408(b) of the act, are authorized to be made in accordance with the provisions of this part. Such non-quota purchases must be made after July 6, 1960, from the producer of such sugar or from a citizen, partnership, corporation, or other legal entity, or Government agency, of the country in which the sugar was produced, for ship-

ment to the United States, or after shipment to the United States.

§ 818.4 Source of non-quota purchase sugar.

For the calendar year 1960 the amount of non-quota purchase sugar to be imported into the continental United States for consumption therein from foreign countries is as follows:

Country:	Short tons, raw value
Haiti	2,587
Netherlands	6,129
China	6,258
Panama	6,258
Costa Rica	6,267
Republic of the Philippines.....	109,755

The quantities of non-quota purchase sugar that may be imported into the continental United States for consumption therein established in this regulation may be amended from time to time to increase the quantities of sugar that may be imported from the countries named herein and to establish quantities for countries or groups of countries which are not named herein.

§ 818.5 Requirements relating to importing non-quota purchase sugar.

(a) Notwithstanding the provisions of Part 817 of this chapter, non-quota purchase sugar may be imported from the country where produced in accordance with the provisions of this part. The provisions of this part apply only to non-quota purchase sugar.

(b) Non-quota purchase sugar shall be imported only at Customs ports of entry.

(c) A copy of the ship's manifest, bills of lading, or other shipping documents covering all sugar in a shipment must be submitted to the Collector within 72 hours after the beginning of unloading of the sugar.

(d) The Collector shall take custody of such sugar and shall retain custody, at the risk and expense of the consignee or owner, until authorized to permit release thereof in accordance with § 818.7. In taking and retaining custody pursuant to these regulations, the Collector shall be governed by the provisions of §§ 4.37, 4.38, 19.1 through 19.9 and 19.12 of Chapter I, Title 19, Code of Federal Regulations, which are made applicable to such custody by reference as fully as if set forth in full herein.

§ 818.6 Application by importer.

(a) A separate application must be submitted as specified in paragraph (c) of this section on appropriate copies of a form prescribed by the Secretary entitled "Sugar Quota Clearance Record," with the changes hereinafter specified, not more than 10 days prior to the departure date stated thereon, showing the following information regarding the sugar to be delivered to a single refinery or importer from each cargo:

(1) Port and date of arrival. If the port is not known when the application is submitted, this information must be supplied before a Collector will be authorized to release the sugar.

(2) Name of the vessel or other specific identification of the carrier.

(3) Name of the producing area, the port of lading and the date the carrier is expected to depart from such port.

(4) Name and address of the person to whom delivery is to be made from the importing carrier. If not known when an application is submitted to the Sugar Division, this information must be supplied before a Collector will be authorized to release the sugar.

(5) Quantities, in pounds, to be imported as shown on the application; if in bags, identified by marks, quantities should be shown separately for each mark. The designation of separate quantities within the total to be imported which are identified by separate marks shall be shown on the report required pursuant to paragraph (f) of this section, if such information cannot be shown at the time the application is submitted.

(6) Name, address and authorized signature of the applicant.

(b) Any application made pursuant to this section constitutes a representation by the applicant that at the time the application is made:

(1) He has control of the quantity of sugar which is subject to shipment as specified;

(2) Firm commitment has been made by the shipping company for shipment as described on the application; and

(3) The date of departure of the vessel or carrier stated on the application is (i) the date specified to the applicant or shipper by the Master, Owner or Agent of such vessel or carrier as the expected departure date, or (ii) the date the shipper expects the vessel to depart based on the date the vessel or carrier will be available for loading as specified by the Master, Owner or Agent of such vessel or carrier plus the normally required loading time.

(c) The application specified in paragraph (a) of this section shall be submitted to the Sugar Division for the issuance of an authorization by the Secretary to the appropriate Collector for the release of sugar as provided in § 818.7.

(d) The specific authorization by the Secretary required pursuant to § 818.7 may be issued prior to the receipt of an application on appropriate copies of the "Sugar Quota Clearance Record" provided all of the information required pursuant to paragraphs (a) and (e) of this section is transmitted to the Sugar Division by telegram and such advance authorization is necessary to avoid delay in the delivery of the sugar.

(e) Any application made pursuant to this section shall contain over the signature of the applicant, the following certification:

This application is made under Sugar Regulation 818 for importing non-quota purchase sugar and is subject to all of the provisions of such regulation. The applicant certifies that he is either (1) the producer of the sugar, or (2) a citizen, partnership, corporation, or other legal entity, or government agency, of the country in which the sugar is produced, or (3) has purchased such sugar after July 6, 1960, from -----, the producer of such sugar, or from -----, a citizen, partnership, corporation, or other legal entity, or government agency, of the country in which the sugar is produced, for exportation to the United States.

(f) Within 30 days after release of the sugar by the Collector pursuant to § 818.7, the results of weights, samples and tests and the name of the person retaining the reserve portion of each sample as provided for in Part 810 of this subchapter shall be reported to the Sugar Division on the applicable copy of the "Sugar Quota Clearance Record" or a duplicate of such copy, together with information specified in paragraph (a) of this section. The period within which the report required pursuant to this paragraph must be made may be extended for good cause shown with respect to a specified shipment upon request to and approval by the Secretary.

§ 818.7 Release by a Collector.

A Collector of Customs may release sugar imported from any country for any purpose only upon specific authorization by the Secretary pursuant to § 818.8 with respect to each application required under § 818.6.

§ 818.8 Specific authorization for release.

(a) *Time of issue and duration of validity.* Specific authorizations by the Secretary for release by a Collector will be issued no more than 5 days prior to the stated date of departure of the vessel or other carrier on which the sugar is to be shipped. The authorization shall be valid for the period specified thereon, subject to extension by the Secretary for good cause, and shall be canceled only if mistakenly issued, a misrepresentation was made, the shipment does not depart within 3 days of the date stated on the application, or importation does not occur during the period specified. In case the port of arrival or the name of the receiver is not known when the application becomes eligible pursuant to paragraph (b) of this section, the authorization will not be transmitted to the Collector until all the information required by paragraph (a) of § 818.6 is received in the Sugar Division.

(b) *Order of eligibility for authorization.* An application on file with the Sugar Division for the release of sugar shall become eligible for authorization at 12:01 a.m., on the fifth calendar day prior to the date stated on the application as the date of departure of the shipment of sugar from the country of origin or at the time of receipt of the application, whichever time occurs later. The Secretary shall authorize the release of sugar by the Collector within the unfilled portion of the amount of non-quota purchase sugar authorized to be imported from a country in the same order in which the applications pertaining to such country become eligible for authorization: *Provided*, That, if two or more applications pertaining to the same country become eligible for authorization at the same time, such applications shall be authorized in the order of their stated date of departure (earliest first), and in such case if two or more such applications have the same date of departure and the quantity which may be authorized within the unfilled amount of non-quota purchase sugar assigned to such country is less than the sum of the applied-for quantities, the quantity au-

thorized for each application shall be in the same proportion to the quantity which may be authorized within the unfilled portion as the quantity requested on each such application is to the sum of the quantities requested on all such applications.

(c) *Extent of authorizations.* No authorization shall be issued when the quantity of non-quota purchase sugar released for consumption in the continental United States, together with the quantity covered by valid authorizations issued hereunder but not yet released, equals the amount of non-quota purchase sugar assigned to the country.

(d) *Denial of authorizations.* Authorizations on applications otherwise eligible may be denied if the applicant has failed to report in the manner and within the time prescribed in this part with respect to shipments previously imported.

§ 818.9 Determination of quantities and time of effect.

(a) Non-quota purchase sugar imported shall be subject to the amount authorized to be imported from the country in which the sugar was produced.

(b) (1) Each quantity authorized for release pursuant to § 818.8 shall be effective for filling the amount of non-quota purchase sugar at the time the applicable authorization is issued. For this purpose the raw value of the authorized quantity shall be estimated by considering the relationship between other authorized quantities for recent shipment from the same country and the raw values thereof determined as provided in Title I of the act on the basis of weights and tests determined pursuant to Part 810 of this subchapter and such other factors as the Secretary deems applicable.

(2) Upon receipt of and on the basis of the report required pursuant to § 818.6 (f) covering an application initially given effect pursuant to subparagraph (1) of this paragraph, the quantity effective for filling the amount of non-quota purchase sugar shall be the quantity of sugar imported pursuant to the authorization to the extent of its raw value, as defined in Title I of the act and as finally computed from the weights and tests determined pursuant to Part 810 of this subchapter.

§ 818.10 Records and reports.

(a) For the purposes of this part, any quantities of sugar imported as crystalline sugar which are subsequently converted into and marketed as liquid sugar shall be reported subsequent to such conversion as the quantities of crystalline sugar so converted and the raw value thereof shall be determined as prescribed in paragraph (1), (2) or (3) of sec. 101 (h) of the act, applicable to the crystalline sugar so converted. Liquid sugar for which the quantities of converted crystalline sugar are unknown shall be reported in terms of the total sugar content and the raw value thereof shall be determined by multiplying the total sugar content by the factor 1.07.

(b) Each person subject to the provisions of this part shall keep and preserve, for a period of two years following the end of the calendar year in which

the sugar was imported into the continental United States, an accurate record of the receipt, processing and movement of such sugar and of all tests and weights pertaining thereto. Upon request by any authorized employee of the Department, such records shall be made freely available for examination by such employee during the regular working hours of any business day.

(c) Each person subject to the provisions of this part shall make application for authorizations provided for in this part and shall report information as and when required by the Secretary on forms specified by him and approved by the Bureau of the Budget under the Federal Reports Act of 1942. In addition to the applications, authorizations and reports otherwise specifically referred to in this part, this requirement shall include, but is not necessarily limited to, the information prescribed on Form SU-73 or Form SJ-74.

§ 818.11 Delegation of authority.

The Director, or Deputy Director, of the Sugar Division, or the Chief or Acting Chief of the Quota and Allotment Branch hereof, Commodity Stabilization Service of the Department, is hereby authorized to act for and on behalf of the Secretary in administering §§ 818.1 through 818.10.

Done at Washington, D.C., this 14th day of July 1960:

MARVIN L. McLAIN,
Acting Secretary.

Concurred in for the Secretary of State by:

THOMAS C. MANN,
Assistant Secretary of State.

[F.R. Doc. 60-6750; Filed, July 19, 1960; 8:48 a.m.]

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture
[Valencia Orange Reg. 205, Amdt. 1]

PART 922—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

Findings. 1. Pursuant to the marketing agreement and Order No. 22, as amended (7 CFR Part 922), 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 et seq.; 68 Stat. 906, 1047), and upon the basis of the recommendation and information submitted by the Valencia Orange Administrative Committee, established under the said marketing agreement and order, as amended, 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 amendment until 30 days after publication hereof in the FEDERAL REGISTER (60 Stat. 237; 5 U.S.C. 1001 et seq.) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of Valencia oranges grown in Arizona and designated part of California.

Order, as amended. The provisions in paragraph (b)(1)(ii) of § 922.505 (Valencia Orange Regulation 205, 25 F.R. 6459) are hereby amended to read as follows:

(ii) District 2: 600,000 cartons.

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

Dated July 15, 1960.

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

[F.R. Doc. 60-6748; Filed, July 19, 1960; 8:47 a.m.]

[Milk Order 63]

PART 963—MILK IN THE GREAT BASIN MARKETING AREA

Order Suspending Certain Provision

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and of the order regulating the handling of milk in the Great Basin marketing area (7 CFR Part 963), it is hereby found and determined that:

(a) The following provision of the order no longer tends to effectuate the declared policy of the Act: In § 963.42 (c)(1), the phrase "the City Hall in Salt Lake City,".

(b) Notice of proposed rule making, public procedure thereon, and 30 days notice of effective date hereof are impractical, unnecessary, and contrary to the public interest in that:

(1) This suspension order does not require of persons affected substantial or extensive preparation prior to the effective date.

(2) This suspension order is necessary to reflect current marketing conditions and to maintain orderly marketing conditions in the marketing area.

(3) This suspension will allow handlers to transfer cream for manufacturing use greater distances to nonpool plants than at present and permit it to be classified as Class II milk, pending consideration of proposed amendments to the order. Such cream presently is classified as Class I milk if it is transferred to nonpool plants located outside the marketing area 225 miles or more from the City Hall in Salt Lake City,

Utah. Substantial quantities of cream for manufacturing are being sold to plants located in excess of 225 miles from Salt Lake City. The urgency of the matter is such that its accommodation should be provided for immediately and not be delayed for the time necessary for analysis of the record evidence and the preparation and issuance of a recommended decision, a final decision, and an order on the proposed amendments being considered.

(4) Suspension action is based on the request of producers' associations representing more than 90 percent of the producers supplying the market and evidence presented by them at a hearing held in South Salt Lake, Utah, May 10-12, 1960. No opposition testimony was offered by handlers.

Therefore, good cause exists for making this order effective upon publication in the FEDERAL REGISTER.

It is therefore ordered, That the aforesaid provision of the order is hereby suspended effective upon publication in the FEDERAL REGISTER.

(Secs. 1-19, 49 Stat. 31, as amended; 7 U.S.C. 601-674)

Issued at Washington, D.C., this 18th day of July 1960.

CLARENCE L. MILLER,
Assistant Secretary.

[F.R. Doc. 60-6821; Filed, July 19, 1960; 9:29 a.m.]

Title 12—BANKS AND BANKING

Chapter II—Federal Reserve System

SUBCHAPTER A—BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

[Reg. H]

PART 208—MEMBERSHIP OF STATE BANKING INSTITUTIONS IN THE FEDERAL RESERVE SYSTEM

Stock Dividend

§ 208.102 Necessity for Board approval of stock dividend by State member bank.

(a) The opinion of the Board of Governors has been requested as to whether section 5199(b) of the Revised Statutes of the United States, as amended September 8, 1959 (12 U.S.C. 60), requires the Board's approval for the declaration of a stock dividend by a State member bank in an amount which would exceed the total of net profits for the present year combined with the retained net profits of the preceding two years. This statute is made applicable to State member banks by the sixth paragraph of section 9 of the Federal Reserve Act (12 U.S.C. 324).

(b) The purpose of this provision is to prevent the depletion of the capital structure of a bank by the payment of excessive dividends. Since a stock dividend does not result in the distribution of cash or assets, the Board does not consider the term "dividend" in this statute as including stock dividends. Consequently, the Board's approval for

the declaration of a stock dividend is not required.

(Sec. 11(1), 38 Stat. 262; 12 U.S.C. 248(1). Interprets sec. 315, 49 Stat. 712, as amended; 12 U.S.C. 60)

Dated at Washington, D.C., this 12th day of July 1960.

BOARD OF GOVERNORS OF THE
FEDERAL RESERVE SYSTEM,
[SEAL] MERRITT SHERMAN,
Secretary.

[F.R. Doc. 60-6733; Filed, July 19, 1960;
8:45 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket 60-WA-63]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Designation of Federal Airway and Associated Control Areas

On April 2, 1960, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (25 F.R. 2807) stating that the Federal Aviation Agency proposed to designate VOR Federal airway No. 494 and its associated control areas from Sacramento, Calif., to Elko, Nev.

As stated in the Notice, the Federal Aviation Agency proposed to designate Victor 494 from the Sacramento VOR via the intersection of the Sacramento VOR 038° True and the 249° True radial of a VOR to be installed approximately October 1, 1960, near Lake Tahoe, Calif., at latitude 39°10'50" N., longitude 120°16'07" W.; Lake Tahoe VOR; intersection of the Lake Tahoe VOR 078° True radial and the 244° True radial of a VOR to be installed approximately May 4, 1960, near Fallon, Nev., at latitude 39°30'58" N., longitude 118°59'47" W.; Fallon VOR; via a VOR to be installed approximately June 1, 1960, near Mount Moses, Nev., at latitude 40°11'30" N., longitude 117°24'59" W., to the Elko VOR. The designation of this airway is a part of a plan to establish a dual airway system between the San Francisco/Oakland, Calif., and the Chicago, Ill., terminal areas.

Subsequent to the publication of the Notice, the site of the Mount Moses VOR was corrected to latitude 40°11'42" N., longitude 117°24'38" W. This change is minor in nature since it is less than 1 mile from the original site. Additionally, the commissioning date of the Lake Tahoe and Fallon VORs has been rescheduled to November 1, 1960. The commissioning date of the Mount Moses VOR has been rescheduled to October 31,

1960. Although not mentioned in the Notice, the segment of Victor 494 between Fallon and Mount Moses penetrates the Fallon Restricted Area (R-267). Action is taken herein to exclude the area which coincides with R-267 from the airway's description.

The Aircraft Owners and Pilots Association concurred in the designation of Victor 494. However, AOPA suggested the relocation of the Fallon VOR to a point where it will serve as an approach aid to the Fallon Civil and Naval Airports, and the relocation of the Mount Moses VOR to a point 17 miles south southeast, which would permit alignment of Victor 494 to avoid R-267. The Fallon VOR is so located that it will serve the Fallon Naval Auxiliary Air Station as an instrument approach aid with proposed weather minimums of 1000 foot ceiling and one mile visibility during the day and 1000 foot ceiling and two miles visibility at night. An instrument approach procedure for the Fallon (Civil) Airport is being developed and weather minimums are expected to be 1,500 foot ceiling and one mile visibility. Since the altitude limitation on the Fallon Restricted Area (R-267) is 8,000 feet MSL, which is 3,000 feet below the minimum en route altitude of 11,000 feet proposed for this segment of Victor 494, the Federal Aviation Agency does not consider this to be in conflict with the management of IFR traffic utilizing the airway.

The Department of the Navy requested that a minimum en route altitude of not less than 10,000 feet be established for the segment of Victor 494 between the Lake Tahoe and Mount Moses VORs to enhance air safety in connection with flight activities emanating from the Fallon NAAS, and activities being conducted in the Fallon Restricted Area (R-268). An MEA of not less than 10,000 feet will be established for this route segment.

The Department of the Air Force submitted an objection to the designation of Victor 494 between Lake Tahoe and Fallon VORs due to the conflict of this airspace with the VOR jet penetration procedures for Reno, Nev. The Federal Aviation Agency anticipates no difficulty in the control of air traffic in this area. A suitable by-pass route of the Reno jet penetration area exists and can be utilized during those periods when heavy jet activity so dictates. Any air traffic control problems that may exist between terminal traffic at Reno and en route traffic on the airway will be resolved on a procedural basis by the appropriate air route traffic control center to ensure efficient air traffic management.

No other adverse comments were received regarding the proposed amendments.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), Parts 600 (24 F.R. 10487) and 601 (24 F.R. 10530) are amended by adding the following sections:

§ 600.6494 VOR Federal airway No. 494 (Sacramento, Calif., to Elko, Nev.).

From the Sacramento, Calif., VORTAC via the INT of the Sacramento VORTAC

038° True and the Lake Tahoe, Calif., VOR 249° True radials; Lake Tahoe VOR; INT of the Lake Tahoe VOR 078° True and the Fallon, Nev., VOR 244° True radials; Fallon VOR; Mount Moses, Nev., VOR; to the Elko, Nev., VORTAC. The portion of this airway which lies within the geographic limits of, and between the designated altitudes of the Fallon, Nev., Restricted Area (R-267) is excluded during the time of designation of this restricted area.

§ 601.6494 VOR Federal airway No. 494 control areas (Sacramento, Calif., to Elko, Nev.).

All of VOR Federal airway No. 494.

These amendments shall become effective 0001 e.s.t., January 12, 1961.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on July 13, 1960.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 60-6724; Filed, July 19, 1960;
8:45 a.m.]

[Airspace Docket 60-WA-110]

PART 602—ESTABLISHMENT OF CODED JET ROUTES AND NAVIGATIONAL AIDS IN THE CONTINENTAL CONTROL AREA

Modification of Coded Jet Route

On April 26, 1960, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (25 F.R. 3597) stating that the Federal Aviation Agency was considering an amendment to § 602.543 of the regulations of the Administrator which would extend VOR/VORTAC jet route No. 43 from Dayton, Ohio, to Peck, Mich.

As stated in the Notice, J-43-V presently extends from Key West, Fla., to Dayton, Ohio. The Federal Aviation Agency proposed to extend J-43-V from Dayton to Peck direct station to station to provide a route for high altitude traffic operating between the Atlanta, Ga., and the Detroit, Mich./Selfridge Air Force Base, Mich., terminal areas.

The Department of the Air Force objected to the extension of J-43-V for the reasons that the proposed extension would conflict with the Selfridge AFB Military Climb Corridor, and the route would conflict with the Selfridge AFB TACAN approach procedures and holding pattern.

The Air Force noted that other airspace action has been implemented for the express purpose of by-passing the Detroit/Selfridge high density area. They also stated the Air Force has no operational requirement for such a route and recommended that the proposed route be terminated in the vicinity of Detroit which would eliminate the conditions noted above.

In view of the comments received regarding the proposed extension of J-43-V, the Federal Aviation Agency is extending this route via the direct radial between the Dayton and Peck VORs to

the intersection of VOR/VORTAC jet route No. 84. This action will result in the termination of J-43-V south of the Selfridge AFB area, which will eliminate the objections of the Air Force, yet still serve the Detroit terminal area.

No other adverse comments were received regarding the proposed amendment.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), the following action is taken: § 602.543 (14 CFR, 1958 Supp., 602.543) is amended as follows:

1. In the caption "(Key West, Fla., to Dayton, Ohio)" is deleted and "(Key West, Fla., to Wayne, Mich.)" is substituted therefor.

2. In the text "Lexington, Ky., VOR to the Dayton, Ohio, VOR." is deleted and "Lexington, Ky., VORTAC; Dayton, Ohio, VORTAC; to the INT of the Dayton VORTAC direct radial to the Peck, Mich., VOR and the Windsor, Ont., VOR 278° True radial." is substituted therefor.

This amendment shall become effective 0001 e.s.t. August 13, 1960.

(Secs. 301(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on July 13, 1960.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 60-6723; Filed, July 19, 1960; 8:45 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 55175]

PART 16—LIQUIDATION OF DUTIES

Countervailing Duties; Sugar From Australia

Net amount of bounty declared for the first 6 months of 1960 for products of Australia subject to the countervailing duty order published in T.D. 54582—§ 16.24(f), Customs Regulations, amended.

The following information is published pursuant to T.D. 54582 dated April 29, 1958 (23 F.R. 3034).

The Treasury Department is in receipt of official information that the rates of bounties or grants paid or bestowed by the Australian Government within the meaning of section 303, Tariff Act of 1930 (19 U.S.C. 1303), on the exportation during the first 6 months of 1960 of approved fruit products and other approved products containing sugar are the amounts set forth in the following table:

MERCHANDISE—APPROVED FRUIT PRODUCTS AND OTHER APPROVED PRODUCTS

1960	Net amount of bounty per 2,240 pounds of sugar content
January -----	AE 27. 8.0
February -----	28. 1.0
March -----	27. 4.0
April -----	25. 14.0
May -----	26. 17.0
June -----	35. 4.0

The net amounts of bounties or grants on the above-described commodities which are manufactured or produced in Australia are hereby ascertained, determined, and declared to be the amounts set forth in the above table. Collectors of customs shall assess and collect additional duties on the above-described commodities, whether imported directly or indirectly from that country, equal to the appropriate net amount of the bounty shown in the above table.

The table in § 16.24(f) of the Customs Regulations is amended by inserting after the last line under "Australia—Sugar content of certain articles" the number of this Treasury decision in the column headed "Treasury Decision" and the words "New rates" in the column headed "Action".

(R.S. 251, as amended, secs. 303, 624, 46 Stat. 687, 759; 19 U.S.C. 66, 1303, 1624)

[SEAL] D. B. STRUBINGER,
Acting Commissioner of Customs.

Approved: July 13, 1960.

A. GILMORE FLUES,
Acting Secretary of the Treasury.

[F.R. Doc. 60-6760; Filed, July 19, 1960; 8:49 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 27—CANNED FRUITS AND CANNED FRUIT JUICES; DEFINITIONS AND STANDARDS OF IDENTITY; QUALITY; AND FILL OF CONTAINER

Canned Pineapple; Order Amending Standard of Identity

In the matter of amending the definition and standard of identity for canned pineapple:

A notice of proposed rule making was published in the FEDERAL REGISTER of March 25, 1960 (25 F.R. 2548), setting forth a proposal by the National Canners Association, 1133 Twentieth Street NW., Washington 25, D.C., to amend the definition and standard of identity for canned pineapple to provide for the optional addition of mint flavoring. The Commissioner of Food and Drugs invited interested persons to submit their views and comments on the proposal and also on the advisability of expanding the proposed amendment to make spice, flavor-

ing (other than artificial flavoring), and vinegar permitted optional ingredients.

Upon consideration of all views and comments submitted and other relevant information, it is concluded that to promote honesty and fair dealing in the interest of consumers the definition and standard of identity for canned pineapple should be amended as hereinafter set forth. Therefore, pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948, 21 U.S.C. 341, 371) and delegated to the Commissioner of Food and Drugs by the Secretary (22 F.R. 1045, 23 F.R. 9500): *It is ordered*, That the definition and standard of identity for canned pineapple (21 CFR 27.50) be amended as follows:

1. Section 27.50(a) is amended by inserting a new sentence reading, "Canned pineapple may be flavored or seasoned with one or more of the optional ingredients specified in paragraph (e) of this section" immediately preceding the last sentence of that paragraph, so that as amended the last two sentences in § 27.50(a) shall read:

(a) * * * Canned pineapple may be flavored or seasoned with one or more of the optional ingredients specified in paragraph (e) of this section. Such food is sealed in containers, and is so processed by heat, either before or after sealing, as to prevent spoilage.

2. Section 27.50 is further amended by inserting therein a new paragraph to provide for the use of the optional ingredients spice, flavoring, and vinegar and a new subparagraph in redesignated paragraph (g) to provide for appropriate labeling. As amended, § 27.50 (e), (f), and (g) read as follows:

(e) The optional ingredients referred to in paragraph (a) of this section are as follows:

- (1) Spice.
- (2) Flavoring, other than artificial flavoring.

(3) A vinegar.

(f) The name of the canned pineapple prepared from each of the optional forms of pineapple ingredient specified in paragraph (a) of this section is as follows:

(1) If the option form is one designated in paragraph (a) (1) to (7), inclusive, of this section, the name is "pineapple," preceded or followed, for each of the indicated optional forms of units, by the words here specified:

- (a) (1) "Sliced" or "slices."
- (a) (2) "Half sliced" or "half slices."
- (a) (3) "Broken sliced" or "broken slices."
- (a) (4) "Tidbits."
- (a) (5) "Chunks."
- (a) (6) "Cubes" or "diced."
- (a) (7) "Spears" or "fingers."

(2) If the optional form is one designated in paragraph (a) (8) of this section, the name is "pineapple," preceded or followed by the word "crushed." If the crushed pineapple, when drained by the method specified in § 27.51(b) (1), yields not less than 73 percent but less than 78 percent by weight of drained

material, the word "crushed" or the words "crushed pineapple" in the name of the food may be preceded or followed by the words "heavy pack," and if it yields 78 percent or more by weight of drained material the word "crushed" or the words "crushed pineapple" may be preceded or followed by the words "solid pack."

(g) (1) The labels of canned pineapple prepared from the optional forms of pineapple specified in paragraph (a) (1) to (7), inclusive, of this section shall bear the name of the optional packing medium used as specified in paragraph (b) of this section, preceded by "in" or "packed in." Whenever the optional packing medium pineapple juice, as specified in paragraph (b) (2) of this section, is used, the words "pineapple juice" may be preceded by the word "unsweetened." The labels of crushed pineapple canned with the optional packing media specified in paragraph (b) (2) to (6), inclusive, of this section shall bear the statement "in _____" or "packed in _____," the blank being filled in with the name of the optional packing medium used as specified in paragraph (b) of this section, but in lieu of such statement crushed pineapple canned with pineapple juice (paragraph (b) (2) of this section) may be labeled "unsweetened," and crushed pineapple canned with pineapple juice and sugar may be labeled "lightly sweetened" or "heavily sweetened" or "extra heavily sweetened," if the drained liquid conforms to the density ranges specified in paragraph (c) of this section for light sirup, heavy sirup, or extra heavy sirup, respectively.

(2) When any optional ingredient permitted by one of the following specified subparagraphs of paragraph (e) of this section is used, the label shall bear the words set forth below after the number of such subparagraph:

(e) (1) "Spiced" or "spice added" or "with added spice" or, in lieu of the word "spice," the common name of the spice.

(e) (2) "Flavoring added" or "with added flavoring" or, in lieu of the word "flavoring," the common name of the flavoring.

(e) (3) "Seasoned with vinegar" or "seasoned with _____ vinegar," the blank being filled in with the name of the vinegar used.

When two or all of the optional seasoning ingredients specified in paragraph (e) (1), (2), and (3) of this section are used, such words may be combined, as for example, "seasoned with vinegar, cloves, and cinnamon oil."

(3) Wherever the name of the food appears on the label so conspicuously as to be easily seen under customary conditions of purchase, the words and statements herein specified, showing the optional ingredients used, shall conspicuously precede or follow the name, without intervening written, printed, or graphic matter, except that the adjectival designation of the State, Territory, or possession of the United States or of the foreign country in which the pineapples were grown may intervene.

Any person who will be adversely affected by the foregoing order may at any time prior to the thirtieth day from the date of its publication in the FEDERAL

REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall become effective 90 days from the date of its publication in the FEDERAL REGISTER, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be announced by publication in the FEDERAL REGISTER.

(Sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 371. Interpret or apply sec. 401, 52 Stat. 1046, as amended; 21 U.S.C. 341)

Dated: July 13, 1960.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 60-6743; Filed, July 19, 1960; 8:46 a.m.]

PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Tolerances for Residues of Parathion in Garlic

No objections having been filed to the proposal published in the FEDERAL REGISTER of May 6, 1960 (25 F.R. 3988), with reference to establishing a tolerance for residues of parathion in or on garlic, and no request having been received for referral of the proposal to an advisory committee: *It is ordered*, That the regulations for setting tolerances and granting exemptions from tolerances for pesticide chemicals in or on raw agricultural commodities (21 CFR 120.121) be amended by inserting after the words "corn forage," the word "garlic." As amended, § 120.121 reads as follows:

§ 120.121 Tolerances for residues of parathion.

A tolerance of 1 part per million is established for residues of parathion (O,O-diethyl O-p-nitrophenyl thiophosphate) in or on the following raw agricultural commodities: Alfalfa, barley, clover, corn forage, garlic, grass for forage, hops, oats, olives, pea forage, vetch, wheat.

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(c), (e), 68 Stat. 511, 516; 21 U.S.C. 346a(c), (e)), and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR 120.29(a)).

Any person who will be adversely affected by the foregoing order may at any time prior to the thirtieth day from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

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

(Sec. 408, 68 Stat. 511 et seq.; 21 U.S.C. 346a)

Dated: July 13, 1960.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 60-6744; Filed, July 19, 1960; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

DISTILLED ACETYLATED MONOGLYCERIDES

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by Distillation Products Industries, Division of Eastman Kodak Company, Rochester 3, New York, and other relevant material, has concluded that the following food additive regulation should issue in conformance with section 409 of the Federal Food, Drug, and Cosmetic Act, with respect to the food additive distilled acetylated monoglycerides for use in or on food. Therefore, pursuant to the provisions of the act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (23 F.R. 9500, 25 F.R. 5611), Subpart D (21 CFR Part 121) of the food additive regulations is amended by adding thereto the following new section:

§ 121.210 Distilled acetylated monoglycerides.

The food additive distilled acetylated monoglycerides may be safely used in or on food in accordance with the following prescribed conditions:

(a) The additive is manufactured from edible fats by interesterification with triacetin and catalytic agents that are not food additives as so defined, followed by a molecular distillation whereby the finished additive meets all the following specifications:

Monoglycerides: Not to exceed 25 percent.
Reichert-Meisli value: 75-150.
Acid value: Less than 6.

- (b) It is used or intended for use as:
- (1) A food coating agent.
 - (2) A food container component.
 - (3) An equipment lubricant.
 - (4) An emulsifier in food.

The acetylated monoglycerides from any such uses do not exceed 5 percent of the finished food when calculated from the percent fat in the finished food multiplied by the Reichert-Meissl value of the extracted fat, divided by 112.5.

(c) To insure safe use of the additive, the label of the food additive container shall bear, in addition to the other information required by the act:

(1) The name of the additive, "distilled acetylated monoglycerides" or "acetylated monoglycerides."

(2) Adequate use directions to provide a final product that complies with the limitations prescribed in paragraph (b) of this section.

Any person who will be adversely affected by the foregoing order may at any time prior to the thirtieth day from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue S.W., Washington 25, D.C. written objections thereto. Objections shall show wherein the person filing will be adversely affected by the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing, and such objections must be supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order will become effective upon publication in the FEDERAL REGISTER.

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

Dated: July 13, 1960.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 60-6745; Filed, July 19, 1960;
8:47 a.m.]

Title 26—INTERNAL REVENUE, 1954

Chapter I—Internal Revenue Service,
Department of the Treasury

SUBCHAPTER A—INCOME TAX
[T.D. 6483]

PART 17—TEMPORARY RULES RELATING TO THE DEALER RESERVE INCOME ADJUSTMENT ACT OF 1960

Elections or Other Actions by Taxpayers Under Provisions of Act

The following rules, prescribed under the Dealer Reserve Income Adjustment Act of 1960 (74 Stat. 124), relate to certain elections or other actions by taxpayers under the provisions of such Act.

The rules set forth herein are temporary rules designed to inform taxpayers as to how, when, and where to perform certain acts required or permitted under the Dealer Reserve Income Adjustment Act of 1960. More comprehensive rules with respect to the subject involved will be incorporated in subsequent regulations under the Act. The inclusion in this Treasury decision of rules relating to certain acts is intended to assist taxpayers in the performance of such acts. Rules with respect to other acts required or permitted by other provisions of the Act will be covered in subsequent regulations.

In order to prescribe temporary rules relating to certain elections or other actions by taxpayers under the provisions of the Dealer Reserve Income Adjustment Act of 1960, the following rules are hereby adopted:

§ 17.1-1 Elections under Dealer Reserve Income Adjustment Act of 1960.

(a) *In general.* The Dealer Reserve Income Adjustment Act of 1960 (74 Stat. 124) contains transitional provisions relating to adjustments to income resulting from a change in the income tax treatment of "dealer reserve income". This Act applies to any person who, for his most recent taxable year ending on or before June 22, 1959, (1) computed, or was required to compute, taxable income under an accrual method of accounting, (2) treated any dealer reserve income, which should have been taken into account (under the accrual method of accounting) for such taxable year, as accruable for a subsequent taxable year, and (3) before September 1, 1960, makes an election under either section 3(a) or 4(a) of the Act. These elections relate to the manner of computing adjustments to income resulting from the change in the treatment of "dealer reserve income". Section 4(b) provides an election in certain cases for the payment in installments of the net increase in tax resulting from the exercise of the election under section 4(a). These elections are applicable only with respect to adjustments resulting from the change in the treatment of dealer reserve income and the increase or decrease in tax resulting therefrom. For a definition of "dealer reserve income", see section 5(a) of the Act.

(b) *Elections*—(1) *Election to have section 481 apply.* Section 3(a) provides that if the taxpayer makes an election under that section, the change in the treatment of dealer reserve income shall be treated as a change in method of accounting not initiated by the taxpayer to which section 481 of the Internal Revenue Code applies. The year in which the change is considered to have been made in the earliest of the years described in section 3(b) in which the treatment of dealer reserve income is changed to a method proper under the accrual method of accounting.

(2) *Election to have section 481 not apply.* Section 4(a) provides that if the taxpayer makes an election under that section, the change in the treatment of dealer reserve income shall be treated as not a change in method of accounting to

which section 481 of the Code applies. An election made under section 4(a) shall apply to all taxable years ending on or before June 22, 1959, for which the assessment of any deficiency, or for which refund or credit of any overpayment, was not, on June 21, 1959, prevented by the operation of any law or rule of law. If a valid election is made under section 4(a), whether or not an election under section 4(b) is also made, no interest shall be imposed on any underpayment and no interest shall be paid on any overpayment attributable to such election for the period beginning on the date of the election and ending on the date prescribed for payment of the tax for the taxable year in which the election was made.

(3) *Election to pay in installments.* Section 4(b) provides that if an election is made under section 4(a), and if the "net increase in tax" as defined in paragraph (2) of section 4(b) exceeds \$2,500, then the taxpayer may elect to pay any portion of such increase unpaid on the date of election in 2 or more (but not to exceed 10) equal annual installments. In determining whether the net increase in tax resulting from the election exceeds \$2,500, there shall be taken into account interest computed on any increase in tax from the due date for payment of the tax for the taxable year to which the increase relates to the date of election. Similarly, there shall be taken into account interest computed on any decrease in tax from the date of overpayment to the date of election.

(c) *By whom election is to be made*—(1) *In general.* Generally, the taxpayer to whom the Act applies will exercise the elections provided therein. In the case of a partnership or a corporation electing under the provisions of Subchapter S, Chapter 1 of the Code, the elections shall be exercised by the persons specified in subparagraphs (2) and (3) of this paragraph, respectively.

(2) *Partnerships.* In the case of a partnership, the election under section 3 or 4(a) shall be exercised by the partnership. If an election is made by the partnership under section 4(a), any election under section 4(b) to pay the net increase in tax in installments shall be made by each partner separately. The determination as to whether the net increase in tax resulting from the section 4(a) election exceeds \$2,500 shall be made with reference to the increase or decrease in the tax of each partner attributable to the adjustment to his distributive share of the partnership income resulting from the election.

(3) *Subchapter S corporations.* In the case of an electing small business corporation under Subchapter S, Chapter 1 of the Code, the election under section 3 or 4(a) shall be made by such corporation. An election under section 4(b) to pay the net increase in tax in installments shall, to the extent the net increase in tax resulting from the election is attributable to adjustments to income for taxable years for which the corporation was not an electing small business corporation, be made by the corporation. The determination as to whether the net increase in tax for such

taxable years exceeds \$2,500 shall be made with reference to the increase or decrease in tax of the corporation. Any election under section 4(b) to pay the net increase in tax in installments shall, to the extent the increase in tax is attributable to years for which the corporation was an electing small business corporation, be made by the shareholders separately. The determination in such a case as to whether the net increase in tax for such taxable years exceeds \$2,500 shall be made with reference to the increases or decreases in the tax of each shareholder attributable to the adjustments to taxable income of the electing small business corporation resulting from the election.

(d) *Time and manner of making elections*—(1) *In general.* Any election made under the Act shall be made by the person described in paragraph (c) of this section before September 1, 1960, by filing a statement with the district director with whom such person's income tax return for the taxable year in which the election is made is required to be filed. Any election is irrevocable after August 31, 1960. A copy of the statement of election shall be attached to and filed with such person's income tax return for such taxable year.

(2) *Election to have section 481 apply.* An election under section 3 of the Act shall be made in the form of a statement which shall include the following:

- (i) A clear indication that an election is being made under section 3;
- (ii) Information sufficient to establish eligibility to make the election; and
- (iii) The year of change as defined in section 3(b).

An amended income tax return reflecting the increase or decrease in tax attributable to the election shall be filed for the year of change together with schedules showing how the tax was recomputed under section 481 of the Code. If income tax returns have been filed for any taxable years subsequent to the year of change, amended returns reflecting the proper treatment of dealer reserve income for such years shall also be filed. Any amended return shall be filed with the office of the district director with whom the taxpayer files his income tax return for the taxable year in which the election is made and, if practicable, on the same date the statement of election is filed, but amended returns shall be filed in no event later than November 30, 1960. Whenever the amended returns do not accompany the statement of election, a copy of the statement shall be submitted with the amended returns.

(3) *Election not to have section 481 apply.* An election under section 4(a) of the Act shall be made in the form of a statement which shall include the following:

- (i) A clear indication that an election is being made under section 4(a);
- (ii) Information sufficient to establish eligibility to make the election; and
- (iii) The taxable years to which the election applies.

Amended income tax returns reflecting the increase or decrease in tax attributable to the election shall be filed for the taxable years to which the election

applies. If income tax returns have been filed for any subsequent taxable years, amended returns reflecting the proper treatment of dealer reserve income for such years shall also be filed. Any amended return shall be filed with the office of the district director with whom the taxpayer files his income tax return for the taxable year in which the election is made and, if practicable, on the same date the statement of election is filed, but amended returns shall be filed in no event later than November 30, 1960. Whenever the amended returns do not accompany the statement of election, a copy of the statement shall be submitted with the amended returns.

(4) *Election to pay tax in installments.* (i) Except as otherwise provided in subdivision (ii) of this subparagraph, if the person making the election under section 4(a) of the Act also desires to make the election under section 4(b) to pay the increase in tax in installments, then the statement of election prescribed by subparagraph (3) of this paragraph shall include the following additional information:

(a) A clear indication that an election is also being made under section 4(b);

(b) A summary of the total increases and decreases in tax, together with interest thereon, in sufficient detail to establish eligibility to make the election; and

(c) The number of annual installments in which the taxpayer elects to pay the net increase in tax.

(ii) Where a partnership or electing small business corporation under Subchapter S, Chapter 1 of the Code, has made an election under section 4(a), and any partner or shareholder, as the case may be, desires to make an election under section 4(b), a statement of election shall be filed by such partner or shareholder containing the following information:

(a) A clear indication that an election is being made under section 4(b);

(b) A summary of the total increases and decreases in tax, together with interest thereon, of such partner or shareholder in sufficient detail to establish eligibility to make the election;

(c) The number of annual installments in which the partner or shareholder elects to pay the net increase in tax; and

(d) The office of the district director and the date on which the election under section 4(a) was filed by such partnership or corporation.

The statement of election under section 4(b) shall be accompanied by a copy of the statement of election under section 4(a) made by the partnership or by the electing small business corporation under Subchapter S, Chapter 1 of the Code, as the case may be.

Because this Treasury decision merely provides temporary rules designed to inform taxpayers as to how, when, and where to perform certain acts required or permitted under the Dealer Reserve Income Adjustment Act of 1960, it is found unnecessary to issue this Treasury decision with notice and public procedure thereon under section 4(a) of the Administrative Procedure Act, approved

June 11, 1946, or subject to the effective date limitation of section 4(c) of that Act.

(74 Stat. 128; 68A Stat. 917; 26 U.S.C. 7805)

[SEAL] DANA LATHAM,
Commissioner of Internal Revenue.

Approved: July 14, 1960.

FRED C. SCRIBNER, Jr.,
Acting Secretary of the Treasury.

[F.R. Doc. 60-6761; Filed, July 19, 1960;
8:49 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2117]

[Colorado 031000]

COLORADO

Reserving Lands for Use of Forest Service for Experimental Purposes

Correction

In F.R. Doc. 60-5482, appearing at page 5390 of the issue for Thursday, June 16, 1960, a comma should be inserted after "NE $\frac{1}{4}$ " in the last line of the land description. As corrected, the line should read: "Sec. 23, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and SW $\frac{1}{4}$."

[Public Land Order 2158]

[1514641]

MONTANA

Partly Revoking Executive Orders No. 6707 of May 9, 1934, and No. 9132 of April 13, 1942; (Fort Peck Dam and Reservoir Project)

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Executive Orders No. 6707 of May 9, 1934, and No. 9132 of April 13, 1942, which withdrew lands in Montana in connection with the Fort Peck Dam and Reservoir Project, are hereby revoked so far as they affect the following-described lands:

(A) Executive Order No. 9132:

PRINCIPAL MERIDIAN

T. 21 N., R. 24 E.,
Sec. 6, lots 3 to 7, incl., SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$.

The areas described aggregate 473.17 acres.

(B) Executive Order No. 6707:

PRINCIPAL MERIDIAN

T. 33 N., R. 32 E.,
Sec. 26, S $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$.

The areas described aggregate 160 acres.

The total area described aggregates 633.17 acres.

2. The lands described in 1(A), above, are withdrawn by Executive Order No. 7509 of December 11, 1936, for use of the Bureau of Sport Fisheries and Wildlife in connection with the Fort Peck Game Range.

3. The lands described in paragraph 1(B), above, are located approximately 12 miles northwest of Saco, Montana. The topography is flat, with sandy soil. Vegetation consists of native grasses.

4. Subject to any valid rights and the requirements of applicable law, the lands described in paragraph 1(B) of this order, are hereby opened to filing of applications, selections, and locations in accordance with the following:

a. Applications and selections under the nonmineral public land laws; may be presented to the Manager mentioned below beginning on the date of this order. Such applications and selections will be considered as filed on the hour and respective dates shown for the various classes enumerated in the following paragraphs:

(1) Until 10:00 a.m. on January 13, 1961, the State of Montana shall have a preferred right of application to select the lands in accordance with and subject to the provisions of subsection (c) of section 2 of the act of August 27, 1958 (72 Stat. 928; 43 U.S.C. 851, 852), and the regulations in 43 CFR.

(2) All valid applications and selections under the nonmineral public land laws other than those coming under subparagraph (1) above, presented at or before 10:00 a.m. on January 13, 1961, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

(3) Applications under subparagraphs (1) and (2) above, shall be subject to those from persons having prior existing valid settlement rights, preference rights conferred by existing law, and equitable claims subject to allowance and confirmation.

b. The lands have been open to applications and offers under the mineral leasing laws, and to location for metalliferous minerals. They will be open to location for nonmetalliferous minerals under the United States mining laws beginning at 10:00 a.m. on January 13, 1961.

5. Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their applications, setting forth all facts relevant to their claims. Detailed rules and regulations governing applications which may be filed pursuant to this notice can be found in Title 43 of the Code of Federal Regulations.

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

ROGER ERNST,
Assistant Secretary of the Interior.

JULY 13, 1960.

[F.R. Doc. 60-6735; Filed, July 19, 1960; 8:45 a.m.]

[Public Land Order 2159]

[New Mexico 035384]

NEW MEXICO

Withdrawing Lands for Use of the Corps of Engineers, Department of the Army, for Flood Control Purposes (Abiquiu Dam and Reservoir Project)

By virtue of the authority vested in the President by the act of June 4, 1897 (30 Stat. 34, 36; 16 U.S.C. 473), and otherwise, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Subject to valid existing rights, the following-described national forest and public lands in New Mexico are hereby withdrawn from all forms of appropriation under the public land laws, including the mining and mineral leasing laws but not disposals of materials under the act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604) as amended, and reserved for use by the Corps of Engineers, Department of the Army, for flood control purposes, as follows:

a. Under jurisdiction of the Secretary of Agriculture

(SANTA FE NATIONAL FOREST)

NEW MEXICO PRINCIPAL MERIDIAN

(1) Beginning at corner No. 1, which bears S. 27°43' W., a distance of 5,000.61 feet from the southwest corner of Sec. 18 and the northwest corner of Sec. 19, T. 24 N., R. 4 E., thence by metes and bounds,

S. 17°45' W., 924.82 feet, along the boundary line between the Piedra Lumbre Grant on the east and the Santa Fe National Forest on the west, to Corner No. 2;

N. 61°59' W., 369.27 feet to corner No. 3; North, 715.28 feet to corner No. 4; N. 89°54' E., 575.23 feet to corner No. 1, the place of beginning.

The area described contains 0.87 acres.

(2) Beginning at corner No. 1, which bears N. 57°45' E., a distance of 721.63 feet from the southwest corner of Sec. 18 and the northwest corner of Sec. 19, T. 24 N., R. 4 E., thence by metes and bounds,

S. 7°20' W., 1,412.08 feet to corner No. 2; S. 49°00' W., 1,631.97 feet, along boundary line between the Santa Fe National Forest on the north and the Piedra Lumbre Grant on the south, to corner No. 3;

N. 00°15' W., 1,785.74 feet, to corner No. 4; N. 89°59' W., 2,681.06 feet, to corner No. 5; N. 42°56' W., 1,967.82 feet, to corner No. 6; N. 73°48' W., 3,979.58 feet, to corner No. 7; N. 34°13' W., 1,200.00 feet, to corner No. 8; N. 69°15' E., 211.20 feet, to corner No. 9; N. 89°58' E., 249.48 feet, to corner No. 10; Southeasterly, 1,180.00 feet, along the northerly bank of the Rio Chama, to corner No. 11;

North, 388.08 feet, to corner No. 12; N. 47°15' W., 1,287.00 feet, to corner No. 13; N. 40°00' W., 467.94 feet, to corner No. 14; Northwesterly, 3,760.00 feet along the southerly bank of the Rio Chama, to corner No. 15;

N. 26°00' E., 408.54 feet along eastern boundary of the Canon de Chama Grant, to corner No. 16;

S. 70°15' E., 1,890.00 feet, to corner No. 17; S. 80°14' E., 1,563.25 feet, to corner No. 18; S. 24°44' E., 1,553.23 feet, to corner No. 19; S. 81°07' E., 3,695.70 feet, to corner No. 20; S. 28°22' E., 1,000.41 feet, to corner No. 21;

S. 56°01' E., 1,628.71 feet, to corner No. 22; S. 82°58' E., 3,512.83 feet, to corner No. 1, the place of beginning. The area described contains 326.14 acres.

b. Under jurisdiction of the Secretary of the Interior.

T. 23 N., R. 5 E.,
Sec. 8, lots 1, 2, 3, and 4, E½SE¼.

The areas described aggregate 180.87 acres.

The total area described in this order is 507.88 acres, of which all except 180.87 acres described in paragraph b, is located in the Santa Fe National Forest.

2. The jurisdiction of the Corps of Engineers, Department of the Army, over the lands shall be limited to the use thereof for flowage purposes in connection with the Abiquiu Dam and Reservoir Project, as authorized by the Flood Control Acts of June 30, 1948 (62 Stat. 1171), and May 17, 1950 (64 Stat. 163). The lands shall otherwise continue to be managed by the Forest Service, Department of Agriculture, and the Bureau of Land Management, Department of the Interior, as their interests may appear.

3. This order shall be subject to existing withdrawals for power and other purposes so far as they affect any of the lands described, and shall take precedence over but not otherwise affecting the existing reservation of the lands for national forest purposes.

ROGER ERNST,

Assistant Secretary of the Interior.

JULY 13, 1960.

[F.R. Doc. 60-6736; Filed, July 19, 1960; 8:46 a.m.]

[Public Land Order 2160]

[Montana 032683 (S.D.)]

SOUTH DAKOTA

Partly Revoking Certain Reclamation Withdrawals (Belle Fourche 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 orders of July 18, 1903, September 29, 1903, March 3, 1909, and September 27, 1909, so far as they reserved the following-described lands for reclamation purposes are hereby revoked:

BLACK HILLS MERIDIAN

T. 10 N., R. 3 E.,
Sec. 25, E½SE¼.

T. 9 N., R. 4 E.,
Sec. 6, lots 1 and 2.

Containing 158.74 acres.

The lands are included in allowed entries under the ordinary provisions of the homestead laws.

ROGER ERNST,

Assistant Secretary of the Interior.

JULY 13, 1960.

[F.R. Doc. 60-6737; Filed, July 19, 1960; 8:46 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[FCC 60-849]

PART 1—PRACTICE AND PROCEDURE

Revocation of Station Licenses and Construction Permits and Issuance of Cease and Desist Orders

In the matter of amendment of § 1.62 of the Commission's rules of practice and procedure.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 13th day of July 1960;

The Commission, having under consideration § 1.62 of its rules of practice and procedure, pertaining to cease and desist and revocation proceedings, and in particular paragraphs (c) and (f) thereof, concerning the filing of appearances and statements in mitigation or justification respectively; and

It appearing that no provision for filing of a late appearance or statement is contained in section 1.62; and

It further appearing that late appearances or statements are sometimes filed; that circumstances may exist which excuse such late filings; and that provision should be made for accepting late filings when such circumstances do exist; and

It further appearing, that paragraphs (d) and (f) of § 1.62 should be interchanged to provide a more logical paragraph sequence, and that the phrase, "on the basis of the procedures delineated in this paragraph," in paragraph (f)—(d) as amended—should be deleted; and

It further appearing that the amendment herein adopted pertains to matters of procedure, and hence that compliance with the notice, procedural, and effective date requirements of section 4 of the Administrative Procedure Act is unnecessary; and

It further appearing that the amendment adopted herein is issued pursuant to authority contained in sections 4(i), 303(r), and 312 of the Communications Act of 1934, as amended;

It is ordered, That, effective July 25, 1960, § 1.62 of the Commission's rules of practice and procedure is amended as set forth below.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

Released: July 15, 1960.

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

1. Section 1.62 (c), (d), and (f) are amended to read as follows:

§ 1.62 Revocation of station licenses and construction permits and issuance of cease and desist orders.

(c) In order to avail himself of the opportunity to be heard, the licensee, permittee, or person, in person or by his attorney, shall, within 30 days of the re-

ceipt of the order or such shorter period as may be specified therein if the safety of life or property is involved, file with the Commission a written statement stating that he will appear at the hearing and present evidence on the matter specified in the order. Failure to file such written appearance within the time specified shall constitute waiver of the right to a hearing. The Commission in its discretion may accept a late appearance. However, an appearance tendered after the specified time has expired will not be accepted unless accompanied by a petition stating with particularity the facts and reasons relied on to justify such late filing. Such petition for acceptance of late appearance will be granted only if the Commission determines that the facts and reasons stated therein constitute good cause for failure to file on time.

(d) Where a hearing is waived, a written statement in mitigation or justification may be submitted within 30 days of the receipt of the order to show cause or within such shorter period of time as may be specified therein. The Commission in its discretion may accept a late statement. However, a statement tendered after the specified time has expired will not be accepted unless accompanied by a petition stating with particularity the facts and reasons relied on to justify such late filing. Such petitions for acceptance of a late statement will be granted only if the Commission determines that the facts and reasons stated therein constitute good cause for failure to file on time. If the statement is timely filed, or if a petition for acceptance of a late statement is granted, and if the statement contains, with particularity, factual allegations denying or, in the Hearing Examiner's opinion, justifying the facts upon which the show cause order is based, the Hearing Examiner may call upon the submitting party to furnish additional information, and the Hearing Examiner shall request all opposing parties to file an answer to the written statement and/or additional information. The Hearing Examiner will then, unless he orders that further pleadings be filed, close the record and issue an initial decision.

(f) Hearings on the matters specified in the order to show cause and the practice and procedure in connection therewith shall accord with the provisions of this subpart and Subpart B of this part, except that in all such hearings the burden of proceeding with the introduction of evidence and burden of proof shall be upon the Commission, and except that the Commission may, where the circumstances of the proceeding require expedition, specify in the show cause order times less than those specified in §§ 1.153 and 1.154 within which the initial decision in such proceedings shall become effective, within which exceptions to such initial decision or replies thereto may be filed, and within which parties may file notice of intent to seek and participate in oral argument.

[F.R. Doc. 60-6775; Filed, July 19, 1960; 8:51 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[Service Order No. 935]

PART 95—CAR SERVICE

Appointment of Embargo Agent

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D.C., on the 12th day of July A.D. 1960.

It appearing that the matter of car service (Section 1, paragraphs 10 to 17 inclusive) of the Interstate Commerce Act being under consideration by Division 3 that whenever any carrier by railroad subject to Part I of the Interstate Commerce Act, is for any reason, unable to control freight traffic movement when car accumulations, threatened congestions, or other interference with operations, of a temporary nature compel restrictions against such movement so as to properly serve the public, that car service will be promoted in the interest of the public and the commerce of the people by the appointment of an agent with authority to direct the placement of embargoes, and that notice and public procedure are impracticable and contrary to the public interest and that good cause exists for making this order effective upon less than thirty days' notice. *It is ordered*, That:

§ 95.935 Appointment of embargo agent.

(a) Charles W. Taylor, Director of the Bureau of Safety and Service, Interstate Commerce Commission, Washington, D.C., is hereby appointed an Agent of the Interstate Commerce Commission and vested with authority to direct the placement of embargoes by railroads at such points where freight cars are being unduly delayed due to accumulations, congestions or emergency situations.

(b) Embargoes placed under this order shall be at the direction of the Agent of the Commission and shall be published through the Association of American Railroads, Car Service Division, and in conformity with the Association of American Railroad's "Instructions to Govern the Placing and Handling of Embargoes" and the "Code of Car Service and Per Diem Rules—Freight".

(c) Application: The provisions of this order shall apply to cars moving in intrastate and foreign commerce as well as interstate commerce.

(d) Rules, regulations and practices suspended: The operation of all rules, regulations, and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(e) Effective date: This order shall become effective at 12:01 a.m., July 15, 1960.

(f) Expiration date: The provisions of this order shall expire at 11:59 p.m., December 31, 1961, unless otherwise modified, changed, suspended, or annulled by order of this Commission.

(Sec. 1, 12, 15, 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15. Interprets or applies sec. 1(10-17), 15(4), 40 Stat. 101, as amended, 54 Stat. 911, 49 U.S.C. 1(10-17), 15(4))

It is further ordered, That a copy of this order and direction shall be served upon each State railroad regulatory body, the Association of American Railroads,

Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and the American Short Line Railroad Association; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commis-

sion at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Division 3.

[SEAL]

HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 60-6756; Filed, July 19, 1960;
8:48 a.m.]

Proposed Rule Making

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 17]

[Docket No. 13384]

CONSTRUCTION, MARKING, AND LIGHTING OF ANTENNA STRUC- TURES

Order Extending Time for Filing Reply Comments

1. The Commission has before it for consideration the petition of the Federal Communications Bar Association to extend the time for reply comments in the above-entitled proceeding to September 19, 1960.

2. In support of the request, the Association submits that comments in response to the Commission's notice of proposed rule making, almost without exception, requested that the proposal not be adopted. As a result, a number of informal conferences have been held by interested parties to explore the possibility of submitting reply comments which will set forth alternate proposals; however, there is not sufficient time before July 19, 1960, to complete the contemplated studies.

3. The Commission is of the view that an extension of time for the filing of reply comments in the above-entitled proceeding would serve the public interest, convenience and necessity and is warranted.

4. In view of the foregoing: *It is ordered*, That the date for filing reply comments in the above-entitled matter is extended to September 19, 1960.

Adopted: July 15, 1960.

Released: July 15, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-6776; Filed, July 19, 1960;
8:51 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 601]

[Airspace Docket No. 60-KC-34]

CONTROL AREAS

Modification of Extension

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to § 601.1119 of the regulations of the Administrator, the substance of which is stated below.

6884

The St. Louis, Mo., control area extension is presently designated as all that airspace in the northeast and south-east quadrants of the St. Louis radio range within a 25-mile radius of the radio-range station. The Federal Aviation Agency has under consideration the modification of this control area extension by designating all that area within a 25-mile radius of Lambert Field, St. Louis, Mo., as control area. This modification would provide protection for aircraft arriving and departing the St. Louis terminal area under established arrival and departure procedures. It would also provide protection for aircraft departing and arriving via radar vectors and for aircraft holding in the St. Louis terminal area.

If this action is taken, the St. Louis, Mo., control area extension would be designated within a 25-mile radius of Lambert Field, St. Louis, Mo. (latitude 38° 44'50" N., longitude 90°21'52" W.).

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Management Field Division, Federal Aviation Agency, 4825 Troost Avenue, Kansas City 10, Mo. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Field Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Management Field Division Chief.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

Issued in Washington, D.C., on July 14, 1960.

J. R. BAILEY,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 60-6726; Filed, July 19, 1960;
8:45 a.m.]

[14 CFR Part 601]

[Airspace Docket No. 60-FW-46]

CONTROL ZONE

Modification

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 601 and § 601.1984 of the regulations of the Administrator, the substance of which is stated below.

The Fort Lauderdale, Fla., control zone is designated within a 5-mile radius of Broward County International Airport. The Federal Aviation Agency is considering modifying the Fort Lauderdale control zone by designating an extension within 2 miles either side of the 135° True bearing from the Fort Lauderdale radio beacon extending from the 5-mile radius zone to the radio beacon. This modification would provide protection for aircraft executing the prescribed instrument approach procedure based on the radio beacon.

If this action is taken, the Fort Lauderdale, Fla., control zone would be designated within a 5-mile radius of Broward County Airport (latitude 26°04'20" N., longitude 80°09'10" W.), within 2 miles either side of a 135° True bearing from the Fort Lauderdale radio beacon extending from the 5-mile radius zone to the radio beacon.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Management Field Division, Federal Aviation Agency, P.O. Box 1689, Fort Worth 1, Tex. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Field Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Re-

gional Air Traffic Management Field Division Chief.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

Issued in Washington, D.C., on July 14, 1960.

J. R. BAILEY,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 60-6727; Filed, July 19, 1960;
8:45 a.m.]

[14 CFR Part 601]

[Airspace Docket No. 60-NY-76]

CONTROL ZONE

Modification

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to § 601.2225 of the regulations of the Administrator, the substance of which is stated below.

The Mansfield, Ohio, control zone is presently designated within a 5-mile radius of the Mansfield Municipal Airport within 2 miles either side of the 322° and 142° True radials of the Mansfield VOR extending from the 5-mile radius zone to a point 10 miles northwest of the VOR. The Federal Aviation Agency has under consideration the modification of this control zone as follows:

1. Revoke the northwest extension based on the 322° and 142° True radials of the Mansfield VOR. The prescribed

instrument approach procedures based on the VOR have been revised, and the control zone extension based on the 322° and 142° True radials of the VOR is no longer required for the protection of aircraft.

2. Designate a control zone extension within 2 miles either side of the 128° True radial of the VORTAC extending from the 5-mile radius zone to the VORTAC. This modification would provide protection for aircraft executing the revised prescribed standard instrument approach procedures.

3. Designate a control zone extension within 2 miles either side of the ILS localizer southeast course extending from the 5-mile radius zone to the ILS outer marker. This modification would provide protection for aircraft conducting ILS approaches to the Mansfield Municipal Airport.

If these actions are taken, the Mansfield, Ohio, control zone would be designated within a 5-mile radius of the Mansfield Municipal Airport (latitude 40°49'15" N., longitude 82°30'45" W.); within 2 miles either side of the 128° True radial of the Mansfield VORTAC extending from the 5-mile radius zone to the VORTAC; and within 2 miles either side of the Mansfield Municipal Airport ILS localizer southeast course extending from the 5-mile radius zone to the ILS outer marker compass locator.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Management Division, Federal Aviation Agency, Federal Building, New York International Airport, Ja-

maica 30, N.Y. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Management Division Chief.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

Issued in Washington, D.C., on July 14, 1960.

J. R. BAILEY,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 60-6728; Filed, July 19, 1960;
8:45 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Office of the Secretary

[T.D. Order 107; Rev. 7]

AUTHORITY TO AFFIX SEAL OF THE TREASURY DEPARTMENT

JULY 13, 1960.

By virtue of the authority vested in me as Secretary of the Treasury, including the authority conferred by section 161 of the Revised Statutes, it is hereby ordered that:

1. Except as provided for in paragraph 2, the following officers are authorized to affix the Seal of the Treasury Department in the authentication of originals and copies of books, records, papers, writings, and documents of the Department, for all purposes, including the purposes authorized by 28 U.S.C. 1733 (b):

(a) In the Office of Administrative Services:

- (1) Director of Administrative Services
- (2) Chief, Printing and Office Services Division
- (3) Management Analysis Officer
- (4) Chief, Document Distribution Unit

(b) In the Internal Revenue Service:

- (1) Commissioner of Internal Revenue
- (2) Director, and Assistant Director, Collection Division
- (3) Chief, and Assistant Chief, Operations Branch, Collection Division
- (4) Chief, and Assistant Chief, Miscellaneous Services Section, Operations Branch, Collection Division

(c) In the Bureau of Customs:

- (1) Commissioner of Customs
- (2) Assistant Commissioner of Customs
- (3) Deputy Commissioner, Division of Management and Controls
- (4) Deputy Commissioner, Division of Investigations and Enforcement
- (5) Deputy Commissioner, Division of Appraisement Administration

(d) In the Bureau of Public Debt:

- (1) Commissioner of the Public Debt
- (2) Deputy Commissioner in Charge of the Chicago Office
- (3) Assistant Deputy Commissioner in Charge of the Chicago Office

2. Copies of documents which are to be published in the FEDERAL REGISTER may be certified only by the officers named in paragraph 1(a) of this Order.

3. The Director of Administrative Services, the Commissioner of Internal Revenue Service, and the Commissioner of the Public Debt are authorized to procure and maintain custody of the dies of the Treasury Seal.

The officers authorized in paragraph 1(c) may make use of such dies.

[SEAL] FRED C. SCRIBNER, Jr.,
Acting Secretary of the Treasury.

[F.R. Doc. 60-6762; Filed, July 19, 1960; 8:49 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Notice No. 19]

ALASKA

Filing of Protraction Diagram, Anchorage Land District

JULY 11, 1960.

Notice is hereby given that effective with this publication, the following protraction diagrams are officially filed of record in the Anchorage Land Office, 6th and Cordova, Anchorage, Alaska. In accordance with 43 CFR 192.42a(c), (24 F.R. 4140, May 22, 1959), these protractions will become the basic record for the description of oil and gas lease offers, State Selection applications under 43 CFR 76.9(a) (4), (24 F.R. 4657), and other authorized uses filed at and subsequent to 10:00 a.m. on the thirty-first day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

SEWARD MERIDIAN

S 19-1, Ts. 1 to 4 S., Rs. 49 to 52 W.,
S 19-2, Ts. 1 to 4 S., Rs. 53 to 56 W.,
S 19-3, Ts. 1 to 4 S., Rs. 57 to 60 W.,
S 19-4, Ts. 1 to 4 S., Rs. 61 to 64 W.,
S 19-5, Ts. 5 to 8 S., Rs. 61 to 64 W.,
S 19-6, Ts. 5 to 8 S., Rs. 57 to 60 W.,
S 19-7, Ts. 5 to 8 S., Rs. 53 to 56 W.,
S 19-8, Ts. 5 to 8 S., Rs. 49 to 52 W.,
S 19-9, Ts. 9 to 12 S., Rs. 49 to 52 W.,
S 19-10, Ts. 9 to 12 S., Rs. 53 to 56 W.,
S 19-11, Ts. 9 to 12 S., Rs. 57 to 60 W.,
S 19-12, Ts. 9 to 12 S., Rs. 61 to 64 W.,
S 19-13, Ts. 13 to 16 S., Rs. 61 to 64 W.,
S 19-14, Ts. 13 to 16 S., Rs. 57 to 60 W.,
S 19-15, Ts. 13 to 16 S., Rs. 53 to 56 W.,
S 19-16, Ts. 13 to 16 S., Rs. 49 to 52 W.

Copies of these diagrams are for sale at one dollar (\$1.00) per sheet by the Cadastral Engineering Office, Bureau of Land Management, mailing address: 6th and Cordova, Anchorage, Alaska.

L. M. LAITALA,
Acting Manager.

[F.R. Doc. 60-6757; Filed, July 19, 1960; 8:48 a.m.]

[Notice No. 20]

ALASKA

Filing of Protraction Diagram, Anchorage Land District

JULY 11, 1960.

Notice is hereby given that effective with this publication, the following protraction diagrams are officially filed of record in the Anchorage Land Office, Sixth and Cordova, Anchorage, Alaska. In accordance with 43 CFR 192.42a(c), (24 F.R. 4140, May 22, 1959), these protractions will become the basic record for the description of oil and gas lease

offers, State Selection applications under 43 CFR 76.9(a) (4), (24 F.R. 4657), and other authorized uses filed at and subsequent to 10:00 a.m. on the thirty-first day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

SEWARD MERIDIAN

S 1-1, T. 33 N., Rs. 9 to 12 E.,
S 1-2, T. 33 N., Rs. 5 to 8 E.,
S 1-3, T. 33 N., Rs. 1 to 4 E.,
S 1-4, Ts. 29 to 32 N., Rs. 1 to 4 E.,
S 1-5, Ts. 29 to 32 N., Rs. 5 to 8 E.,
S 1-6, Ts. 29 to 32 N., Rs. 9 to 12 E.,
S 1-7, Ts. 25 to 28 N., Rs. 9 to 12 E.,
S 1-8, Ts. 25 to 28 N., Rs. 5 to 8 E.,
S 1-9, Ts. 25 to 28 N., Rs. 1 to 4 E.,
S 1-10, Ts. 21 to 24 N., Rs. 1 to 4 E.,
S 1-11, Ts. 21 to 24 N., Rs. 5 to 8 E.,
S 1-12, Ts. 21 to 24 N., Rs. 9 to 12 E.,
S 1-13, Ts. 17 to 20 N., Rs. 9 to 12 E.,
S 1-14, Ts. 17 to 20 N., Rs. 5 to 8 E.,
S 1-15, Ts. 17 to 20 N., Rs. 1 to 4 E.

Copies of these diagrams are for sale at one dollar (\$1.00) per sheet by the Cadastral Engineering Office, Bureau of Land Management, mailing address: Sixth and Cordova, Anchorage Alaska.

L. M. LAITALA,
Acting Manager,
Anchorage Land Office.

[F.R. Doc. 60-6758; Filed, July 19, 1960; 8:49 a.m.]

[Notice No. 21]

ALASKA

Filing of Protraction Diagram, Anchorage Land District

Notice is hereby given that effective with this publication, the following protraction diagrams are officially filed of record in the Anchorage Land Office, 6th and Cordova, Anchorage, Alaska. In accordance with 43 CFR 192.42a(c), (24 F.R. 4140, May 22, 1959), these protractions will become the basic record for the description of oil and gas lease offers, State Selection applications under 43 CFR 76.9(a) (4), (24 F.R. 4657), and other authorized uses filed at and subsequent to 10:00 a.m. on the thirty-first day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

SEWARD MERIDIAN

S 28-1, Ts. 59 to 60 S., Rs. 97 to 98 W.,
S 28-2, Ts. 61 to 64 S., Rs. 101 to 104 W.,
S 28-3, Ts. 61 to 64 S., Rs. 97 to 100 W.,
S 28-4, Ts. 65 to 67 S., Rs. 100 to 105 W.

Copies of these diagrams are for sale at one dollar (\$1.00) per sheet by the Cadastral Engineering Office, Bureau of Land Management, mailing address: Sixth and Cordova, Anchorage, Alaska.

L. M. LAITALA,
Acting Manager.

[F.R. Doc. 60-6759; Filed, July 19, 1960; 8:49 a.m.]

**Office of the Secretary
SYCUAN INDIAN RESERVATION, SAN
DIEGO COUNTY, CALIFORNIA**

**Ordinance Legalizing the Introduction,
Sale or Possession of Intoxicants**

Pursuant to the act of August 15, 1953 (Pub. Law 277, 83d Cong., 1st Sess.), I certify that the following ordinance relating to the application of the Federal Indian liquor laws on the Sycuan Indian Reservation, San Diego County, California, was adopted on April 10, 1960, by a general meeting of the Sycuan Band of Mission Indians which has jurisdiction over the area of Indian country included in the ordinance:

Whereas Public Law 277, 83d Congress, approved August 15, 1953, provides that sections 1154, 1156, 3113, 3488 and 3618 of Title 18, United States Code, commonly referred to as the Federal Indian liquor laws, shall not apply to any act or transaction within any area of Indian country provided such act or transaction is in conformity with both the laws of the State in which such act or transaction occurs and with an ordinance duly adopted by the tribe having jurisdiction over such area of Indian country, certified by the Secretary of the Interior, and published in the FEDERAL REGISTER.

Therefore, be it resolved that the introduction, sale or possession of intoxicating beverages shall be lawful within the Indian country under the jurisdiction of the Sycuan Band, Provided, that such introduction, sale or possession is in conformity with the laws of California.

Be it further resolved that any tribal laws, resolutions or ordinances heretofore enacted which prohibit the sale, introduction or possession of intoxicating beverages are hereby repealed.

ROGER ERNST,
Assistant Secretary of the Interior.

JULY 11, 1960.

[F.R. Doc. 60-6738; Filed, July 19, 1960;
8:46 a.m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

MAX LARRY BLUESTONE

**Statement of Changes in Financial
Interests**

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

- A. Deletions: Universal Oil Products.
- B. Additions: General Dynamics, Television & Electronics Fund Inc.

This statement is made as of July 8, 1960.

MAX LARRY BLUESTONE.

[F.R. Doc. 60-6746; Filed, July 19, 1960;
8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

**NORTHEASTERN OHIO AND NORTH
CENTRAL OHIO MARKETING
AREAS**

**Orders Regulating the Handling of
Milk**

Pursuant to the authority delegated to me (25-F.R. 436), I hereby determine that milk received by Sealtest Foods Division, National Dairy Products Corporation, at its plant at Lima, Ohio, shall be exempted from all provisions, except §§ 975.31, 975.32, 975.33, and 975.34, of Order No. 75 regulating the handling of milk in the Northeastern Ohio marketing area, and shall be subject to the provisions of Order No. 95 regulating the handling of milk in the North Central Ohio marketing area as specified in §§ 975.90 and 995.80 of the respective orders, in each month during which (1) the total volume of fluid milk products disposed of by such handler from such plant on routes in the Northeastern Ohio marketing area is not more than 45 percent of the total disposition of fluid milk products on routes from such plant, and (2) such plant does not qualify as a supply pool plant pursuant to §§ 975.8 (b) or (c) of Order No. 75.

A copy of this determination shall be served by the Dairy Division upon the market administrators of Orders No. 75 and 95, respectively. It shall be the duty of the market administrator of Order No. 95 to notify the Sealtest Foods Division of the existence and contents of this determination and of the respective market administrators to acquire and exchange such information as may be necessary to establish the applicability of this determination.

Done at Washington, D.C., this 15th day of July 1960, to be effective on and after the 1st day of August 1960.

ROY W. LENNARTSON,
Deputy Administrator.

[F.R. Doc. 60-6749; Filed, July 19, 1960;
8:47 a.m.]

Commodity Credit Corporation

VARIOUS OFFICIALS

**Delegation of Authority Regarding
Cottonseed**

Pursuant to authority vested in the Executive Vice President, Commodity Credit Corporation, by the bylaws of the Corporation, the respective chairmen or, in their absence, the acting chairmen of the Agricultural Stabilization and Conservation county committees in the cotton-producing States, or if so designated by such Agricultural Stabilization and Conservation county committees the ASC county office managers, are hereby appointed contracting officers of Commodity Credit Corporation with authority to execute, in the name of the Corporation, contracts, agreements, or other documents relating to the purchase,

transportation, handling, and storage of cottonseed prior to the delivery of such cottonseed to an oil miller or an approved storage facility under the 1960-Crop Cottonseed Purchase Program formulated by Commodity Credit Corporation and Commodity Stabilization Service.

The foregoing authority as contracting officers shall be exercised in accordance with instructions issued by the appropriate Vice President of Commodity Credit Corporation, which shall be available for public inspection in the files of the Agricultural Stabilization and Conservation county offices in the respective cotton-producing States.

Issued this 14th day of July 1960.

CLARENCE D. PALMEY,
*Acting Executive Vice President,
Commodity Credit Corporation.*

[F.R. Doc. 60-6778; Filed, July 19, 1960;
8:51 a.m.]

**FEDERAL COMMUNICATIONS
COMMISSION**

[Docket No. 13535; FCC 60M-1227]

**AMERICAN TELEPHONE AND
TELEGRAPH CO.**

Order Continuing Hearing

In the matter of American Telephone and Telegraph Company, Docket No. 13535; regulations and charges for switching and selecting equipment (common user group) for use with channels of telephone grade furnished for the remote operation of mobile radiotelephone systems and for channel terminals and terminal equipment in connection with Schedule 5 channels for data transmission. (Filed on behalf of the Lincoln-Tillamook Telephone Company.)

The Hearing Examiner having before him a motion filed by the Chief, Common Carrier Bureau, on July 5, 1960, that the hearing in the above-entitled proceeding be continued from July 19, 1960, to a date to be determined at a pre-hearing conference to be held on July 26, 1960; and

It appearing that no opposition has been filed to grant of the motion and the time for filing such opposition has elapsed;

It is ordered, This 14th day of July 1960, that the motion described above is granted; and that the hearing in the above-entitled proceeding now scheduled for July 19, 1960, is continued to a date to be determined at a pre-hearing conference to be held on July 26, 1960.

Released: July 14, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,
BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-6764; Filed, July 19, 1960;
8:50 a.m.]

NOTICES

[Docket Nos. 13624-13626; FCC 60M-1232]
**FREDERICK COUNTY BROADCASTERS
 ET AL.**

**Order Scheduling Prehearing
 Conference**

In re applications of Ralph D. Epperson and Earlene S. Epperson, d/b as Frederick County Broadcasters, Winchester, Virginia, Docket No. 13624, File No. BP-12531; Town Radio, Inc., Shippenburg, Pennsylvania, Docket No. 13625, File No. BP-13240; Jesse J. Goodman, Berryville, Virginia, Docket No. 13626, File No. BP-13860; for construction permits.

On the Hearing Examiner's own motion: *It is ordered*, This 14th day of July 1960, pursuant to the provisions of § 1.111 of the Commission's rules that the parties or their counsel in the above-entitled proceeding are directed to appear for a prehearing conference at the offices of the Commission, Washington, D.C., at 2:00 p.m., on July 29, 1960.

In order to conserve time counsel are requested to confer a day or two beforehand with a view to reaching advance agreement upon such routine details as the manner of presentation, dates for exchange of exhibits and such other dates as may be deemed necessary. In view of the design of the prehearing conference procedure to encourage the formulation of agreements by the parties looking towards the elimination of unessentials, so that hearing may proceed with proper dispatch, it is requested that the parties or their counsel attend this conference prepared fully to discuss—and to agree upon—such matters as will conduce materially to the attainment of this objective.

Released: July 14, 1960.

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

[F.R. Doc. 60-6765; Filed, July 19, 1960;
 8:50 a.m.]

[Docket No. 12264, etc.; FCC 60M-1218]

**HIRSCH BROADCASTING CO.
 (KFVS) ET AL.**

Order Continuing Hearing

In re applications of Hirsch Broadcasting Company (KFVS), Cape Girardeau, Missouri, Docket No. 12264, File No. BP-11001; W. H. Firmin, J. H. Firmin, and Bernard Lurie, d/b as The Firmin Company, Vincennes, Indiana, Docket No. 12266, File No. BP-11621; Donze Enterprises, Incorporated (KGSB), Chester, Illinois, Docket No. 13059, File No. BP-11456; for construction permits.

On the oral request of counsel for the Broadcast Bureau and without objection by counsel for the other parties: *It is ordered*, This 12th day of July 1960, that the hearing of July 26 is rescheduled to Friday, July 29, 1960, at 9 a.m., in the

offices of the Commission, Washington, D.C.

Released: July 14, 1960.

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

[F.R. Doc. 60-6766; Filed, July 19, 1960;
 8:50 a.m.]

[Docket No. 13010 etc.; FCC 60M-1231]

**MID-AMERICA BROADCASTING
 SYSTEM, INC., ET AL.**

**Order Scheduling Prehearing
 Conference**

In re applications of Mid-America Broadcasting System, Inc., Highland Park, Illinois, et al., Docket No. 13010, File No. BP-11689; Docket Nos. 13012, 13014, 13015, 13016, 13017, 13018, 13019, 13020, 13021, 13022, 13023, 13024, 13025, 13026, 13027, 13028, 13029, 13030, 13031, 13032, 13033, 13034, 13035, 13036, 13037, 13038, 13039, 13040, 13041, 13042, 13043, 13044, 13045, 13046, 13047, 13048, 13049, 13050, 13051, 13052, 13053, 13058, 13060, 13061, 13641, 13642, 13643, 13644, 13645, 13646, 13647, 13648.

It is ordered, This 14th day of July 1960, that the parties or their counsel are directed to appear at a prehearing conference, under Rule 1.111, on Monday, July 25, 1960, at 10 a.m., in the offices of the Commission, Washington, D.C.

The Hearing Examiner realizes that the scheduled date is before the expiration of the 20-day period allowed in the order of designation, released July 13, 1960, for filing written appearances, and, moreover, is on fairly short notice. Had the 20-day period been respected, however, the earliest session would have been in September because of the August hiatus. To save as much time as possible, and especially to take advantage of August for preparatory work, if possible, an early prehearing date consistent with the Hearing Examiner's schedule was chosen as soon as the order of designation became available. The Hearing Examiner regrets any inconvenience to the parties or counsel which may be caused by this scheduling.

Released: July 14, 1960.

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

[F.R. Doc. 60-6767; Filed, July 19, 1960;
 8:50 a.m.]

[Docket No. 12870; FCC 60M-1221]

NORTHEAST RADIO, INC. (WCAP)

Order Scheduling Hearing

In re application of Northeast Radio, Inc. (WCAP), Lowell, Massachusetts, Docket No. 12870, File No. BP-12014; for construction permit.

The Hearing Examiner having under consideration the "Motion for New Hearing Date" filed on July 11, 1960, by counsel for Northeast Radio, Inc.;

It appearing that the Examiner previously assigned to try this case is no

longer available to this Commission and that the proceeding has been reassigned to the undersigned Examiner; and

It further appearing that at a prehearing conference held on June 13, 1960, certain dates were agreed upon with respect to future proceedings in this matter, to wit:

Exchange of non-engineering exhibits in final form, July 13, 1960;
 Exchange of engineering exhibits in final form, July 19, 1960;
 Commencement of hearing, July 25, 1960;
 and

It further appearing that the scheduled date for the hearing of July 25 is not available due to previous commitments of the current Examiner; and

It further appearing that the parties have suggested certain future dates for the formal exchange of exhibits, both engineering and non-engineering, and also suggested a date for the formal evidentiary hearing; and

It further appearing that the suggested dates are agreeable to the undersigned Examiner;

Now, therefore, it is ordered, This 13th day of July 1960, that the dates previously scheduled for the exchange of exhibits and commencement of the hearing, be, and the same are, hereby cancelled; and

It is further ordered, That the following dates shall govern the future conduct of this proceeding:

Exchange of Non-Engineering Exhibits in final form, Sept. 7, 1960;
 Exchange of Engineering Exhibits in final form, Sept. 12, 1960;
 Commencement of Hearing, Sept. 20, 1960.

Released: July 14, 1960.

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

[F.R. Doc. 60-6768; Filed, July 19, 1960;
 8:50 a.m.]

[Docket Nos. 13632, 13633; FCC 60M-1224]

**WILLIAM R. PACKHAM AND RADIO
 STATION WPCC INC. (WPCC)**

Order Scheduling Hearing

In re applications of William R. Packham, Hendersonville, North Carolina, Docket No. 13632, File No. BP-12394; Radio Station WPCC, Incorporated (WPCC), Clinton, South Carolina, Docket No. 13633, File No. BP-13744; for construction permits.

It is ordered, This 13th day of July 1960, that Charles J. Frederick will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on September 30, 1960, in Washington, D.C.

Released: July 14, 1960.

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

[F.R. Doc. 60-6769; Filed, July 19, 1960;
 8:50 a.m.]

[Docket Nos. 10844, 10845; FCC 60M-1229]

**RADIO ASSOCIATES, INC., AND
WLOX BROADCASTING CO.**

Notice of Conference

In re applications of Radio Associates, Inc., Biloxi, Mississippi, Docket No. 10844, File No. BPCT-1150; WLOX Broadcasting Company, Biloxi, Mississippi, Docket No. 10845, File No. BPCT-1157; for construction permits for new commercial television broadcast stations (Channel 13).

Notice is hereby given that the hearing conference in the above-entitled proceeding now scheduled for 10:00 a.m. on Friday, July 22, 1960, is advanced to 3:00 p.m. on Thursday, July 21, 1960.

Dated: July 14, 1960.

Released: July 14, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-6770; Filed, July 19, 1960;
8:50 a.m.]

[Docket Nos. 13649-13653; FCC 60M-1226]

RADIO CARMICHAEL ET AL.

Order Scheduling Hearing

In re applications of Radio Carmichael, Sacramento, California, Docket No. 13649, File No. BP-12031; Ashley Robison and Gordon A. Rogers, d/b as Redwood City Broadcasting Company, Palo Alto, California, Docket No. 13650, File No. BP-12023; Jack L. Powell and Alyce M. Powell, Joint Tenants (KVON), Napa, California, Docket No. 13651, File No. BP-12306; Golden Gate Broadcasting Corporation (KSAN), San Francisco, California, Docket No. 13652, File No. BP-12376; John Matranga, d/b as Trans-Sierra Radio, Roseville, California, Docket No. 13653, File No. BP-12938; for construction permits.

It is ordered, This 13th day of July 1960, that Walther W. Guenther will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on September 28, 1960, in Washington, D.C.

Released: July 14, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-6771; Filed, July 19, 1960;
8:50 a.m.]

[Docket Nos. 13639, 13640; FCC 60M-1225]

**SOUTHEASTERN BROADCASTING
SYSTEM, INC. (WMJM) AND
WASHINGTON BROADCASTING
CO., INC. (WSNT)**

Order Scheduling Hearing

In re applications of Southeastern Broadcasting System, Incorporated (WMJM), Cordele, Georgia, Docket No. 13639, File No. BP-12389; Washington Broadcasting Company, Inc. (WSNT),

Sandersville, Georgia, Docket No. 13640, File No. BP-13105; for construction permits.

It is ordered, This 13th day of July 1960, that Millard F. French will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on September 29, 1960, in Washington, D.C.

Released: July 14, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-6772; Filed, July 19, 1960;
8:50 a.m.]

[FCC 60-851]

DEFENSE COORDINATOR

Reinstatement of Functions

In the matter of amendment of Part O, Statement of Organization, Delegations of Authority, and Other Information to restate the functions of the Defense Coordinator and to make certain editorial changes.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 13th day of July 1960.

The Commission having under consideration sections 0.91 and 0.93 of its Statement of Organization; and

It appearing that CONELRAD is a unit of the office of Chief Engineer and not of the Office of Administration, and that section 0.91 should be clarified in this respect; and

It further appearing that additional duties have been assigned to the Defense Coordinator since that office was created, and that section 0.93 should be amended to reflect these additional duties; and

It further appearing that the amendments adopted herein pertain to Commission organization, and hence that compliance with the public notice, procedural, and effective date requirements of section 4 of the Administrative Procedure Act is not required; and

It further appearing that the amendments adopted herein are issued pursuant to authority contained in sections 1, 4(i), 5(b), and 303(r) of the Communications Act of 1934, as amended;

It is ordered, Effective July 25, 1960, That Part O, the Commission's Statement of Organization, Delegations of Authority and Other Information, is amended as set forth below.

Released: July 25, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

1. Section 0.91(c) is amended to read as follows:

SEC. 0.91 Functions of the office.

(c) Under the general direction of the Defense Commissioner, and with the advice and assistance of the heads of the several bureaus and offices, to coordinate the defense activities (other than CONELRAD and radio-frequency man-

agement activities of the Chief Engineer) of the Commission and to keep the Defense Commissioner informed as to significant developments in this area.

2. Section 0.93(a) is amended to read as follows:

Sec. 0.93 Division of Defense Coordination.

(a) The Division of Defense Coordination is under the direction of the Defense Coordinator, who is designated by the Commission to serve under the general direction of the Executive Officer, and who has the following duties and responsibilities:

(1) To coordinate the formulation, revision, and activation of plans for emergency mobilization of the Commission's personnel and other resources.

(2) To coordinate plans to assure the continuity of the Commission's essential functions in the event of disaster.

(3) To coordinate plans for the protection of personnel, property, and records of the Commission.

(4) To formulate criteria for the selection of personnel for assignment to emergency duties.

(5) To select emergency relocation sites, subject to approval by the Commission, to direct the equipment of such sites, and to provide for the continuous manning thereof.

(6) To arrange for the training and emergency utilization by other agencies of FCC personnel not immediately required by the Commission in the event of disaster.

(7) To serve as Agency representative of the Commission for liaison and coordination of defense activities (other than CONELRAD and radio-frequency management activities of the Chief Engineer) with staff representatives of OCDM, local Civil Defense authorities and other Federal agencies.

(8) To arrange for training FCC personnel in self-preservation and other Civil Defense procedures.

(9) To arrange for the assignment of appropriate technical personnel of the Commission (if available) to advise and assist other agencies in defense problems of mutual concern.

(10) To arrange for the appointment and training of Executive Reservists and to keep them informed as to policy actions of the Commission with respect to Mobilization Readiness.

(11) To coordinate the activities of the Commission's Damage Assessment Unit and the Commission's Damage Assessment Officer assigned to OCDM.

(12) To plan for annual exercises and interim tests to determine the state of operational readiness of the Commission in the event of mobilization.

(13) To perform such other duties related to the Commission's defense activities as may be assigned to him.

[F.R. Doc. 60-6773; Filed, July 19, 1960;
8:50 a.m.]

[FCC 60-850]

DELEGATIONS OF AUTHORITY

In the matter of amendment of section 0.224(b) of the Commission's Statement of Delegations of Authority.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 13th day of July 1960;

The Commission having under consideration § 1.62 of its Rules of Practice and Procedure, pertaining to cease and desist and revocation proceedings, and in particular paragraphs (c) and (f) thereof, concerning the filing of appearances and statements in mitigation or justification respectively; and

It appearing that the Commission has this day adopted an order amending § 1.62 to provide for the filing of petitions to accept late appearances and of petitions to accept late statements in mitigation or justification in certain cases; and

It further appearing that such petitions may most appropriately be acted upon by the Chief Hearing Examiner, to whom authority in various matters has been delegated in section 0.224 of the Statement of Delegations of Authority; and

It further appearing that the amendment adopted herein pertains to Commission organization, and hence that compliance with the public notice, procedural, and effective date requirements of section 4 of the Administrative Procedure Act is unnecessary; and

It further appearing that the amendment adopted herein is issued pursuant to authority contained in sections 4(i), 5(d) (1), 303(r), and 312 of the Communications Act of 1934, as amended;

It is ordered, That, effective July 25, 1960, section 0.224(b) of the Commission's Statement of Delegations is amended by adding a new subparagraph (8) as follows:

Sec. 0.224 Authority delegated.

(b) * * *

(8) Petitions for acceptance of late written appearances and petitions for acceptance of late written statements in mitigation and justification pursuant to paragraph (c) and (d) respectively of § 1.62 of the Commission's rules.

Released: July 15, 1960.

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

[F.R. Doc. 60-6774; Filed, July 19, 1960;
8:51 a.m.]

FEDERAL POWER COMMISSION

[Docket Nos. CP60-86, CP60-87]

PANHANDLE EASTERN PIPE LINE CO. AND CITIES SERVICE GAS CO.

Applications and Date of Hearing

JULY 13, 1960.

Take notice that Panhandle Eastern Pipe Line Company (Panhandle), a Delaware corporation, having its principal office at 1221 Baltimore Avenue, Kansas City, Missouri, filed on April 26,

1960, an application (Docket No. CP60-86) and on May 18, 1960, a supplement thereto, under section 7(b) of the Natural Gas Act, for an order permitting and approving the sale and abandonment by Panhandle of certain of its facilities, hereinafter described, which it proposes to sell and transfer to The Gas Service Company (Gas Service) pursuant to an agreement between Panhandle and Gas Service, and for an order permitting and approving the modification of an existing exchange arrangement between Panhandle and Cities Service Gas Company (Cities Service).

Panhandle alleges that under date of February 18, 1947, Panhandle and Cities Service executed a letter agreement, effective February 23, 1947, providing for deliveries of natural gas from each party to the other at points of interconnection on their systems, the deliveries made by each to be an even exchange of gas. Panhandle also alleges that under date of November 21, 1949, it executed an additional letter agreement with Cities Service, effective November 30, 1949, modifying and amending said letter agreement of February 18, 1947. Panhandle states that it gave notice to Cities Service under date of October 22, 1953, terminating said exchange agreement on February 23, 1954. A copy of each of said letter agreements and said notice of termination are attached to and made a part of Panhandle's application. Panhandle alleges further that since the date of such termination, the exchange of gas theretofore performed under said agreement has been continued under the provisions in that respect of section 7(b) of the Natural Gas Act, and has been modified and continued under the order of the Federal Power Commission (Commission) of October 12, 1959 in Docket No. G-2374, et al.

At present volumes of natural gas delivered by Panhandle to Cities Service are delivered at a point in Johnson County, Missouri, known as the Knobnoster connection, where Cities Service's Sedalia-Carrollton lateral crosses Panhandle's main pipeline system. Present deliveries by Cities Service to Panhandle are made at two points. One is in Johnson County, Missouri at a connection on Cities Service's Sedalia lateral, known as the Windsor connection; the other is in Jackson County, Missouri, at a connection on Panhandle's Louisburg lateral, known as the Bannister connection near Kansas City, Missouri.

Panhandle alleges that by the provisions of an agreement between it and Gas Service dated October 8, 1960, Panhandle will sell to Gas Service for \$436,000 all of Panhandle's lines and facilities in the Kansas City area other than its transmission line and facilities extending from its main line at Louisburg to a point, generally referred to as Dodson Station, near the south city limits of Kansas City, Missouri.

Panhandle describes the facilities which it has agreed to sell to Gas Service and which it seeks authority to abandon, as follows:

Gas lines: Size (inches)	Number of miles
10 -----	13.491
8 -----	29.261
6 -----	22.941
5 -----	2.455
4 -----	12.357
3 -----	.301
2 -----	1.067
1 -----	.021

Six (6) Regulating Stations.

Twenty-five (25) Measuring and Regulating Stations.

Sixty-six (66) Farm Tap Meters.

Two (2) Scrubbers.

All rights of way, easements and other property interests incident to the facilities listed above.

Panhandle alleges that the proposed sale will enable Gas Service to integrate said facilities into its distribution system and will relieve Panhandle of the local distribution functions. Panhandle now makes deliveries of gas to, or for the account of, Gas Service at more than 750 points of delivery in the Kansas City area. After the proposed sale, Panhandle will make deliveries of gas to Gas Service in said area at two major points of delivery, one near the Dodson Station, at the terminus of the facilities which Panhandle will retain, the other at the terminus of the stub which it will retain on the 8-inch line near Belton, referred to as the Wilkins Station. In addition Panhandle proposes to deliver minor volumes of gas at three other points and will continue to serve 102 farm tap customers, located along its retained facilities, for Gas Service.

Panhandle alleges further that the aggregate winter volume it proposes to supply in the Kansas City area is 16,000 Mcf per day and that this volume, together with the volumes Gas Service will receive under its contract with Cities Service will enable Gas Service to meet its requirements. The facilities to be purchased and operated by Gas Service include the Bannister connection and all lines receiving gas through that connection. Panhandle states that this will enable Gas Service to accept delivery directly from Cities Service of any gas desired at that point.

Panhandle alleges that under date of March 23, 1960, Cities Service and Panhandle entered into an agreement providing for a modification of the existing exchange arrangement, eliminating deliveries to Panhandle at Bannister and initiating deliveries by Cities Service to Panhandle at a point in Franklin County, Kansas, near Ottawa, where Cities Service's Welda-Ottawa line intersects Panhandle's Line No. 100. Offsetting deliveries from Panhandle to Cities Service will be made at Knobnoster, in the same manner as under the existing exchange arrangement. According to said agreement the Ottawa-Knobnoster exchange will be limited in volume in accordance with the following schedule:

Period	Volume mcf per day
Dec. 1, 1960-Feb. 28, 1961-----	8,000
Dec. 1, 1961-Feb. 28, 1962-----	6,000
Dec. 1, 1962-Feb. 28, 1963-----	4,000
Dec. 1, 1963-Feb. 29, 1964-----	2,000

The Ottawa-Knobnoster exchange would terminate completely at midnight on February 29, 1964.

Under the proposal, deliveries under the existing arrangement by Cities Service to Panhandle at Windsor with offsetting deliveries to Cities Service at Knobnoster will continue until February 29, 1964, when such deliveries will also terminate. Service in accordance with the application is proposed to be commenced on December 1, 1960.

Take further notice that Cities Service Gas Company, a Delaware corporation, having its principal place of business in Oklahoma City, Oklahoma, also filed an application (Docket No. CP60-87) on April 26, 1960, under section 7 (b) and (c) of the Natural Gas Act for authority permitting and approving the abandonment by sale to Gas Service of certain facilities, and for authority to construct and to reclaim certain other facilities, as hereinafter described.

The facilities which Cities Service proposes to be abandoned by sale to Gas Service at a total depreciated original cost of \$601,671; are described as follows:

Miscellaneous gas pipelines in Jackson County, Missouri. * * * The approximate footage and size of pipe to be transferred is, as follows:

Size (inches)	Footage (feet)
4-----	16, 219
12-----	40, 487
18-----	27, 955
26-----	23, 173

In addition, the sale proposed by Applicant to Gas Service will include approximately 14 meter and regulator stations appurtenant to said pipelines, together with rights of way, easements and title to existing meter and regulator sites.

The proposed sale is pursuant to the terms of an agreement dated April 4, 1960, between Cities Service and Gas Service.

The facilities to be constructed and reclaimed by Cities Service are described as follows:

Reclaim existing Craig Road town border meter located near the Northwest Corner of Northeast Quarter of Section 5, Township 47 North, Range 32 West, Jackson County, Missouri.

Construct a new town border meter station near the Northwest Corner of the Northeast Quarter of the Northwest Quarter of Section 5, Township 46 North, Range 32 West, Cass County, Missouri.

Cities Service also requests the Commission's permission and approval of the modification of the existing exchange agreement between it and Panhandle (Cities Service's Rate Schedule X-4, Original Sheets 15 through 20 of Cities Service's FPC Gas Tariff, Original Volume No. 2, as amended by letter agreement dated November 21, 1949). The superseding tariff sheets setting forth the terms of the modification sought to be approved are attached to the application of Cities Service as Exhibit P.

Cities Service alleges that by transferring said facilities to Gas Service it will avoid the expense of having to construct and operate in the future additional metering facilities and will have its town

border delivery facilities outside the city limits of Kansas City. Cities Service states also that the facilities to be acquired by Gas Service can be utilized as a part of its distribution system. In lieu of the ten metering facilities now operated by Cities Service, the proposal here will enable it to deliver gas to Gas Service at only two metering facilities. One will be constructed at the location above described in Cass County, Missouri, the other metering facility will be the existing check meter located in the Southeast corner of the Northeast Quarter of Section 15, Township 13 South, Range 24 East, Johnson County, Kansas.

The application of Cities Service also recites the terms of said exchange agreement between it and Panhandle. It also alleges that the agreement, dated March 23, 1960, between it and Panhandle provides for the modification of the existing exchange agreement by terminating deliveries to Panhandle by Cities Service at Bannister and initiating deliveries by Cities Service to Panhandle at a point in Franklin County, Kansas, near Ottawa, where Cities Service's Welda-Ottawa line intersects Panhandle's Line No. 100. Cities Service also alleges that offsetting deliveries by Panhandle to it will be made at Knobnoster as under the existing exchange agreement. The application further recites the schedule of deliveries as set forth in Panhandle's application, supra.

The estimated cost of the town border metering station is \$14,000, which Cities Service will finance with treasury cash. The estimated cost of reclaiming the Craig Road Meter Station is \$1,000, and the estimated salvage credit of materials reclaimed is \$6,500.

The above described applications are on file with the Commission and open for public inspection.

These related matters should be heard upon a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on August 15, 1960, at 9:30 a.m., e.d.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such applications: *Provided, however*, that the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C. in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before August 5, 1960. Failure of any party to

appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 60-8729; Filed, July 19, 1960; 8:45 a.m.]

[Docket No. DA-972—Callf.]

CERTAIN LANDS WITHDRAWN IN CALIFORNIA

Findings of the Commission and Vacation of Withdrawals

JULY 13, 1960.

Lands Withdrawn in Power Site Reserves Nos. 230, 279 and 293, Power Site Classifications Nos. 69 and 71 and Projects Nos. 97, 320, 330, 374, 556, 595, 607, 1137, 1370, 1394, 1395, 1396 and 1398; Docket No. DA-972—California.

The Geological Survey, United States Department of the Interior, has transmitted to the Commission a report resulting from its review of the water-power withdrawals of the Bishop Creek in California, in which it recommends the revocation of the power withdrawals with respect to certain lands within the Bishop Creek Basin.

The withdrawals pertaining to the following-described lands are reviewed herein:

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 8 S., R. 30. E.,
 - Sec. 1: S½ SE¼;
 - Sec. 3: NE¼ NE¼;
 - Sec. 12: NE¼ NE¼;
 - Sec. 25: SW¼ SW¼;
 - Sec. 26: S½ SE¼;
 - Sec. 35: N½ and N½ SW¼;
 - Sec. 36: NW¼ NW¼ and E½ SE¼.
- T. 7 S., R. 31 E.,
 - Sec. 24: SE¼ SE¼;
 - Sec. 25: NE¼, SW¼ and NW¼ SE¼;
 - Sec. 34: SE¼ NE¼, SE¼ SW¼, N½ SE¼ and SW¼ SE¼;
 - Sec. 35: N½ NE¼ and NW¼.
- T. 8 S., R. 31 E.,
 - Sec. 3: N½ NW¼ (lots 1 and 2), N½ SW¼ NW¼, SW¼ SW¼ NW¼, NW¼ SE¼ SW¼ NW¼, N½ SE¼ NW¼ and E½ SE¼ SE¼ NW¼;
 - Sec. 4: NE¼ SE¼ and S½ SE¼;
 - Sec. 5: SW¼ SW¼ and S½ SE¼;
 - Sec. 6: Lot 7 (SW¼ SW¼);
 - Sec. 7: Lot 1 (NW¼ NW¼) and E½ NE¼;
 - Sec. 8: NE¼ NE¼;
 - Sec. 9: N½ and SW¼;
 - Sec. 16: W½ and SE¼;
 - Sec. 17: SE¼ SE¼;
 - Sec. 21: NE¼ NE¼ and NW¼ NW¼;
 - Sec. 30: Unpatented parts of NW¼ NE¼ and NE¼ NW¼;
 - Sec. 31: All.
- T. 9 S., R. 31 E.,
 - Sec. 2: NE¼ SW¼;
 - Sec. 4: SW¼ SW¼;
 - Sec. 5: W½ NW¼, SW¼ SW¼ and S½ SE¼;
 - Sec. 6: Lots 1 and 2 (N½ NE¼), S½ NE¼ and S½ SE¼;
 - Sec. 7: NE¼;
 - Sec. 8: N½ NE¼, SE¼ NE¼ and W½ NW¼;
 - Sec. 9: W½ NW¼;
 - Sec. 10: S½ SE¼;
 - Sec. 11: S½ SW¼ and SE¼;
 - Sec. 14: NE¼ NW¼, and W½ NW¼;
 - Sec. 15: All;
 - Sec. 22: N½.

T. 7 S., R. 32 E.,

- Sec. 8: SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 17: N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
 NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 19: E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and
 and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 20: N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$
 NW $\frac{1}{4}$;
 Sec. 21: N $\frac{1}{2}$ NE $\frac{1}{4}$;
 Sec. 22: S $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$;
 Sec. 25: NW $\frac{1}{4}$ NE $\frac{1}{4}$;
 Sec. 30: Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$).

The above-described lands, except for those in secs. 8, 17, 20, 21, 22, and 25, T. 7 S., R. 32 E., are located within the Inyo National Forest. The lands are variously withdrawn in Power Site Reserves Nos. 230, 279, and 293 and in Power Site Classifications Nos. 69 and 71 and are also variously withdrawn pursuant to the filing of an application for a preliminary permit for proposed Project No. 320, which application was rejected, and pursuant to the filing of applications for licenses for the following proposed or constructed projects: Project No. 374, now part of Project No. 1394; Project No. 556, which application was withdrawn; Project No. 595, joined with Project No. 607 and now part of Project No. 1394; Project No. 607, joined with Project No. 595 and now part of Project No. 1394; Project No. 1137, license for which has expired; and Projects Nos. 1394, 1395, 1396, and 1398.

The notice of the modification of the land withdrawal for Project No. 1394, which was issued by the Commission on April 25, 1960 (25 F.R. 3825), consolidated all previous withdrawals for Projects Nos. 374, 595, 607, and 1394, as well as those for Projects Nos. 320 and 556.

Withdrawals pertaining to some of the lands under consideration were also effected as a result of the filing of an application for license for proposed Project No. 97, which application was rejected; an application for a preliminary permit for proposed Project No. 330, which application was rejected; and an application for a license for Project No. 1370, which license has expired. Notice of the withdrawal of lands in connection with these three proposed projects was not given.

The land in the E $\frac{1}{2}$ NE $\frac{1}{4}$ of sec. 19, T. 7 S., R. 32 E., was patented without reservation for power purposes and the lands in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the E $\frac{1}{2}$ SW $\frac{1}{4}$ of sec. 15, T. 9 S., R. 31 E., and in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of sec. 8, in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of sec. 17, and in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of sec. 20, T. 7 S., R. 32 E., were patented prior to their withdrawal for power purposes.

The Bishop Creek Basin covers an area of about 93 square miles. The terrain is rugged, sparsely forested and interspersed with numerous small lakes and ponds. Principal streams in the basin are the main stream, Bishop Creek, and its three forks—North, Middle and South. The greatest flow occurs during the months of May, June, July and August. The natural flow dwindles during the remainder of the year, requiring releases from three artificial reservoirs which have been formed by raising the level of small natural lakes—North Lake on North Fork; Lake Sabrina on Middle

Fork; and South Lake, also known as Hillside Reservoir, on South Fork—which are now operated for storage as part of Project No. 1394.

The power potential of the basin has been almost completely developed. The only additional proposed development is power plant No. 1. Construction of this plant is not known to be under active consideration.

The withdrawals pertaining to portions of the lands in secs. 17, 21, 22, and 25, T. 7 S., R. 32 E., for Projects Nos. 1395, 1396, and 1398 were for transmission-line purposes only and the Commission's April 17, 1922 general determination (2d Ann. Rept. FPC, 128) is applicable with respect to said lands.

The power operation formerly conducted under license for minor Project No. 1137—the license for which has expired, and in connection with which the land in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of sec. 2, T. 9 S., R. 31 E., was withdrawn—is being continued under a Forest Service, United States Department of Agriculture, permit.

Revocation of the power withdrawals pertaining to some of the above-described lands which lie beyond the limits of the constructed Bishop Creek development appears to be appropriate since the power value of the lands is negligible.

The above-mentioned April 25, 1960 notice of modification of withdrawal for Project No. 1394—superseding previous constructed and proposed projects for the development of power along Bishop Creek—fully preserves and protects the power value of the lands in the basin needed for water-power generation within the foreseeable future.

The Commission finds:

(1) The following-described lands are not subject to the provisions of section 24 of the Federal Power Act, but in any event the existing power withdrawals of record pertaining to said lands serve no useful purpose. Therefore, the Commission has no objection to the revocation by the Secretary of the Interior of Power Site Reserves Nos. 230, 279, and 293 insofar as such withdrawals of record pertain to said lands:

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 9 S., R. 31 E.,
 Sec. 15: SE $\frac{1}{4}$ NW $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$.
 T. 7 S., R. 32 E.,
 Sec. 8: SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 17: NE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 19: E $\frac{1}{2}$ NE $\frac{1}{4}$;
 Sec. 20: NW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$.

(2) Inasmuch as the following-described land is now being used for power development under Forest Service, United States Department of Agriculture, permit, succeeding the expired license for minor Project No. 1137, the power withdrawal pertaining to said land should remain in effect:

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 9 S., R. 31 E.,
 Sec. 2, NE $\frac{1}{4}$ SW $\frac{1}{4}$.

(3) The following-described lands have negligible or no value for purposes of power development and, therefore, it has no objection to the revocation by the Secretary of the Interior of Power Site

Classifications Nos. 69 and 71 and of Power Site Reserves Nos. 230 and 293 insofar as such withdrawals pertain to said lands:

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 8 S., R. 30 E.,
 Sec. 36: NE $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 7 S., R. 31 E.,
 Sec. 25: NW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$.
 T. 8 S., R. 31 E.,
 Sec. 3: E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 9: SE $\frac{1}{4}$ NE $\frac{1}{4}$;
 Sec. 31: NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$
 and E $\frac{1}{2}$ SE $\frac{1}{4}$.
 T. 9 S., R. 31 E.,
 Sec. 15: NE $\frac{1}{4}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ W $\frac{1}{2}$;
 Sec. 22: W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and
 S $\frac{1}{2}$ NE $\frac{1}{4}$.
 T. 7 S., R. 32 E.,
 Sec. 17: SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$.

(4) Inasmuch as the power value of the following-described lands is fully preserved and protected by reservation of the lands in connection with Projects Nos. 1394, 1395, 1396, and 1398, it has no objection to the revocation by the Secretary of the Interior of Power Site Classifications Nos. 69 and 71 and of Power Site Reserves Nos. 230, 279, and 293 insofar as such withdrawals pertain to said lands:

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 8 S., R. 30 E.,
 Sec. 36: SE $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 7 S., R. 31 E.,
 Sec. 24: SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 25: E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
 SW $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 34: SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$
 and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 35: N $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$
 NW $\frac{1}{4}$.
 T. 8 S., R. 31 E.,
 Sec. 3: N $\frac{1}{2}$ NW $\frac{1}{4}$ (Lots 1 and 2), N $\frac{1}{2}$ SW $\frac{1}{4}$
 NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$
 NW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 4: E $\frac{1}{2}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 9: N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$;
 Sec. 16: W $\frac{1}{2}$ and SE $\frac{1}{4}$;
 Sec. 21: NE $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 31: NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
 SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$.
 T. 9 S., R. 31 E.,
 Sec. 5: Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$);
 Sec. 6: N $\frac{1}{2}$ NE $\frac{1}{4}$ (Lots 1 and 2);
 Sec. 10: SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 11: SW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 14: W $\frac{1}{2}$ NW $\frac{1}{4}$;
 Sec. 15: E $\frac{1}{2}$;
 Sec. 22: N $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$.
 T. 7 S., R. 32 E.,
 Sec. 17: W $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$
 SE $\frac{1}{4}$;
 Sec. 19: Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), E $\frac{1}{2}$ SW $\frac{1}{4}$,
 N $\frac{1}{2}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 20: NE $\frac{1}{4}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$ NW $\frac{1}{4}$;
 Sec. 21: N $\frac{1}{2}$ NE $\frac{1}{4}$;
 Sec. 22: S $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$;
 Sec. 25: NW $\frac{1}{4}$ NE $\frac{1}{4}$;
 Sec. 30: NW $\frac{1}{4}$ NW $\frac{1}{4}$.

(5) Inasmuch as the power value of the following-described lands is fully preserved and protected by reservation of the lands for the use and benefit of Project No. 1394, the existing power withdrawals pertaining to said lands under section 24 of the Federal Water Power Act, pursuant to the filing of the application for a preliminary permit for proposed Project No. 320 and the filing of the application for a license for proposed Project No. 556 serve no useful purpose and vacation of the withdrawals is in the public interest:

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 8 S., R. 30 E.,
- Sec. 25: SW $\frac{1}{4}$ SW $\frac{1}{4}$;
- Sec. 26: S $\frac{1}{2}$ SE $\frac{1}{4}$;
- Sec. 35: N $\frac{1}{2}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$;
- Sec. 36: NW $\frac{1}{4}$ NW $\frac{1}{4}$.
- T. 9 S., R. 31 E.,
- Sec. 4: SW $\frac{1}{4}$ SW $\frac{1}{4}$;
- Sec. 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$;
- Sec. 6: S $\frac{1}{2}$ SE $\frac{1}{4}$;
- Sec. 7: NE $\frac{1}{4}$;
- Sec. 8: N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$ NW $\frac{1}{4}$;
- Sec. 9: W $\frac{1}{2}$ NW $\frac{1}{4}$.

(6) Inasmuch as the original and only withdrawal pertaining to the following-described lands—in connection with Project No. 1394—has in effect been vacated by the omission of said lands in the April 25, 1960 modified withdrawal for Project No. 1394, further Commission action with respect to said withdrawal is neither necessary nor appropriate:

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 8 S., R. 30 E.,
- Sec. 3: NE $\frac{1}{4}$ NE $\frac{1}{4}$.
- T. 7 S., R. 31 E.,
- Sec. 35: NW $\frac{1}{4}$ NW $\frac{1}{4}$.

(7) Inasmuch as the following-described lands are required for the operation of Project No. 1394 and are, in fact, withdrawn for the use of said project, such existing power withdrawal pertaining to said lands should remain in effect:

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 8 S., R. 30 E.,
- Sec. 1: S $\frac{1}{2}$ SE $\frac{1}{4}$;
- Sec. 12: NE $\frac{1}{4}$ NE $\frac{1}{4}$.
- T. 8 S., R. 31 E.,
- Sec. 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$;
- Sec. 6: Lot 7 (SW $\frac{1}{4}$ SW $\frac{1}{4}$);
- Sec. 7: Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) and E $\frac{1}{2}$ NE $\frac{1}{4}$;
- Sec. 8: NE $\frac{1}{4}$ NE $\frac{1}{4}$;
- Sec. 17: SE $\frac{1}{4}$ SE $\frac{1}{4}$;
- Sec. 30: Unpatented parts of NW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$.
- T. 9 S., R. 31 E.,
- Sec. 5: SW $\frac{1}{4}$ NW $\frac{1}{4}$;
- Sec. 6: S $\frac{1}{2}$ NE $\frac{1}{4}$;
- Sec. 10: SW $\frac{1}{4}$ SE $\frac{1}{4}$;
- Sec. 11: SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$;
- Sec. 14: NE $\frac{1}{4}$ NW $\frac{1}{4}$.
- T. 7 S., R. 32 E.,
- Sec. 19: Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$).

(8) The existing power withdrawals pertaining to the lands under section 24 of the Federal Water Power Act pursuant to the filing of the application for a license for proposed Project No. 97, and the filing of the application for a preliminary permit for proposed Project No. 330 and pertaining to the lands under section 24 of the Federal Water Power Act pursuant to the filing of the application for a license for proposed Project No. 1370 serve no useful purpose and vacation of the withdrawals is in the public interest.

The Commission orders:

(A) The existing power withdrawals pertaining to the lands described in finding (5) herein under section 24 of the Federal Water Power Act pursuant to the filing of the application for a preliminary permit for proposed Project No. 320 and the filing of the application for a license for proposed Project No. 556 are vacated.

(B) The existing power withdrawals referred to in finding (8) herein pertaining to lands under section 24 of the

Federal Water Power Act pursuant to the filing of the application for a license for proposed Project No. 97 and the filing of the application for a preliminary permit for proposed Project No. 330 and pertaining to the lands under section 24 of the Federal Water Power Act pursuant to the filing of the application for a license for proposed Project No. 1370 are vacated.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 60-6730; Filed, July 19, 1960; 8:45 a.m.]

(Docket No. RP61-1)

LOUISIANA NEVADA TRANSIT CO.

Order for Hearing, Suspending Proposed Changes in Rates and Service Agreement and Allowing Such Changes in Rates and Service Agreement To Become Effective Upon Filing of Motion and Undertaking and Agreement to Assure Refund of Excess Charges

JULY 13, 1960.

Louisiana Nevada Transit Company (Louisiana Nevada) on June 13, 1960, tendered to filing First Revised Sheets Nos. 3-A and 15-A, Second Revised Sheets Nos. 8, 13, 14 and 15 to its FPC Gas Tariff, Original Volume No. 1 and a superseding service agreement providing for an annual increase in its rates and charges of approximately \$19,324 or 15.5 percent to its only jurisdictional customer, the City of DeQueen, Arkansas.

The proposed effective date designated by Louisiana Nevada is June 23, 1960; however, the effective date for such proposed changes is July 14, 1960, which is thirty days after expiration of the required statutory notice.

In support of the proposed increased rates, Louisiana Nevada, among other things, submitted a cost of service for the twelve months period ended March 31, 1960, including a rate of return of 7 percent, adjusted for increased purchased gas expense based on the rates of the Cotton Valley Operator's Committee permitted to become effective subject to refund on March 21, 1960, in Docket No. RI60-195, and states that, despite increases in costs experienced throughout the natural gas industry, it has not increased its rates for sales to the City of DeQueen for ten years. In further support, Louisiana Nevada presents the city-gate rates of other pipeline companies providing service in the North Louisiana-Arkansas area where each of such rates is higher than its proposed rate, also states that it will experience higher purchased gas expense because its Cotton Valley contract provides for a one cent periodic price increase effective January 1, 1961, and concludes by saying that its proposal to establish a stabilized rate for a five-year period through a rate fixed by contract (the superseding service agreement) is unique in the pipeline industry.

The City of DeQueen has requested that the proposed increase be made effective without suspension.

The proposed increased rates and charges contained in the aforementioned revised tariff sheets and the superseding service agreement tendered by Louisiana Nevada on June 13, 1960, may be unjust, unreasonable, unduly discriminatory, preferential, or otherwise unlawful.

The Commission finds:

(1) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the said proposed changes, and that the above-designated revised tariff sheets and the superseding service agreement be suspended and the use thereof deferred as hereinafter ordered.

(2) It is necessary and proper in the public interest in carrying out the provisions of the Natural Gas Act that Louisiana Nevada's proposed increased rates and its superseding service agreement be made effective as hereinafter provided and that Louisiana Nevada be required to file an undertaking as hereinafter ordered and conditioned.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing be held upon a date to be fixed by notice from the Secretary concerning the lawfulness of the proposed increased rates and charges contained in the above-designated revised tariffs sheets and superseding service agreement.

(B) Pending such hearing and decision thereon, said First Revised Sheets Nos. 3-A and 15-A, Second Revised Sheets Nos. 8, 13, 14 and 15, to Louisiana Nevada's FPC Gas Tariff, Original Volume No. 1 and its superseding service agreement with the City of DeQueen are hereby suspended and the use thereof deferred until July 15, 1960, and thereafter until such further time as they are made effective in the manner hereinafter prescribed.

(C) The rates, charges, classifications, services and service agreements set forth in the above-designated filings shall be effective as of July 15, 1960: *Provided, however,* That, within 20 days from the date of this order, Louisiana Nevada shall file a motion to place its rates in effect, as required by section 4(e) of the Natural Gas Act, and shall concurrently execute and file with the Secretary of the Commission the agreement and undertaking described in paragraph (E) below.

(D) Louisiana Nevada shall refund at such times and in such amounts to persons entitled thereto, and in such manner as may be required by final order of the Commission, the portion of the increased rates and charges found by the Commission in this proceeding not justified, together with interest thereon at the rate of 7 percent per annum from the date of payment to Louisiana Nevada until refunded; shall bear all costs of any such refunding, shall keep accurate ac-

NOTICES

counts in detail of all amounts received by reason of the increased rates or charges effective as of the date specified, for each billing period, specifying by whom and in whose behalf such amounts were paid; and shall report (original and one copy), in writing and under oath, to the Commission monthly, for each billing period and for each purchaser, the billing determinants of natural gas sales to such purchasers and the revenues resulting therefrom as computed under the rates in effect immediately prior to the date upon which the increased rates allowed by this order become effective, and under the rates and charges allowed by this order to become effective, together with the differences in the revenues so computed.

(E) As a condition of this order, within 20 days from the date of issuance hereof, Louisiana Nevada shall concurrently execute and file (original and three (3) copies) with the Secretary of the Commission its motion to make rates effective and its written agreement and undertaking to comply with the terms of paragraph (D) hereof, signed by a responsible officer of the corporation, evidenced by proper authority from the Board of Directors, and accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved, as follows:

Agreement and Undertaking of Louisiana Nevada Transit Company To Comply With The Terms And Conditions of Paragraph (D) of Federal Power Commission's Order for Hearing, Suspending Proposed Changes in Rates and Allowing Such Rate Changes To become Effective Upon Filing of Motion and Undertaking To Assure Refund of Excess Charges

In conformity with the requirements of the order issued (Date), in Docket No. RI60-2, Louisiana Nevada Transit Company hereby agrees and undertakes to comply with the terms and conditions of paragraph (D) of said order, and has caused this agreement and undertaking to be executed and sealed in its name by its officers, thereupon duly authorized in accordance with the terms of the resolution of its Board of Directors, a certified copy of which is appended hereto this _____ day of _____, 1960.

LOUISIANA NEVADA TRANSIT COMPANY,

By _____

Attest:

Secretary

Unless Louisiana Nevada is advised to the contrary within 15 days after the date of filing such agreement and undertaking, the agreement and undertaking shall be deemed to have been accepted.

(F) If Louisiana Nevada shall, in conformity with the terms and conditions of paragraph (D) of this order, make the refunds as may be required by order of the Commission, the undertaking shall be discharged, otherwise it shall remain in full force and effect.

(G) The revised tariff sheets and the superseding service agreement shall not be changed until this proceeding has been disposed of or until the period of suspension has expired, unless otherwise ordered by the Commission.

(H) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washing-

ton 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.37(f)) on or before August 29, 1960.

By the Commission.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 60-6731; Filed, July 19, 1960;
8:45 a.m.]

[Docket Nos. RI60-396, etc.]

TIDEWATER OIL CO. ET AL. Correction

JULY 13, 1960.

In the order providing for hearing on and suspension of proposed changes in rates and terminating proceeding, issued June 16, 1960 and published in the FEDERAL REGISTER on June 24, 1960 (25 F.R. 5851): After "By the Commission" add "Commissioner Kline dissenting as to the suspension of the rate filing in Docket No. RI60-404. He would reject the rate filings in Docket Nos. RI60-396, RI60-403 and RI60-405, and Supplement No. 36 to FPC Rate Schedule No. 2 in RI60-378."

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 60-6732; Filed, July 19, 1960;
8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3865]

SKIATRON ELECTRONICS AND TELEVISION CORP.

Order Summarily Suspending Trading

JULY 14, 1960.

The common stock, par value 10 cents per share of Skiatron Electronics and Television Corporation, being listed and registered on the American Stock Exchange, a national securities exchange; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on such Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the opinion further that such suspension is necessary in order to prevent fraudulent, deceptive or manipulative acts or practices, with the result that it will be unlawful under section 15(c)(2) of the Securities Exchange Act of 1934 and the Commission's Rule 15c2-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of such security, otherwise than on a national securities exchange;

It is ordered, Pursuant to section 19 (a)(4) of the Securities Exchange Act of 1934 that trading in said security on the American Stock Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative

acts or practices, this order to be effective for a period of ten (10) days, July 15, 1960, to July 24, 1960, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 60-6739; Filed, July 19, 1960;
8:46 a.m.]

GENERAL SERVICES ADMINIS- TRATION

[Delegation of Authority No. 383]

THE SECRETARY OF DEFENSE

Delegation of Authority

Authority to represent the interests of the executive agencies of the Federal Government in the matter of Carolina Power and Light Company for increased electric rates, Docket No. E-2, Sub 70, North Carolina Utilities Commission.

1. Pursuant to the provisions of sections 201(a)(4) and 205 (d) and (e) of the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, authority to represent the interest of the executive agencies of the Federal Government in the matter of petition of Carolina Power and Light Company For Increased Electric Rates, before the North Carolina Utilities Commission, Docket No. E-2, Sub 70, is hereby delegated to the Secretary of Defense.

2. The Secretary of Defense is hereby authorized to redelegate any of the authority contained herein to any officer, official or employee of the Department of Defense.

3. The authority conferred herein shall be exercised in accordance with the policies, procedures and controls prescribed by the General Services Administration, and shall further be exercised in cooperation with the responsible officers, officials and employees of General Services Administration.

4. This delegation of authority shall be effective June 15, 1960.

Dated: July 13, 1960.

FRANKLIN FLOETE,
Administrator.

[F.R. Doc. 60-6734; Filed, July 19, 1960;
8:45 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice No. 130]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

JULY 15, 1960.

The following letter-notices of proposals to operate over deviation routes for operating convenience only with service at no intermediate points have been filed with the Interstate Commerce Commission, under the Commission's Deviation Rules Revised, 1957 (49 CFR 211.1(c)(8)) and notice thereof to all

interested persons is hereby given as provided in such rules (49 CFR 211.1(d) (4)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 211.1(3)) at any time but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Deviation Rules Revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

No. MC-2202 (Deviation No. 8), ROADWAY EXPRESS, INC., 147 Park Street, Akron 9, Ohio, filed June 29, 1960. Carrier proposes to operate as a *common carrier*, by motor vehicle of *general commodities*, with certain exceptions, over a deviation route as follows: From Kirkersville, Ohio, over Interstate Highway 70 to Brownsville, Ohio, and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities between Kirkersville and Brownsville over Ohio Highway 440.

No. MC-2542 (Deviation No. 8), ADLEY EXPRESS COMPANY, 216 Crown Street, New Haven, Conn., filed June 21, 1960. Carrier proposes to operate as a *common carrier*, by motor vehicle of *general commodities*, with certain exceptions, over a deviation route as follows: From northern terminus of the Richmond-Petersburg Turnpike at Richmond over said turnpike to the southern terminus at Petersburg, Va., and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over pertinent service routes as follows: From Suffolk, Va., over U.S. Highway 460 to Petersburg, Va., and thence over U.S. Highway 1 via Richmond and Fredericksburg, Va., to Baltimore (also, for operating convenience only, (1) from Suffolk over unnumbered highways, junction U.S. Highway 17, thence over U.S. Highway 17 to junction of U.S. Highway 60, and thence over U.S. Highway 60 to Richmond, and (2) from junction U.S. Highway 17 and 60 over U.S. Highway 17 to Fredericksburg), and return over the same routes.

No. MC-9429 (Deviation No. 1), PAUL V. ADAMS TRUCKING, INC., Sanford, Maine, filed June 22, 1960. Carrier proposes to operate as a *common carrier* by motor vehicle of *general commodities*, with certain exceptions, over deviation routes, as follows: (A) from the junction of U.S. Highway 1 and Interstate Highway 95 near Danvers, Mass., over Interstate Highway 95 to the Massachusetts-New Hampshire State line; (b) from the Massachusetts-New Hampshire State line over Interstate Highway 95 to the

New Hampshire-Maine State line; and (c) from the southern terminus, at Kittery, Maine, of the Maine Turnpike, over the Maine Turnpike to the northern terminus at Augusta, Maine, and return over the same routes, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over pertinent service routes as follows: From Boston over U.S. Highway 1 via Smithtown and Portsmouth, N.H., to Portland, Maine, thence over Maine Highway 3 to Lewiston, Maine; from Boston over Massachusetts Highway 1-A to Massachusetts-New Hampshire State line, thence over New Hampshire Highway 1-A to Portsmouth, N.H., and thence to Lewiston, as specified above; from Boston over U.S. Highway 1 via Portland, Brunswick, Hampden and Bangor, Maine to Brewer, Maine; from Boston to Portland as specified above, thence over Maine Highway 3 to Augusta, thence over Maine Highway 9 to Hampden, and thence to Brewer as specified above; from Portsmouth, N.H., over U.S. Highway 4 to junction New Hampshire Highway 16, thence over New Hampshire Highway 16, to Dover, N.H., thence over New Hampshire 16-A to Somersworth, N.H., thence across the Salmon Falls River to Berwick, Maine, thence over Maine Highway 9 to Wells, Maine, thence over Maine Highway 109 to Springdale, Maine, thence over Maine Highway 224 to junction of U.S. Highway 202, thence over U.S. Highway 202 to Alfred, Maine, thence over Maine Highway 111 to Biddeford, Maine, and return over the same routes.

No. MC-13123 (Deviation No. 8), WILSON FREIGHT FORWARDING COMPANY, 3636 Follett Avenue, Cincinnati 23, Ohio, filed June 23, 1960. Carrier proposes to operate as a *common carrier* by motor vehicle of *general commodities*, with certain exceptions, over a deviation route as follows: From Washington, Pa., over U.S. Highway 19 to Pittsburgh, Pa., and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over pertinent service routes as follows: From Washington over Pennsylvania Highway 519 to junction Pennsylvania Highway 28, thence over Pennsylvania Highway 28 to Pittsburgh, and return over the same route.

No. MC-29988 (Deviation No. 5), DENVER-CHICAGO TRUCKING COMPANY, INC., 45th and Jackson Streets, Denver, Colo. Attorney Edward G. Bazelon, 39 So. La Salle Street, Chicago 3, Ill. Carrier proposes to operate as a *common carrier* by motor vehicle of *general commodities*, with certain exceptions, over deviation route as follows: From Buffalo, N.Y. over Interstate Highway 90 to Cleveland, Ohio, and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Chicago over U.S. Highway 20 to junc-

tion U.S. Highway 62, approximately 4 miles north of Hamburg, N.Y., thence over U.S. Highway 62 to Buffalo, N.Y., thence over New York Highway 130 to junction U.S. Highway 20, thence over U.S. Highway 20 via Avon, Auburn, and Lafayette, N.Y., to Albany, N.Y.

MOTOR CARRIERS OF PASSENGERS

No. MC-1501 (Deviation No. 47, amending Deviation No. 13), THE GREYHOUND CORPORATION, 140 South Dearborn Street, Chicago 3, Ill., filed June 27, 1960. Deviation Notice No. 13 relating to operations over the Tri-State Toll Highway, between the Lake County-Cook County boundary line and junction Illinois Highway 173, is amended to the following: From Chicago over Interstate Highway 94 to the Wisconsin-Illinois State Line, and return over the same route. Deviation Route proposal No. 13 was published in the July 23, 1958, issue of the FEDERAL REGISTER.

No. MC-1501 (Deviation No. 48), THE GREYHOUND CORPORATION, 140 South Dearborn Street, Chicago 3, Ill., filed June 27, 1960. Carrier proposes to operate as a *common carrier*, by motor vehicle of *passengers* over a deviation route as follows: From the junction of U.S. Highway 30 and an unnumbered highway at the south limits of Lisbon, Iowa, over U.S. Highway 30 to Cedar Rapids, Iowa, and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to operate over a service route as follows: From Grand Mound, Iowa, over U.S. Highway 30 to junction unnumbered highway and at the south limits of Lisbon, Iowa, thence over unnumbered highway to Lisbon, thence over unnumbered highway to Mt. Vernon, thence over Iowa Highway 150 to junction unnumbered highway known as Vernon Road, thence over Vernon Road to Cedar Rapids, Iowa.

No. MC-1501 (Deviation No. 49) THE GREYHOUND CORPORATION, 140 South Dearborn Street, Chicago 3, Ill., filed June 27, 1960. Carrier proposes to operate as a *common carrier*, by motor vehicle of *passengers*, over a deviation route as follows: From Chicago over Interstate Highway 90 to junction Interstate Highway 294, thence over Interstate Highway 294 to its interchange with U.S. Highway 66, and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to operate over a service route as follows: from Chicago over U.S. Highway 66, and return.

No. MC-1501 (Deviation No. 50), THE GREYHOUND CORPORATION, 140 South Dearborn Street, Chicago 3, Ill., filed June 27, 1960. Carrier proposes to operate as a *common carrier*, by motor vehicle of *passengers*, over a deviation route as follows: From the junction of U.S. Highway 30 and alternate U.S. Highway 30 southeast of Fulton, Ill., over U.S. Highway 30 to Clinton, Iowa, and return over the same route, for operating convenience only, serving no inter-

mediate points. The notice indicates that the carrier is presently authorized to transport passengers over a pertinent service route as follows: From Morrison, Ill., over U.S. Highway 30 to a point approximately 9 miles west of Morrison, thence over alternate U.S. Highway 30 via Fulton, Ill., to Clinton, Iowa, and return over the same route.

No. MC-1501 (Deviation No. 51), THE GREYHOUND CORPORATION, 140 South Dearborn Street, Chicago 3, Ill., filed June 27, 1960. Carrier proposes to operate as a *common carrier*, by motor vehicle of *passengers*, over a deviation route as follows: From the junction of Interstate Highway 80 and U.S. Highway 6, one mile east of Dexter, Iowa, over Interstate Highway 80 to interchange with U.S. Highway 71, three miles south of Brayton, Iowa, thence over U.S. Highway 71 to Atlantic, Iowa, and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to operate over pertinent service routes as follows: From Des Moines, Iowa, over Iowa Highway 90 to Atlantic; and from Des Moines over U.S. Highway 6 to junction Iowa Highway 90, and return over the same routes.

By the Commission.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 60-6753; Filed, July 19 1960;
8:48 a.m.]

[No. MC-C-3028]

NOTICE OF FILING OF PETITION FOR THE ISSUANCE OF DECLARATORY ORDER

JULY 15, 1960.

Petitioner: BAB TRANSFER, INC., Springfield, Mass.; Petitioner's attorney: Arthur M. Marshall, 145 State Street, Springfield 3, Mass. By petition dated June 20, 1960, petitioner states that it is a (a) Motor Carrier subject to Part II of the Interstate Commerce Act, operating under Irregular Route Common Carrier Certificate No. 4571 dated October 9, 1950, issued by the Department of Public Utilities of The Commonwealth of Massachusetts, authorizing the transportation of General Commodities anywhere within the Commonwealth of Massachusetts, (b) Public Warehouseman subject to the General Laws of the Commonwealth of Massachusetts, operating under a License as a Public Warehouseman dated June 11, 1952, issued by the Commonwealth of Massachusetts, and (c) Warehouseman of Shippers' Agent in consolidating and distributing pool bars at Springfield, Mass., in which its services and responsibilities to shippers in connection with such operations are confined to the terminal area in which such operations are performed. The subject petition is filed pursuant to the provisions of section 5(d) of the Administrative Procedure Act, 5 U.S.C. section 1004(d) and petitions the Commission (1) To issue a Declaratory Order

that the operations and services provided by Bab Transfer, Inc., Springfield, Mass., are not those of a Freight Forwarder as defined in section 402(a) (5) of the Interstate Commerce Act, or (2) To assign a Hearing at Springfield, Mass., in the event that the Commission cannot issue the Declaratory Order sought in (1) above without a Hearing. Petitioner states the petition arised from a letter dated April 7, 1960, addressed to petitioner from the Bureau of Water Carriers and Freight Forwarders of the Interstate Commerce Commission which states in effect that the services offered by petitioner are those of a freight forwarder which require the holding of an appropriate permit from this Commission in order to lawfully engage therein. Any person or persons desiring to participate in this proceeding may file an appropriate pleading within 30 days from the date of this publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 60-6755; Filed, July 19, 1960;
8:48 a.m.]

[Notice 333]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

JULY 15, 1960.

The following publications are governed by the Interstate Commerce Commission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209 and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings will be called at 9:30 o'clock a.m., United States standard time (or 9:30 o'clock a.m., local daylight saving time), unless otherwise specified.

APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

MOTOR CARRIERS OF PROPERTY

No. MC 14421 (Sub No. 19), filed July 15, 1960. Applicant: CHICAGO DUBUQUE MOTOR TRANSPORTATION COMPANY, a Corporation, P.O. Box 388, Dubuque, Iowa. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment, serving the plant site of the J. I. Case Company, located approximately one mile north of the junction of Minnesota Highways 55 and 49, as an off-route point in connection with applicant's presently authorized regular route operations to and from St. Paul and Minneapolis, Minn.

HEARING: July 28, 1960, in Room 926, Metropolitan Building, Second Avenue, South and Third, Minneapolis, Minn., before Joint Board No. 145.

No. MC 69166 (Sub No. 55), filed July 15, 1960. Applicant: SPECTOR FREIGHT SYSTEM, INC., 3100 South Wolcott Avenue, Chicago, Ill. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the plant site of the J. I. Case Company, located approximately one mile north of the junction of Minnesota Highways 55 and 49, as an off-route point in connection with applicant's presently authorized regular route operations to and from St. Paul and Minneapolis, Minn.

HEARING: July 28, 1960, in Room 926, Metropolitan Building, Second Avenue, South and Third, Minneapolis, Minn., before Joint Board No. 145.

No. MC 108586 (Sub-No. 49), July 15, 1960. Applicant: STEFFKE FREIGHT COMPANY, Box 990, Wausau, Wis. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, household goods, as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the plant site of the J. I. Case Company, located approximately one mile north of the junction of Minnesota Highways 55 and 49, as an off-route point in connection with applicant's presently authorized regular route operations to and from St. Paul and Minneapolis, Minn.

HEARING: July 28, 1960, in Room 926, Metropolitan Building, Second Avenue, South and Third, Minneapolis, Minn., before Joint Board No. 145.

No. MC 108987 (Sub No. 8), filed July 14, 1960. Applicant: POOLE TRANSFER, INC., 807 East Fourth Street, Muscatine, Iowa. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. 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, commodities in bulk, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities requiring special equipment, and those injurious or contaminating to other lading, serving the plant site of the J. I. Case Company, located approximately one mile north of the junction of Minnesota Highways 55 and 49, as an off-route point in connection with applicant's presently authorized regular route operations to and from St. Paul and Minneapolis, Minn.

HEARING: July 28, 1960, in Room 926, Metropolitan Building, Second Avenue, South and Third, Minneapolis, Minn., before Joint Board No. 145.

APPLICATIONS FOR CERTIFICATES OR PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION 5 GOVERNED BY SPECIAL RULE 1.240 TO THE EXTENT APPLICABLE

No. MC 98903 (Sub No. 2), filed July 11, 1960. Applicant: COLORADO MOTORWAY, INC., 1805 Broadway, Denver 2, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, and *express, mail, and newspapers*, in the same vehicle with passengers, between Denver, Colo., and Fort Collins, Colo., (1) from Denver over U.S. Highway 287 to Fort Collins, and return over the same route, serving all intermediate points; and (2) from Denver over U.S. Highway 87 in a northerly direction approximately 23 miles to junction Colorado Highway 240, thence in a westerly direction over Colorado Highway 240 via Erie, Colo., to junction U.S. Highway 287, thence over U.S. Highway 287 to Fort Collins, and return over the same route, serving all intermediate points.

NOTE: The route described in (1) above was operated by applicant's predecessor in interest on and prior to June 1, 1935. Both Routes (1) and (2) have been operated under the second proviso of section 206(a)(1). This case is directly related to MC-F 7488.

No. MC 98556 (Sub No. 2), filed July 11, 1960. Applicant: COLORADO TRANSPORTATION COMPANY, a Corporation, doing business as ROCKY MOUNTAIN MOTOR COMPANY, 1805 Broadway, Denver 2, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, and *express, mail, and newspapers*, in the same vehicle with passengers, in year-round and seasonal operations from May 31 to October 1, inclusive, as more fully described in the application, (A) between Denver, Colo., and Estes Park, Colo., (1) from Denver in a northerly direction over U.S. Highway 287 through Longmont and Loveland, Colo., to junction U.S. Highway 34, thence west over U.S. Highway 34 to Estes Park, and return over the same route, serving all intermediate points; (2) from Denver in a northwesterly direction over the Denver-Boulder Turnpike to Boulder, Colo, thence north over Colorado Highway 7, through Lyons and Allenspark, Colo., to Estes Park, and return over the same route, serving all intermediate points; and (3) from Denver to Lyons as described in (2) above, thence west over Colorado Highway 66 to Estes Park, and return over the same route, serving all intermediate points; (B) between Estes Park, Colo., and Grand Lake, Colo., from Estes Park, west and south over U.S. Highway 34 to Grand Lake, and return over the same route, serving all intermediate points; (C) from Grand Lake, Colo., to Denver, Colo., from Grand Lake in a southerly direction over U.S. Highway 34 to junction U.S. Highway 40, thence south and east over U.S. Highway 40 through Granby, Berthoud Pass, and Idaho Springs, Colo., to junction U.S. Highway 6 at Floyd Hill, Colo., thence east over U.S. Highway 6 to Denver,

servicing all intermediate points; (D) between Longmont, Colo., and Estes Park, Colo., from Longmont west over Colorado Highway 66 to Lyons, thence west over the route described in (A) (3) above to Estes Park, and return over the same route, serving all intermediate points; (E) between Greeley, Colo., and Loveland, Colo., from Greeley in a westerly direction over U.S. Highway 34 to Loveland, and return over the same route, serving all intermediate points; and (F) between Denver Mountain Parks, Colo., from Denver west over the route described in (C) above over U.S. Highway 6 to junction U.S. Highway 40, approximately eleven (11) miles west of Denver, thence south and west over U.S. Highway 40 to junction unnumbered highway going south past Red Rocks, Colo., thence south over said unnumbered highway going through Red Rocks Park to Morrison, Colo., thence west over Colorado Highway 74 through Kittredge, Colo., to Evergreen, Colo., thence north over unnumbered highway through Wah Keeney to Bergen Park, thence east over Colorado Highway 103 to junction U.S. Highway 40, thence east over U.S. Highway 40 to junction unnumbered highway going northeast to Lookout Mountain, thence northeast over said unnumbered highway to the top of Lookout Mountain, thence northeast over Lariat Trail to junction U.S. Highway 6, thence over the route described in (C) above to Denver, and return over the same route, serving all intermediate points.

NOTE: Applicant states that the routes described above include some duplications for the sake of clarity, but no duplicating routes are described twice, and therefore requests that all duplications be omitted. This case is directly related to MC-F 7488.

By the Commission.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 60-6777; Filed, July 19, 1960; 8:51 a.m.]

[Notice 332]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

JULY 15, 1960.

The following publications are governed by the Interstate Commerce Commission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209 and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings will be called at 9:30 o'clock a.m., United States standard time (or 9:30 o'clock a.m., local daylight saving time), unless otherwise specified.

APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

MOTOR CARRIERS OF PROPERTY

Correction. The FEDERAL REGISTER, issue of July 7, 1960, at page 6393 indicated in column three of that page the assignment for Pre-Hearing Conference of certain applications. Inadvertently, the as-

signment of these applications was not prefaced by a heading reading: **APPLICATIONS ASSIGNED FOR PRE-HEARING CONFERENCE.** The purpose of this notice is to advise that those applications beginning with No. MC 704 (Sub No. 22), and continuing to No. MC 119176 (Sub No. 1), are assigned for PRE-HEARING CONFERENCE on August 3, 1960, at the Baker Hotel, Dallas, Tex., before Examiner James C. Cheseldine.

No. MC 2900 (Sub No. 101), (CORRECTION), filed June 28, 1960, published in the FEDERAL REGISTER, issue of July 13, 1960. Applicant RYDER TRUCK LINES, INC. 2050 Kings Road, P.O. Box 2408, Jacksonville, Fla. The notice of filing of the subject application, published at page 6594, issue of July 13, 1960, FEDERAL REGISTER, under those applications requesting handling without oral hearing, indicated carrier's trade name as Ryder Tank Lines, Inc., in error. The correct corporate name of applicant is *Ryder Truck Lines, Inc.*

No. MC 7746 (Sub No. 103), filed May 12, 1960. Applicant: UNITED TRUCK LINES, INC., East 915 Springfield Avenue, Spokane 2, Wash. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood products*, manufactured or produced by a shake or shingle mill including, but not limited to, shakes, shingles and trim, between points in Whatcom, Skagit, Snohomish, Clallam, Jefferson, Grays Harbor, Mason, Pacific, Wahkiakum, King, Thurston, Lewis, Cowlitz, Clark, Pierce, Skamania, Kitsap, and San Juan Counties, Wash., on the one hand, and, on the other, Portland, Oreg., and points in California.

HEARING: September 26, 1960, at the Federal Office Building, Seattle, Wash., before Joint Board No. 5, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 7746 (Sub No. 104), filed May 12, 1960. Applicant: UNITED TRUCK LINES, INC., East 915 Springfield Avenue, Spokane 2, Wash. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products and meat by-products, dairy products, articles distributed by meat packing houses, and such commodities* as are used by meat packers in the conduct of their business when destined to and for use by meat packers, as described in Sections A, B, C and D of Appendix 1 to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, between Nampa, Boise, Twin Falls, and Caldwell, Idaho, on the one hand, and, on the other, points in California.

HEARING: September 22, 1960, at the Public Utilities Commission, State House, Boise, Idaho, before Examiner James A. McKiel.

No. MC 7746 (Sub No. 105), filed May 12, 1960. Applicant: UNITED TRUCK LINES, INC., East 915 Springfield Avenue, Spokane 2, Wash. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, household goods, as defined by the Commission, commodities in bulk, and those requiring special equipment, be-

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tween U.S. Highway 95 and U.S. Highway 30 near Fruitland, Idaho, and Pasco, Wash.: from junction U.S. Highway 95 and 30 over U.S. Highway 30 to junction U.S. Highway 395; and thence over U.S. Highway 395 to Pasco, Wash., and return over the same route serving no intermediate points and serving Junction U.S. Highways 95 and 30 for purposes of joinder only, as an alternate route for operating convenience only.

HEARING: September 27, 1960, at the Federal Office Building, Seattle, Wash., before Joint Board No. 81, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 9895 (Sub No. 113), filed June 30, 1960. Applicant: DENVER CHICAGO TRANSPORT COMPANY, INC., East 45th Avenue at Jackson Street, Denver, Colo. Applicant's attorney: Alvin J. Meiklejohn, Jr., Suite 526 Denham Building, Denver 2, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, and *liquid caustic soda*, in bulk, from points in Colorado, to points in Nebraska.

HEARING: September 20, 1960, at the New Customs House, Denver, Colo., before Joint Board No. 31.

No. MC 10761 (Sub No. 95), filed May 16, 1960. Applicant: TRANSAMERICAN FREIGHT LINES, INC., 1700 North Waterman Avenue, Detroit 9, Mich. Applicant's attorney: Howell Ellis, Suite 1210-12 Fidelity Building, 111 Monument Circle, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, livestock, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment, serving the point of Freehold, N.J., as an off-route point in connection with applicant's authorized regular route operations between Harrisburg, Pa., and Newark, N.J.

HEARING: September 16, 1960, at the Governor Clinton Hotel, 31st and 7th Avenue, New York, N.Y., before Examiner Michael B. Driscoll.

No. MC 17593 (Sub No. 22), filed May 31, 1960. Applicant: PIERCE FREIGHT LINES, INC., 2825 Northwest Yeon Avenue, Portland, Ore. Applicant's attorney: Robert R. Hollis, 1121 Equitable Building, Portland, Ore. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: (1) *General commodities*, except bulk petroleum products, between Corvallis, Ore., and Lebanon, Ore., over unnumbered Linn County Roads, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's authorized regular route operations; and (2) *General commodities*, except commodities in bulk, between Vacaville, Calif., and Dunnigan, Calif., over U.S. Highway 5W, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's authorized regular route operations

between Portland, Ore., and San Francisco, Calif.

HEARING: October 3, 1960, at the Interstate Commerce Commission Hearing Room, 410 Southwest 10th Avenue, Portland, Ore., before Joint Board No. 11, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 19778 (Sub No. 35), filed April 25, 1960. Applicant: CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD COMPANY, a Corporation, 516 West Jackson Boulevard, Chicago 6, Ill. Applicant's attorney: Robert F. Munsell, Assistant General Solicitor, Chicago, Milwaukee, St. Paul and Pacific Railroad Company, 888 516 West Jackson Boulevard, Chicago 6, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except household goods, as defined by the Commission, (1) Between Chicago, Ill., and Joliet, Ill., from Chicago over Illinois Highway 50 to junction U.S. Highway 6, thence over U.S. Highway 6 to junction Illinois Highway 1, thence over Illinois Highway 1 to junction Illinois Highway 17, thence over Illinois Highway 17 to junction U.S. Highway 52, thence over U.S. Highway 52 to Joliet, and return over the same route. (2) Between Chicago, Ill., and De Kalb, Ill., from Chicago over Illinois Highway 64 to junction U.S. Highway 45, thence over U.S. Highway 45 to junction Illinois Highway 19, thence over Illinois Highway 19 to junction U.S. Highway 20 in Elgin, Ill., thence over U.S. Highway 20 to junction Illinois Highway 72, thence over Illinois Highway 72 to junction Illinois Highway 23, thence over Illinois Highway 23 to De Kalb, and return over the same route. Serving the intermediate points of Bensenville, Wooddale, Itasca, Roselle, Elgin, Pinegroe Grove, Hampshire, De Kalb, Chicago Heights, Momence, Manhattan, and Joliet, Ill., and the off-route points of Ontarioville, Bartlett, Spaulding, Blue Island, North Harvey, Thornton, Brock, Puder, Delmar, Whitaker, Yeager, Peotone, Andres, Wilton, and Faithorn, Ill., on the above-specified routes. (3) Between Joliet, Ill., and Chicago, Ill., from Joliet over Alternate U.S. Highway 66 to junction U.S. Highway 66, thence over U.S. Highway 66 to Chicago, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with proposed route (1) above. (4) Between junction Illinois Highway 64 and U.S. Highway 45, and junction Illinois Highways 64 and 23, from junction Illinois Highway 64 and U.S. Highway 45 over Illinois Highway 64 to junction Illinois Highway 23, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with proposed route (2) above. (5) Between Elgin, Ill., and junction Illinois Highways 31 and 64, from Elgin over Illinois Highway 31 to junction Illinois Highway 64, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with proposed route (2) above.

Note: Section 210, dual operations, may be involved.

HEARING: October 13, 1960, in Room 852, U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Joint Board No. 21.

No. MC 20314 (Sub No. 1), filed May 24, 1960. Applicant: JOHN J. CASALE, INC., 510 West 21st Street, New York, N.Y. Applicant's attorneys: Herbert Burstein, 160 Broadway, New York 38, N.Y., and Wendell Y. Blanning, 612 Barr Building, 910 17th Street, NW., Washington 6, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, commodities in bulk, and those injurious or contaminating to other lading, between New York, N.Y., and points in that part of New Jersey north of U.S. Highway 30, and points in Nassau, Suffolk, Westchester, Rockland, Ulster, Dutchess, and Orange Counties, N.Y., points in that part of Connecticut west of the Connecticut River, and points in Philadelphia, Delaware, Bucks, Lehigh, Northampton, Pike, and Wayne Counties, Pa.

HEARING: September 12, 1960, at the Governor Clinton Hotel, 31st and 7th Avenue, New York, N.Y., before Examiner Michael B. Driscoll.

No. MC 21563 (Sub No. 3), filed May 25, 1960. Applicant: ANDREW J. KOVACS, 627 Rahway Avenue, Woodbridge, N.J. Applicant's attorney: William J. Augello, Jr., 2 West 45th Street, New York 36, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such products as are manufactured, reclaimed or distributed by the manufacturers of heat resisting materials*, and in connection therewith, *equipment, materials and supplies* used in the manufacture thereof, and *returned, damaged or rejected shipments* of the above-described commodities, between Port Murray, N.J., and points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New York, Pennsylvania, Rhode Island, Vermont, and the District of Columbia.

HEARING: September 16, 1960, at the Governor Clinton Hotel, 31st and 7th Avenue, New York, N.Y., before Examiner Michael B. Driscoll.

No. MC 29988 (Sub No. 73), filed May 18, 1960. Applicant: DENVER-CHICAGO TRUCKING COMPANY, INC., 45th Avenue at Jackson Street, Denver, Colo. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Meat, Meat Products, Meat By-Products, and Articles Distributed by Meat Packing Houses*, from Pueblo, Colo., to Philadelphia, Pa.: From Pueblo over U.S. Highway 85 to Denver (also from Pueblo over U.S. Highway 85 to junction U.S. Highway 87, thence over U.S. Highway 87 to Denver), thence over U.S. Highway 85 to Greeley, Colo., thence over U.S. Highway 34 to junction U.S. Highway 6, thence over U.S. Highway 6 to Sterling, Colo. (also from Denver over U.S. Highway 6 to

Sterling), thence over U.S. Highway 138 to junction U.S. Highway 30, thence over U.S. Highway 30 to junction Alternate U.S. Highway 30, and thence over Alternate U.S. Highway 30 to Chicago, Ill., thence from Chicago over city streets to the Indiana Turnpike at the Illinois-Indiana State line, thence over the Indiana Turnpike to junction Ohio Turnpike at the Indiana-Ohio State line, thence over the Ohio Turnpike to junction Pennsylvania Turnpike at the Ohio-Pennsylvania State line (also from Chicago over Illinois Highway 1 to junction U.S. Highway 6, thence over U.S. Highway 6 to New Rochester, Ohio, thence over U.S. Highway 23 to junction Ohio Highway 18, thence over Ohio Highway 18 to junction U.S. Highway 224, thence over U.S. Highway 224 to junction Ohio Highway 7, thence over Ohio Highway 7 to the Youngstown Interchange of the Ohio Turnpike, thence over the Ohio Turnpike to junction Pennsylvania Turnpike at the Ohio-Pennsylvania State line), thence over the Pennsylvania Turnpike to the Valley Forge (No. 24) Interchange, thence over Pennsylvania Highway 43 to Philadelphia, Pa. (also to the Norristown (No. 25) Interchange, thence over Alternate U.S. Highway 422 to Philadelphia) (also to the Norristown (No. 25) Interchange, thence over Alternate U.S. Highway 422 to junction U.S. Highway 422, thence over U.S. Highway 422 to Philadelphia) (also to the Fort Washington (No. 26) Interchange, thence over U.S. Highway 309 to Philadelphia) (also to the Fort Washington (No. 26) Interchange, thence over U.S. Highway 309 to junction Alternate U.S. Highway 422, thence over Alternate U.S. Highway 422 to Philadelphia) (also to the Willow Grove (No. 27) Interchange, thence over U.S. Highway 611 to Philadelphia) (also to the Philadelphia (No. 28) Interchange, thence over U.S. Highway 1 to Philadelphia), serving no intermediate points except as otherwise authorized.

HEARING: September 27, 1960, at the New Customs House, Denver, Colo., before Examiner James A. McKiel.

No. MC 31466 (Sub No. 25) filed May 30, 1960. Applicant: L.C.L. TRANSIT COMPANY, a Corporation, 520 North Roosevelt Street, Green Bay, Wis. Applicant's attorney: Adolph E. Solle, 715 First National Bank Building, Madison 3, Wis. Authority sought to operate as a *contract or common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, packing house products and articles* distributed by meat packing houses as described in Appendix 1 of *Description in Motor Carrier Certificates*, 61 M.C.C. 272-273, from Madison and Cudahy, Wis., to points in Anoka, Carver, Chisago, Dakota, Goodhue, Hennepin, Isanti, Le Sueur, McLeod, Nicollet, Ramsey, Rice, Sherburne, Sibley, Scott, Washington, and Wright Counties, Minn., located beyond the Minneapolis-St. Paul, Minn., Commercial Zone, and *empty containers or other such incidental facilities*, used in transporting the above described commodities, on return.

NOTE: A proceeding has been instituted under section 212(c) of the Interstate Com-

merce Act to determine whether applicant's status is that of a contract or common carrier in No. MC 31466 (Sub No. 22).

HEARING: October 6, 1960, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 142.

No. MC 36509 (Sub No. 14), filed March 23, 1960. Applicant: LOOMIS ARMORED CAR SERVICE, INC., 55 Battery Street, Seattle, Wash. Applicant's attorney: George H. Hart, Central Building, Seattle 4, Wash. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Coin and bullion*, between Denver, Colo., Boston, Mass., Richmond, Va., Cleveland and Cincinnati, Ohio, Jacksonville, Fla., Louisville and Fort Knox, Ky., New Orleans, La., Dallas, San Antonio, Houston, and El Paso, Tex., St. Louis and Kansas City, Mo., Minneapolis, Minn., Helena, Mont., San Francisco and Los Angeles, Calif., Seattle, Wash., Omaha, Nebr., Portland, Oreg., Cashier's Office of the Treasurer of the United States, Wash., D.C., Philadelphia and Pittsburgh, Pa., Atlanta, Ga., Nashville and Memphis, Tenn., Buffalo, New York City, and West Point, N.Y., Chicago, Ill., Little Rock, Ark., Charlotte, N.C., Birmingham, Ala., Detroit, Mich., Oklahoma City, Okla., Salt Lake City, Utah, and Baltimore, Md.

NOTE: Applicant consents to elimination of any duplicating authority.

HEARING: September 30, 1960 at the New Customs House, Denver, Colo., before Examiner James A. McKiel.

No. MC 40007 (Sub No. 67) (CORRECTION), filed May 30, 1960, published FEDERAL REGISTER, issue of July 7, 1960. Applicant: RELIABLE TRANSPORTATION COMPANY, a Corporation, 4817 Sheila Street, Los Angeles 22, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from points in Arizona to all ports of entry in Arizona and California on the International boundary between the United States and the Republic of Mexico, for export.

NOTE: Previous publication designated Joint Board No. 167, in error. The application is correctly assigned before Joint Board No. 47.

HEARING: Remains as reassigned on September 26, 1960, at the Federal Building, Los Angeles, Calif., before Joint Board No. 47, or, if the Joint Board waives its right to participate, before Examiner William E. Messer.

No. MC 41116 (Sub No. 6) (REPUBLICATION), filed October 5, 1959, published in the FEDERAL REGISTER, issue of December 23, 1959. Applicant: LOIS M. FOGLEMAN, doing business as FOGLEMAN TRUCK LINE, 1001 West Northern Avenue, Crowley, La. Applicant's attorney: Harold R. Ainsworth, 2307 American Bank Building, New Orleans, La. AND No. MC 114486 (Sub No. 3) (RE-PUBLICATION), filed November 20, 1959, published in the FEDERAL REGISTER, issue of January 20, 1960. Applicant: AUTREY F. JAMES, doing business as A. F. JAMES TRUCK LINE, 2902 Lester

Street, Texarkana, Tex. Applicant's attorney: H. V. Eskelin, P.O. Box 2028, Kansas City 42, Mo. The above-titled proceeding, filed October 5, 1959, as amended, and the sub-titled proceeding, filed November 20, 1959, as amended, both through inadvertence sought authority from an origin point designated as Sterlington, La. At the hearing before Examiner John B. Mealy, it was ascertained that the shipper supporting the application has production facilities at Sterlington, but manufactures the product, ammonium nitrate for which authority was sought in the subject applications at its Pace Lake plant situated on Louisiana Highway 553 about 5 miles from Sterlington (an unincorporated community). The Examiner permitted amendments to the applications re-describing the origin point, and in a Report and Order, served April 13, 1960, the Examiner found that applicants are fit, willing and able to conduct operations as *contract carriers*, by motor vehicle, under continuing contracts with Commercial Solvents Corporation of Sterlington, La., of *dry ammonium nitrate fertilizer*, in bulk or in bags, from the Pace Lake facility of Commercial Solvents Corporation located about 5 miles from Sterlington, La., on Louisiana Highway 553, to points in Alabama, Arkansas, Mississippi, Oklahoma, Tennessee, and Texas. Any person or persons who may have been prejudiced by the allowance of the amendments, may, within 30 days from the date of this publication in the FEDERAL REGISTER, file an appropriate pleading.

No. MC 41347 (Sub No. 1), filed June 9, 1960. Applicant: DE BACK CARTAGE COMPANY, INC., 4841 West Burnham Street, West Allis 19, Wis. Applicant's attorney: William C. Dineen, 710 North Plankinton Avenue, Milwaukee 3, Wis. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Hydraulic jack parts*, from points in Milwaukee County, Wis., to Hebron, Ill., and (2) *Completed Hydraulic Jacks*, from Hebron, Ill. to West Allis (Milwaukee County), Wis.

NOTE: Applicant states the proposed operations will be under a continuing contract or contracts with the Blackhawk Mfg. Co. of Milwaukee, Wis.

HEARING: October 5, 1960, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 13.

No. MC 42487 (Sub No. 448), filed February 19, 1960. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION, 175 Linfield Drive, Menlo Park, Calif. Applicant's attorney: Ronald E. Poelman, same address as applicant. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Potato products*, frozen, from points in California, Oregon, Washington, Idaho, and Utah to points in Colorado, Nebraska, Kansas, Iowa, Minnesota, Wisconsin, Michigan, Illinois, Indiana, Ohio, Missouri, and Kentucky.

HEARING: September 19, 1960, at the Public Utilities Commission, State House, Boise, Idaho, before Examiner James A. McKiel.

No. MC 42487 (Sub No. 455), filed April 11, 1960. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. Applicant's attorney: William B. Adams, Pacific Building, Portland 4, Ore. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Caustic soda*, in bulk, in tank vehicles, from Burley, Idaho, to points in Utah, Wyoming, Colorado, and Montana.

HEARING: September 23, 1960, at the Public Utilities Commission, State House, Boise, Idaho, before Examiner James A. McKiel.

No. MC 43251 (Sub No. 7), filed June 10, 1960. Applicant: H. MAYNARD GOULD CO., Union Street, East Walpole, Mass. Applicant's attorney: Raymond E. Bernard, 53 State Street, Boston 9, Mass. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Roll paper felt*, from Phillipsdale, R.I., to Salem, N.J., and rolls of *unfinished floor covering* from Salem, N.J., to Norwood, Mass.

NOTE: Applicant holds common carrier authority in Permit No. MC 34689 and Subs thereunder. Dual operations under section 210 may be involved.

HEARING: September 30, 1960, at the New Post Office and Court House Building, Boston, Mass., before Examiner Michael B. Driscoll.

No. MC 43448 (Sub No. 1), filed May 2, 1960. Applicant: SAM BERTUCCI, doing business as TACOMA-RAINIER AUTO FREIGHT, 523 Puyallup Avenue, Tacoma, Wash. Authority sought to operate as a *common carrier*, by motor vehicle, over a *regular route*, transporting: *General commodities and high explosives*, including *blasting powder and caps*, but excluding articles of unusual value, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between Tacoma, Wash., and Bucoda and Vail, Wash., from Tacoma over Washington Highway 5 to junction Washington Highway 5H, thence over Washington Highway 5H to junction Washington Highways 1N and 5H near Tenino, Wash., thence over Washington Highway 1N to Bucoda (also from junction Washington Highway 5H and unnumbered highway near Rainier, Wash., over unnumbered highway to Vail), and return over the same route, serving the intermediate points of Roy, McKenna, Yelm, Rainier, and Tenino, Wash.

NOTE: Duplication with present authority to be eliminated.

HEARING: September 29, 1960, at the Federal Office Building, Seattle, Wash., before Joint Board No. 80, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 52498 (Sub No. 4), filed May 23, 1960. Applicant: CLAUDE CECIL RIFE, doing business as RIFE TRUCKING CO., Box 446, Yerington, Nev. Applicant's attorney: Paul D. Laxalt,

Sweetland Building, Carson City, Nev. 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, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, serving points between the California-Nevada State line and junction U.S. Highways 50 and 395 near Carson City, Nev., over U.S. Highway 50, as intermediate points in connection with applicant's authorized regular route operations.

HEARING: September 1, 1960, at the Nevada Public Service Commission, Room 204, State Office Building, East Musser Street, Carson City, Nev., before Joint Board No. 128.

No. MC 52709 (Sub No. 108), filed May 31, 1960. Applicant: RINGSBY TRUCK LINES, INC., 3201 Ringsby Court, Denver, Colo. Applicant's attorney: John W. Carlisle, Legal Department (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Liquid glue*, in bulk, in tank vehicles, (1) from Chicago, Ill., and St. Louis, Mo., to points in California; and (2) from St. Louis, Mo., to Denver, Colo.; and (B) *Damaged or rejected shipments*, from the above-specified destination points to their respective origin points.

NOTE: Common control may be involved.

HEARING: September 26, 1960, at the New Customs House, Denver, Colo., before Examiner James A. McKiel.

No. MC 52709 (Sub No. 111), filed June 13, 1960. Applicant: RINGSBY TRUCK LINES, INC., 3201 Ringsby Court, Denver 5, Colo. Applicant's attorney: John W. Carlisle (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Citrus fruit juice*, unfermented, frozen or other than frozen, in bulk, in tank vehicles, from Ontario and Corona, Calif., to points in the United States, including the District of Columbia, but excluding points in Alaska and Hawaii.

NOTE: Common control may be involved.

HEARING: September 29, 1960, at the New Customs House, Denver, Colo., before Examiner James A. McKiel.

No. MC 52709 (Sub No. 115), filed June 27, 1960. Applicant: RINGSBY TRUCK LINES, INC., 3201 Ringsby Court, Denver 5, Colo. Applicant's attorney: John W. Carlisle (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Condensed fish solubles* (liquid fish oil residuum) fish meal, fish oil, and fish solubles (dry), in bulk, in tank vehicles, from San Diego, Los Angeles harbor, Terminal Island, Monterey, and San Francisco, Calif., and Warrenton, Ore., to points in Montana, Utah, Colorado, Idaho, New Mexico, Oregon, Washington, Nevada, Arizona, Wyoming, Kansas, Nebraska, Iowa, Missouri, Oklahoma, Texas, South Dakota, Illinois, Indiana, Wisconsin, Kentucky, Tennessee, Arkansas, Mississippi, Alabama, Michigan, and Ohio.

HEARING: September 12, 1960, at the Federal Building, Los Angeles, Calif., before Examiner F. Roy Linn.

No. MC 52858 (Sub No. 86), filed May 4, 1960. Applicant: CONVOY COMPANY, a Corporation, 3900 Northwest Yeon Avenue, Portland 10, Ore. Applicant's attorney: Marvin Handler, 625 Market Street, San Francisco 5, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cabs, truck, trailer and bus bodies*, and *parts* thereof when accompanying shipments thereof, from La Conner, Wash., to points in California, and *returned shipments* of the same commodities, limited to those which were manufactured or assembled at La Conner, on return.

HEARING: September 29, 1960, at the Federal Office Building, Seattle, Wash., before Joint Board No. 5, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 63562 (Sub No. 38), filed April 22, 1960. Applicant: NORTHERN PACIFIC TRANSPORT COMPANY, a Corporation, 176 East Fifth Street, St. Paul, Minn. Applicant's attorney: Harold K. Bradford, Jr., 176 East Fifth Street, St. Paul, Minn. Applicant's representative: Leland M. Cowan, 425 Burlington Avenue, Billings, Mont. Authority sought to operate as a *common carrier*, by motor vehicle, transporting: *General commodities*, except Classes A and B explosives, and household goods, as defined by the Commission, serving the Townsite of Basin City (Franklin County), Wash., and points within 10 miles thereof, as off-route points in connection with applicant's authorized regular route operations in Certificate No. MC 63562 (Sub No. 32).

NOTE: Applicant requests any duplication be eliminated.

HEARING: September 15, 1960, at the Pasco Community Center, Pasco, Wash., before Joint Board No. 80, or, if the Joint Board waives its right to participate, before Examiner James A. McKiel.

No. MC 65802 (Sub No. 17), filed May 25, 1960. Applicant: LYNDEN TRANSFER, INC., P.O. Box 433, Lynden, Wash. Applicant's attorney: James T. Johnson, 609-11 Norton Building, Seattle 4, Wash. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment, between Portland, Ore., and Tacoma, Wash., as follows: From Portland over U.S. Highway 99 to Tacoma and return over the same route, serving no intermediate or off-route points.

NOTE: Applicant states the proposed operations shall be limited to shipments involving a continuous movement by applicant to or from points in Alaska, and weighing not less than 18,000 pounds. Applicant states the stock of Milky Way, Inc. MC 110899, is owned by it; therefore common control may be involved.

HEARING: October 4, 1960, at the Interstate Commerce Commission Hearing

Room, 410 Southwest 10th Avenue, Portland, Oreg., before Joint Board No. 45, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 70451 (Sub No. 216), filed July 11, 1960. Applicant: WATSON BROS. TRANSPORTATION CO., INC., 1910 Harney Street, Omaha, Nebr. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except Classes A and B explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, and commodities requiring special equipment because of unusual size or weight, serving the plant site of the J. I. Case Company, located approximately one mile north of the junction of Minnesota Highways 55 and 49, as an off-route point in connection with applicant's presently authorized regular route operations to and from St. Paul and Minneapolis, Minn.

HEARING: July 28, 1960, in Room 926 Metropolitan Building, Second Avenue, South and Third, Minneapolis, Minn., before Joint Board No. 145.

No. MC 93980 (Sub No. 32) (CORRECTION), filed May 10, 1960, published FEDERAL REGISTER issue of July 7, 1960. Applicant: VANCE TRUCKING COMPANY, INCORPORATED, Dabney Drive, Henderson, N.C. Applicant's attorney: Edward G. Villalon, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt and asbestos roofing, wall-board and insulating material*, from Port Wentworth, Ga., to points in North Carolina and South Carolina, and *empty containers or other such incidental facilities* (not specified), used in transporting the commodities specified in this application on return.

NOTE: Previous publication named the origin point as Port Westworth, Ga., in error.

HEARING: Remains as assigned September 16, 1960, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 130.

No. MC 106714 (Sub No. 10) (CORRECTION), filed February 9, 1960, published FEDERAL REGISTER issue of March 23, 1960. Applicant: JOHN E. HIGGINS AND JOHN B. HIGGINS, doing business as HIGGINS TRANSPORTATION, Richland Center, Wis. Applicant's attorney: Claude J. Jasper, 616-17 Tenney Building, 110 East Main Street, Madison 3, Wis. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wire netting, fencing, steel fence posts, nails, staples, baling wire, barbed wire, and baler and binder twine*, from Milwaukee, Wis. (ex-lake or ex-ocean-going vessels), and Prairie du Chien, Wis. (ex-river barge), to points in Wisconsin on and south of U.S. Highway 8.

NOTE: Applicant states it proposes to transport only traffic taken directly off a lake or oceangoing vessel or river barge, and placed either directly into the vehicle for transportation, or on the dock for putting into such vehicles. Applicant does not propose to

transport the specified commodities which might originate interline at Milwaukee or Prairie du Chien from railroad or other motor carriers, or commodities which, while still maintaining their interstate commerce characteristics, have come into Milwaukee or Prairie du Chien by other than barge, lake or oceangoing vessels.

NOTE: As previously published in the FEDERAL REGISTER and assigned for hearing, the authority sought was incorrectly designated as points on and NORTH of U.S. Highway 8.

CONTINUED HEARING: October 3, 1960, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 96.

No. MC 107227 (Sub No. 82), filed June 30, 1960. Applicant: INSURED TRANSPORTERS, INC., 251 Park Street, San Leandro, Calif. Applicant's attorney: John G. Lyons, Mills Tower, San Francisco 4, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors* (other than truck tractors), weighing in excess of 9000 pounds, and *attachments and parts* for such tractors when moving at the same time and in connection therewith, from Portland, Oreg., to points in the United States, including Alaska and the District of Columbia, but excluding Hawaii.

HEARING: October 11, 1960, at the New Mint Building, 133 Hermann Street, San Francisco, Calif., before Examiner Allen W. Hagerty.

No. MC 108228 (Sub No. 12), filed June 8, 1960. Applicant: J. A. MILES, Jr., 304 East Reynolds Street, Plant City, Fla. Applicant's attorney: Wm. Ręce Smith, Jr., 1208 First National Bank Building, P.O. Box 3239, Tampa, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy*, from Nautatuck, Conn., to Jacksonville, Fla.

HEARING: September 21, 1960, at the U.S. Court Rooms, Hartford, Conn., before Examiner Michael B. Driscoll.

No. MC 108549 (Sub No. 6), filed June 20, 1960. Applicant: MURPHY TRANSPORTATION CO., a Corporation, Hampton, Iowa. Applicant's representative: Kenneth F. Dudley, 106 North Court Street, P.O. Box 557, Ottumwa, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum roofing or siding*, from Chicago, Chicago Heights, Joliet, Waukegan, and Wilmington, Ill., to points in Iowa.

HEARING: October 7, 1960, in Room 852, U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Joint Board No. 53.

No. MC 109637 (Sub No. 157), filed July 5, 1960. Applicant: SOUTHERN TANK LINES, INC., 4107 Bells Lane, Louisville 11, Ky. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt*, in bulk, in tank vehicles, from Covington, Ky., to points in Allen County, Ind., and *rejected shipments* only, on return.

NOTE: Common control may be involved.

HEARING: September 15, 1960, at the Kentucky Hotel, Louisville, Ky., before Joint Board No. 208.

No. MC 110525 (Sub No. 423), filed July 7, 1960. Applicant: CHEMICAL TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. Applicant's attorneys: Chester A. Zyblut and Leonard A. Jaskiewicz, Munsey Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, in tank and specialized equipment, from Calvert City, Ky., and points within ten (10) miles thereof, to points in Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin, and *rejected shipments* on return.

NOTE: Applicant has contract carrier authority under MC 117507 and pending applications under MC 117507 Subs 1, 2, 3, and 4. Dual authority under section 210 and common control may be involved.

HEARING: September 12, 1960, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Gerald F. Colfer.

No. MC 112750 (Sub No. 46), filed May 17, 1960. Applicant: ARMORED CARRIER CORPORATION, DeBevoise Building, 222-17 Northern Boulevard, Bayside, Long Island, N.Y. Applicant's attorney: Paul F. Sullivan, Sundial House, 1821 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes transporting: *Commercial papers, documents and written instruments* (except coin, currency, bullion and negotiable securities) as are used in the business of banks and banking institutions, between Chicago, Ill., and points in Iowa, except those in Clinton, Des Moines, Dubuque, and Scott Counties, Iowa.

HEARING: October 12, 1960, in Room 852, U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Joint Board No. 53.

No. MC 113779 (Sub-No. 132), filed June 30, 1960. Applicant: YORK INTERSTATE TRUCKING, INC., 9020 La Porte Expressway, P.O. Box 12385, Houston 17, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum and petroleum products*, in bulk, in specialized equipment, from points in Harris County, Tex., to points in California and (2) *Petroleum products and chemicals*, in bulk, in specialized equipment, from points in California, to points in Texas, on return.

HEARING: October 10, 1960, at the New Mint Building, 133 Hermann Street, San Francisco, Calif., before Examiner Allen W. Hagerty.

No. MC 114084 (Sub No. 2), filed May 19, 1960. Applicant: S AND S TRUCKING COMPANY, a CORPORATION, 1133 West Front Street, Statesville, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Antique furniture, used household furniture, used office furniture, and used store*

furniture and fixtures, from points in the New York, N.Y., Commercial Zone, the Philadelphia, Pa., Commercial Zone and the Washington, D.C., Commercial Zone, all as defined by the Commission to points in Virginia, Tennessee, Ohio, North Carolina (except Lumberton, Whiteville, Wilmington, Goldsboro, and Tabor City), South Carolina (except Summerton, Dillon, Mullins, Hartsville, Darlington, Sumter, Lake City, Walterboro, Leesville, Abbeville, and Charleston), Georgia and Florida. (2) *Used Motor vehicle tires*, from the New York, N.Y., Commercial Zone, the Philadelphia, Pa., Commercial Zone and the Washington, D.C., Commercial Zone all as defined by the Commission, to points in Virginia, Tennessee, Ohio, North Carolina, South Carolina, Georgia, and Florida, and *rejected or damaged shipments*, on return.

HEARING: September 14, 1960, at the Governor Clinton Hotel, 31st and 7th Avenue, New York, N.Y., before Examiner Michael B. Driscoll.

No. MC 114364 (Sub No. 47), filed May 16, 1960. Applicant: WRIGHT MOTOR LINES, INC., 16th and Elm Street, Rocky Ford, Colo. Applicant's attorney: Alvin J. Meiklejohn, Jr., 526 Denham Building, Denver 2, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in packages and containers, from Ponca City, Okla., to points in Oregon and Washington, and *empty containers, including barrels, or other such incidental facilities* used in transporting the above-described commodities, on return.

HEARING: September 28, 1960, at the New Customs House, Denver, Colo., before Examiner James A. McKiel.

No. MC 114486 (Sub No. 3) (REPUBLICAN), filed November 20, 1959, published in the FEDERAL REGISTER issue of January 20, 1960. Applicant: AUNTREY F. JAMES, doing business as A. F. JAMES TRUCK LINE, 2902 Lester Street, Texarkana, Tex. Applicant's attorney: H. V. Eskelin, P.O. Box 2028, Kansas City 42, Mo. See No. MC 41116 (Sub No. 6), published this issue.

No. MC 115904 (Sub No. 7), filed March 7, 1960. Applicant: LOUIS C. GROVER, doing business as LOUIS GROVER TRUCKING, Route No. 5, Idaho Falls, Idaho. Applicant's attorney: Kenneth G. Bell, 203 McCarthy Building, Boise, Idaho. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and plywood*, from points in Lincoln, Flathead, Sanders, Lake, Mineral, Missoula, Ravalli, and Granite Counties, Mont., and points in Lemhi, Camas, and Gooding Counties, Idaho, to points in Wyoming, Colorado, New Mexico, North Dakota, South Dakota, and Nebraska, and *empty containers or other such incidental facilities* (not specified) used in transporting the above-described commodities on return.

HEARING: September 21, 1960, at the Public Utilities Commission, State House, Boise, Idaho, before Examiner James A. McKiel.

No. MC 116205 (Sub No. 7), (REPUBLICAN), filed December 10, 1959,

published in the FEDERAL REGISTER, issue of March 30, 1960. Applicant: BOB JENKINS TRUCK LINES, INC., P.O. Box 430, 500 Diagonal Avenue, Charles City, Iowa. Applicant's attorney: Keith S. Noah, 204½ North Main Street, Charles City, Iowa. The application as originally noticed in the Federal Register of March 30, 1960, sought authority to transport, as a *common carrier*, by motor vehicle, over irregular routes: *Tractors and attachments*, except those requiring special equipment to handle, and except tractors designed for vehicle beds, and farm machinery and attachments, between Rock Island, Moline, and East Moline, Ill., on the one hand, and, on the other, points in Texas. At the hearing April 21, 1960, at Dallas, Texas, before Examiner Leo A. Riegel, the application was amended to read as follows: *Agricultural tractors and attachments* (except those requiring special equipment to handle, and except tractors designed for vehicle beds), and *farm machinery and attachments*, between Rock Island, Moline, and East Moline, Ill., on the one hand, and, on the other, points in Texas. The hearing was not completed, and was continued to a later date.

FURTHER HEARING: September 27, 1960, at the Pick-Congress Hotel, Chicago, Ill., before Examiner Maurice S. Bush.

No. MC 117574 (Sub No. 53), REPUBLICATION, filed May 24, 1960, published in the FEDERAL REGISTER, issue of July 13, 1960. Applicant: DAILY EXPRESS, INC., 66 West North Street, Carlisle, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Electric motors, generators, pumps, transformers, regulators, vibrator screens, engines, machinery, compressors, kilns and kiln parts, power units, switches and switching units, crushers and crusher parts, turbine generators, blowers, condensers, industrial machinery, and electrical equipment*, between Milwaukee, West Allis, Wauwatosa, and Carrollville, Wis., on the one hand, and, on the other, points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Maryland, Virginia, West Virginia, Pennsylvania, North Carolina, and the District of Columbia.

NOTE: The purpose of this republication is to add *machinery* to the commodities listed above.

HEARING: Remains as assigned September 27, 1960, in Room 852, U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Examiner Edith H. Cockrill.

No. MC 117594 (Sub No. 2), filed June 6, 1960. Applicant: EUGENE LUISI, doing business as LUISI TRUCK LINES, 836 Davis Street, Milton-Freewater, Oreg. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, in seasonal operations between March 1 and September 1, inclusive, transporting: *Metal cans* (not to exceed one gallon), *can ends* (and their equipment), *paper and paper products*, *fibre board cartons* (knocked down), and

empty containers or other such incidental facilities used in transporting the above-described commodities, *rejected and damaged shipments*, between points in Umatilla County, Oreg., and points in Walla Walla, Wash.

HEARING: September 14, 1960, at the Davenport Hotel, Spokane, Wash., before Joint Board No. 45, or, if the Joint Board waives its right to participate, before Examiner James A. McKiel.

No. MC 117730 (Sub No. 2) filed May 18, 1960. Applicant: MARIE KOU-BENEC, doing business as R. KOU-BENEC MOTOR SERVICE, 641 Maple Lane, Batavia, Ill. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand*, in bulk, from points in La Porte County, Ind., to points in Illinois.

HEARING: October 13, 1960, in Room 852, U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Joint Board No. 21.

No. MC 117934 (Sub No. 3), filed July 5, 1960. Applicant: HOWARD L. JORGENSEN, doing business as B & T TRUCK LINE, 337 East First South, Brigham City, Utah. Applicant's attorney: Bartly G. McDonough, 10 Executive Building, 455 East Fourth South, Salt Lake City 11, Utah. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, no exceptions, (1) between Brigham City, Utah, and U.S. Air Force Plant No. 78; from Brigham City over U.S. Highway 191 to Corinne, Utah, thence over Utah Highway 83 to junction unnumbered highway, thence over said unnumbered highway to the U.S. Air Force Plant No. 78, near Howell, Utah, and return over the same route, serving all intermediate points, (2) between Brigham City, Utah, and Wasatch Division of Thiokol Chemical Corporation, located approximately 25 miles northwest of Corinne, Utah, from Brigham City over U.S. Highway 191 to Corinne, thence over Utah Highway 83 to junction unnumbered highway, thence over said unnumbered highway to the plant site located near the junction of Utah Highway 83 and the said unnumbered highway, and return over the same route, serving all intermediate points, and (3) applicant also proposes to serve all off-route points within two miles laterally of the above-described route, including Corinne, Utah, and the plant of Thiokol Chemical Corporation.

HEARING: September 15, 1960, at the Utah Public Service Commission, Salt Lake City, Utah, before Joint Board No. 207.

No. MC 119126 (Sub No. 1), filed June 24, 1960. Applicant: RITE-WAY AUTO SERVICE, INCORPORATED, 2655 East Washington Avenue, Madison 4, Wis. Applicant's attorney: John L. Bruemmer, 121 West Doty Street, Madison 3, Wis. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked or disabled trucks and truck tractors* restricted to movement with tow-truck or wrecker equipment, between points in Illinois and Wisconsin (except points in Jefferson, Kenosha,

Milwaukee, Racine, Walworth, and Waukesha Counties, Wis.).

HEARING: October 5, 1960, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 13.

No. MC 119247 (Sub No. 1) (REPUBLICATION), filed January 28, 1960, published in the FEDERAL REGISTER issue of March 9, 1960. Applicant: EARL L. JACKSON, doing business as JACKSON TRUCK LINE, 308 St. Louis Street, West Plains, Mo. Applicant's attorney: Grover C. Hoff, 408 Ridgely Building, Springfield, Ill. By application filed January 28, 1960, as amended, applicant seeks a Certificate of Public Convenience and Necessity authorizing operations, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of fertilizer, in bulk and in bags, from points in Madison and St. Clair Counties, Ill., to points in Carter, Douglas, Howell, Oregon, Ozark, Ripley, Shannon, Texas, and Wright Counties, Mo., and Baxter, Fulton, Izard, and Sharp Counties, Ark. Ripley County, although sought by applicant in his application, inadvertently was omitted from the published notice of the application filed in the FEDERAL REGISTER. The application was referred to Joint Board No. 243 for hearing and recommendation of appropriate order thereon. Hearing was held at Jefferson City, Mo. The Joint Board composed of W. M. Buttram of Arkansas, Albert D. Robertson of Illinois, and H. Burks Davis of Missouri, in a report and order served June 10, 1960, found that the present and future public convenience and necessity require operation by applicant as a common carrier by motor vehicle, in interstate or foreign commerce, over irregular routes, of fertilizer, in bags and in bulk, from East St. Louis, Ill., to points in Carter, Douglas, Howell, Oregon, Ozark, Ripley, Shannon, Texas, and Wright Counties, Mo., limited to a service to be performed during the months of March, April, May, August, September, and October of every year. The purpose of this republication is to advise that any person or persons who might have been prejudiced by the omission of Ripley County from the previous publication and the allowance of the amendment to include same in the findings of the Joint Board, may, within 30 days from the date of this republication in the FEDERAL REGISTER, file an appropriate pleading.

No. MC 119382 (Sub No. 1), filed July 1, 1960. Applicant: ROBERT G. MARSH, doing business as MARSH AUTO WRECKERS & TOWING SERVICE, 2625 Tacchino Street, Reno, Nev. Applicant's attorney: Leonard T. Howard, Suite 301, Byington Building, 15 West Second Street, Reno, Nev. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Wrecked or disabled motor vehicles and trailers*, designed to be drawn by automobiles, in wrecker-type tow trucks, in truckaway service, between points in Nevada on and north of U.S. Highway 6, points in Modoc, Lassen, Plumas, Sierra, Nevada, Placer, Eldorado, Alpine, and Mono Counties, Calif., and points in Inyo

County that are north and west of the south city limits of Bishop, Calif.

HEARING: September 1, 1960, at the Nevada Public Service Commission, Room 204, State Office Building, East Musser Street, Carson City, Nev., before Joint Board No. 78.

No. MC 119529, filed February 25, 1960. Applicant: RICHARD J. PLENDL, Route 2, Kingsley, Iowa. Applicant's attorney: Ray B. Johansen, 222 Davidson Building, Sioux City 1, Iowa. Authority sought to operate as a contract carrier by motor vehicle, over irregular routes, transporting: *Animal and poultry feeds* (all types), *ingredients and materials*, in bags and in bulk, from Sioux City, Iowa, to points in Cedar, Pierce, Wayne, Madison, Stanton, Platte, Colfax, Dodge, Washington, Burt, Cuming, Thurston, Dakota, and Dixon Counties, Nebr., and those in Union, Clay, Yankton, Hutchinson, Turner, Lincoln, Minnehaha, and McCook Counties, S. Dak.; and from Sioux Falls, S. Dak.; to points in Cedar, Pierce, Wayne, Madison, Stanton, Platte, Colfax, Dodge, Washington, Burt, Cuming, Thurston, Dakota, and Dixon Counties, Nebr., and those in Lyon, Osceola, Sioux, O'Brien, Plymouth, Cherokee, Woodbury, Ida, Monona, Crawford, and Harrison Counties, Iowa. Applicant states the named commodities are manufactured, processed or handled by Cargill, Inc., at its plants in Sioux Falls, S. Dak., and Sioux City, Iowa, for use in feeding livestock and poultry.

HEARING: September 29, 1960, in Room 401, Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Joint Board No. 185.

No. MC 119675 (Sub No. 1), filed May 27, 1960. Applicant: N.E.S.T. CO., a Corporation, North East, Md. Applicant's attorney: Daniel W. Shoemaker, 123 East Market Street, York, Pa. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Stone, crushed stone, and stone products*, in bulk, in dump trucks, from points in Cecil County, Md., to points in Delaware.

HEARING: September 2, 1960, in Room 709, U.S. Appraisers' Stores Bldg., Gay and Lombard Streets, Baltimore, Md., before Joint Board No. 40.

No. MC 119728, filed May 3, 1960. Applicant: HARRY R. COOPER AND HARRY L. MEYERS doing business as—PRODUCE SUPPLY CO., 1115 West Ide Avenue, Spokane, Wash. Authority sought to operate, as a common carrier, by motor vehicle, over a regular route, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, in seasonal operations during the period between May 1 and October 1 of each year, between Spokane, Wash., and Nordman, Idaho, from Spokane over combined U.S. Highways 2 and 195 to Newport, Wash., thence continue over combined U.S. Highways 2 and 195 to junction Idaho Highway 57 at Priest River, Idaho, thence in a northerly direction over Idaho Highway 57 to Nordman, and return over the same route, serving

all intermediate points from junction Idaho Highway 57 and Coolin Road north to Nordman, Idaho, including points on unnumbered roads and highways within five (5) miles of the shores of Priest Lake, as off-route points.

HEARING: September 12, 1960, at the Davenport Hotel, Spokane, Wash., before Joint Board No. 169, or, if the Joint Board waives its right to participate, before Examiner James A. McKiel.

No. MC 119762, filed May 12, 1960. Applicant: JAMES O. KIMERLAIN, 509 Three Mile Road, Racine, Wis. Applicant's attorney: Paul Pike Pullen, 3529 West Vliet Street, Milwaukee, Wis. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Fermented malt beverages*, from Chicago, Ill., to Racine, Wis., and *empty containers or other such incidental facilities*, used in transporting the above-described commodities, on return.

HEARING: October 4, 1960, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 17.

No. MC 119805, filed May 23, 1960. Applicant: ROSCOE WAGNER, doing business as WAGNER TRANSPORTATION COMPANY, P.O. Box 756, Twin Falls, Idaho. Applicant's attorney: Raymond D. Givens, Columbia Building, 500 Washington Street, P.O. Box 965, Boise, Idaho. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Bananas*, frozen, fresh and dehydrated, from points in the Los Angeles, Calif. Harbor Commercial Zone, to Boise, Idaho Falls, Pocatello, and Twin Falls, Idaho, and *exempt commodities*, on return.

HEARING: September 23, 1960, at the Public Utilities Commission, State House, Boise, Idaho, before Examiner James A. McKiel.

No. MC 119809, filed May 24, 1960. Applicant: CITY WIDE TRUCKING CORP., 340 West 39th Street, New York, N.Y. Applicant's representative: Bert Collins, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Baggage and personal effects of campers*, in seasonal operations during the period between June 1 and September 30, inclusive, of each year, between New York, N.Y., and points in Westchester, Nassau, and Suffolk Counties, N.Y., and points in Bergen, Passaic, Sussex, Morris, Hudson, Union, Middlesex, and Monmouth Counties, N.J., on the one hand, and, on the other, camp sites in New York, Pennsylvania, Massachusetts, and Vermont.

HEARING: September 19, 1960, at the Governor Clinton Hotel, 31st and 7th Avenue, New York, N.Y., before Examiner Michael B. Driscoll.

No. MC 119813, filed May 25, 1960. Applicant: SUGAR TRUCKING, 591 Ferry Street, Newark 5, N.J. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Fibreboard boxes*, corrugated paper wrapping, corrugated and other than corrugated, from Newark, N.J., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania,

and Virginia, and pulpboard and fibreboard, gummed tape and empty pallets, on return.

NOTE: Applicant states this service to be conducted under contract with Shelton Mfg. Co., Inc., Newark, N.J.

HEARING: September 22, 1960, at the U.S. Court Rooms, U.S. Post Office and Court House, Newark, N.J., before Examiner Walter R. Lee.

No. MC 119822, filed May 31, 1960. Applicant: JEROME P. HAAS, 1190 Iowa Street, Ashland, Ore. Applicant's attorney: R. B. Maxwell, 538 Main Street, Klamath Falls, Ore. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Lumber and lumber products, including box shoo, plywood and veneer, from points in Klamath County, Ore. to points in California, and empty containers or other such incidental facilities (not specified) used in transporting the commodities specified in this application, on return.

HEARING: October 3, 1960, at the Interstate Commerce Commission Hearing Room, 410 Southwest 10th Avenue, Portland, Ore., before Joint Board No. 11, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 119825, filed June 1, 1960. Applicant: JOE W. PETERSON, Stanley, Wis. Applicant's attorney: Philip A. Meadows, Boyd, Wis. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except commodities of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring the use of special equipment, between Stanley and Boyd, Wis., over Wisconsin Highway 29, serving no intermediate or off-route points.

HEARING: October 3, 1960, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 96.

No. MC 119837, filed June 8, 1960. Applicant: FRED MENOTTI AND M. M. HIGGINBOTHAM, Partnership, doing business as OZARK MOTOR LINES, 2766 Dunn Street, Memphis, Tenn. Applicant's attorney: Edward G. Grogan, Commerce Title Building, Memphis 3, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, Classes A and B explosives, livestock, household goods, and commodities requiring special equipment, between Memphis, Tenn., and West Plains, Mo.: from Memphis over U.S. Highway 61 to junction U.S. Highway 63 near Turrell, Ark., thence over U.S. Highway 63 to Portia, Ark., serving no intermediate points, thence over U.S. Highway 63 from Portia to West Plains, serving all intermediate points and the off-route point of Alton, Mo., and return over the same route.

NOTE: Applicant states the proposed operations shall be restricted against handling any shipment originating or interchanged at Springfield, Mo., or St. Louis, Mo., destined to Memphis, Tenn., or beyond, and any shipment originating or interchanged at Mem-

phis destined to Springfield or beyond, or St. Louis or beyond.

HEARING: September 14, 1960, at the Claridge Hotel, Memphis, Tenn., before Examiner Henry A. Cockrum.

No. MC 119854, filed June 14, 1960. Applicant: LLOYD WILLIAM COPPOCK, 23 West 127 Army Trail Road, Addison, Ill. Applicant's attorney: A. David Millner, 1060 Broad Street, Newark 2, N.J. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Orange juice, yogurt, chocolate milk, acidophilus milk, low sodium milk, enzalac milk, goat milk and dairy products, as specified in Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, in containers; from Kansasville, Wis., to points in Illinois, and empty containers or other such incidental facilities used in transporting the above-described commodities, on return.

HEARING: October 12, 1960, in Room 852, U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Joint Board No. 13.

No. MC 119872, filed June 21, 1960. Applicant: GULF TRANSPORT, LIMITED, 61 St. Peter's Road, Charlottetown, Prince Edward Island, Canada. Applicant's attorney Stanley J. Polak, Williams, Kelly, Shrigley & Shepard, 111 State Street, Boston 9, Mass. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, fruits, and vegetables, between Boston, Mass., and ports of entry on the International Boundary line between the United States and Canada, located in New Hampshire and Maine.

HEARING: September 28, 1960, at the New Post Office and Court House Building, Boston, Mass., before Joint Board No. 69, or, if the Joint Board waives its right to participate, before Examiner Michael B. Driscoll.

No. MC 119872 (Sub No. 1), filed June 21, 1960. Applicant: GULF TRANSPORT, LIMITED, 61 St. Peter's Road, Charlottetown, Prince Edward Island, Canada. Applicant's attorney: Stanley J. Polak, Williams, Kelly, Shrigley & Shepard, 111 State Street, Boston 9, Mass. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen blueberries, from ports of entry on the International Boundary line between the United States and Canada located in Maine and New Hampshire to Boston and Worcester, Mass., and New York, N.Y., and bananas, fruits, and vegetables on return movements.

NOTE: Applicant has a pending common carrier application in MC 119872 requesting authority to transport Bananas, fruits, and vegetables between Boston, Mass., and ports of entry on the International Boundary line between the United States and Canada located in New Hampshire and Maine; no duplication is intended.

HEARING: September 30, 1960, at the New Post Office and Court House Building, Boston, Mass., before Examiner Michael B. Driscoll.

No. MC 119911, filed July 11, 1960. Applicant: DONALD L. BODOH, doing business as DONALD L. BODOH

TRUCKING, 509 Lake Street, Fond du Lac, Wis. Authority sought to operate as a contract carrier, by motor vehicle, over regular routes, transporting: Beer, and empty containers used in transporting beer, between St. Louis, Mo., and Fond du Lac, Wis., (1) From Fond du Lac, Wis., south over U.S. Highway 41 to junction Illinois Interstate Toll Road, thence over Illinois Interstate Toll Road to junction U.S. Highway 66, thence over U.S. Highway 66 to St. Louis, Mo., and return over the same route, serving no intermediate or off-route points. (2) Alternate route for operating convenience only, from Fond du Lac, Wis., south over U.S. Highway 151 to junction Wisconsin Highway 26, thence over Wisconsin Highway 26 to junction U.S. Highway 51, thence over U.S. Highway 51 to junction U.S. Highway 66, thence over U.S. Highway 66 to St. Louis, Mo., and return over the same route, serving no intermediate points.

HEARING: October 4, 1960, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 194.

APPLICATION FOR BROKERAGE LICENSE MOTOR CARRIER OF PROPERTY

No. MC 12734, filed May 31, 1960. Applicant: CHARLES AMOS LEONARD, doing business as BAKER MOVING, STORAGE AND EXPRESS, 1300 South Kalamath Street, Denver, Colo. For a license (BMC 4) to engage in transportation as a broker at Denver, Colo., in arranging for the transportation of General commodities, including household goods as defined by the Commission, but excluding articles of unusual value, Classes A and B explosives, commodities in bulk, and those requiring special equipment, beginning and ending at Denver, Colo., and extending to points in the United States, including points in Alaska and Hawaii.

HEARING: September 23, 1960, at the New Customs House, Denver, Colo., before Joint Board No. 126.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING IS REQUESTED

MOTOR CARRIERS OF PROPERTY

No. MC 2202 (Sub No. 191), filed July 7, 1960. Applicant: ROADWAY EXPRESS, INC., 147 Park Street, Akron, Ohio. Applicant's attorney: William O. Turney, 2001 Massachusetts Avenue NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over a regular route, transporting: General commodities, except Classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Cleveland, Ohio, and Buffalo, N.Y., over Interstate Highway 90, serving no intermediate points, but serving the termini for joiner purposes only, as an alternate route for operating convenience only in connection with applicant's authorized regular route operations.

NOTE: Common control may be involved.

No. MC 66562 (Sub No. 1697), filed July 5, 1960. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED,

219 East 42d Street, New York 17, N.Y. Applicant's attorney: William H. Marx, General Attorney, Railway Express Agency Law Department (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities, including Classes A and B explosives*, moving in express service, between Albany, N.Y., and Gloversville, N.Y., from Albany over New York Highway 5 to Fort Johnson, thence over New York Highway 67 to Johnstown, thence over New York Highway 148 to Gloversville, and return over the same route, serving the intermediate point of Amsterdam. **RESTRICTIONS:** The service to be performed by applicant shall be limited to service which is auxiliary to or supplemental of air or rail express service of applicant. Shipments transported by applicant shall be limited to those moving on a through bill of lading or express receipt, covering, in addition to a motor carrier movement by applicant, an immediately prior or immediately subsequent movement by air or rail.

No. MC 66562 (Sub No. 1698), filed July 11, 1960. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: Robert C. Boozer, 1220 Citizens and Southern National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over a regular route, transporting: *General commodities, including Classes A and B explosives*, moving in express service, between Tuscaloosa, Ala., and Aliceville, Ala., from Tuscaloosa over U.S. Highway 82 to Reform, Ala., thence over Alabama Highway 17 to Aliceville, and return over the same route, serving the intermediate points of Gordo, Reform, and Carrollton, Ala. **RESTRICTIONS:** (1) The service to be performed by applicant shall be limited to service which is auxiliary or supplemental to air or rail express service of applicant. (2) Shipments transported by applicant shall be limited to those moving on a through bill of lading or express receipt covering, in addition to a motor carrier movement by applicant, an immediately prior or immediately subsequent movement by rail or air. (3) Such further specific conditions as the Commission in the future may find necessary to impose in order to restrict applicant's operations to service which is auxiliary or supplemental to air or rail express service of applicant.

No. MC 110325 (Sub No. 26), filed July 7, 1960. Applicant: TRANSCON LINES, 1206 South Maple Avenue, Los Angeles, Calif. Applicant's attorney: Wentworth E. Griffin, 1012 Baltimore Building, 10th Floor, Kansas City 5, Mo. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities, except Classes A and B explosives*, and household goods, as defined by the Commission, between Hamilton, Ala., and the Junction of U.S. Highway 78 and Alabama Highways 4 and 5, approximately 2 miles east of Jasper, Ala.; from Hamilton over Alabama Highway 4 and

U.S. Highway 278 to Natural Bridge, Ala., thence over Alabama Highways 4 and 5 to junction U.S. Highway 78, at or near Jasper, Ala., and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, serving Hamilton, Ala., and the junction of U.S. Highway 78 and Alabama Highways 4 and 5 at or near Jasper, Ala., as points of joinder.

No. MC 110814 (Sub No. 12), filed July 8, 1960. Applicant: W. L. LINKENHOGGER, G. N. LINKENHOGGER, AND J. L. LINKENHOGGER, doing business as WESTERN LINES, 3815 Richmond Avenue, Houston 27, Tex. Applicant's attorney: Thomas F. Kilroy, 1100 Connecticut Avenue NW., Washington 6, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Manufactured fertilizer*, (1) from Etter, Tex., to St. Francis, Tex.; and (2) from St. Francis, Tex., to points in Iowa, Kansas, Missouri, Nebraska, and Oklahoma.

Note: Applicants state the above-specified service will be performed under contract with Phillips Chemical Company.

No. MC 119478 (Sub No. 2), filed July 11, 1960. Applicant: BENNIE W. HASKINS, doing business as HASKINS TRUCKING COMPANY, 203 East Collins, Henderson, Tex. Applicant's attorneys: Smith, Robinson and Starnes, 401 Perry-Brooks Building, Austin 1, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Semifinished sawed granite slabs, semifinished polished granite slabs, and finished granite slab markers, monuments and bases*, from Rion, S.C., to points in Colorado, Oklahoma, and Texas; and *damaged or returned shipments* of the above-specified commodities, on return.

Note: Applicant presently holds authority in MC-116087 (Sub No. 1) to conduct operations as a contract carrier. Dual operations may be involved.

No. MC 119851, filed July 5, 1960. Applicant: EDWARD W. SKINNER, doing business as TWIN FALLS DISTRIBUTORS, Box 346, 242 Second Avenue South, Twin Falls, Idaho. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, from Payette, Emmett, Caldwell, and Nampa, Idaho, to points in Montana, and *refused and rejected shipments* of above-specified commodities, and *exempt commodities*, such as, grain, honey and potatoes, on return.

MOTOR CARRIERS OF PASSENGERS

No. MC 2890 (Sub No. 37), filed July 11, 1960. Applicant: AMERICAN BUSLINES, INC., 1341 P Street, Lincoln 8, Nebr. Applicant's attorneys: Curry and Dolan, Southern Building, Washington 5, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over a regular route, transporting: *Passengers and their baggage, and express and newspapers*, in the same vehicle with passengers, between junction Iowa Highway 92 and U.S. Highway 71 (two (2) miles north of Lyman, Iowa), and junction Iowa Highway 92 and U.S. Highway

375 at a point approximately three (3) miles southeast of Council Bluffs, Iowa, from junction Iowa Highway 92 and U.S. Highway 71 (two (2) miles north of Lyman, Iowa), over Iowa Highway 92 (also identified as U.S. Highway 71) to Lyman, thence over Iowa Highway 92 (formerly Iowa Highway 100) to junction U.S. Highway 375 at a point approximately three (3) miles southeast of Council Bluffs, and return over the same route, serving all intermediate points.

Note: Applicant already is operating over the route described above, as a closed-door alternate route, identified as "Deviation Route No. 3". Applicant states that it hereby applies for the above as a regular-service route, serving all intermediate points, cancelling and superseding the present closed-door alternate route.

No. MC 8665 (Sub No. 3), filed January 8, 1960. Applicant: BINGHAMTON SHORT LINES CORP., 123 Eldredge Street, Binghamton, N.Y. Applicant's attorney: Harry H. Frank, Commerce Building, P.O. Box 432, Harrisburg, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, and express, newspapers and mail* in the same vehicle with passengers, (1) between Lanesboro, Pa., and Thompson, Pa.; from Lanesboro over Pennsylvania Highway 70 to Thompson, and return over the same route, serving no intermediate points, as an alternate route; and (2) between Carbondale, Pa., and Scranton, Pa.; from Carbondale over U.S. Highway 6 to Scranton, and return over the same route, serving all intermediate points.

Note: Applicant states its president and sole stockholder also operates and is sole owner of Chenango Valley Transit, MC 58692; therefore, common control may be involved.

NOTICE OF THE FILING OF PETITION

No. MC 108228 (Sub No. 1) (PETITION FOR INTERPRETATION OF CERTIFICATE AND OTHER RELIEF), dated May 13, 1960. Petitioner: J. A. MILES, JR., Plant City, Fla. Petitioner's attorney: William Reece Smith, Jr., First National Bank Building, Tampa, Fla. The subject Certificate authorizes the transportation of (1) Candy, over irregular routes, from Naugatuck, Conn., and Chicago, Ill., to Tampa, Fla., and return with no transportation for compensation except as otherwise authorized, and (2) frozen fruits and frozen vegetables, over irregular routes, from Plant City and Tampa, Fla., to points in Georgia, North Carolina, South Carolina, Baltimore, Md., Jersey City and Newark, N.J., Philadelphia, Pa., New York, N.Y., and the District of Columbia, and (3) frozen fruits and frozen vegetables, over irregular routes, from Plant City, Fla., to points in Alabama, Connecticut, Delaware, Illinois (except Chicago), Indiana (except Lafayette and Indianapolis), Kansas, Kentucky (except Louisville), Lexington, Frankfort and Middlesboro), Massachusetts, Michigan, Missouri, Ohio (except Cincinnati and Cleveland), Rhode Island, and Tennessee (except Knoxville), with no transportation for compensation on return,

except as otherwise authorized, and (4) frozen fruits, over irregular routes, from Lexington, N.C., to Birmingham, Ala., Pittsburgh, Pa., Wheeling, W. Va., and Akron, Cincinnati, and Columbus, Ohio. By petition dated May 13, 1960, petitioner advises that pursuant to the authority described above, petitioner has been, and is now transporting oranges, lemons and limes, coconuts and bananas, which have been processed and are described as "puree". The transportation is performed in mechanically refrigerated equipment and the product is in a frozen solid state. Petitioner prays the Commission enter an Order interpreting and clarifying its Certificate, and grant petitioner the right to transport the above so-called "puree" in addition to the above-named commodities, or in the alternative, set a time for taking testimony in reference to this matter in Tampa, Fla., before an examiner, and further, in the alternative, petitioner requests the Commission reopen that portion of the Certificate No. MC 108228 (Sub No. 1), (formerly Sub No. 4), described in Item (3) above, authorizing the transportation of frozen fruits and vegetables, from Plant City, Fla., to points in the 13 destination States listed above and authorize the transportation of frozen foods in lieu of the frozen fruits and vegetables presently authorized in that portion of the above-numbered certificate. Petitioner further requests that he be granted such other relief as the Commission may deem proper. Any person or persons desiring to oppose the relief sought, may, within 30 days from the date of this publication in the FEDERAL REGISTER, file an appropriate pleading.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carrier of property or passengers under section 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto (49 CFR 1.240).

MOTOR CARRIERS OF PROPERTY

No. MC-F-7589. Authority sought for control by BAGGETT TRANSPORTATION COMPANY, 2 South 32d Street, Birmingham 5, Ala., of BULK TRANSPORT, INC., 2 South 32d Street, Birmingham 5, Ala., and for acquisition by W. D. SELLERS, JR., also of Birmingham, of control of BULK TRANSPORT, INC., through the acquisition by BAGGETT TRANSPORTATION COMPANY. Applicants' attorney: Harold G. Hernly, 1624 Eye Street Northwest, Washington 6, D.C. Operating rights sought to be controlled: Authority applied for by BULK TRANSPORT, INC., in pending application (Docket Nos. MC-119223 and MC-119223 Sub-1) covering the transportation of cement, as a contract carrier over irregular routes, from the plant site of National Cement Company, Ragland, St. Clair County, Ala., to points in Alabama, Georgia, North Carolina, South Carolina, Florida, Mississippi, and Tennessee and empty pallets used in trans-

porting cement on return; cement, in bulk and in packages, palletized and un-palletized, from the plant site of Universal Atlas Cement Division of United States Steel Corporation, located at Leeds, Jefferson County, Ala., to points in Alabama, Georgia, North Carolina, South Carolina, Florida, Mississippi, Louisiana, and Tennessee, and empty pallets and rejected or returned shipments of the above-specified commodity, on return. BAGGETT TRANSPORTATION COMPANY is authorized to operate as a common carrier in Alabama, New York, Pennsylvania, New Jersey, Florida, New Hampshire, Texas, Georgia, Tennessee, Kentucky, Louisiana, Ohio, Mississippi, North Carolina, South Carolina, Virginia, Illinois, Indiana, Oklahoma, Iowa, Missouri, West Virginia, Arkansas, Connecticut, Rhode Island, Delaware, Kansas, Maine, Maryland, Massachusetts, Michigan, Minnesota, Nebraska, North Dakota, Vermont, South Dakota, Wisconsin, Colorado, Utah, Wyoming, Montana, New Mexico, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-7590. Authority sought for control and merger by WATSON BROS. TRANSPORTATION CO., INC., 1910 Harney Street, Omaha, Nebr., of the operating rights and property of WILSON TRUCK COMPANY, INC., 176 Lafayette Street, Nashville, Tenn., and for acquisition by WALNUT GROVE PRODUCTS COMPANY, INC., Atlantic, Iowa, of control of such rights and property through the transaction. Applicants' attorneys: Axelrod, Goodman & Steiner, 39 South La Salle Street, Chicago 3, Ill., and Judson Harwood, Nashville Trust Building, Nashville, Tenn. Operating rights sought to be controlled and merged: General commodities, excepting, among others, household goods and commodities in bulk, as a common carrier over regular routes, serving points in the Chicago, Ill., Commercial Zone, as defined by the Commission, Chicago Heights, and Glenview, Ill., as off-route points in connection with carrier's regular-route operations between Nashville, Tenn., and Chicago, Ill., and serving St. Bethlehem, Tenn., as an off-route point in connection with carrier's regular-route operations between Nashville, Tenn., and Hopkinsville, Ky., between St. Louis, Mo., and Kansas City, Mo., between St. Louis, Mo., and Atlanta, Ga., serving certain intermediate and off-route points, between Atlanta, Ga., and Decatur, Ga., between Lawrenceville, Ga., and Greenville, S.C., serving all intermediate points, between Athens, Ga., and Augusta, Ga., serving all intermediate and certain off-route points, serving Monroe, Ga., as an intermediate point in connection with carrier's regular-route operations over U.S. Highway 78, between junction U.S. Highway 29 and Georgia Highway 72, and Elberton, Ga., serving all intermediate points, between Royston, Ga., and Washington, Ga., serving the intermediate point of Elberton, Ga., between Madisonville, Ky., and Henderson, Ky., serving no intermediate points, and serving the termini for joinder only, in connection with carrier's regular-route operations

between St. Louis, Mo., and Atlanta, Ga., between Winder, Ga., and Monroe, Ga., serving no intermediate points, and between Decatur, Ga., and Lawrenceville, Ga., serving neither Lawrenceville nor any intermediate points, over several alternate routes for operating convenience only; general commodities, excepting, among others, commodities in bulk but not excepting household goods, between Nashville, Tenn., and Chicago, Ill., serving the off-route point of Streator, Ill., but no intermediate points, and between Winder, Ga., and Braselton, Ga., serving all intermediate points; general commodities, except Class A and B explosives, livestock, commodities in bulk, currency, bullion, and commodities exceeding ordinary equipment and loading facilities, between Decatur, Ga., and junction U.S. Highways 78 and 29, serving no intermediate points; general commodities, except uncrated household goods and used office furniture and fixtures, between Augusta, Ga., and Charleston, S.C., serving certain intermediate and off-route points; empty motor vehicle equipment, between Greenville, S.C., and Augusta, Ga., serving no intermediate points; compressed gases in specialty tube trailers owned by the U.S. Government, empty tube trailers, classified and secret materials, and commodities used by the Atomic Energy Commission, between the site of the Savannah River project of the Atomic Energy Commission, near Dunbarton, S.C., and the site of the Atomic Energy plant at Oak Ridge, Tenn., serving no intermediate points; general commodities, excepting, among others, household goods but not excepting commodities in bulk, between Washington, Ga., and Augusta, Ga., serving no intermediate points; phosphate of lime, over irregular routes, from Nashville, Tenn., to Germantown, Red Bud, and Steepleville, Ill., general commodities, excepting, among others, commodities in bulk and household goods, between points in that part of South Carolina on and east of U.S. Highway 1 (except Columbia, S.C.), on the one hand, and, on the other, Augusta, Ga. WATSON BROS. TRANSPORTATION CO., INC., is authorized to operate as a common carrier in Minnesota, Iowa, Missouri, Nebraska, Kansas, Illinois, Colorado, Oklahoma, Arizona, New Mexico, California, Wyoming, Utah, Idaho, Montana, Oregon, Washington, Arkansas, Texas, Wisconsin and Indiana. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-7591. Authority sought for control and merger by QUINN FREIGHT LINES, INC., 1093 North Montello Street, Brockton, Mass., of the operating rights and property of EASTERN FREIGHT LINE, INC., Old Connellsville Road, Uniontown, Pa., and for acquisition by THOMAS J. LYONS, also of Brockton, of control of such rights and property through the transaction. Applicants' attorneys: Mary E. Kelley, 10 Tremont Street, Boston 8, Mass., and Samuel P. DeLisi, 1515 Park Building, Pittsburgh 22, Pa. Operating rights sought to be controlled and merged: General commodities, excepting, among others, household goods and commodities in

bulk, as a *common carrier* over regular routes, between Pittsburgh, Pa., and New York, N.Y., and between Harrisburg, Pa., and junction U.S. Highway 1 and New Jersey Highway 29, for operating convenience only, serving certain intermediate and off-route points; *petroleum products, in containers*, over irregular routes, from Bayonne, N.J., and Claymont, Del., to Pittsburgh Pa., and points in Pennsylvania within 50 miles of Pittsburgh; *roofing and siding materials*, from East Rutherford and South Kearny, N.J., and Edge Moor, Del., to Pittsburgh, Pa., and points in Pennsylvania within 50 miles of Pittsburgh, and from Edge Moor, Del., to points in Bedford, Blair, Cambria, Clarion, Clearfield, Indiana, Jefferson, and Somerset Counties, Pa., but not including points within 50 miles of Pittsburgh, Pa.; *glass* from Arnold, Belle Vernon, Floreffe and Jeannette, Pa., to Washington, D.C.; *glass and glass products*, from Pittsburgh, Pa., and points in Pennsylvania within 50 miles of Pittsburgh, to Baltimore, Md., points in New York, within the New York, N.Y., Commercial Zone, as defined by the Commission in 1 M.C.C. 665, and points in New Jersey within 25 miles of New York, N.Y.; *groceries*, from New York, N.Y., and Baltimore, Md., to Pittsburgh, Pa., and points in Pennsylvania within 50 miles of Pittsburgh; *radiators, boilers, and plumber's goods*, from Uniontown, Pa., to points in New York within the New York, N.Y., Commercial Zone, supra, and those in New Jersey within 25 miles of New York, N.Y.; *radiators, boilers, and plumber's supplies* used in connection therewith, between Uniontown and Monaca, Pa., on the one hand, and, on the other, New Castle, Del.; *general commodities*, excepting, among others, household goods but not excepting commodities in bulk, between Uniontown and Pittsburgh, Pa., on the one hand, and, on the other, Baltimore, Md. QUINN FREIGHT LINES, INC., is authorized to operate as a *common carrier* in Maryland, New York, New Jersey, Pennsylvania, Massachusetts, Connecticut, Rhode Island, Virginia, Delaware, New Hampshire, Maine, Vermont, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC-F-7592. Authority sought for purchase by BE-MAC TRANSPORT COMPANY, INC., 7400 North Broadway, St. Louis 15, Mo., of the operating rights and property of P. J. NIX, doing business as TEXHOMA FREIGHT LINES, 100 Henrietta, Wichita Falls, Tex., and for acquisition by GEORGE R. GOODE and P. W. GOODE, both of St. Louis, of control of such rights and property through the purchase. Applicants' attorney: Charles M. M. Shepherd, 20 South Central, Clayton 5, Mo. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes, between Wichita Falls, Tex., and Ardmore, Okla., serving all intermediate and certain off-route points, between Waurika, Okla., and Terral, Okla., between Wichita Falls, Tex., and Burkburnett, Tex., and between the junction

of Texas Farm Road 1177 and U.S. Highway 281, somewhat southeast of Burkburnett, and Byers, Tex., serving all intermediate points. Vendee is authorized to operate as a *common carrier* in Indiana, Wisconsin, Illinois, Missouri and Oklahoma. Application has been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 60-6754; Filed, July 19, 1960; 8:48 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

JULY 15, 1960.

Protests to the granting of an application must be prepared in accordance with Rule 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. 36396: *Cement—Missouri to Indiana points*. Filed by Traffic Executive Association—Eastern Railroads, Agent (CTR No. 2437), for interested rail carriers. Rates on cement and related commodities, in carloads from Alpha, Hannibal, Ilasco Jct., Prospect Hill and St. Louis, Mo., to points in Indiana.

Grounds for relief: Market competition and short-line distance formula.

Tariff: Supplement 53 to Traffic Executive Association—Eastern Railroad tariff I.C.C. 4225 (Hinsch series).

FSA No. 36397: *Scrap iron or steel—Midland, Pa., to Calvert, Ky.* Filed by Traffic Executive Association—Eastern Railroads, Agent (CTR No. 2547), for interested rail carriers. Rates on scrap iron or steel, in carloads, as described in the application from Midland, Pa., to Calvert, Ky.

Grounds for relief: Truck-barge competition.

Tariff: Supplement 168 to Traffic Executive Association—Eastern Railroads tariff I.C.C. A-1079 (Boin series).

AGGREGATE-OF-INTERMEDIATES

FSA No. 36395: *Commodities between points in Texas*. Filed by Texas-Louisiana Freight Bureau, Agent (No. 388), for interested rail carriers. Rates on pipe, pipe or tubing, and rough stone, in carloads as described in the application from, to, and between points in Texas, over interstate routes through adjoining states.

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

Tariff: Supplement 105 to Texas-Louisiana Freight Bureau tariff I.C.C. 865.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 60-6752; Filed, July 19, 1960; 8:48 a.m.]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority 30-XII-7]

MANAGER, DISASTER FIELD OFFICE, HILO, HAWAII

Delegation Relating to Disaster Loan Making

I. Pursuant to the authority delegated to the Regional Director by Delegation No. 30 (Revision 6) (25 F.R. 1706) there is hereby delegated to the Manager of the Disaster Field Office, Hilo, Hawaii, the authority:

- A. *Financial assistance*. 1. To approve or decline disaster loans in an amount not exceeding \$50,000.
- 2. To disburse approved disaster loans.
- 3. To enter into Disaster Loan Participation Agreements with banks.
- 4. To execute loan authorizations for Washington approved disaster loans and for disaster loans approved under delegated authority, said execution to read as follows:

(Name), Administrator,
By _____
(Name)
Manager, Disaster Field Office

- 5. To cancel, reinstate, modify, and amend authorizations for disaster loans.
- 6. To extend the disbursement period on disaster loan authorizations or undisbursed portions of disaster loans.

B. *Correspondence*. To sign all non-policy making correspondence, except Congressional correspondence, relating to the work of the office.

II. The authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Manager, Disaster Field Office.

Effective date: June 28, 1960.

EDWARD L. TURKINGTON,
Regional Director.

[F.R. Doc. 60-6740; Filed, July 19, 1960; 8:46 a.m.]

[Delegation of Authority No. 30-VIII-14]

ATTORNEY-ADVISERS, MINNEAPOLIS REGIONAL OFFICE

Signing of Correspondence

I. Pursuant to the authority delegated to the Regional Counsel by Delegation No. 30-VIII-3 (Revision 1), dated May 17, 1960, there is hereby delegated to all Attorney-Advisers in the Minneapolis Regional Office the authority:

A. *Correspondence*. To sign routine correspondence, excluding Congressional correspondence and communications involving new policy matters, relating to the legal functions of the Regional Office.

II. The authority delegated herein may not be redelegated.

Effective date: June 30, 1960.

T. I. COLYER,
Regional Counsel.

[F.R. Doc. 60-6742; Filed, July 19, 1960; 8:46 a.m.]

[Delegation of Authority No. 30-VIII-12
(Rev. 2)]

BRANCH MANAGER, FARGO, N. DAK.

Delegation Relating to Financial Assistance, Procurement and Technical Assistance, and Administration

Pursuant to the authority delegated to the Regional Director by Delegation No. 30 (Revision 6) (25 F.R. 1706), there is hereby delegated to the Branch Manager, Fargo, North Dakota, Branch Office, the authority:

A. *Financial assistance.* 1. To approve and decline direct and participation business and disaster loans.

2. To enter into Business Loan and Disaster Loan Participation Agreements with banks.

3. To execute loan authorizations for Washington approved loans and for loans approved under delegated authority, said execution to read as follows:

(Name), *Administrator,*

By -----

(Name)

Branch Manager.

4. To cancel, reinstate, modify and amend authorizations for business or disaster loans.

5. To extend the disbursement period on all loan authorizations or undisbursed portions of loans.

6. To approve, when requested, in advance of disbursement, conformed copies of notes and other closing documents and certify to the participating bank that such documents are in compliance with the participation authorization.

7. To approve service charges by participating bank not to exceed 2 percent

per annum on the outstanding balance in connection with construction loans and loans involving accounts receivable and inventory financing.

8. To take the following actions in the Administration of fisheries' loans:

(a) Amend loan authorizations;

(b) Extend the period of disbursement of loans of \$50,000 or less for a period not to exceed four months;

(c) Amend the hull insurance provision of any authorization issued prior to September 3, 1958, for a loan of \$20,000, or less;

(d) Cancel loan authorizations prior to disbursement upon the written request of the applicant;

(e) Administer current fisheries' loans and those loans delinquent not more than 60 days within the same authority exercised with respect to SBA loans, except execute satisfactions, releases or partial release of Preferred Ship Mortgages, or other mortgages, deeds of trust, etc., securing fisheries' loans, or to postpone or change payments due or to endorse checks in payment of insurance claims when said checks are not being paid to the Government as a payment on a fishery loan.

9. To take all necessary actions in connection with the administration and servicing of all loans, except those classified as problem loans or loans "in liquidation."

B. *Procurement and technical assistance.* To determine joint set-asides for Government procurements and sales.

C. *Administration.* 1. To administer oaths of office.

2. To approve (a) annual and sick leave; and (b) leave without pay, not

to exceed 30 days for employees under his supervision.

3. To administratively approve all types of vouchers, invoices and bills submitted by public creditors of the Agency for articles or service rendered.

4. To (a) authorize or approve his official travel and travel of employees under his supervision; and (b) administratively approve travel reimbursement claims.

5. To rent motor vehicles from the General Services Administration and to rent garage space for the storage of such vehicles when not furnished by this Administration.

D. *Correspondence.* To sign all correspondence, including Congressional correspondence, relating to the functions of the branch office, except communications involving new policy matters which shall be referred to the appropriate Washington Office for clearance.

II. The authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by any Small Business Administration employee designated as Acting Branch Manager.

IV. All previous authority delegated by the Regional Director to the Branch Manager is hereby rescinded without prejudice to actions taken under such delegations of authority prior to the date hereof.

Effective date: May 19, 1960.

R. C. ALM,
Regional Director.

[F.R. Doc. 60-6741; Filed, July 19, 1960;
8:46 a.m.]

CUMULATIVE CODIFICATION GUIDE—JULY

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