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**Announcing: Volume 77A****UNITED STATES STATUTES AT LARGE**

containing

**TARIFF SCHEDULES OF THE UNITED STATES**

Promulgated during the First Session of the Eighty-eighth Congress (1963)

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# Presidential Documents

## Title 3—THE PRESIDENT

### Executive Order 11174

#### ESTABLISHING THE PRESIDENTIAL SERVICE CERTIFICATE AND THE PRESIDENTIAL SERVICE BADGE

By virtue of the authority vested in me as President of the United States, and as Commander in Chief of the Armed Forces of the United States, it is ordered as follows:

*Prior order.* The numbered Sections of Executive Order 10879 of June 1, 1960, are hereby amended to read as follows:

"1. *Certificate established.* The White House Service Certificate is hereby reestablished as the Presidential Service Certificate, to be awarded in the name of the President of the United States to members of the Army, Navy, Marine Corps, and the Air Force, who have been assigned to the White House for a period of at least one year subsequent to January 20, 1961.

"2. *Award of the Certificate.* The Presidential Service Certificate, the design of which accompanies and is hereby made a part of this Order, shall be awarded by the Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force, to military personnel of their respective services.

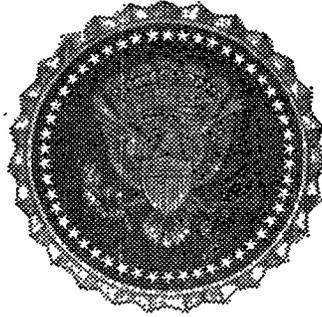
"3. *Badge established.* The White House Service Badge is replaced by the Presidential Service Badge, the design of which accompanies and is hereby made a part of this Order. The Presidential Service Badge may be awarded to any member of the Armed Forces assigned to duty in the White House by the Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force, upon recommendation of the Presidential Military, Naval, or Air Force Aide, as the case may be, to military personnel of their respective services. The Badge may be worn as a part of the uniform of those individuals upon award of the Presidential Service Certificate under such regulations as the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force, with the approval of the Secretary of Defense may severally prescribe.

"4. Only one Presidential Service Certificate will be awarded to an individual during an administration. Only one Presidential Service Badge will be awarded.

"5. The Presidential Service Certificate and the Presidential Service Badge established by this Order may be granted posthumously."

LYNDON B. JOHNSON

THE WHITE HOUSE,  
September 1, 1964.



*The United States of America*

*To all who shall see these presents, greeting:  
This is to certify that the President of the United States  
of America has awarded.*

*The Presidential Service Certificate*

*to*

*For Honorable Service in the White House*

*Given under my hand in the city of Washington  
by direction of*

*President Lyndon B. Johnson*

*this*

*day of*

*19*



SECRETARY OF THE ARMY

MILITARY AIDE  
TO THE PRESIDENT

Certificate Number \_\_\_\_\_

# Rules and Regulations

## Title 6—AGRICULTURAL CREDIT

### Chapter III—Farmers Home Administration, Department of Agriculture

#### SUBCHAPTER B—LOANS AND GRANTS PRIMARILY FOR REAL ESTATE PURPOSES

[FHA Instruction 444.2]

#### PART 322—RURAL HOUSING LOANS AND GRANTS

##### Subpart B—Section 503 Loan Policies, Procedures, and Authorizations

A new Subpart B is added to Part 322, Title 6, Code of Federal Regulations (29 F.R. 7795, 8159), to read as follows:

Sec.	
322.21	General.
322.22	Objective.
322.23	Qualifications.
322.24	Loan purposes.
322.25	Special requirements.
322.26	Terms of loans.
322.27	Security.
322.28	Appraisal.
322.29	Loan approval.
322.30	Loan closing.
322.31	Subsequent loans.

**AUTHORITY:** The provisions of this Subpart B issued under secs. 501, 503, 510, 63 Stat. 432, as amended, 434, 437; 42 U.S.C. 1471, 1473, 1480; Orders of the Sec. of Agr., 19 F.R. 74, 28 F.R. 9676, 29 F.R. 366, 2433. Additional authority is cited in parentheses following the sections affected.

##### § 322.21 General.

This Subpart B prescribes the policies, procedures, and delegations of authority for making initial and subsequent Rural Housing loans under Section 503 of the Housing Act of 1949. Section 503 loans will be made in accordance with the provisions of Subpart A of this Part 322 as supplemented and modified by this Subpart B. Additional provisions for making special types of section 503 loans are contained in Subchapter D of this chapter.

##### § 322.22 Objective.

The objective of section 503 loans is to give qualified farm owners who lack sufficient income to repay a loan for decent, safe, and sanitary housing or for adequate farm service buildings an opportunity to obtain a loan for such purposes, provided they can increase their farm income sufficiently in not more than five years to meet their loan payments as they become due. To enable such farm owners to increase their incomes, funds may be included in the loan to buy and develop farm land.

##### § 322.23 Qualifications.

To be eligible for a section 503 loan, an applicant must be the owner of a farm and otherwise eligible under § 322.4, except that:

(a) His housing credit needs cannot be met with a Farm Ownership loan or a section 502 loan.

(b) Because of inadequate income from the farm and other sources, he cannot reasonably be expected to meet in full the annual payments on the loan during one or more of the first five years but can reasonably be expected to pay at least 50 percent of the principal amount due during each of the first five years.

(c) His farm income can be increased within not more than five years as a result of improvement or enlargement of the farm or adjustment of farm practices, production, or methods sufficiently to pay the annual installments that will become due after the first five years.

(d) The farm to be improved will not be larger than an adequate family farm as defined in Part 321 of this chapter.

##### § 322.24 Loan purposes.

Section 503 loans may be made to qualify farm owners for:

(a) The purposes specified in § 322.6, and

(b) The purchase of land to enlarge the applicant's farm or provide for land development in order to furnish income sufficient to support decent, safe, and sanitary housing and adequate essential farm service buildings and to encourage adequate family farms. Section 321.7 (c) of this chapter will be applicable to the land development items to be financed with loan funds. Funds will not be included for land purchase or development unless funds also are provided in the loan for constructing, repairing, or improving a farm dwelling or farm service building.

(Sec. 504(b), 63 Stat. 435, 42 U.S.C. 1474(b))

##### § 322.25 Special requirements.

(a) *Supervision.* Each borrower will receive intensive supervision during the period the contribution agreement is in effect and for such additional period as may be necessary in accordance with the policies in Part 302 of this chapter.

(b) *Contributions.* During each of the first five years following the date of the borrower's promissory note, the Farmers Home Administration may, in accordance with Form FHA 444-1, "Rural Housing Contribution Agreement," make an annual contribution in the form of a credit to the borrower's indebtedness in an amount not to exceed the annual installment of interest and 50 percent of the annual principal installment. Each such contribution must be justified by evidence that the borrower's income is, in fact, insufficient to enable him to make the scheduled payment and that the borrower has carried out his farm plan with due diligence. At the time of the year-end analysis, the farm and home records and the farm and home plan will be used for the purpose of determining the amount of the contribution, if any, the

Farmers Home Administration will make in the form of a credit on the borrower's annual installment.

(c) *Reaching an understanding with the applicant.* The County Supervisor, prior to loan approval, should reach a thorough understanding with the applicant with respect to his responsibilities in connection with the loan. Particular attention should be given to the following:

(1) The applicant will be required to develop and follow annual and long-time farm and home plans and to keep a record book as a basis for determining whether or not he is qualified for a contribution during any of the first five years.

(2) The applicant will be responsible for providing accurate information as to his income and expenses.

(3) Neither the contribution agreement nor credits of principal or interest on the loan will be assignable or accrue to a third party without the written consent of the Farmers Home Administration. In case title to the farm is transferred, the Farmers Home Administration may require the full payment in cash of the entire original loan plus accrued interest, less any actual payments made, when the Farmers Home Administration determines that the benefits would accrue to a person not eligible for a section 503 loan. The Farmers Home Administration may refuse to release the lien until full payment is made.

(d) *Option for land purchase.* When land purchase is involved in connection with a loan, Form FHA 443-1, "Option to Purchase Real Property," will be obtained prior to the time the services of the appraiser are requested. The provisions of Part 321 of this chapter will be observed in obtaining and accepting the option.

(Sec. 504(b), 63 Stat. 435; 42 U.S.C. 1474(b))

##### § 322.26 Terms of loan.

Each loan will be scheduled for repayment over a period of 33 years from the date of the note.

##### § 322.27 Security.

Each loan will be secured by a mortgage on the borrower's farm and such other property as may be necessary to adequately secure the loan.

##### § 322.28 Appraisal.

An appraisal by an employee authorized to appraise farms will be made irrespective of the size of the loan.

##### § 322.29 Loan approval.

Section 503 loans will be approved in accordance with the authorizations in § 322.13.

##### § 322.30 Loan closing.

(a) *Promissory note.* The first installment will be the amount of interest that will accrue on the loan from the date of the note to the next January 1.

(b) *Contribution agreement.* Form FHA 444-1 will be prepared in an original and two copies. The original and one copy will be executed by the borrower and his wife in the same manner as the note and by the County Supervisor at the time of loan closing. One signed copy will be given to the borrower.

§ 322.31 Subsequent loans.

(a) A subsequent section 503 loan may be made only to a borrower who is indebted for a section 503 loan. A subsequent loan may be made for the same purposes as an initial loan and will be made in the same manner as an initial loan except that a new appraisal will not be required unless:

(1) The latest appraisal report is over two years old or the appraiser recommended the normal market value rather than the normal value;

(2) The physical characteristics of the property have changed significantly; or

(3) The County Supervisor or loan approval official requests a new appraisal report.

(b) If a section 503 borrower receives any other type of real estate loan during the first five years after he received the section 503 loan, the contribution agreement will be cancelled and he will not be eligible for any additional contributions.

Dated: August 28, 1964.

FLOYD F. HIGBEE,  
*Acting Administrator,  
Farmers Home Administration.*

[F.R. Doc. 64-8953; Filed, Sept. 2, 1964;  
8:48 a.m.]

## Title 7—AGRICULTURE

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

[Avocado Order 4, Amdt. 3]

#### PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

##### Limitation of Shipments

*Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915), regulating the handling of avocados grown in south Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule

making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that 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 restrictions on the handling of the tonnage variety of avocados grown in District 2 during the period September 1-7, 1964.

It is, therefore, ordered that the provisions of paragraph (b) of § 915.304 (29 F.R. 8462; 11704, 12002) are hereby amended by adding the following subparagraph (11) at the end thereof:

§ 915.304 Avocado Order 4.

\* \* \* \*

(11) Notwithstanding any other provision of this paragraph, avocados of the Tonnage variety grown in District 2 may be handled during the period beginning at 12:01 a.m., e.s.t., September 1, 1964, and ending at 12:01 a.m., e.s.t., September 7, 1964, if the individual fruit in each lot of such variety weighs not less than 12 ounces or measures not less than 3 inches in diameter: *Provided*, That not to exceed 10 percent, by count, of the individual avocados in each lot of such variety may weigh less than 12 ounces and measure less than 3 inches in diameter but none of such smaller avocados may weigh less than 10 ounces.

The provisions of this amendment shall become effective at 12:01 a.m., e.s.t., September 1, 1964.

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

Dated: August 31, 1964.

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

[F.R. Doc. 64-8965; Filed, Sept. 2, 1964;  
8:48 a.m.]

[Peach Reg. 2, Amdt. 1]

#### PART 919—PEACHES GROWN IN MESA COUNTY, COLORADO

##### Grades and Sizes

*Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 919, as amended (7 CFR Part 919), regulating the handling of peaches grown in the County of Mesa in the State of Colorado, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the Administrative Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of such peaches, as hereinafter provided, will

tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that, as hereinafter set forth, the time intervening between the date when information upon which this 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; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than September 4, 1964. A reasonable determination as to the supply of, and the demand for, such peaches must await the development of the crop; adequate information concerning the quality of such peaches of the Standard Elberta, J. H. Hale, and Rio Oso Gem varieties was not available to the Administrative Committee until August 27, 1964; recommendations as to the need for, and the extent of grade, regulation of shipments of such peaches were made by said committee on August 27, 1964, after consideration of all information then available relative to the supply and demand conditions for such peaches, at which time the recommendations and supporting information were submitted to the Department, and made available to growers and handlers; shipments of peaches of the Standard Elberta, J. H. Hale, and Rio Oso Gem varieties are expected to begin shortly, and this amendment should be applicable, insofar as practicable, to all shipments of such peaches in order to effectuate the declared policy of the act; and compliance with this amendment will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

It is, therefore, ordered that provisions of paragraph (b) (1) (i) of § 919.303 (Peach Regulation 2; 29 F.R. 11124) are hereby amended to read as follows:

§ 919.303 Peach Regulation 2.

\* \* \* \*

(i) Any peaches of any variety which do not grade at least U.S. No. 1;

\* \* \* \*

The provisions of this amendment shall become effective at 12:01 a.m., m.s.t., September 4, 1964.

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

Dated: September 1, 1964.

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

[F.R. Doc. 64-8973; Filed, Sept. 2, 1964;  
8:48 a.m.]

## Title 14—AERONAUTICS AND SPACE

### Chapter I—Federal Aviation Agency

#### SUBCHAPTER E—AIRSPACE [NEW]

[Airspace Docket No. 64—SO—48]

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

#### Alteration of Transition Area

The purpose of this amendment to § 71.181 of the Federal Aviation Regulations is to alter the Evergreen, Alabama, transition area.

The Evergreen, Alabama, transition area is presently designated as that airspace extending upward from 1,200 feet above the surface within a 20-mile radius of the Evergreen VOR. A review of the utilization of this airspace revealed that the transition area can be reduced in size and still serve its purpose.

Since the change effected by this amendment is less restrictive in nature than present requirements, notice and public procedure hereon are unnecessary. However, since it is necessary to allow sufficient time to permit appropriate changes to aeronautical charts, this amendment will become effective more than 30 days after publication.

In consideration of the foregoing, in § 71.181 (29 F.R. 1160) the Evergreen, Alabama, transition area is amended to read:

That airspace extending upward from 1,200 feet above the surface within a 12-mile radius of the Evergreen, Alabama, VOR.

This amendment shall become effective 0001 e.s.t., November 12, 1964.

(Sec. 307(a), Federal Aviation Act of 1958, 49 U.S.C. 1348)

Issued in East Point, Ga., on August 26, 1964.

PAUL N. BOATMAN,  
Acting Director, Southern Region.

[F.R. Doc. 64-8924; Filed, Sept. 2, 1964; 8:45 a.m.]

## Title 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

[Docket C-811]

### PART 13—PROHIBITED TRADE PRACTICES

#### Schimmel Fur Co. et al.

Subpart—Advertising falsely or misleadingly: § 13.155 *Prices*: 13.155-40 Exaggerated as regular and customary; 13.155-70 Percentage savings. Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely*: 13.1108-45 Fur Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1185 *Composition*: 13.1185-30 Fur Products Labeling Act; § 13.1280 *Price*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Com-*

*position*: 13.1845-30 Fur Products Labeling Act; § 13.1852 *Formal regulatory and statutory requirements*: 13.1852-35 Fur Products Labeling Act; § 13.1865 *Manufacture or preparation*: 13.1865-40 Fur Products Labeling Act; § 13.1900 *Source or origin*: 13.1900-40 Fur Products Labeling Act; 13.1900-40(b) *Place*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Schimmel Fur Company et al., St. Louis, Mo., Docket C-811, Aug. 14, 1964]

*In the Matter of Schimmel Fur Company, a Corporation, and Morris J. Schimmel, Individually and as an Officer of Said Corporation*

Consent order requiring manufacturing furriers in St. Louis, Mo., to cease violating the Fur Products Labeling Act by representing falsely in newspaper advertising and on labels that sale prices were reduced from former prices which were, in fact, fictitious; failing, in invoicing and said advertising, to show the true animal name of furs and the country of origin of imported furs, to disclose when fur was artificially colored, and to set forth the terms "Persian Lamb", "Dyed Broadtail-processed Lamb" and "natural" as and where required; falsely advertising fur products as "33 1/3 percent off"; failing to keep adequate records as a basis for pricing claims; and failing in other respects to comply with requirements of the Act.

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

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

#### A. Misbranding fur products by:

1. Representing, directly or by implication on labels, that any price, when accompanied or not by descriptive terminology is the respondents' former price of fur products when such amount is in excess of the actual, bona fide price at which respondents offered the fur products to the public on a regular basis for a reasonably substantial period of time in the recent regular course of business.

2. Misrepresenting in any manner on labels or other means of identification the savings available to purchasers of respondents' products.

3. Falsely or deceptively representing in any manner, directly or by implication, on labels or other means of identification

that prices of respondents' fur products are reduced.

B. Falsely or deceptively invoicing fur products by:

1. Failing to furnish invoices to purchasers of fur products showing in words and figures plainly legible all the information required to be disclosed in each of the subsections of section 5(b)(1) of the Fur Products Labeling Act.

2. Setting forth on invoices pertaining to fur products any false or deceptive information with respect to the name or designation of the animal or animals that produced the fur contained in such fur product.

3. Setting forth information required under section 5(b)(1) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in abbreviated form.

4. Failing to set forth the term "Persian Lamb" in the manner required where an election is made to use that term instead of the word "Lamb".

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

6. Failing to set forth the term "Natural" as part of the information required to be disclosed on invoices under the Fur Products Labeling Act and rules and regulations promulgated thereunder to describe fur products which are not pointed, bleached, dyed, tip-dyed or otherwise artificially colored.

C. Falsely or deceptively advertising fur products through the use of any advertisement, representation, public announcement or notice which is intended to aid, promote or assist, directly or indirectly, in the sale, or offering for sale of any fur product, and which:

1. Fails to set forth in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 5(a) of the Fur Products Labeling Act.

2. Falsely or deceptively identifies any such fur product as to the name or designation of the animal or animals that produced the fur contained in the fur product.

3. Fails to set forth the term "Persian Lamb" in the manner required where an election is made to use that term instead of the word "Lamb".

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

5. Fails to set forth the term "Natural" as part of the information required to be disclosed in advertisements under the Fur Products Labeling Act and the rules and regulations promulgated thereunder to describe fur products which are not pointed, bleached, dyed, tip-dyed or otherwise artificially colored.

6. Fails to set forth all parts of the information required under section 5(a) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in type of equal size and conspicuousness and in close proximity with each other.

7. Represents directly or by implication, that any price, when accompanied

or not by descriptive terminology is the respondents' former price of fur products when such amount is in excess of the actual, bona fide price at which respondents offered the fur products to the public on a regular basis for a reasonably substantial period of time in the recent regular course of business.

8. Misrepresents in any manner the savings available to purchasers or respondents' fur products.

9. Falsely or deceptively represents in any manner that prices of respondents' fur products are reduced.

10. Represents directly or by implication through percentage savings claims that prices of fur products are reduced to afford purchasers of respondents' fur products the percentage of savings stated when the prices of such fur products are not reduced to afford to purchasers the percentage of savings stated.

11. Makes use of comparative prices of any fur products unless a bona fide compared price at a designated time is given, unless such compared prices are actual, bona fide prices at which respondents offered the fur products to the public on a regular basis for a reasonably substantial period of time in the recent regular course of business.

D. Making claims and representations of the types covered by subsections (a), (b), (c) and (d) of Rule 44 of the rules and regulations promulgated under the Fur Products Labeling Act unless there are maintained by respondents full and adequate records disclosing the facts upon which such claims and representations are based.

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

Issued: August 14, 1964.

By the Commission.

[SEAL] JOSEPH N. KUZEW,  
Acting Secretary.

[F.R. Doc. 64-8925; Filed, Sept. 2, 1964;  
8:45 a.m.]

[Docket C-809]

### PART 13—PROHIBITED TRADE PRACTICES

#### Automatic Retailers of America, Inc.

Subpart—Acquiring corporate stock or assets: § 13.5 *Acquiring corporate stock or assets*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies Sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 18) [Cease and desist order, Automatic Retailers of America, Inc., Philadelphia, Pa., Docket C-809, Aug. 14, 1964]

Consent order requiring the second largest full-line vendor in the United States, with principal office in Philadelphia, Pa., engaged in the vending business in more than 25 states and with total sales in 1962 in excess of \$180,000,000—having, in a series of transactions beginning in 1959 and at a cost of approximately \$66,000,000, acquired the stocks or assets of vending businesses in

many geographic markets throughout the U.S., cumulative sales of which for the year preceding their acquisition totaled some \$144,000,000—to divest itself absolutely, within 12 months and to purchasers approved by the Commission, of all stocks and assets, tangible or intangible of: 1. Spencer Vending Division, Rochester, N.Y., and Fox Cigarette Service Co., Chicago, Ill., with the provision that if the location rights to be divested shall have been responsible for less than \$400,000 with respect to Spencer and less than \$1,750,000 with respect to Fox in the 12 months preceding divestiture, additional location rights in the respective areas be divested with volume sufficient to make up the figures specified; 2. (a) Two or more vending routes in the State of Hawaii having aggregate sales in the preceding year of not less than 1,000,000, and (b) One or more vending routes in each of the following areas having aggregate sales of not less than the amounts specified: Rochester, N.Y., \$300,000; Chicago, Ill., \$1,750,000; Dayton, Ohio, \$500,000; Detroit, Mich., \$1,500,000; San Diego, Calif., \$450,000; and requiring further that for three years it desist from acquiring, without the approval of the Commission, any interest in a vending business in 13 named geographical areas, as well as in any other area in which it had \$300,000 or more in sales in the preceding year, and in areas with less than \$300,000 in sales, in each case in compliance with a specified ceiling for the classification of an accompanying schedule—all under conditions as stated in detail in the order below.

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

I. *It is ordered*, That respondent, Automatic Retailer of America, Inc., a corporation, through its officers, directors, agents, representatives and employees, within twelve (12) months from the date of service of this order, shall divest itself absolutely, in good faith and to a purchaser or purchasers approved by the Federal Trade Commission, or of all stock or assets, properties, rights and privileges, tangible or intangible, including, but not limited to, all contract and location rights, vending machines, vending routes, inventories, trade names and trade-marks of respondent's Spencer Vending Division d.b.a. Spencer Vending Co., Inc., Rochester, New York, and Fox Cigarette Service Company, Chicago, Illinois, including all their location rights as of the date of service of this order; provided, however, that if said location rights to be divested shall have been responsible for less than \$400,000 in vended sales with respect to Spencer Vending Co., Inc. and less than \$1,750,000 in vended sales with respect to Fox Cigarette Service Company, in the twelve (12) calendar months next preceding divestiture, additional location rights in Rochester, New York Standard Metropolitan Statistical Area (SMSA) and Chicago, Illinois SMSA respectively, shall be divested with volume sufficient to make the total divested volume equal to the figures specified in this paragraph.

II. *It is further ordered*, That respondent, through its officers, directors, agents, representatives and employees, within twelve (12) months from the date of service of this order, shall divest itself absolutely, in good faith, to a purchaser or purchasers approved by the Federal Trade Commission of (a) two or more vending routes in the State of Hawaii, having aggregate sales of vendible products in the twelve (12) calendar months next preceding divestiture of not less than \$1,000,000, and (b) one or more vending routes in each of the following Standard Metropolitan Statistical Areas (SMSA), as defined by the Bureau of the Budget, Executive Office of the President, having aggregate sales of vendible products in such area in the twelve (12) calendar months next preceding divestiture in an amount not less than that specified opposite the name of such area:

Area	Aggregate amount
(1) Rochester, New York SMSA	\$300,000
(2) Chicago, Illinois SMSA	1,750,000
(3) Dayton, Ohio SMSA	500,000
(4) Detroit, Michigan SMSA	1,500,000
(5) San Diego, California SMSA	450,000

A vending route shall include the assets, properties, rights and privileges, tangible or intangible, and location rights required by the purchaser to operate said route.

III. *It is further ordered*, That by such divestiture none of the stocks, assets, vending routes, location rights or other privileges, tangible or intangible, shall be sold or transferred, directly or indirectly, to any person who is at the time of the divestiture an officer, director, employee, or agent of, or under the control or direction of, respondent or any of respondent's subsidiaries or affiliated corporations, or owns or controls more than one (1) percent of the outstanding shares of stock of respondent, nor to anyone who is not approved as a purchaser in advance by the Federal Trade Commission.

IV. *It is further ordered*, That if respondent divests itself of the stock, assets, properties, vending routes, location rights and privileges, described in paragraphs I and II of this order, by transferring them to a new corporation or corporations, the stocks of which are wholly owned by Automatic Retailers of America, Inc., and if respondent then distributes all of the stocks in said wholly owned corporations to the stockholders of Automatic Retailers of America, Inc., in proportion to their holding of Automatic Retailers of America, Inc. stock, then paragraph III of this order shall be inapplicable, and the following paragraphs V and VI shall take force and effect in its stead.

V. No person who is an officer, director, or executive employee of Automatic Retailers of America, Inc., or who owns or controls, directly or indirectly, more than one (1) percent of the stock of Automatic Retailers of America, Inc., shall be an officer, director or executive employee of any of the new corporations described in paragraph IV, or shall own or control, directly or indirectly, any of the stocks of said new corporations.

VI. Any person who must sell or dispose of a stock interest in Automatic Retailers of America, Inc., or in the new corporations referred to in paragraph V of this order in order to comply with said paragraph V may do so within six (6) months and twelve (12) months, respectively, after the date on which the divestiture provided in paragraph IV of this order becomes effective.

VII. As used in this order, the word "persons" shall include all members of the immediate family of the individual specified and shall include corporations, partnerships and associations and other legal entities as well as natural persons.

VIII. It is further ordered, That as long as a divested location is served by the purchaser which was approved by the Commission and which purchased from respondent pursuant to said approval, but in no event longer than a period of three (3) years from the date of divestiture, respondent shall cease and desist from soliciting and acquiring, directly or indirectly, any of the location rights divested to such purchaser pursuant to this order.

IX. It is further ordered, That, for a period of three (3) years from the date of service of this order, respondent shall cease and desist from acquiring, directly or indirectly, through subsidiaries, or in any other manner, the assets, stocks, share capital, or any other interest, in any organization, corporate or otherwise, which operates a vending business (as defined in the complaint) in the following Standard Metropolitan Statistical Areas (SMSA), except with the approval of the Federal Trade Commission, upon written application and proper showing in support thereof by respondent:

- Baltimore, Md. SMSA,
- Birmingham, Ala. SMSA,
- Chicago, Ill. SMSA,
- Dayton, Ohio SMSA,
- Detroit, Mich. SMSA,
- Fresno, Calif. SMSA,
- Honolulu, Hawaii SMSA,
- Huntsville, Ala. SMSA,
- Indianapolis, Ind. SMSA,
- Las Vegas, Nev. SMSA,
- Rochester, N.Y. SMSA,
- San Diego, Calif. SMSA, and
- Tulsa, Okla. SMSA.

X. It is further ordered, That, for a period of three (3) years from the date of service of this order, respondent shall cease and desist from acquiring, directly or indirectly, through subsidiaries, or in any other manner, the assets, stocks, share capital, or any other interest, in any organization, corporate or otherwise, which operates a vending business (as defined in the complaint) in any Standard Metropolitan Statistical Area (SMSA) or county not included in any SMSA, other than the areas designated in paragraph IX hereof, in which respondent had \$300,000 or more in sales of vendible products by machines during respondent's fiscal year next preceding the first acquisition in each area after the date of service of this order, except

with the approval of the Federal Trade Commission upon written application and proper showing by respondent: *Provided, however*, That nothing contained in this paragraph shall be construed to prohibit respondent from acquiring the assets, stocks, share capital, or other interest in any organization, corporate or otherwise, which operates a vending business (as defined in the complaint) in any said area where the aggregate sales of vendible products by machines (based on volume in the twelve (12) calendar months next preceding acquisition) obtained by it by acquisition in any said area after the date of service of this order does not exceed the maximum provided in the following schedule:

Population (thousands)			3-year ceiling (annual volume) (thousands)
Exceeding	but	Not exceeding	
		250	\$165
		375	245
		500	325
		750	350
		1,000	375
		1,250	400
		1,500	500
		1,750	575
		2,000	650
		2,000	750

Respondent shall report each such acquisition to the Federal Trade Commission within thirty (30) days of its consummation with a satisfactory showing that the reported acquisition complies with the requirements of this paragraph.

XI. It is further ordered, That, for a period of three (3) years from the date of service of this order, respondent shall forthwith cease and desist from acquiring, directly or indirectly, through subsidiaries, or in any other manner, the assets, stocks, share capital, or any other interest, in any organization, corporate or otherwise, which operates a vending business (as defined in the complaint) in any Standard Metropolitan Statistical Area (SMSA) or county not included in any SMSA where respondent had sales of vendible products by machines of less than \$300,000 during respondent's fiscal year next preceding the first acquisition in each area after the date of service of this order except with the approval of the Federal Trade Commission upon written application and proper showing by respondent: *Provided, however*, That nothing contained in this paragraph shall be construed to prohibit respondent from acquiring the assets, stocks, share capital, or any other interest, in any other organization, corporate or otherwise, which operates a vending business (as defined in the complaint) in any said area where the aggregate sales of vendible products by machines (based on volume in the twelve (12) calendar months next preceding acquisition) obtained by it by acquisition in any said area after the date of service of this Order does not exceed the maximum provided in the following schedule:

Population (thousands)			3-year ceiling (annual volume) (thousands)
Exceeding	but	Not exceeding	
		200	\$200
		300	325
		400	455
		500	585
		600	715
		700	845
		800	975
		900	1,105
		1,000	1,235
		1,100	1,365
		1,200	1,495
		1,300	1,625
		1,400	1,755
		1,500	1,885
		1,500	2,000

Respondent shall report each such acquisition to the Federal Trade Commission within thirty (30) days of its consummation with a satisfactory showing that the reported acquisition complies with the requirements of this paragraph.

XII. Nothing contained in this order shall be construed to prohibit respondent: (1) From the purchase of new or used vending equipment; (2) From purchasing vending routes in any Standard Metropolitan Statistical Area (SMSA) or county not included in any SMSA where the aggregate sales of vendible products by machines of all such routes purchased pursuant to this paragraph (based on volume in the twelve (12) calendar months next preceding acquisition) does not exceed \$75,000 in any such area in the first year after the date of service of this order, a cumulative total of \$150,000 in any such area by the end of the second year, or a cumulative total of \$225,000 in any such area by the end of the third year, provided, however, that no single route purchase shall involve more than \$75,000 in annual sales of vendible products by machines; (these shall not be considered purchases of vending businesses under the terms of paragraphs IX, X and XI hereof and shall not be included in the three-year ceilings specified in paragraphs X and XI). (3) From purchasing vending machines, fixtures, equipment and other accessories used and useful in the vending business from any vending business in any area, which, as a result of bona fide competitive bids or proposals, has been replaced as a vendor by respondent: provided, however, that such purchase by the successful bidder or proposer is made a condition of acceptance of the bids or proposals by the location owner, and such purchase by respondent is limited to the vending machines, fixtures, equipment and other accessories at the said location at the date of take-over by respondent. Respondent shall report each purchase under (2) and (3) of this paragraph to the Federal Trade Commission within thirty (3) days of its consummation with a satisfactory showing that the reported purchase complies with the requirements of this paragraph.

XIII. It is further ordered, That within sixty (60) days from the date of service

of this order respondent shall submit to the Commission a description of stock, vending routes or other assets including the composition of each vending route it proposes to divest in accordance with paragraphs I and II of this order, with the reasons for grouping or organizing the locations involved into each vending route. Said lists shall be accompanied by a statement by the corporate officer signing such submission that at the time of such submission neither he nor any other officer or executive employee of respondent whose duties include responsibility for service or maintenance of said locations has any knowledge or information that loss through renegotiation or otherwise of any location or location rights proposed to be divested is imminent or probable in the near future, that respondent is serving the listed locations subject to customary arrangements and that in good faith respondent will exert its best efforts to persuade the location owners to accept the approved purchaser(s) of the divested locations as successor(s) at said locations. "Executive employees" shall consist of group vice presidents, area vice presidents, regional vice presidents, regional sales managers and divisional managers.

Upon the approval by the Commission of the composition of such vending routes, the loss of any location included therein shall be considered as pro tanto divestiture by respondent required by this order, provided, however, that respondent shall report such loss to the Commission within twenty (20) days of such occurrence with a statement that respondent has exercised customary due care in serving such locations and has refrained from doing any act which caused such loss. Respondent shall periodically, every sixty (60) days thereafter until divestiture is fully effected, submit to the Commission a written and detailed report of the progress in carrying out the provisions of this order.

Issued: August 14, 1964.

By the Commission.

[SEAL] JOSEPH N. KUZEW,  
Acting Secretary.

[F.R. Doc. 64-8926; Filed, Sept. 2, 1964;  
8:45 a.m.]

[Docket C-810]

### PART 13—PROHIBITED TRADE PRACTICES

#### Donald M. Holman and Hurley Press Ironer of Central America

Subpart—Misrepresenting oneself and goods—Goods: § 13.1663 *Individual's special selection*; § 13.1760 *Terms and conditions*. Misrepresenting oneself and goods—Prices: § 13.1817 *Reductions for prospect referrals*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1905 *Terms and conditions*. Subpart—Securing orders by deception: § 13.2170 *Securing orders by deception*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply Sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Donald M. Holman doing business as Hurley Press

Ironer of Central America, Kansas City, Kans., Docket C-810, Aug. 14, 1964]

#### *In the Matter of Donald M. Holman, an Individual, Trading and Doing Business as Hurley Press Ironer of Central America*

Consent order requiring a Kansas City, Kans., distributor of a combination presser and ironer to cease representing falsely through sales agents who visited the homes of prospective purchasers that such prospects had been specially selected to participate in a promotional sale, that they might expect to recover cost of the press-ironer through receipt of referral selling fees but that, to participate in the referral program, they must agree to purchase at the salesman's first visit, and that, if dissatisfied, a purchaser could cancel his sales agreement during a trial period; and requiring him to advise purchasers—which he had failed to do—that it was his general policy to discount his customers' negotiable paper with a finance company or bank.

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

*It is ordered*, That respondent Donald M. Holman, an individual, trading as Hurley Press Ironer of Central America, or under any other name or names, and respondent's agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of press-ironers, or any other product, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that:

(a) Purchasers or prospective purchasers have been especially selected for any purpose.

(b) An offer is open for a specific or brief period only, unless respondent can establish that, in fact, the duration of the offer is in actual practice so limited.

(c) Any purchaser may reasonably expect to recover all or a substantial part of the total cost of any product through the receipt of referral selling fees; or that any person can earn a specified amount of money, credits, or merchandise through the receipt of referral selling fees or in any other manner, when such amount is in excess of that which the respondent can establish as being the earnings which such person may reasonably expect to achieve.

(d) That any sales agreement is cancellable at the option of the purchaser, unless the respondent can establish that the agreement expressly provides for such an option and that this provision is strictly adhered to by the respondent.

2. Failing to reveal to prospective purchasers that contracts or promissory notes will be discounted and that purchasers will make their payments to a finance company or similar institution.

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

and form in which he has complied with this order.

Issued: August 14, 1964.

By the Commission.

[SEAL] JOSEPH N. KUZEW,  
Acting Secretary.

[F.R. Doc. 64-8927; Filed, Sept. 2, 1964;  
8:45 a.m.]

## Title 17—COMMODITY AND SECURITIES EXCHANGES

### Chapter II—Securities and Exchange Commission

[Release No. 34-7406]

### PART 240—GENERAL RULES AND REGULATIONS SECURITIES EXCHANGE ACT OF 1934

#### Application of Rules to Registered Broker-Dealers

As part of its program of implementing the Securities Acts Amendments of 1964 (Amendments Act), the Securities and Exchange Commission today announced the adoption of Rule 0-8 (17 CFR 240.0-8) under the Securities Exchange Act of 1934 (Exchange Act). The new rule is to be effective immediately.

Section 15(b) (4) of the Exchange Act, as amended, now provides that any section of the Exchange Act (other than section 5 and subsection (a) of section 15) which prohibits any act, practice or course of business if the mails or any means or instrumentality of interstate commerce are used in connection therewith, shall also prohibit any such act, practice, or course of business, by any broker or dealer registered under section 15(b), or by any person acting on behalf of such a broker or dealer, irrespective of any use of the mails or interstate facilities.

Rule 0-8 (17 CFR 240.0-8) is designed to implement these provisions of section 15(b) (4) of the Exchange Act, as amended.

*Statutory basis.* The Commission, acting pursuant to the Securities Exchange Act of 1934, and particularly section 23(a) thereof, and deeming it necessary for the execution of the functions vested in it, and necessary and appropriate in the public interest and for the protection of investors, hereby adopts Rule 0-8 (17 CFR 240.0-8), as set forth below. The Commission finds that the provisions of subsections 4(a), 4(b) and 4(c) of the Administrative Procedure Act are inapplicable and that notice and procedures pursuant thereto would be impracticable for the reason that the new rule is adopted to conform the existing rules to the provisions of the Exchange Act, as amended by the Amendments Act, and merely implements a statutory requirement effected by the Amendments Act. The new rule is to be effective August 28, 1964.

The action of the Commission follows: Title 17 of the Code of Federal Regulations is amended by adding a new § 240.0-8 to read as follows:

**§ 240.0-8 Application of rules to registered broker-dealers.**

Any provision of any rule or regulation under the Act which prohibits any act, practice, or course of business by any person if the mails or any means or instrumentality of interstate commerce are used in connection therewith, shall also prohibit any such act, practice, or course of business by any broker or dealer registered pursuant to section 15(b) of the Act, or any person acting on behalf of such a broker or dealer, irrespective of any use of the mails or any means or instrumentality of interstate commerce.

(Sec. 23(a), 48 Stat. 901, as amended, 15 U.S.C. 78w)

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

AUGUST 28, 1964.

[F.R. Doc. 64-8928; Filed, Sept. 2, 1964; 8:45 a.m.]

**Title 19—CUSTOMS DUTIES**

**Chapter I—Bureau of Customs, Department of the Treasury**

[T.D. 56246]

**PART 3—DOCUMENTATION OF VESSELS**

**Preferred Mortgages and Related Instruments**

*Correction*

In F.R. 64-8804 appearing in the issue for Saturday, August 29, 1964, at page 12426, the section heading is incorrect. It should read as follows:

**§ 3.38 Records and endorsement of preferred mortgages and related instruments.**

**Title 29—LABOR**

**Chapter V—Wage and Hour Division, Department of Labor**

**PART 516—RECORDS TO BE KEPT BY EMPLOYERS**

**PART 800—EQUAL PAY FOR EQUAL WORK UNDER THE FAIR LABOR STANDARDS ACT**

**Corrections**

In the document establishing 29 CFR Part 800, published at 29 F.R. 5548, the following corrections are hereby made:

1. In § 800.105 the parenthetical phrase, "(see § 800.105)", is changed to read, "(see § 800.121)".

2. In § 800.111(b) the last word of the fourth sentence is changed from "compared" to "concerned".

3. An undesignated centerhead entitled "Enforcement" is added between

the end of § 800.118 and the beginning of § 800.119.

4. In § 800.120 the reference to "§ 516.2 of this chapter" is changed to read, "§§ 516.2, 516.6, and 516.29 of this chapter".

5. In § 800.121(d) the phrase, "who violates and provision", is changed to read, "who violates any provision".

In the document amending 29 CFR Part 516, published at 29 F.R. 5829, the phrase, "payment on wages", in § 516.29 is changed to read "payment of wages".

Signed at Washington, D.C., this 28th day of August 1964.

CLARENCE T. LUNDQUIST,  
Administrator.

[F.R. Doc. 64-8940; Filed, Sept. 2, 1964; 8:46 a.m.]

**Title 50—WILDLIFE AND FISHERIES**

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

**PART 32—HUNTING**

**Yazoo National Wildlife Refuge, Mississippi**

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER. The limited time ensuing from the date of the adoption of the national migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

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

MISSISSIPPI

YAZOO NATIONAL WILDLIFE REFUGE

Public hunting of mourning doves on the Yazoo National Wildlife Refuge, Mississippi, is permitted only on the area designated by signs as open to hunting. This open area, comprising 960 acres or 21.6 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga., 30323. Hunting shall be subject to the following conditions:

(a) Species permitted to be taken: Mourning doves.

(b) Open season: September 12 to September 26, 1964, inclusive. Shooting hours from noon until sunset.

(c) Daily bag limits: 12, possession limit—24.

(d) Methods of hunting:

(1) Weapons—Shotgun only (not larger than 10 gauge and incapable of holding more than 3 shells in chamber and magazine).

(2) Dogs—Not to exceed one per hunter may be used to retrieve mourning doves.

(3) Blinds—Use of portable blinds permitted.

(e) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and in the current Federal Migratory Bird Regulations.

(2) No hunting will be permitted within 250 yards of any building or pastured cattle.

(3) A Federal permit is required to enter the public hunting area. Permits may be obtained by writing to the Refuge Manager, Yazoo National Wildlife Refuge, Hollandale, Miss., or come in and pick up. Hunters will be required to submit a form questionnaire to be used in analysis of hunter participation and success. Forms to be made available near the hunt area.

(4) The provisions of this special regulation are effective to September 27, 1964.

WALTER A. GRESH,  
Regional Director, Bureau of Sport Fisheries and Wildlife.

[F.R. Doc. 64-8949; Filed, Sept. 2, 1964; 8:47 a.m.]

**PART 32—HUNTING**

**Yazoo National Wildlife Refuge, Mississippi**

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

**§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.**

MISSISSIPPI

YAZOO NATIONAL WILDLIFE REFUGE

Public hunting of squirrels on the Yazoo National Wildlife Refuge, Mississippi, is permitted only on the area designated by signs as open to hunting. This open area, comprising 1,818 acres or 27 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga., 30323. Hunting shall be subject to the following conditions:

(a) Species permitted to be taken: Squirrels.

(b) Open season: October 1 to October 7, 1964 (inclusive). Shooting hours from dawn to dark.

(c) Daily bag limits: 8.

(d) Methods of hunting:

(1) Weapons—shotgun only, no larger than 10 gauge and incapable of holding more than three shells in chamber and magazine combined.

(2) Dogs not permitted.

(3) Shooting into nests not permitted.

(e) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.

(2) No hunting will be permitted within 250 yards of any building or pastured cattle.

(3) A Federal permit will be required to enter the public hunting area. The permit may be obtained in advance of the hunt by mail request or in person at Refuge Headquarters, Route 1, Box 286, Hollandale, Miss.

(4) The provisions of this special regulation are effective to October 8, 1964.

WALTER A. GRESE,  
*Regional Director, Bureau of  
Sport Fisheries and Wildlife.*

[F.R. Doc. 64-8950; Filed, Sept. 2, 1964;  
8:47 a.m.]

### PART 32—HUNTING

#### Carolina Sandhills National Wildlife Refuge, South Carolina

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

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

#### SOUTH CAROLINA

#### CAROLINA SANDHILLS NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Carolina Sandhills National Wildlife Refuge, South Carolina, is permitted only on the area designated by signs as open to hunting. This open area, comprising 45,000 acres or 97 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga., 30323. Hunting shall be subject to the following conditions:

(a) Species permitted to be taken: Deer—bucks only with visible antlers.

(b) Open season: October 5 through October 10 and October 12 through October 17, 1964.

(c) Daily bag limits: Deer—2.

(d) Methods of hunting:

(1) Weapons—any type center fire rifle or shotgun, 20 gauge or larger. Buckshot must be number one (1) or larger. Rifled slugs are permissible.

(2) Stalk and still hunting will be permitted throughout the day. Driving will be permitted between the hours of 9:00 a.m. and 3:00 p.m. only. Noise makers will be confined to a non-explosive type; fireworks are forbidden.

(3) Dogs are not allowed.

(e) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.

(2) All deer killed during the hunt must be checked out at refuge headquarters.

(3) Camping will be permitted in Lake Bee camping area only. Firewood and water will be provided. Shooting or molesting of any birds or animals other than deer is prohibited.

(4) A Federal permit is required to enter the public hunting area. Permits will be issued from September 1 through September 30, 1964. Permits may be obtained without cost by writing to the Refuge Manager, Carolina Sandhills National Wildlife Refuge, McBee, S.C.

(5) The provisions of this special regulation are effective to October 18, 1964.

WALTER A. GRESE,  
*Regional Director, Bureau of  
Sport Fisheries and Wildlife.*

[F.R. Doc. 64-8951; Filed, Sept. 2, 1964;  
8:47 a.m.]

### PART 32—HUNTING

#### Tennessee National Wildlife Refuge, Tennessee

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

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

#### TENNESSEE

#### TENNESSEE NATIONAL WILDLIFE REFUGE

Public hunting of big game on the Tennessee National Wildlife Refuge, Tenn., is suspended for the 1964 season.

Recent census reports reveal that the population is so low that a public hunt this year would be impractical.

WALTER A. GRESE,  
*Regional Director, Bureau of  
Sport Fisheries and Wildlife.*

[F.R. Doc. 64-8952; Filed, Sept. 2, 1964;  
8:47 a.m.]

### PART 32—HUNTING

#### Kofa Game Range, Arizona

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

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

#### ARIZONA

#### KOFA GAME RANGE

Public hunting of bighorn sheep and deer on the Kofa Game Range, Ariz., is permitted only on the area designated by signs as open to hunting. The bighorn sheep season is from November 28 through December 13, 1964, inclusive, and the deer season is from October 30 through November 15, 1964, inclusive. The open bighorn sheep hunting area, comprising 184,320 acres, and the open area for deer hunting, comprising 660,041 acres, are delineated on maps available at refuge headquarters, Yuma, Arizona, and from the office of the Regional Director, Bureau of Sport Fisheries, P.O. Box 1306, Albuquerque, N. Mex., 87103. Hunting shall be in accordance with all applicable State regulations covering the hunting of bighorn sheep and deer subject to the following special condition:

(1) Bighorn sheep limited to 5 permits issued by the Arizona Game and Fish Department.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 13, 1964.

JOHN C. GATLIN,  
*Regional Director,  
Albuquerque, New Mexico.*

AUGUST 28, 1964.

[F.R. Doc. 64-8958; Filed, Sept. 2, 1964;  
8:48 a.m.]

# Proposed Rule Making

## DEPARTMENT OF THE TREASURY

Internal Revenue Service

[ 26 CFR Part 1 ]

### INCOME TAXES

#### Controlled Foreign Corporations; Notice of Hearing on Proposed Regulations

The proposed amendment to the regulations under sections 951, 952, 957(f), and 959, of the Code relating to controlled foreign corporations, was published in the FEDERAL REGISTER for July 10, 1964.

A public hearing on the provisions of this proposed amendment to the regulations will be held on Wednesday, September 23, 1964, at 10:00 a.m., e.d.t., in Conference Room B, Departmental Auditorium, Constitution Avenue between 12th and 14th Streets NW., Washington, D.C.

Persons who plan to attend the hearing are requested to notify the Acting Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C., 20224, by September 18, 1964.

CHARLES R. SIMPSON,  
*Director, Legislation and Regulations Division, Internal Revenue Service.*

[F.R. Doc. 64-9032; Filed, Sept. 2, 1964; 10:35 a.m.]

[ 26 CFR Part 1 ]

### INCOME TAXES

#### Gain From Sale or Exchange of Stock in Certain Foreign Corporations; Notice of Hearing on Proposed Regulations

The proposed amendment to the regulations under section 1248 of the Code,

relating to the gain from sale or exchange of stock in certain foreign corporations, was published in the FEDERAL REGISTER for July 30, 1964.

A public hearing on the provisions of this proposed amendment to the regulations will be held on Wednesday, September 23, 1964, at 2:00 p.m., e.d.t., in Conference Room B, Departmental Auditorium, Constitution Avenue between 12th and 14th Streets NW., Washington, D.C.

Persons who plan to attend the hearing are requested to notify the Acting Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C., 20224, by September 18, 1964.

CHARLES R. SIMPSON,  
*Director, Legislation and Regulations Division, Internal Revenue Service.*

[F.R. Doc. 64-9033; Filed, Sept. 2, 1964; 10:35 a.m.]

# Notices

[Classification No. C3-17]

## CALIFORNIA

### Small Tract Classification

AUGUST 27, 1964.

1. Pursuant to the authority delegated to me by the California State Director, Bureau of Land Management, under Part 1, Redelegation of Authority, dated March 27, 1962 (27 F.R. 3297), I hereby classify under the Small Tract Act of June 1, 1938 (58 Stat. 609, 43 U.S.C. 682a), as amended, the public land in Shasta County, Calif., described as follows:

#### MOUNT DIABLO MERIDIAN

T. 31 N., R. 5 W.,  
Sec. 6, W $\frac{1}{2}$ NE $\frac{1}{4}$  of Lot 2, SE $\frac{1}{4}$  of Lot 2,  
and E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 7, Lots 1, 2, 3, and 4, and E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$  and N $\frac{1}{2}$   
NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 17, SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 28, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ 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 S $\frac{1}{2}$   
SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ .

2. The lands are located from three to six miles west of the town of Redding, Calif., are of hilly terrain and support a vegetative cover consisting of manzanita and oak interspersed with digger pine. Subject lands have been or will be surveyed for small tract purposes, and mineral conflicts of record are in the process of being resolved.

3. Classification of the above-described lands by this order segregates them from all appropriations, including locations under the mining laws, except under the mineral leasing laws.

4. The lands classified by this order shall not become subject to disposition under the Small Tract Act of June 1, 1938 (52 Stat. 609 U.S.C. 682a), as amended, until it is so provided by an order to be issued by an authorized officer, opening the lands to sale.

RICHARD H. BAUMAN,  
*Acting District Manager, Redding District Office, Redding, California.*

[F.R. Doc. 64-8942; Filed, Sept. 2, 1964; 8:46 a.m.]

## NEVADA

### Notice of Proposed Withdrawal and Reservation of Lands

AUGUST 25, 1964.

The Atomic Energy Commission has filed an application Serial Number Nevada 064781 for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including the Taylor Grazing Act, the mining and mineral leasing laws, and disposals of material under the Act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604) as amended. The applicant

desires the land for consolidating the existing permanent facilities and for development of a central administrative facility.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, P.O. Box 1551, Reno, Nev.

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

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the Atomic Energy Commission.

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

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

The perimeter, the bearings of which are based on the Nevada State Coordinate System, Central Zone and distances measured at Geodetic Ground Level, of the lands involved in the application are:

#### MOUNT DIABLO MERIDIAN, NEVADA

Beginning at the southeast corner of the Mercury Addition to the original Nevada Test Site, having coordinates: Northing, 693, 908.90; Easting, 701, 694.69; Latitude, 36°39'16.175"; Longitude, 115°58'44.708";

Thence S. 01°14'18" E., 19, 105.35 ft., on a line to Secs. 1 and 2, T. 16 S., R. 53 E., to the intersection of Nevada State Highway right-of-way having coordinates: Northing, 674, 813.17; Easting, 702, 107.49; Latitude, 36°36'07.317"; Longitude, 115°58'41.227";

Thence continuing along the highway right-of-way along a curve, convex to the north, radius 10,200.00 ft., arc length, 1,083.42 ft. to the highway right-of-way point of tangent, having coordinates: Northing, 674, 620.61; Easting, 701, 041.61; Latitude, 36°36'05.488"; Longitude, 115°58'54.316";

Thence S. 76°42'55" W., 3803.04 ft. to a point having coordinates: Northing, 673, 746.95; Easting, 697, 341.34; Latitude, 36°35'57.107"; Longitude, 115°59'39.770";

Thence N. 52°01'13" W., 1,128.40 ft. to a point having coordinates: Northing, 674,

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[Classification No. C2-1]

## CALIFORNIA

### Small Tract Classification and Opening Order

AUGUST 27, 1964.

1. Pursuant to authority delegated to me by the California State Director, Bureau of Land Management, under Part 1, Redelegation of Authority, dated March 27, 1962 (27 F.R. 3297), I hereby classify and open to application the following described 2.5 acre tract of public land in Lassen County, California, as suitable for lease only for residence purposes under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U.S.C. 682a).

#### MOUNT DIABLO PRINCIPAL MERIDIAN

T. 34 N., R. 15 E.,  
Sec. 32, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ .

2. Classification of the above described tract by this order segregates it from all appropriations, including locations under the mining laws, except as to applications under the Small Tract Act and applications under the mineral leasing laws.

3. The tract is located approximately 4 miles southeast of Ravendale, California. Soils are shallow stony loam. The native vegetation consists of sagebrush and annual grasses.

4. A lease will be issued for a term of one year at annual rental of \$25.00. This lease will be renewable only at the discretion of the Bureau of Land Management.

5. Persons who have previously acquired a tract under the Small Tract Act are not qualified to secure a tract opened under this order unless they can make a showing satisfactory to the Bureau of Land Management that the acquisition of another tract is warranted in the circumstances.

6. The lands will be subject to application under the Small Tract Act at 10:00 a.m. on September 17, 1964. The first valid application filed in duplicate on Form 4-776 with the Manager, Land Office, 650 Capitol Mall, Sacramento, Calif., 95814, will be granted the preference right provided by 43 CFR 2233.0-6 (b), formerly CFR 257.5. Applications must be accompanied by a filing fee of \$10.00 and the advance rental of \$25.00. All filing fees will be retained by the United States.

7. Inquiries concerning this tract shall be addressed to District Manager, Bureau of Land Management, 5th and Cedar Streets, Susanville, Calif., 96130.

WILLIAM F. TOWNSEND,  
*Acting District Manager.*

[F.R. Doc. 64-8941; Filed, Sept. 2, 1964; 8:46 a.m.]

## NEW MEXICO

## Notice of Proposed Withdrawal and Reservation of Lands

AUGUST 27, 1964.

The Forest Service, U.S. Department of Agriculture, has filed an application, Serial Number New Mexico 0554560 for the withdrawal of the lands described below, from all forms of appropriation, including the general mining but not the mineral leasing laws. The applicant desires the land to provide for an administrative and work camp site in connection with important watershed restoration and flood prevention work on the Lincoln National Forest, New Mexico.

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

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

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the Forest Service.

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

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

The lands involved in the application are:

## NEW MEXICO PRINCIPAL MERIDIAN

## NEW MEXICO

T. 15 S., R. 10 E.,  
Sec. 35, NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ .

The area described contains 120 acres.

W. J. ANDERSON,  
Acting State Director.

[F.R. Doc. 64-8944; Filed, Sept. 2, 1964;  
8:46 a.m.]

[Oregon 015487]

## OREGON

## Notice of Proposed Withdrawal and Reservation of Land

AUGUST 25, 1964.

The Bureau of Land Management has filed an application, Serial Number Ore-

gon 015487, for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including the mining but not the mineral leasing laws, or disposal of materials under the Act of July 31, 1947 (61 Stat. 681; 69 Stat. 367; 30 U.S.C. 601-604), as amended, or forest products under the Act of August 28, 1937 (50 Stat. 874).

The applicant desires the land for an administrative site for use as a Douglas Fir tree seed orchard.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 710 Northeast Holladay, Portland, Oreg., 97232.

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

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

The lands involved in the application are:

## OREGON

## WILLAMETTE MERIDIAN

T. 4 S., R. 3 E.,  
Sec. 13, W $\frac{1}{2}$ .

The total area is 320 acres.

DOUGLAS E. HENRIQUES,  
Land Office Manager.

[F.R. Doc. 64-8945; Filed, Sept. 2, 1964;  
8:47 a.m.]

[Oregon 015563]

## OREGON

## Notice of Proposed Withdrawal and Reservation of Land

AUGUST 26, 1964.

The Bureau of Land Management has filed an application, Serial Number Oregon 015563, for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including the mining but not the mineral leasing laws, or disposal of materials under the Act of July 31, 1947 (61 Stat. 681; 69 Stat. 367; 30 U.S.C. 601-604), as amended, or forest products under the Act of August 28, 1937 (50 Stat. 874).

The applicant desires the land for protection of quarry sites containing material needed for jetty construction and the development of Bureau of Land Management and private roads.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 710 Northeast Holladay, Portland, Oreg., 97232.

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

441.16; Easting, 696, 452.14; Latitude, 36°36'04.033"; Longitude, 115°59'50.616";

Thence N. 14°57'11" W., 522.03 ft. to a point having coordinates: Northing, 674, 945.38; Easting, 696, 317.48; Latitude, 36°36'09.028"; Longitude, 115°59'52.224";

Thence S. 75°02'49" W., 200.00 ft. to a point having coordinates: Northing, 674, 893.79; Easting, 696, 124.30; Latitude, 36°36'08.532"; Longitude, 115°59'54.598;

Thence S. 14°57'11" E., 522.03 ft. to a point having coordinates: Northing, 674, 389.57; Easting, 696, 258.96; Latitude, 36°36'03.536"; Longitude, 115°59'52.989";

Thence S. 23°04'30" W., 1,085.77 ft. to a point having coordinates: Northing, 678, 390.94; Easting, 695,833.52; Latitude, 36°35'53.690"; Longitude, 115°59'58.292";

Thence S. 76°42'55" W., 15,310.80 ft. to the highway right-of-way point of curvature having coordinates: Northing, 669,873.61; Easting, 680,936.45; Latitude, 36°35'19.886"; Longitude, 116°03'01.256";

Thence southwesterly along the highway right-of-way curve, convex to the northwest, radius, 8,200.00 ft., arc length, 4,852.46 ft., to the highway right-of-way point of tangent having coordinates: Northing, 667,466.13; Easting, 676,806.20; Latitude, 36°34'56.344"; Longitude, 116°03'52.086";

Thence S. 42°48'35" W., 1,951.38 ft., to the highway right-of-way angle point having coordinates: Northing, 666,034.96; Easting, 675,480.59; Latitude, 36°34'42.273"; Longitude, 116°04'08.449";

Thence S. 40°40'34" W., 337.84 ft. to an intersecting point between  $\frac{1}{4}$  corner of Secs. 7 and 12 and section corner of Secs. 1, 6, 7 and 12, T. 16 S., Rs. 52 E. and 53 E., having coordinates: Northing, 665,778.81; Easting, 675,260.45; Latitude, 36°34'39.754"; Longitude, 116°04'11.167";

Thence leaving the highway right-of-way on bearing N. 01°04'30" E., 1,688.94 ft. to section corner of Secs. 1, 6, 7 and 12, T. 16 S., Rs. 52 E. and 53 E., having coordinates: Northing, 667,466.99; Easting, 675,292.13; Latitude, 36°34'56.446"; Longitude, 116°04'10.650";

Thence N. 00°58'08" W., 5,379.86 ft. to township corner of Tps. 15 S. and 16 S., Rs. 52 E. and 53 E., having coordinates: Northing, 672,844.63; Easting, 675,201.19; Latitude, 36°35'49.630"; Longitude, 116°04'11.356";

Thence N. 00°21'21" W., 9,829.20 ft. to a point having coordinates: Northing, 682,670.99; Easting, 675,140.16; Latitude, 36°37'26.804"; Longitude, 116°04'11.355";

Thence N. 47°49'05" W., 27,247.64 ft. to an intersecting point of the original Nevada Test Site boundary having coordinates: Northing, 700,962.48; Easting, 654,954.66; Latitude, 36°40'28.854"; Longitude, 116°08'17.749";

Thence N. 88°13'39" E., 36,207.13 ft. to the northwest corner of the Mercury Addition having coordinates: Northing, 702,082.11; Easting, 691,134.69; Latitude, 36°40'37.725"; Longitude, 116°00'53.619";

Thence S., 8,175.42 ft. to the southwest corner of the Mercury Addition having coordinates: Northing, 693,908.90; Easting, 691,134.69; Latitude, 36°39'16.904"; Longitude, 116°00'54.301";

Thence E., 10,562.85 ft. to the southeast corner of the Mercury Addition, the true point of beginning.

The area described above aggregates approximately 21,108 acres.

DONALD I. BAILEY,  
Acting Chief, Division of Lands  
and Minerals Management.

[F.R. Doc. 64-8943; Filed, Sept. 2, 1964;  
8:46 a.m.]

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

The lands involved in the application are:

OREGON

WILLAMETTE MERIDIAN

- T. 19 S., R. 9 W.,  
Sec. 13, SW 1/4.
- T. 28 S., R. 11 W.,  
Sec. 29, Lot 10, W 1/2 NE 1/4.
- T. 31 S., R. 12 W.,  
Sec. 11, Lot 2;
- Sec. 17, S 1/2 NW 1/4 NE 1/4, N 1/2 SW 1/4 NE 1/4, NE 1/4 SE 1/4 NW 1/4.

The areas described aggregate approximately 360 acres of Revested Oregon and California Railroad and Reconveyed Coos Bay Wagon Road Grant lands.

DOUGLAS E. HENRIQUES,  
Land Office Manager.

[F.R. Doc. 64-8946; Filed, Sept. 2, 1964; 8:47 a.m.]

WASHINGTON

Amended Notice of Proposed Withdrawal and Reservation of Lands

The Bureau of Reclamation, United States Department of the Interior, has filed an amendment to their application, Washington 05063, for the withdrawal of lands described below, from all forms of appropriation under the public land laws, including the general mining laws. The applicant desires the land for future reclamation development. The notice of the proposed withdrawal was published as Federal Register Document No. 64-2649 on page 3541 of the issue for March 19, 1964.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 670 Bon Marche Building, Spokane, Wash.

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

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the Bureau of Reclamation.

The determination of the Secretary on the application will be published in the

FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

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

The applicant agency desires to amend their application to include the following lands:

WILLAMETTE MERIDIAN

- T. 19 N., R. 41 E.,  
Sec. 6, Lot 11.
- T. 20 N., R. 41 E.,  
Sec. 28, Lots 6 and 7.

The areas described aggregate approximately 73.75 acres.

JOHN E. BURT, Jr.,  
Officer in Charge.

[F.R. Doc. 64-8947; Filed, Sept. 2, 1964; 8:47 a.m.]

[Classification No. 41; Amdt. 1]

WYOMING

Small Tract Classification 1

AUGUST 28, 1964.

Effective immediately, paragraph 4 of Federal Register Document 63-11939, appearing on pages 12132 and 12133 of the issue of November 14, 1963, providing for rights-of-way reservations in subject tracts, is amended to read as follows, insofar as it affects Tract 54: "Tract 54, 30 feet along the north, west and south boundaries."

ED PIERSON,  
State Director.

[F.R. Doc. 64-8948; Filed, Sept. 2, 1964; 8:47 a.m.]

DEPARTMENT OF COMMERCE

Maritime Administration

[Report 39]

LIST OF FREE WORLD AND POLISH FLAG VESSELS ARRIVING IN CUBA SINCE JANUARY 1, 1963

SECTION 1. The Maritime Administration is making available to the appropriate Departments the following list of vessels which have arrived in Cuba since January 1, 1963, based on information received through August 24, 1964, exclusive of those vessels that called at Cuba on United States Government-approved noncommercial voyages and those listed in section 2. Pursuant to established United States Government policy, the listed vessels are ineligible to carry United States Government-financed cargoes from the United States.

FLAG OF REGISTRY, NAME OF SHIP	Gross tonnage
Total—All flags (244 ships)	1,786,146
British (87 ships)	696,454
Amalia	7,189
Amazon River	7,234
Ardencode	7,036
Ardgem	6,981
Ardmore	4,664
Ardpatrick	7,054
Ardrowan	7,300
Ardsirod	7,025

FLAG OF REGISTRY, NAME OF SHIP—Continued

FLAG OF REGISTRY, NAME OF SHIP	Gross tonnage
British—Continued	
**Arlington Court (now Southgate—British flag)	
Athelcrown (Tanker)	11,149
Athelduke (Tanker)	9,089
Athelmere (Tanker)	7,524
Athelmonarch (Tanker)	11,182
Athelsultan (Tanker)	9,149
Avilsfaith	7,868
Baxtergate	8,813
Canuk Trader	7,151
Cedar Hill	7,156
Chipbee	7,271
**Cosmo Trader (trip to Cuba under ex-name, Ivy Fair—British flag)	
Dairen	4,939
Denmark Hill	7,150
East Breeze	8,708
Eastfortune	8,789
Eirini	7,402
Elm Hill	7,125
Free Enterprise	6,807
Free Merchant	5,237
Garthdale	7,542
Grosvenor Mariner	7,026
Hazelmoor	7,907
Hemisphere	8,718
Ho Fung	7,121
Inchstaffa	5,255
**Ivy Fair (now Cosmo Trader—British flag)	7,201
Kinross	5,388
**Kirriemoor (now Jhelum—Pakistani flag)	5,923
La Hortensia	9,486
Linkmoor	8,236
London Endurance (Tanker)	10,081
London Glory (Tanker)	10,081
London Majesty (Tanker)	12,132
London Pride (Tanker)	10,776
London Spirit (Tanker)	10,176
London Splendour (Tanker)	16,195
London Valour (Tanker)	16,268
Maple Hill	7,139
Maratha Enterprise	7,166
Muswell Hill	7,131
Nancy Dee	6,597
Newdene	7,181
Newforest	7,185
Newgate	6,743
Newgrove	7,172
Newheath	5,891
Newhill	7,855
Newlane	7,043
Newmeadow	5,654
Oak Hill	7,139
Oceantramp	6,185
Oceantravel	10,477
Overseas Explorer (Tanker)	16,267
Overseas Pioneer (Tanker)	16,267
Peony	9,037
Redbrook	7,388
Ruthy Ann	7,361
Sandsend	7,236
Santa Granda	7,229
Sea Coral	10,421
Sea Empress	10,074
Shienfoon	7,127
Shun Fung	7,148
Soclyve	7,291
**Southgate (previous trips to Cuba under ex-name, Arlington Court—British flag)	9,662
Stanwear	8,108
Streatham Hill	7,130
Sudbury Hill	7,140
Suva Breeze	4,970
Swift River	7,251
Sycamore Hill	7,124
Thames Breeze	7,878
**Timios Stavros (previous trips to Cuba under Greek flag)	5,269
Venice	8,611
Vercharman	7,265

\*\*Ships appearing on the list that have been scrapped or have had changes in name and/or flag of registry.

FLAG OF REGISTRY, NAME OF SHIP—Continued

	Gross tonnage
British—Continued	
Vermont	7,381
West Breeze	8,718
Yungfutary	5,388
Yunglutaton	5,414
Zela M.	7,237
<b>Greek (43 ships)</b>	<b>342,576</b>
Agios Therapon	5,617
Akastos	7,331
Aldebaran (Tanker)	12,897
Alice	7,189
**Ambassade (sold Hong Kong shipbreakers)	8,600
Americana	7,104
Anacreon	7,359
Anatoli	7,178
**Andromachi (trips to Cuba under ex-name, Penelope—Greek flag).	
Antonia	5,171
Apollon	9,744
Armathia	7,091
Athanassios K.	7,216
Barbarino	7,084
Calliopi Michalos	7,249
Capetan Petros	7,291
**Embassy (broken up)	8,418
Everest	7,031
Flora M.	7,244
Gallini	7,266
Gloria	7,128
Irena	7,232
Istros II	7,275
Kapetan Kostis	5,032
Kyra Harkilia	6,888
Marla Theresa	7,245
Marigo	7,147
Maroudio	7,369
Mastro-Stellos II	7,282
**Nicolaos F. (previous trip to Cuba under ex-name, Nicolaos Frangistas—Greek flag).	
**Nicolaos Frangistas (now Nicolaos F.—Greek flag)	7,199
**Pamit (now Christos—Lebanese flag)	3,929
Pantanasia	7,131
Paxol	7,144
**Penelope (now Andromachi—Greek flag)	6,712
Perseus (Tanker)	15,852
**Plate Trader (trip to Cuba under ex-name, Styllanos N. Vlassopoulos—Greek flag).	
**Presvia (broken up)	10,820
Propontis	7,128
Proteus (Tanker)	16,718
Redestos	5,911
**Seirios (sold Japanese shipbreakers)	7,239
Sirius (Tanker)	16,241
**Styllanos N. Vlassopoulos (now Plate Trader—Greek flag)	7,244
**Timios Stavros (now British flag).	
Tina	7,362
Western Trader	9,268
<b>Lebanese (56 ships)</b>	<b>374,139</b>
Agia Sophia	3,106
Aiolos II	7,256
Ais Giannis	6,997
Akamas	7,285
Al Amin	7,186
Alaska	6,989
Anthas	7,044
Antonis	6,259
Ares	4,557
Areti	7,176
Aristefs	6,995
Astir	5,324

\*\*Ships appearing on the list that have been scrapped or have had changes in name and/or flag of registry.

FLAG OF REGISTRY, NAME OF SHIP—Continued

	Gross tonnage
Lebanese—Continued	
Athamas	4,729
Carnation	4,884
**Christos (trip to Cuba under ex-name, Pamit—Greek flag).	
Claire	5,411
Cris	6,032
Dimos	7,187
Free Trader	7,067
Giorgos Tsakiroglou	7,240
Granikos	7,282
Ilena	5,925
Ioannis Asplotis	7,297
Kalliopi D. Lemos	5,103
Kapetanissa	7,281
Katerina	9,357
Leftric	7,176
Malou	7,145
Mantric	7,255
Marichristina	7,124
Marymark	4,383
Mersinidi	6,782
Mimosa	7,314
Mousse	6,984
Nictric	7,296
Noelle	7,251
Noemi	7,070
Olga	7,199
Panagos	7,133
Parmarina	6,721
**Razani (broken up)	7,253
Rio	7,194
St. Anthony	5,349
St. Nicolas	7,165
San George	7,267
San John	5,172
San Spyridon	7,260
Stevo	6,066
Tertric	7,045
Theodoros Lemos	7,198
Theologos	6,529
Toula	4,561
*Trojan	7,243
Vassiliki	7,192
Vastric	6,453
Vergolivada	6,339
Yanxilas	10,051
<b>Polish (13 ships)</b>	<b>87,426</b>
Baltyk	6,963
Bialystok	7,173
Bytom	5,967
Chopin	6,987
Chorzow	7,237
Huta Florian	7,258
Huta Labedy	7,221
Huta Ostrowlec	7,175
Huta Zgoda	6,840
Kopalnia Miechowice	7,223
Kopalnia Siemianowice	7,165
Kopalnia Wujek	7,033
Piast	3,184
<b>Italian (12 ships)</b>	<b>102,013</b>
Achille	6,950
Agostino Bertani	8,380
Andrea Costa (Tanker)	10,440
Aspromonte	7,154
Giuseppe Giulietti (Tanker)	17,519
Montiron	1,595
Nazareno	7,173
Nino Bixio	8,427
*San Francesco	9,284
San Nicola (Tanker)	12,461
Santa Lucia	9,278
Somalia	3,352
<b>Yugoslav (7 ships)</b>	<b>49,926</b>
Bar	7,233
Cavtat	7,266
Cetinje	7,200

\*Added to Report No. 38, appearing in the FEDERAL REGISTER, issue of August 25, 1964.

FLAG OF REGISTRY, NAME OF SHIP—Continued

	Gross tonnage
Yugoslav—Continued	
Dugi Otok	6,997
Mojkovac	7,125
Promina	6,967
**Trebisnjica (wrecked)	7,145
<b>Spanish (5 ships)</b>	<b>6,193</b>
Escorpion	999
Sierra Andia	1,596
Sierra Aranzazu	1,600
Sierra Madre	999
Sierra Maria	999
<b>Norwegian (4 ships)</b>	<b>34,503</b>
Lovdal (Tanker)	12,764
Ole Bratt	5,252
Polyclipper (Tanker)	11,737
**Tine (now Jezreel—Panamanian flag)	4,750
<b>French (5 ships)</b>	<b>12,652</b>
Circe	2,874
Enee	1,232
Mungo	4,820
Nelee	2,874
*Neve	852
<b>Moroccan (5 ships)</b>	<b>35,828</b>
Atlas	10,392
Banora	3,082
Marrakech	3,214
Mauritanie	10,392
Toubkal	8,748
<b>Swedish (3 ships)</b>	<b>17,123</b>
Amfred	2,828
**Atlantic Friend (now Atlantic Venture—Liberian flag)	7,805
Dagmar	6,490
<b>Finnish (2 ships)</b>	<b>18,787</b>
*Augusta Paulin	7,096
Valny (Tanker)	11,691
<b>Kuwaiti (1 ship):</b>	
Maha	1,392
<b>Cypriot (1 ship):</b>	
*Adelphos Petrakis	7,134
<b>Liberian:</b>	
**Atlantic Venture (trip to Cuba under ex-name, Atlantic Friend—Swedish flag).	
<b>Panamanian:</b>	
**Jezreel (trip to Cuba under ex-name, Tine—Norwegian flag).	
<b>Pakistani:</b>	
**Jhelum (trip to Cuba under ex-name, Kirrlemoor—British flag).	

SEC. 2. In accordance with approved procedures, the vessels listed below which called at Cuba after January 1, 1963, have reacquired eligibility to carry United States Government-financed cargoes from the United States by virtue of the persons who control the vessels having given satisfactory certification and assurance:

(a) That such vessels will not, thenceforth, be employed in the Cuba trade so long as it remains the policy of the United States Government to discourage such trade; and

(b) That no other vessels under their control will thenceforth be employed in

the Cuba trade, except as provided in paragraph (c); and

(c) That vessels under their control which are covered by contractual obligations, including charters, entered into prior to December 16, 1963, requiring their employment in the Cuba trade shall be withdrawn from such trade at the earliest opportunity consistent with such contractual obligations.

#### FLAG OF REGISTRY AND NAME OF SHIP

a. Since last report: *Gross tonnage*  
 British (1 ship):  
 London Harmony (Tanker) ----- 13,157

#### b. Previous reports:

Flag of registry:	Number of ships
British	13
Danish	1
French	1
German (West)	1
Greek	16
Italian	5
Japanese	1
Norwegian	2
Spanish	1

Sec. 3. The ships listed in sections 1 and 2 have made the following number of trips to Cuba since January 1, 1963, based on information received through August 24, 1964.

Flag of registry	Number of trips									
	1963	1964								Total
		Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	
British	133	15	7	21	20	18	18	18	5	255
Greek	99	1	5	3		6	1	1	2	118
Lebanese	64	6	4	13	8	8	10	7	3	123
Italian	16	1		1	3	1	4	2		28
Norwegian	14	2	1		1	2	1		1	22
Spanish	8		3		3		2	2	2	20
Yugoslav	12	1	1	1	1			3		19
Moroccan	9		2			2	1	3	1	18
French	8				1			2	2	13
Swedish	3						2			5
Finnish	1						1			2
Cypriot								1		1
Danish	1									1
German (West)	1									1
Japanese	1									1
Kuwaiti								1		1
Subtotal	370	26	23	39	37	37	40	40	16	628
Polish	18	1	3	1	2		2	1		28
Grand total	388	27	26	40	39	37	42	41	16	656

NOTE: Trip totals in this section exceed ship totals in Sections I and 2 because some of the ships made more than one trip to Cuba.

Dated: August 25, 1964.

GEORGE R. GRIFFITHS,  
*Acting Deputy Maritime Administrator.*

[F.R. Doc. 64-8971; Filed, Sept. 2, 1964; 8:48 a.m.]

## ATOMIC ENERGY COMMISSION

[Docket No. 27-3]

### CALIFORNIA SALVAGE CO.

#### Notice of Amendment of Byproduct, Source and Special Nuclear Material License

Please take notice that the Atomic Energy Commission has issued Amendment No. 4 to License No. 4-5479-1. This amendment authorizes Dr. Gordon L. Locher to provide supervision for those activities provided for in License No. 4-5479-1.

The licensee is authorized to receive and possess prepackaged wastes only. The training and experience of Dr. Locher is adequate for the duties which he will perform.

The Atomic Energy Commission has determined that prior public notice of proposed issuance of this amendment is not required since the amendment does not involve hazard considerations different from those previously evaluated. The application for the amendment complies with the requirements of the Atomic Energy Act of 1954, as amended, and Title 10, Code of Federal Regula-

tions, and is for a purpose authorized by that act.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, the applicant may file a request for a hearing, and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's Regulations (10 CFR Part 2). If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

Dated at Bethesda, Md., August 25, 1964.

The text of the amendment is attached to this notice.

For the U.S. Atomic Energy Commission.

LYALL JOHNSON.

[License No. 4-5479-1; Amdt. No. 4]

In accordance with application dated April 30, 1964, and amendment thereto dated June 26, 1964, License No. 4-5479-1 is amended as follows:

Condition 2 is amended to read:

2. Byproduct material shall be received, transported, and disposed of by or under the supervision and in the physical presence of, Richard N. Donelson, Alden N. Tachacche, or Gordon L. Locher.

Date of issuance: August 25, 1964.

For the U.S. Atomic Energy Commission.

LYALL JOHNSON.

[F.R. Doc. 64-8922; Filed, Sept. 2, 1964; 8:45 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket 13508 etc.]

### HOUSTON-NEW ORLEANS LOCAL-SERVICE INVESTIGATION

#### Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled proceeding is assigned to be held on September 29, 1964, at 10:00 a.m., local time, in Room T-13028 of the new Federal Office Building, 701 Loyola Avenue, New Orleans, La., before the undersigned Examiner.

For information concerning the issues involved and other details in this proceeding, interested persons are referred to Orders E-20759, E-21027, and E-21224, the reports of prehearing conference served June 17, 1964, and July 17, 1964, and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., August 28, 1964.

[SEAL] THOMAS L. WRENN,  
*Associate Chief Examiner.*

[F.R. Doc. 64-8962; Filed, Sept. 2, 1964; 8:48 a.m.]

[Docket 14296]

### UNITED AIR LINES, INC., MILWAUKEE RESTRICTION CASE

#### Notice of Hearing

In the matter of the application of United Air Lines, Inc., for amendment of its certificate of public convenience and necessity for Route 1 to modify Restriction (4) so as to permit origination and termination at Milwaukee, Wisconsin, of flights between Milwaukee and certain points Omaha and west.

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on September 22, 1964, at 10:00 a.m., e.d.s.t., in Room 1027, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before the undersigned examiner.

For information concerning the issues involved and other details in this proceeding, interested persons are referred to the prehearing conference report served on July 1, 1964, and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., August 31, 1964.

[SEAL] MILTON H. SHAPIRO,  
Hearing Examiner.

[F.R. Doc. 64-8963; Filed, Sept. 2, 1964;  
8:48 a.m.]

## FEDERAL MARITIME COMMISSION

[Docket No. 1200]

### REDUCED RATES ON REFRIGERATED CARGO, NOS AND FROZEN POULTRY FROM UNITED STATES ATLANTIC PORTS TO PORTS IN PUERTO RICO

#### Notice of Investigation and Suspension

It appearing, that there have been filed with the Federal Maritime Commission by Sea-Land Service, Inc., Puerto Rican Division, and Seatrain Lines, Inc., tariff schedules naming reduced trailerload rates and reduced trailerload minimum weight on "Poultry, Frozen" and "Refrigerator and Refrigerated Cargo, N.O.S.", from U.S. Atlantic ports to ports in Puerto Rico to become effective on August 21, 1964 and later, designated as follows:

*Sea-Land Service, Inc., Puerto Rican Division*

Outward Freight Tariff No. 2, FMC-F No. 3 (Pan-Atlantic Steamship Corporation FMC-F Series), 19th revised page 121, Refrigerated Cargo, N.O.S., 17th and 18th revised pages 122. Poultry, frozen, in barrels, boxes or cartons, viz: TL, minimum 36,000 lbs. Gross Weight.

*Seatrain Lines, Inc.*

Outward Freight Tariff No. 1, FMC-F No. 1, 11th revised page 109, Refrigerator Cargo, N.O.S., 8th revised page 111. Poultry, frozen, in barrels, boxes or cartons. TL (gross weight to be used).

It further appearing, that upon consideration of the said schedules there is reason to believe that the said reduced rates, and reduced minimum weight, if permitted to become effective, may have a damaging effect upon the competitive status of all carriers in the trade with possible detrimental effect on shipper interests;

It further appearing, that, the Commission is of the opinion that the tariff revisions should be made the subject of a public investigation and hearing to determine whether they are unjust, unreasonable, or otherwise unlawful under the Shipping Act, 1916, as amended, or the Intercoastal Shipping Act, 1933, as amended; and

It further appearing, that the effective date of the said revisions should be suspended pending such investigation;

Now therefore it is ordered, That, an investigation be, and it is hereby, instituted into and concerning the aforementioned reduced rates and reduced minimum weight on "Poultry, Frozen" and "Refrigerator and Refrigerated Cargo, N.O.S." with a view to making such findings and orders in the premises as the facts and circumstances shall warrant; and

It is further ordered, That the frozen poultry rate of 236 cents per hundred

pounds and the truckload minimum weight of 36,000 pounds of Sea-Land Service, Inc., Puerto Rican Division, and the frozen-poultry rates of 236 and 186 cents per hundred pounds of Seatrain Lines, Inc.; and the refrigerated cargo, N.O.S. rate of 75 cents per cubic foot of Sea-Land Service, Inc., Puerto Rican Division and the refrigerator cargo N.O.S. rates of 75 and 60 cents of Seatrain Lines, Inc., published on the aforementioned revised pages be, and they are hereby suspended and that the use thereof be deferred to and including December 20, 1964, unless otherwise authorized by the Commission; and that the rates, fares, charges, rules, regulations and/or practices heretofore in effect, and which were to be changed by the suspended matter shall remain in effect during the period of suspension, and neither the matter suspended, nor the matter which is continued in effect as a result of such suspension, may be changed until the period of suspension has expired or until this investigation and suspension proceeding has been disposed of, whichever first occurs, unless otherwise authorized by the Commission;

It is further ordered, That copies of this order shall be filed with the said tariff schedules in the Bureau of Domestic Regulation of the Federal Maritime Commission;

It is further ordered, That (I) the investigation herein ordered be assigned for public hearing by the Chief Examiner, before an examiner of the Commission's Office of Hearing Examiners, at a date and place to be announced; (II) Sea-Land Service, Inc., Puerto Rican Division and Seatrain Lines, Inc., be and they are hereby made respondents in this proceeding; (III) a copy of this order shall forthwith be served upon said respondents; (IV) the said respondents be duly notified of the time and place of the hearing herein ordered; and (V) this order and notice of the said hearing be published in the FEDERAL REGISTER.

All persons (including individuals, corporations, associations, firms, partnerships, and public bodies) having an interest in this proceeding and desiring to intervene therein, should notify the Secretary of the Commission promptly and file petitions for leave to intervene in accordance with Rule 5(n) (46 CFR 201.74).

By the Commission, August 19, 1964.

[SEAL] FRANCIS C. HURNEY,  
Special Assistant to the Secretary.

[F.R. Doc. 64-8961; Filed, Sept. 2, 1964;  
8:48 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 15485, 15486; FCC 64M-819]

### DIRIGO BROADCASTING, INC., AND DOWNEAST TELEVISION, INC.

#### Order re Procedural Dates

In re applications of Dirigo Broadcasting, Inc., Bangor, Maine, Docket No.

15485, File No. BPCT-2911; Downeast Television, Inc., Bangor, Maine, Docket No. 15486, File No. BPCT-2952; for a construction permit for new television broadcast station.

The Hearing Examiner having under consideration the "Motion for Extension of Procedural Dates and for Continuance of Hearing" filed by Dirigo Broadcasting, Inc., on August 21, 1964, requesting that the dates for exchanging exhibits be extended and that the hearing presently scheduled for September 14, 1964, be continued;

It appearing, that counsel for the applicants are presently negotiating a settlement and dismissal agreement which could obviate the necessity for hearing in this matter; and

It further appearing, that additional time is necessary to allow counsel to work out the details of such agreement; and

It further appearing, that the time for filing objections to said motion has expired without such objections having been filed with the Examiner, and that good cause has been shown for a grant of the requested relief;

It is ordered, This 27th day of August 1964, that the aforesaid motion, be, and the same is, hereby granted in part; and that the following new dates shall supersede those established heretofore in this case:

Exchange of financial exhibits of Dirigo on September 3, 1964;

Exchange of all other exhibits on September 15, 1964; and

Hearing presently scheduled for September 14, 1964, is continued to October 1, 1964.

Released: August 28, 1964.

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

[F.R. Doc. 64-8964; Filed, Sept. 2, 1964;  
8:48 a.m.]

## FEDERAL POWER COMMISSION

[Project No. 2451]

### CONSUMERS POWER CO.

#### Notice of Land Withdrawal in Michigan

AUGUST 28, 1964.

Conformable to the provisions of Section 24 of the Act of June 10, 1920, as amended, notice is hereby given that the lands hereinafter described, insofar as title thereto remains in the United States, are included in power Project No. 2451 for which completed application for license (Major) was filed February 28, 1964, by Consumers Power Company, Jackson, Michigan. Under said Section 24 these lands are from date of filing of said application, reserved from entry, location or other disposal under the laws of the United States until otherwise directed by this Commission or by Congress.

## MICHIGAN MERIDIAN, MICHIGAN

T. 15 N., R. 10 W.,

Sec. 36: Island No. 2 as shown on the official plat of survey, entitled "Islands in Muskegon River" approved April 15, 1857. (not on project maps—now inundated);

The area reserved pursuant to the filing of this application is 2.05 acres.

Copies of the aforementioned plat of survey, and copies of maps, Exhibit J and Exhibits K-1 and -2 (FPC Nos. 2451-1, -2, and -3) have been transmitted to the Bureau of Land Management and the Geological Survey, Department of the Interior.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 64-8934; Filed, Sept. 2, 1964; 8:46 a.m.]

[Docket No. E-7179]

**PUBLIC SERVICE COMPANY OF  
OKLAHOMA**

**Order Providing for Hearing and Suspension of Proposed Rate Schedule Change**

AUGUST 26, 1964.

Public Service Company of Oklahoma (Public Service) on July 27, 1964, tendered for filing, pursuant to section 205 of the Federal Power Act, a proposed change in rate purporting to decrease, as of August 27, 1964, Public Service's present rates and charges for wholesale electric service to the City of New Cordell, Oklahoma. The proffered rate schedule designated as Public Service's Supplement No. 2 to Rate Schedule FPC No. 159 would result in a net annual reduction of approximately \$7,900 in Public Service's rates and charges for wholesale service to the City of New Cordell based upon Public Service's deliveries of power and energy to that city for the twelve-month period ending June, 1964.

The proposed rate schedule change contains, among other things, the following contractual provision:

Likewise, in the event any regulatory body having jurisdiction thereof should lawfully decrease the rate chargeable to the City, as set out in Exhibit "A", to the damage of Company, Company shall have the option at any time thereafter to terminate and cancel this supplemental contract, the original contract of June 20, 1960, and the supplemental contract of July 15, 1963, upon 30 days' notice in writing to City of its intentions so to terminate same.

The clause set out above may have the effect of unduly restricting this Commission in carrying out its regulatory duties under the provisions of the Federal Power Act. Such clause constitutes a contract affecting rates, charges or classifications within the meaning of section 205 of the Federal Power Act and may be unjust, unreasonable, or discriminatory and, therefore, unlawful.

Unless suspended by order of the Commission, Public Service's Supplement No. 2 to Rate Schedule FPC No. 159 will become effective pursuant to the provisions of the Federal Power Act on August 27, 1964.

The Commission finds: In view of the foregoing, it is necessary and appropri-

ate for the purpose of the Federal Power Act that the Commission, pursuant to the authority of that Act, particularly sections 205, 206, 308, and 309 thereof, enter upon a hearing concerning the lawfulness of the above-mentioned provision in Public Service's proposed Supplement No. 2 to Rate Schedule FPC No. 159 and that the operation of such proposed rate schedule be suspended and the use thereof deferred all as hereinafter provided.

The Commission orders:

(A) A public hearing be held, pursuant to the provisions of section 205 concerning the lawfulness of the above-mentioned provision in Public Service's Supplement No. 2 to Rate Schedule FPC No. 159 at a time and place to be specified by notice of the Secretary.

(B) Pursuant to the provisions of section 205 of the Federal Power Act, the operation of Public Service's proposed Supplement No. 2 to Rate Schedule FPC No. 159 hereby is suspended and the use thereof deferred until August 28, 1964. On that date the proposed rate schedule, shall go into effect in the manner prescribed by section 205 of the Federal Power Act, subject to further order of the Commission.

(C) During the period of suspension Public Service's currently effective Rate Schedule FPC No. 159, as supplemented by Supplement No. 1 thereto, shall remain and continue in effect.

(D) Unless otherwise ordered by the Commission, Public Service shall not change the terms or provisions of its proposed Supplement No. 2 to Rate Schedule FPC No. 159, or its Rate Schedule FPC No. 159, and Supplement No. 1 thereto, until this proceeding has been disposed of or until the period of suspension has expired.

(E) Notice of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37) on or before October 1, 1964.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 64-8935; Filed, Sept. 2, 1964; 8:46 a.m.]

[Docket No. E-7114 etc.]

**ST. MICHAEL'S UTILITIES  
COMMISSION ET AL.**

**Order Consolidating Proceedings for Hearing Purposes and Granting Leave To Intervene**

AUGUST 26, 1964.

St. Michael's Utilities Commission, and Commissioners of St. Michael's, Maryland v. The Eastern Shore Public Service Company of Maryland, Docket No. E-7114; Stockton Light and Power Company (of Maryland), and Stockton Light and Power Company (of Virginia) v. The Eastern Shore Public Service Company of Maryland, Docket No. E-7117; Delaware Power & Light Company, The Eastern Shore Public Service Company

of Maryland, The Eastern Shore Public Service Company of Virginia, Docket No. E-7137; City of Dover, Delaware v. Delaware Power & Light Company, Docket No. E-7175.

On August 10, 1964, the City of Dover, Delaware (Dover), filed with the Commission a complaint against Delaware Power & Light Company (Delaware Power). Delaware Power serves Dover with electric power at wholesale for resale under three rate schedules, Delaware Power's Rate Schedule FPC Nos. 28, 31, and 32. In its complaint, Dover alleges, inter alia, unlawful rate discrimination against Dover and in favor of rural electric cooperatives, and unreasonable contract provisions in Rate Schedule FPC Nos. 31 and 32. Dover requests rates at a level comparable to that at which Delaware Power serves its rural electric cooperative customer, and a single contract, with conjunctive or additive billing, for all service it receives from Delaware Power.

The reasonableness of Rate Schedules FPC Nos. 28, 31, and 32 is in issue in Docket No. E-7137, a general rate investigation of Delaware Power and its subsidiaries, The Eastern Shore Public Service Company of Maryland (Maryland Eastern Shore) and The Eastern Shore Public Service Company of Virginia (Virginia Eastern Shore). That docket has been consolidated for hearing purposes with complaints from two customers of Maryland Eastern Shore which allege, inter alia, rate discrimination with respect to a rural electric customer of Maryland Eastern Shore, Docket Nos. E-7114 and E-7117.<sup>1</sup>

On August 10, 1964, Dover filed with the Commission a petition to intervene in Docket Nos. E-7114 et al. It stated as ground for its petition to intervene that Delaware Power's rate schedules for service to Dover are in issue in that proceeding, that Dover desires certain modifications of these rate schedules, that Dover may be bound by the decision in that proceeding, and that Dover's interests may not be adequately protected or represented by the present parties to that proceeding. On August 17, 1964, Delaware Power filed an answer in opposition to the petition to intervene, stating that the petition was not timely filed<sup>2</sup> and that intervention of a new party at this stage of the proceedings would cause undue delay. Direct testimony has been filed in the consolidated proceeding and the hearing is scheduled to convene for cross-examination of witnesses on September 9, 1964. Dover states in its petition to intervene that any testimony or other proof which it may wish to submit in support of its Complaint will not be extensive and will be submitted prior to September 9, 1964, in order not to delay the proceedings.

Inasmuch as the issues raised in Dover's complaint are identical or similar to issues which have been raised in the consolidated proceeding, Docket Nos.

<sup>1</sup> Commission order issued November 18, 1963, in these dockets.

<sup>2</sup> Commission order of November 18, 1963, in these dockets stated that petitions to intervene were to be filed on or before December 20, 1963.

E-7114, et al., and several of the issues raised in Dover's complaint will be resolved in the consolidated proceeding, it is appropriate in the public interest that the complaint of Dover be consolidated for hearing purposes with Docket Nos. E-7114, E-7117, and E-7137, and that Dover be granted leave to intervene in Docket Nos. E-7114, E-7117, and E-7137. Failure to consolidate Dover's complaint with that proceeding and failure to grant Dover leave to intervene in that proceeding would result in repetitious hearings and ultimately in long delay in establishing reasonable rates for all of Delaware Power's wholesale electric service.

The Commission finds:

(1) Although this petition for leave to intervene in this proceeding was not filed within the time heretofore prescribed, good cause exists for permitting petitioner to intervene herein.

(2) It is appropriate for purposes of the Federal Power Act that the complaint against Delaware Power by Dover, Docket No. E-7175, be consolidated for purposes of holding a public hearing with Docket Nos. E-7114, E-7117, and E-7137.

The Commission orders:

(A) The complaint against Delaware Power by Dover, Docket No. E-7175, is hereby consolidated for the purposes of holding a public hearing with Docket Nos. E-7114, E-7117, and E-7137.

(B) The City of Dover, Delaware, is hereby permitted to intervene in the proceedings in Docket Nos. E-7114, E-7117, and E-7137 subject to the rules and regulations of the Commission: *Provided, however,* That the participation shall be limited to matters affecting asserted rights and interests as specifically set forth in its petition for leave to intervene: *And provided, further,* That the admission of such intervenor shall not be construed as recognition by the Commission that such petitioner might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(C) Presentation of direct and rebuttal testimony, cross-examination of witnesses, and any other matters relating to the hearing shall be as directed by the Presiding Examiner, in such a manner as to protect adequately the interests of all parties and to result in an expeditious hearing of this consolidated proceeding.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,  
*Secretary.*

[F.R. Doc. 64-8936; Filed, Sept. 2, 1964; 8:46 a.m.]

[Docket No. CP64-32]

**TEXAS GAS TRANSMISSION CORP.**

**Notice of Application To Amend**

AUGUST 26, 1964.

Take notice that on July 29, 1964, Texas Gas Transmission Corporation (Applicant), Owensboro, Ky., filed in Docket No. CP64-32 an application to

amend<sup>1</sup> the Commission's order issued August 10, 1964, in said docket to authorize the construction and operation of certain facilities to establish new delivery points for two existing customers, Illinois Gas Company (Illinois Gas) and Ohio Valley Gas, Inc. (Ohio Valley), all as more fully set forth in the application to amend on file with the Commission and open to public inspection.

The order of August 10, 1964, authorized Applicant, among other things, to construct and operate facilities necessary for new delivery points for three existing customers, The Ohio Fuel Gas Company, Kentucky Natural Gas Company and Indiana Natural Gas Corporation.

Applicant proposes herein to construct and operate a side valve and meter in Lawrence County, Ill., for delivery of gas to Illinois Gas for resale in the Village of Birds and the Community of Pinkstaff, Ill., and environs, and a side valve and meter in Sullivan County, Ind., for delivery of gas to Ohio Valley for resale in the Community of Hymera, Ind. The application shows the estimated annual deliveries at the Lawrence County and Sullivan County points to be 26,000 Mcf and 20,500 Mcf, respectively. Applicant states no increase in the contract demands of either Illinois Gas or Ohio Valley is proposed for the subject additional service.

The total estimated cost of the proposed facilities is \$7,750, which cost will be financed from cash on hand.

Protests, petitions to intervene or requests for hearing in this proceeding may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before September 21, 1964.

JOSEPH H. GUTRIDE,  
*Secretary.*

[F.R. Doc. 64-8937; Filed, Sept. 2, 1964; 8:46 a.m.]

[Docket No. CP65-22]

**UNITED GAS PIPE LINE CO.**

**Notice of Application**

AUGUST 26, 1964.

Take notice that on July 30, 1964, United Gas Pipe Line Company (Applicant) filed an application in Docket No. CP65-22 pursuant to section 7 of the Natural Gas Act, as amended, for an order permitting and approving the abandonment and removal of the following facilities:

Jackson Compressor Station No. 1, consisting of 16 Hope Type VSA 160 H.P. compressor units located in Section 4, Township 5 North, Range 2 East, Rankin County, Miss.

Applicant states that this station has not been operated since October 1955,

<sup>1</sup>The subject filing was entitled a third amendment to the original application for a certificate in Docket No. CP64-32. However, since the original application was granted and a certificate issued by Commission order issued August 10, 1964, the subject filing will be treated as an application to amend said order of August 10, 1964.

and is no longer needed in Applicant's operation and that it is therefore, clearly in the public interest to authorize such removal and abandonment. This will not affect service to Applicant's customers.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that preliminary staff analysis has indicated that there are no problems which would warrant a recommendation that the Commission designate this application for formal hearing before an examiner and 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 may be held without further notice before the Commission on this application provided no protest or petition to intervene is filed within the time required herein. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before September 18, 1964.

JOSEPH H. GUTRIDE,  
*Secretary.*

[F.R. Doc. 64-8938; Filed, Sept. 2, 1964; 8:46 a.m.]

[Docket Nos. G-3072, etc.]

**HUMBLE OIL & REFINING CO., ET AL.**

**Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates<sup>1</sup>**

AUGUST 26, 1964.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service heretofore authorized as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before September 21, 1964.

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 pro-

<sup>1</sup>This notice does not provide for consolidation for hearing of the several matters covered herein, nor should it be so construed.

cedure, a hearing will be held without further notice before the Commission on all applications in which no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter believes that a grant of the certificates is required by the public convenience and necessity. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

JOSEPH H. GUYRIDE,  
Secretary.

Docket No. and date filed	Applicant	Purchaser, field and location	Price per Mcf	Pres-sure base
G-3072 D 8-7-64	Humble Oil & Refining Co.	Tennessee Gas Transmission Co., Petrox Field, Duval County, Tex.	(1)	14.65
G-5123 O 7-2-64	Sunray DX Oil Co.	Tennessee Gas Transmission Co., acreage in Victoria County, Tex.	\$ 18.0	Assigned
G-5145 D 8-19-64	Humble Oil & Refining Co.	El Paso Natural Gas Co., Spraberry Field, Reagan County, Tex.	Assigned	20.0
G-6096 E 8-13-64	Hydrocarbon Chemicals, Inc. (successor to Watson Oil & Gas Co., Inc.) George R. Brown	Cumberland and Allegheny Gas Co., Washington District, Upshur County, W. Va.	(2)	15.325
G-6740 D 8-20-64	Pan American Petroleum Corp.	United Gas Pipe Line Co., Cabeza Creek Area, Goliad County, Tex.	Assigned	16.0
G-7632 D 8-17-64	Hydrocarbon Chemicals, Inc. (successor to Earl S. Goodwin, et al.) Marathon Oil Co.	El Paso Natural Gas Co., acreage in Lea County, N. Mex.	Assigned	15.025
G-8008 E 8-13-64	Hydrocarbon Chemicals, Inc. (successor to Earl S. Goodwin, et al.) Marathon Oil Co.	Cumberland and Allegheny Gas Co., Other District, Braxton County, W. Va.	Assigned	15.025
G-11820 7-27-64	Marathon Oil Co.	United Gas Pipe Line Co., Duck Lake Field, St. Martin and St. Mary Parishes, La.	Assigned	15.025
G-14402 D 8-3-64	The Atlantic Refining Co.	Tensas Gas Gathering Corp., Locust Ridge Field, Tensas Parish, La.	Assigned	15.025
G-17-64	Falcon Oil & Gas, Inc. (successor to San Juan Drilling Co.)	El Paso Natural Gas Co., Otero Gallup Field, Rio Arriba County, N. Mex.	Assigned	14.65
G-19423 E 8-17-64	Duncan Drilling Co. (Operator), et al.	Nelch Gas and Oil Corp., South Tippett Field, Pecos County, Tex.	Assigned	14.65
O100-205 A 3-1-60	Texas-Hanover Oil Co.	do.	Assigned	14.65
O100-206 A 3-1-60	Bell Petroleum Co.	do.	Assigned	14.65
O100-207 A 3-1-60	Nelch Gas and Oil Co.	do.	Assigned	14.65
O100-208 A 3-1-60	H. F. Sears	Northern Natural Gas Co., North and South Tippett Fields, Pecos and Crockett Counties, Tex.	Assigned	14.65
O102-1000 7-29-64	Douglas V. Smith, Operator (successor to Big D Oil Co., Inc.)	Phillips Petroleum Co., Johnson Ranch No. 1 well, Hutchinson County, Tex.	Assigned	14.65
O103-1328 E 8-10-64	Humble Oil & Refining Co. (successor to Amerada Petroleum Corp.)	United Gas Pipe Line Co., Sibley Field, Webster Parish, La.	Assigned	14.65
O104-403 E 8-10-64	Humble Oil & Refining Co. (successor to Amerada Petroleum Corp.)	El Paso Natural Gas Co., Spraberry Field, Upson County, Tex.	Assigned	14.65
O105-46 A 7-20-64	Taylor Gas Co.	United Fuel Gas Co., Geary District, Boone County, W. Va.	Assigned	15.325
O105-62 A 7-20-64	J. L. Patton, et al.	Kansas Louisiana Gas Co., Washom Gas, Harrison County, Tex.	Assigned	14.65
O105-64 7-20-64	Hays and Co., agent for Prior Oil Co.	Gas Transmission Co., Reedy District, Witt County, W. Va.	Assigned	15.325
O105-102 E 7-29-64	Dewey Harris, agent	Equitable Gas Co., Warren District, Upshur County, W. Va.	Assigned	15.325

Filing code: A—Initial service.  
B—Abandonment.  
C—Amendment to add acreage.  
D—Amendment to delete acreage.  
E—Succession.

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser, field and location	Price per Mcf	Pres-sure base
O105-138 A 8-17-64	Okoy F. Householder	Equitable Gas Co., Glenville District, Glimmer County, W. Va.	23.0	15.325
O105-139 A 7-14-64	Har-Ken Oil Co., Inc. (partial succession)	Cumberland Natural Gas Co., Inc., acreage in Muhlenberg County, Ky.	10.0	15.025
O105-140 A 8-17-64	Continental Oil Co.	Montana-Dakota Utilities Co., Wind River Basin Area (Howard Ranch Unit), Fremont County, Wyo.	15.334	15.025
O105-141 A 8-17-64	George Jackson, agent for George Jackson and Hurch Spencer, d/b/a Spencer and Jackson Gas Co.	Equitable Gas Co., Central District, Doddridge County, W. Va.	23.0	15.325
O105-142 A 8-17-64	National Cooperative Refinery Association	Panhandle Eastern Pipe Line Co., Elk-hart West Field, Morton County, Kans.	14.0	14.65
O105-143 B 8-17-64	Stonecrest Lands Co.	Hope Natural Gas Co., Smithfield District, Roane County, W. Va.	Unconformical	14.65
O105-144 B 8-17-64	LulRay Land, Inc.	Hope Natural Gas Co., Freemans Creek District, Lewis County, W. Va.	Unconformical	14.65
O105-145 A 8-17-64	Texaco Inc.	Northern Natural Gas Co., Texas Pan-handle Area, Lipscomb, Hansford and Ochiltree Counties, Tex.	17.0	14.65
O105-146 A 8-17-64	Coke L. Gage (Operator), et al.	Natural Gas Pipeline Co. of America, acreage in Wise County, Tex.	14.0	14.65
O105-147 B 8-17-64	R. H. Adkins	Hope Natural Gas Co., Oceana District, Wyoming County, W. Va.	Unconformical	14.65
O105-148 B 8-17-64	Ambassador Oil Corp. (Operator), et al.	Hope Natural Gas Co., Oceana District, Kansas-Nebraska Natural Gas Co., Inc., Tribolhorn Lease, Logan County, Okla.	Depleted	14.65
O105-149 A 8-19-64	Olsen Oils, Inc.	El Paso Natural Gas Co., acreage in Lea County, N. Mex.	9.0	14.65
O105-151 A 8-19-64	Hydrocarbon Chemicals, Inc.	Carregio Natural Gas Co., Murphy District, Ritchie County, W. Va.	Unconformical	14.65
O105-152 A 8-19-64	R. H. Adkins d/b/a Kroll	United Fuel Gas Co., Chub Creek, Wyoming County, W. Va.	11.28.0	14.65
O105-153 A 7-20-64	Tex-Star Oil & Gas Corp. (partial succession)	Lone Star Gathering Co., South West-cho Field, Goliad County, Tex.	14.0	14.65
O105-154 A 8-20-64	Warren Petroleum Corp.	Natural Gas Pipeline Co. of America, Thomas, Dewey and Ouster Counties, Okla.	15.0	14.65
O105-155 A 8-20-64	V. F. Neuhaus	Florida Gas Transmission Co., Cortez Field, Starr County, Tex.	15.0	14.65

1 Decline in pressure.  
2 Rate in effect subject to refund in Docket No. R104-349.  
3 Well in effect subject to delivery requirements.  
4 Petitioner to amend certificate requesting change in delivery point and delivery pressure.  
5 Includes 1.75 cents per Mcf tax reimbursement.  
6 Includes 0.75 cents per Mcf tax reimbursement.  
7 Applicant previously notified Aug. 11, 1964 in Docket Nos. G-3270, et al.  
8 Applicant filed amendment to correct Aug. 3, 1964 filing to reflect Tensas Gas Gathering Co. as purchaser in lieu of Phillips Petroleum Co.  
9 Price per Mcf for raw gas volume plus 70 percent of the amount that purchaser (Nelch) receives over 14.0 cents per Mcf.  
10 Application for Abandonment accepted as Petition to Vacate Certificate. Applicant states original application for certificate of public convenience and necessity was filed in error as gas under subject contract has never been shipped interstate.  
11 Includes 1.5 cents per Mcf tax reimbursement and a 3/4 cent reduction for compression.  
12 Includes 0.1162 cent per Mcf tax reimbursement.  
13 Application erroneously notified July 28, 1964 in Docket Nos. G-4980, et al. at a rate of 23.0 cents per Mcf.  
14 Includes 2.0 cents per Mcf transportation charge.  
15 Application erroneously notified July 28, 1964 in Docket Nos. G-4980, et al. at a rate of 11.6472 cents per Mcf.  
16 Includes 0.0736 cent per Mcf tax reimbursement.  
17 Gas Purchase Agreement cancelled.  
18 Application erroneously notified July 28, 1964 in Docket Nos. G-4980, et al. at a rate of 27.0 cents per Mcf at 15.325.  
19 Plus But, dehydration and delivery pressure adjustments.  
20 Concurrently with the subject application Hydrocarbon Chemicals, Inc., filed an application in Docket No. G-6593 to succeed to its PFC GRS No. 4.  
21 Pursuant to its PFC GRS No. 4.  
22 Includes 3.0 cents per Mcf for gathering.  
23 Supplement to application filed.

[F.R. Doc. 64-6939; Filed, Sept. 2, 1964; 8:46 a.m.]

**FEDERAL RESERVE SYSTEM****FIRST VIRGINIA CORP.****Notice of Application for Approval of Acquisition of Shares of Bank**

Notice is hereby given that application has been made to the Board of Governors of the Federal Reserve System pursuant to section 3(a) (2) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a) (2)), by The First Virginia Corporation, a registered bank holding company located in Arlington, Virginia, for the Board's prior approval of the acquisition by the Applicant of 80 percent or more of the voting shares of The Loudoun National Bank of Leesburg, Leesburg, Virginia.

In determining whether to approve an application submitted pursuant to section 3(a) (2) of the Bank Holding Company Act, the Board is required by that Act to take into consideration the following factors: (1) The financial history and condition of the company and the bank concerned; (2) their prospects; (3) the character of their management; (4) the convenience, needs, and welfare of the communities and the area concerned; and (5) whether or not the effect of such acquisition would be to expand the size or extent of the bank holding company system involved beyond limits consistent with adequate and sound banking, the public interest, and the preservation of competition in the field of banking.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C., 20551.

Dated at Washington, D.C., this 27th day of August 1964.

By order of the Board of Governors.

[SEAL] KENNETH A. KENYON,  
Assistant Secretary.

[F.R. Doc. 64-8923; Filed, Sept. 2, 1964; 8:45 a.m.]

**HOUSING AND HOME FINANCE AGENCY**

Office of the Administrator

**ACTING REGIONAL DIRECTOR OF ADMINISTRATION, REGION IV (CHICAGO)**

**Designation**

The officers named, or appointed, to the positions in the list below are hereby designated to serve as Acting Regional Director of Administration, Region IV (Chicago), during the present vacancy in the position of Regional Director of Administration, Region IV, with all the powers, functions, and duties redelegated or assigned to the Regional Director of Administration, Region IV, provided that no officer is authorized to serve as Acting Regional Director of Administration unless all officers whose name or title pre-

cedes his in this designation are unable to act by reason of absence:

1. Patrick J. Gannon, Special Assistant to the Regional Director of Administration, Region IV.
2. Accounting Officer, Region IV.
3. Management Analyst, Region IV.

This designation supersedes the designation effective November 24, 1963 (28 F.R. 14343, December 27, 1963).

(62 Stat. 1283 (1948), as amended by 64 Stat. 80 (1950), 12 U.S.C. 1701c)

Effective as of the 10th day of August 1964.

[SEAL] MILTON P. SEMER,  
Acting Housing and Home Finance Administrator.

[F.R. Doc. 64-8957; Filed, Sept. 2, 1964; 8:48 a.m.]

**SECURITIES AND EXCHANGE COMMISSION**

[File No. 70-4223]

**COLONIAL UTILITIES CORP. AND ALLIED NEW HAMPSHIRE GAS CO.****Notice Regarding Payment of Cash Distributions Out of Capital Surplus and Related Transactions**

AUGUST 27, 1964.

Notice is hereby given that Colonial Utilities Corporation ("Colonial"), a registered holding company, and its public-utility subsidiary company, Allied New Hampshire Gas Company ("Allied"), P.O. Box 236, Portsmouth, New Hampshire, have filed with this Commission a joint application-declaration and an amendment thereto pursuant to the Public Utility Holding Company Act of 1935 ("Act") designating sections 6(a), 7, 9, 10, 12(b), and 12(c) of the Act and Rules 23, 24, 43, 45, and 46 thereunder as the sections and rules which are or may be applicable to the proposed transactions. All interested persons are referred to the application-declaration, on file at the office of the Commission, for a statement of the transactions proposed therein which are summarized below.

Colonial is solely a holding company whose only public-utility subsidiary company is Allied. Substantially all of Colonial's assets consist of its holdings of the entire outstanding common stock and a \$110,000 promissory note of Allied. Colonial proposes to make a series of eight quarterly cash distributions on its outstanding common stock, the first such distribution to be made on September 17, 1964 and the last on June 17, 1966. The distributions will aggregate \$110,000, and will be charged by Colonial to its capital surplus which, at May 31, 1964, amounted to \$238,152. On the same date Colonial's earned surplus amounted to \$2,344, all of which, it is stated, will be eliminated by other charges prior to the first of the proposed distributions, leaving no earned surplus against which to charge the distributions.

Funds for the proposed distributions will be provided from the periodic payments of principal by Allied on its \$110,000 note owned by Colonial, such pay-

ments to be scheduled in amounts equal to the proposed quarterly cash distributions by Colonial. Contemporaneously with each payment of principal on its note, Allied will declare a stock dividend payable to Colonial approximately equal in aggregate par value to each principal payment on its note, and will charge the par value of each such stock dividend to its earned surplus account. The filing states that during this period Allied will not declare any cash dividends; that Allied's present unrestricted earned surplus (as well as the consolidated earned surplus of Colonial and Allied) substantially exceeds the aggregate amount of \$110,000 proposed to be distributed by Colonial; that Colonial has no need for the funds to be received from Allied in payment of the note; and that the cash distributions by Colonial will represent returns of capital not taxable for Federal income tax purposes.

In order to carry out the foregoing, it is further proposed that the present maturity date of the Allied note, December 31, 1964, be extended to June 17, 1966; and, since all of Allied's presently authorized \$25 par value common stock is issued and outstanding, to increase such authorized common stock by 4,400 shares, or by an aggregate par value of \$110,000.

Except for \$15,146 principal amount of debentures convertible into 2,726 shares of common stock, Colonial's only outstanding securities consist of 100,966 shares of \$1 par value common stock. At May 31, 1964, Allied's current assets (including cash of \$77,698) amounted to \$428,022; and its current liabilities amounted to \$541,119. The current liabilities included the \$110,000 note due Colonial, the maturity of which, as indicated, is to be extended to June 17, 1966; \$35,319 of other long-term debt due within one year; and \$50,000 notes payable to banks. On the same date, Allied's common stock equity amounted to approximately 51% of total capitalization and surplus; and for the 12 months then ended it reported gross operating revenues of \$1,358,386, and net income of \$79,202 applicable to its common stock.

The filing states that Allied's proposals to increase its authorized common stock and to declare dividends payable in common stock are subject to the jurisdiction of the Public Utilities Commission of New Hampshire, with which commission a petition has been filed. Total fees and expenses to be incurred in connection with the proposed transactions are estimated not to exceed \$8,425, including legal and accounting fees of \$6,100 and \$2,000, respectively.

Notice is further given that any interested person may, not later than September 15, 1964, request in writing that a hearing be held in respect of such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the amended joint application-declaration which he desires to controvert; or he may request that he be notified should the Commission order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C., 20549. A copy of such request should be served personally or by mail (air mail if the

person being served is located more than 500 miles from the point of mailing) upon applicants-declarants at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed contemporaneously with the request. At any time after said date, the application-declaration, as amended or as it may be further amended, may be granted and permitted to become effective in the manner provided by Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided by Rules 20(a) and 100 thereof, or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F.R. Doc. 64-8929; Filed, Sept. 2, 1964;  
8:45 a.m.]

[File No. 1-1144]

### MADISON SQUARE GARDEN CORP.

#### Notice of Application To Withdraw From Listing and Registration

AUGUST 28, 1964.

The above named issuer has filed an application with the Securities and Exchange Commission pursuant to section 12(d) of the Securities Exchange Act of 1934 and Rule 12d2-2(d) promulgated thereunder, to withdraw the specified security from listing and registration on the Detroit Stock Exchange.

The reasons alleged in the application for withdrawing this security from listing and registration include the following:

The Common Stock of the Applicant is, and is expected to continue to be, listed and registered on the New York Stock Exchange. The dual listing and registration causes unnecessary expenses relating to maintenance of facilities in Detroit and New York City. The trading activity in the Common Stock on the Detroit Stock Exchange is extremely small at the present time. The historical reasons—from 1909 to 1947 Applicant was principally engaged in the manufacture of automobiles in the Detroit vicinity—which led to the listing and registration on the Detroit Stock Exchange no longer exist.

Any interested person may, on or before September 13, 1964, submit by letter to the Secretary of the Securities and Exchange Commission, Washington 25, D.C., facts bearing upon whether the application has been made in accordance with the rules of the Exchange and what terms, if any, should be imposed by the Commission for the protection of investors. An order granting the application will be issued after the date mentioned above, on the basis of the application and any other information furnished to the Commission, unless it orders a hearing on the matter.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F.R. Doc. 64-8930; Filed, Sept. 2, 1964;  
8:45 a.m.]

[File No. 1-3421]

### CONTINENTAL VENDING MACHINE CORP.

#### Order Suspending Trading

AUGUST 28, 1964.

The common stock, 10 cents par value, of Continental Vending Machine Corp., being listed and registered on the American Stock Exchange and having unlisted trading privileges on the Philadelphia-Baltimore-Washington Stock Exchange, and the 6 percent convertible subordinated debentures due September 1, 1976, being listed and registered on the American Stock Exchange, pursuant to provisions of the Securities Exchange Act of 1934; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

*It is ordered*, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange, the Philadelphia-Baltimore-Washington Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 30, 1964, through September 8, 1964, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F.R. Doc. 64-8931; Filed, Sept. 2, 1964;  
8:45 a.m.]

[File No. 1-4722]

### TASTEE FREEZ INDUSTRIES, INC.

#### Order Suspending Trading

AUGUST 28, 1964.

The common stock, 67 cents par value, of Tastee Freez Industries, Inc., being listed and registered on the American Stock Exchange, pursuant to provisions of the Securities Exchange Act of 1934; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

*It is ordered*, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 30, 1964, through September 8, 1964, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F.R. Doc. 64-8932; Filed, Sept. 2, 1964;  
8:45 a.m.]

[File No. 812-1713]

### THOMAS MILLER AND CO.

#### Notice of Application for Order of Exemption From Certain Provisions of Act

AUGUST 28, 1964.

Notice is hereby given that an application has been filed pursuant to section 6(b) or, in the alternative, section 6(c) of the Investment Company Act of 1940 ("Act") by Thomas Miller and Company ("applicant") 500 Summer Street, Stamford, Connecticut, which will be organized as a general partnership having its principal office in the State of Connecticut and which will invest in securities and other property. Applicant seeks an order of the Commission exempting it from all provisions of the Act or, in the alternative, from the following sections of the Act and the rules promulgated thereunder: section 7; section 8; section 10; section 12(d)(3); sections 13, 15, 16 and 18(i) to the extent necessary to permit the voting arrangements contemplated by applicant's partnership agreement; sections 17(a)(1) and (2), 17(d), and 17(e)(1) to the extent necessary to permit certain specified transactions and arrangements between applicant and its Investment Agent; section 20(a); section 22(d); section 22(e); section 22(f); section 30, except for annual reports to partners of applicant as required by paragraph (d) thereof, copies to be filed with the Commission and given confidential treatment pursuant to section 45(a); and section 32. All interested persons are referred to the application on file with the Commission for a complete statement of applicant's representations contained therein which are summarized below:

The only persons eligible to become partners in applicant will be: (1) voting partners ("Class A Partners") in a large accounting firm ("Accounting Firm"), (2) retired partners ("Class R Partners") in the Accounting Firm, and (3) wives of living voting or retired partners ("Class W Partners") in the Accounting Firm. Under the applicant's partnership agreement a majority of the Class A Partners may impose further restrictions on partnership eligibility by excluding any person or persons. After her husband's death, a wife may continue as a partner but may not become a partner for the first time. The applicant, which will be legally separate and distinct from the Accounting Firm, will initially be established by five voting partners and one retired partner in the Accounting Firm. On June 30, 1964, the Accounting Firm had 140 voting partners and 32 retired partners. It is not known at the present time how many of those eligible will become partners in the applicant and it is not possible to estimate the amount to be invested in applicant either initially or over a period of time.

The initial investment by any partner of the applicant, as well as any subsequent investments, must be at least \$1,000 and must be in cash. Upon receipt of such investments, partners of the applicant shall have credited to their capital account an appropriate number of units based on the net asset value of the

applicant. A 1% charge on investments will be made in lieu of brokerage fees and other expenses that may be incurred by the applicant in its investment of such contributions. Partners may make partial withdrawals of their investment at the end of any month upon 20 days prior notice to applicant. The withdrawals must be at least equal to \$1,000 or any multiple thereof. A partner may retire completely from the applicant at the end of any month upon 20 days prior notice. An individual will cease to be a partner if, among other things, he attempts to sell or otherwise dispose of his partnership interest, or if a Class W Partner is divorced or separated from her husband or remarries after his death. When an individual ceases to be a partner, as promptly as practicable thereafter he will receive an amount equal to his entire interest in the applicant. As is also true in the case of partial withdrawals, the amount distributed will reflect an appropriate charge in lieu of costs of liquidating investments or transferring securities.

It is contemplated that Morgan Guaranty Trust Company of New York ("Morgan Guaranty") will be appointed as the Investment Agent to handle the investments of the applicant with discretion to purchase and sell securities on behalf of the applicant in accordance with applicant's stated investment policy. Under the terms of applicant's partnership agreement the applicant may not invest in or hold securities of clients of the Accounting Firm. According to the application, the applicant may purchase and sell municipal bonds from and to Morgan Guaranty, as dealer, Morgan Guaranty customarily engages in such transactions on behalf of their advisory accounts only at a price that is at least as favorable to the account as the price that would be available if the transaction were between the account and a third party. It is also anticipated that Morgan Guaranty may handle security transactions on behalf of applicant and make a handling charge equal to the usual broker's commission. Applicant may also participate in transactions on a joint or joint and several basis with other fiduciary or advisory accounts managed by Morgan Guaranty.

An Administrative Committee (initially expected to consist of three Class A Partners and one Class R Partner) will be established to perform various "house-keeping" functions, including keeping the accounts of the applicant, and making distributions to the partners of applicant. A majority of the Class A Partners shall have the power at any time to terminate the appointment of any member of the Administrative Committee and to appoint new members. No member of the Administrative Committee shall receive any compensation for his services as such.

Under the applicant's partnership agreement each partner will have one vote rather than voting based upon financial interests in the partnership. According to the application this arrangement will prevent the possibility that the predominant voting power may

come to rest in the hands of the older partners, who eventually may possess the largest financial interests. In this way it is hoped to encourage the interest and participation of the large number of younger partners in the Accounting Firm. Except for amendment of the applicant's partnership agreement, appointment and termination of the appointment of the Investment Agent, and amendment of the applicant's investment policy, which actions may be taken by a majority in number of all the partners, all other important partnership decisions will be taken by a majority in number of the Class A Partners.

Financial statements of the applicant will be submitted annually to each partner. These statements will be audited by a Class R Partner appointed by the Administrative Committee or, if in its judgment none is willing and able to serve, by a Class A Partner appointed by the Administrative Committee. Members of the Administrative Committee will not be eligible for such appointment. The application requests that such report be furnished to the Commission annually and that it be given confidential treatment, since the report will, in effect, contain information regarding the personal affairs of the partners. Each partner will also be entitled to receive at any time full information regarding the status of his capital account. A majority of the Class A Partners may terminate the applicant's existence upon at least 30 days prior notice.

Section 2(a)(13) of the Act provides that "Employees' securities company" means any investment company or similar issuer all of the outstanding securities of which (other than short-term paper) are beneficially owned (A) by the employees or persons on retainer of a single employer or of two or more employers each of which is an affiliated company of the other, (B) by former employees of such employer or employers, (C) by members of the immediate family of such employees, persons on retainer, or former employees, (D) by any two or more of the foregoing classes of persons, or (E) by such employer or employers together with any one or more of the foregoing classes of persons."

Section 6(b) of the Act provides that "Upon application by any employees' security company, the Commission shall by order exempt such company from the provisions of the [Act] and of the rules and regulations hereunder, if and to the extent that such exemption is consistent with the protection of investors. In determining the provisions to which such an order of exemption shall apply, the Commission shall give due weight, among other things, to the form of organization and the capital structure of such company, the persons by whom its voting securities, evidences of indebtedness, and other securities are owned and controlled, the prices at which securities issued by such company are sold and the sales load thereon, the disposition of the proceeds of such sales, the character of the securities in which such proceeds are

invested, and any relationship between such company and the issuer of any such security."

Section 6(c) of the Act provides that the Commission, by order upon application, may conditionally or unconditionally exempt any person or transaction from any provision of the Act or of any rule or regulation thereunder, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

The application points out that although the applicant may not be technically an "employees' securities company" within the meaning of that term, the same considerations that make exemptions desirable in the case of such companies are applicable with respect to the applicant. The application points out that if the applicant were a corporation and the partners were its officers section 6(b) would clearly apply. It is contended that the fact that the Accounting Firm is a partnership rather than a corporation should not prevent the granting of exemptions pursuant to section 6(b) of the Act. The application states that an exemption would be appropriate under section 6(b) or section 6(c) in view of, among other things, the financial sophistication of the persons applying for admission to the applicant.

Notice is further given that any interested person may, not later than September 11, 1964, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C., 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address set forth above. Proof of such service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the showing contained in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

For the Commission (pursuant to delegated authority).

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

[F.R. Doc. 64-8933; Filed, Sept. 2, 1964; 8:45 a.m.]

## INTERSTATE COMMERCE COMMISSION

### FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 31, 1964.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

#### LONG-AND-SHORT HAUL

FSA No. 39233: *Joint motor-rail rates—Central States.* Filed by Central States Motor Freight Bureau, Inc., agent (No. 82), for interested carriers. Rates on various commodities moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in central States territory. Grounds for relief: Motortruck competition.

Tariff: Supplement 11 to Central States Motor Freight Bureau, Inc., agent, tariff MF-I.C.C. 1087.

FSA No. 39234: *Joint motor-rail rates—Middlewest motor freight.* Filed by Middlewest Motor Freight Bureau, agent (No. 347), for interested carriers. Rates on various commodities moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in middlewest territory.

Grounds for relief: Motortruck competition.

Tariff: Supplement 25 to Middlewest Motor Freight Bureau, agent, tariff MF-I.C.C. 417.

By the Commission.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 64-8955; Filed, Sept. 2, 1964;  
8:48 a.m.]

[Notice 1038]

### MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 31, 1964.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its dis-

position. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 67143. By order of August 27, 1964, the Transfer Board approved the transfer to Harold Peery, doing business as Peery Transfer Co., War, W. Va., of the operating rights in Corrected Certificate No. MC 30753, issued April 23, 1964, to Harold Peery, Howard Peery, Frances Peery, Administratrix, Billy Peery, Jr., and J. W. Peery, Georgia Peery and G. R. Brittain, Administrators, doing business as Peery Transfer Co., War, W. Va., authorizing the transportation, over irregular routes, of building supplies, mining machinery, agricultural commodities and coal, between War, W. Va., and points in West Virginia within 10 miles of War, and those in Tazewell County, Va. Charles F. Dodrill, 600 Fifth Avenue, Huntington, W. Va., 25719, attorney for applicants.

No. MC-FC 67165. By order of August 27, 1964, the Transfer Board approved the transfer to Eugene E. Boos and Richard F. Boos, a partnership, doing business as Boos Grain & Fertilizer Co., Highland, Kans., of the operating rights in Certificates Nos. MC 7073 and MC 7073 Sub 3, issued May 27, 1957 and January 14, 1959, respectively, to Eugene E. Boos, doing business as Boos Appliance & Hardware Co., Highland, Kans., authorizing the transportation, over regular and irregular routes of: Livestock, agricultural commodities, feed, building and fencing materials, farm machinery and fertilizer, between specified points and areas in Kansas and Missouri. Carl V. Kretsinger, 510 Professional Building, Kansas City 6, Mo., attorney for applicants.

No. MC-FC 67170. By order of August 27, 1964, the Transfer Board approved the transfer to Package Delivery, Inc., Hartford, Conn., of the operating rights in Certificate of Registration No. MC 121053 Sub 1, issued January 6, 1964, to Parcel Delivery, Inc., Hartford, Conn., corresponding to the grant of intrastate authority to transferor pursuant to Motor Common Carrier Certificate C-332 dated August 21, 1951, issued by the Public Utilities Commission of the State of Connecticut for the transportation of property for hire in store delivery service only as a motor common carrier from Hartford, East Hartford and West Hartford to points in Hartford, East Hartford, West Hartford, Glastonbury, Wethersfield, New Britain, Plainville, Farmington, Bristol, Bloomfield, Newington, Windsor, Rockville and Manchester and to occasionally transport returned property in store delivery service to the point of origin in Hartford, East Hartford to West Hartford. The service authorized to Newington, Windsor, Rockville, and Manchester shall be limited to transportation of packages and parcels weigh-

ing 100 pounds or less. Reubin Kamin-sky, 410 Asylum Street, Hartford, Conn., attorney for applicants.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 64-8956; Filed, Sept. 2, 1964;  
8:48 a.m.]

## SMALL BUSINESS ADMINISTRA- TION

[Delegation of Authority No. 30 (Rev. 9);  
Correction]

### REGIONAL DIRECTORS

#### Delegation of Authority To Conduct Program Activities in the Regional Offices

The effective date of Item I.C.1. of Delegation 30, Revision 9 (29 F.R. 11777), delegating to Regional Directors authority to approve applications for Certificates of Competency where the contract value does not exceed \$100,000 is September 15, 1964.

Dated: August 21, 1964.

EUGENE P. FOLEY,  
Administrator.

[F.R. Doc. 64-8959; Filed, Sept. 2, 1964;  
8:48 a.m.]

[Delegation of Authority No. 30 (Rev. 9)  
Amdt. 1]

### REGIONAL DIRECTORS

#### Delegation of Authority To Conduct Program Activities in the Regional Offices

Pursuant to the authority vested in the Administrator by the Small Business Act, 72 Stat. 384, as amended; the Small Business Investment Act of 1958, 72 Stat. 689, as amended, Delegation of Authority No. 30 (Revision 9), 29 F.R. 11777, as corrected, is hereby amended by deleting Item I.F. in its entirety and substituting the following in lieu thereof:

I \* \* \*

#### F. Size determinations.

To make initial size determinations in all cases within the meaning of the Small Business Size Standards Regulations, as amended, and further, to make product classification decisions for financial assistance purposes only. Product classification decisions for procurement purposes are made by contracting officers.

Effective date: September 1, 1964.

EUGENE P. FOLEY,  
Administrator.

[F.R. Doc. 64-8960; Filed, Sept. 2, 1964;  
8:48 a.m.]

**CUMULATIVE CODIFICATION GUIDE—SEPTEMBER**

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