

# FEDERAL REGISTER

VOLUME 32 • NUMBER 194

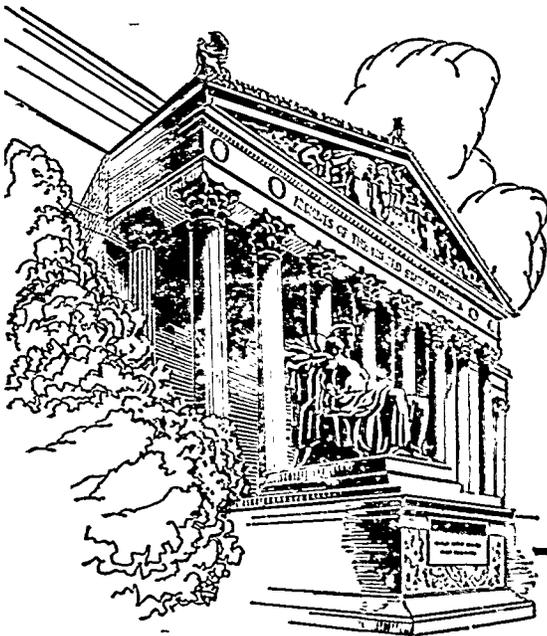
Friday, October 6, 1967 • Washington, D.C.

Pages 13905-13955

**Agencies in this issue—**

Atomic Energy Commission  
Business and Defense Services Administration  
Civil Aeronautics Board  
Civil Service Commission  
Coast Guard  
Consumer and Marketing Service  
Customs Bureau  
Federal Aviation Administration  
Federal Maritime Commission  
Federal Power Commission  
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Fiscal Service  
Fish and Wildlife Service  
Housing and Urban Development Department  
Interior Department  
Interstate Commerce Commission  
Securities and Exchange Commission  
Veterans Administration  
Wage and Hour Division

Detailed list of Contents appears inside.



# How To Find U.S. Statutes and United States Code Citations

[Revised Edition—1965]

This pamphlet contains typical legal references which require further citing. The official published volumes in which the citations may be found are shown alongside each reference—with suggestions as to the logical sequence to follow in using them. Additional finding aids, some especially useful in citing current legislation, also have been in-

cluded. Examples are furnished at pertinent points and a list of references, with descriptions, is carried at the end.

This revised edition contains illustrations of principal finding aids and reflects the changes made in the new master table of statutes set out in the 1964 edition of the United States Code.

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Compiled by Office of the Federal Register, National Archives and Records Service, General Services Administration

[Published by the Committee on the Judiciary, House of Representatives]

Order from Superintendent of Documents, U.S. Government Printing Office  
Washington, D.C. 20402



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**List of CFR Parts Affected**

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A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1967, and specifies how they are affected.

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# Rules and Regulations

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission PART 213—EXCEPTED SERVICE

#### Department of the Interior

Section 213.3312 is amended to show that the position of Special Assistant to the Secretary for Urban Relations is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (33) is added to paragraph (a) of § 213.3312 as set out below.

§ 213.3312 Department of the Interior.

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

(33) One Special Assistant to the Secretary for Urban Relations.

(5 U.S.C. 3301, 3302, E.O. 10577, 19 F.R. 7521, 3 CFR, 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 67-11816; Filed, Oct. 5, 1967;  
8:49 a.m.]

## Title 14—AERONAUTICS AND SPACE

### Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 8130; Amdts. 1-14; 91-44; 97-561; 121-33; 135-7]

#### TERMINAL INSTRUMENT PROCEDURES (TERPS); IMPLEMENTATION OF U.S. STANDARD

##### Miscellaneous Amendments to Chapter

The purpose of these amendments to Parts 1, 91, 97, 121, and 135 of the Federal Aviation Regulations is to implement new techniques and criteria associated with the U.S. Standard for Terminal Instrument Procedures, hereinafter referred to as TERPS. These amendments are based upon a notice of proposed rule making published in the FEDERAL REGISTER on May 5, 1967 (32 F.R. 6938).

Interested persons were afforded an opportunity to participate in the rule making through submission of written comments. Due consideration has been given to all relevant matter presented.

Comments received in response to the notice were generally in accord with the proposals. As stated in the preamble to the notice, it is anticipated that a pe-

riod of approximately 2 years will be required to review and reissue all instrument approach procedures under the new criteria. Accordingly, comments were solicited as to whether two sets of rules should be prescribed, one directed to the new procedures, the other directed to the old procedures. As an alternative method, the notice proposed to immediately convert each present ceiling value in the instrument approach procedures to a minimum descent altitude or decision height, as appropriate, and replace the present rules with the new rules governing minimum descent altitude (MDA), or decision height (DH). Comments received in response to this proposal indicated a strong preference for immediate conversion of ceiling values to MDA and DH. Accordingly, provision has been made in § 91.116(b) for converting landing ceiling minimums, prescribed in procedures issued under the old criteria, to MDA or DH by summing the ceiling minimum with the field elevation. The visibility minimum will be the applicable landing minimum, and descent will be limited by the minimum descent altitude (MDA) or decision height (DH), obtained by summing the prescribed ceiling minimum and published field elevation.

Where takeoff minimums are presently prescribed in the procedure in terms of ceiling and visibility, the ceiling minimum, as well as the visibility minimum, will continue in effect as a limitation for takeoff pending review and reissuance of the procedure under the revised criteria. When reissued under TERPS, ceiling minimums will no longer be prescribed for takeoff, except for those runways where a ceiling minimum is required to enable the pilot to see and avoid obstructions.

Although not contained in the notice, one comment suggested clarification of the term "lowest initial approach altitude for the airport" as used in §§ 91.23 and 91.83 (b) and (c), and as applicable in flight planning and designation of an alternate airport. Under the old criteria the minimum en route altitude (MEA) served as the initial approach altitude to the approach facility, unless a lower altitude was specified in the procedure. Under TERPS, the initial approach segment starts at the initial approach fix and ends at the intermediate fix; or, in some cases, no initial approach segment will be specified. In such cases, "initial approach altitude" would not be applicable. Accordingly, the language in §§ 91.23 and 91.83(b) has been clarified to read "lowest MEA, or MOCA, or altitude prescribed for the initial approach segment of the instrument approach procedure for that airport." Similar language has been substituted in §§ 121.619, 121.621, and 135.107.

Several comments indicated that § 91.116(c) of the proposal could be interpreted to apply civil airport takeoff minimums to aircraft operators other than those operating under Part 121, 129, or 135. As this result was not intended, the language of the paragraph as adopted herein has been changed to make it clear that the minimums apply to aircraft operating under Part 121, 129, or 135.

Some comments pointed out that the language of § 91.117(b), as proposed, which prohibited the "operation" of an aircraft below the MDA or DH, unless certain conditions have been met, would in fact prohibit continuation of a precision approach to the decision height, since some variable altitude loss must be anticipated in making the transition from the approach to the missed approach at decision height. Recognizing this probability, the language of that section has been amended to provide that no person may "continue the approach" below the decision height unless the prescribed conditions are met.

One comment pointed out that ICAO Annex 10 (Specifications for Radio Navigation Aids) lists the localizer, glide slope, and outer marker and middle marker as "components" of the instrument landing system, and that the grouping of visual aids in § 91.117(c) with "components" was at variance with the ICAO document. Accordingly, the section has been revised to recognize this distinction between components and visual aids.

Additionally, in the interest of clarity, the language of § 91.117(c) has been changed to expressly require the adjustment of the straight-in minimums prescribed in Part 97, when either certain ground components or aids, or the related airborne equipment is inoperative, unusable or not utilized.

Since the determination of the availability or condition of runway centerline marking (RCLM) will depend on weather, time of day, state of deterioration, and other factors, it has been eliminated as an adjustment factor in the tables included in § 91.117(c). Since it is unnecessary to require an adjustment of minimums in all cases in which RCLM is unusable, the requirement for adjustment of minimums for unusable RCLM has been removed from the table. However, where a prescribed minimum is based upon the usability of that aid, the necessary adjustment will be shown in the particular procedure and will apply only when notice is given by a Notice to Airmen or by ATC that the marking is unusable.

A number of symbols and terms have been added, and certain of the definitions for symbols and terms included in § 97.3 have been clarified in accordance with

comments and recommendations received: "Initial approach" has been defined as the approach segment between the initial approach fix and the intermediate fix; "initial approach altitude" has been expanded to indicate that more than one altitude may be prescribed in high altitude procedures; the terms "circle-to-land" and "straight-in landing" have been substituted for "circling approach" and "straight-in approach and landing" in the definitions for "C" and "S" to avoid any confusion with terminology used by ATC for other clearances; the definition for the term "MSA" has been retained as proposed and the definitions for "minimum sector altitudes" and "minimum safe altitudes" as they now appear in the TERPS handbook, will be changed to conform with this definition; the definition for "NOPT" has been broadened to indicate that no procedure turn is required, and that the altitude prescribed with the symbol will be applicable only when a procedure turn is not executed; the definition for "shuttle" has been expanded to indicate that it is a racetrack-type pattern and that the 2-minute time limit applies to the legs of the pattern.

A new Subpart C has been added to Part 97. Procedures now prescribed have been issued under Subpart B. New procedures issued under TERPS, or procedures which will be reviewed and reissued under TERPS, will be issued under Subpart C. When conversion of all procedures has been completed, Part 97 will be amended to delete one subpart.

The term "standard", as it was used in the notice in connection with the abbreviations for ALS, RCLS, SALS, and TDZL in § 1.2, has been deleted, since this is primarily a factor of concern only in the development of the procedure and in establishment of the MDA or DH and visibility minimums.

Certain additional abbreviations used in Part 91 (LOC, GS, IM, LDA, ASR, NDB(ADF), LFR) have been defined in § 1.2.

The proposed amendment to Part 97 which provided for deletion of the words "ceiling minimum" wherever it appeared as a limitation on the making of an instrument approach has been deleted, and the provision for summing the ceiling minimum and field elevation to obtain the MDA or DH has been substituted in § 91.116(b).

Appropriate sections of Parts 121 and 135 have been amended to reflect the reliance on visibility, MDA, and DH, as controlling factors for approach and landing, and to clarify the term "minimum initial approach altitude" as it applies in designation of an alternate airport. The term "weather conditions" has been substituted for "ceiling and ground visibility" in certain sections to accommodate those situations in which ceiling alone is controlling, or ceiling and visibility are controlling, depending on the procedure being used or the terms of the applicable operations specifications.

TERPS supersedes the U.S. Manual of Criteria for Standard Instrument Approach Procedures (1956), and contains

criteria for development of terminal procedures which reflect revised concepts and procedures made possible by the improvements mentioned above. TERPS was issued in September 1966, as FAA Handbook 8260.3, and has been adopted by the Departments of Army, Navy, Air Force, and the U.S. Coast Guard. Copies may be obtained from the Department of Transportation, Federal Aviation Administration, Distribution Unit, TAD-484.3, 800 Independence Avenue SW., Washington, D.C. 20590. Copies are also available for examination at any Regional or Area office of the FAA. Periodic revision and further development of the criteria is contemplated, and comments or recommendations are invited from interested persons at any time.

In consideration of the foregoing, Parts 1, 91, 97, 121, and 135 of the Federal Aviation Regulations are amended, effective November 18, 1967, as follows:

### PART 1—DEFINITIONS AND ABBREVIATIONS

#### § 1.1 [Amended]

1. By adding the following definitions to § 1.1 in their proper alphabetical order:

"Minimum descent altitude" means the lowest altitude, expressed in feet above mean sea level, to which descent is authorized on final approach or during circle-to-land maneuvering in execution of a standard instrument approach procedure, where no electronic glide slope is provided.

"Precision approach procedure" means a standard instrument approach procedure in which an electronic glide slope is provided, such as ILS and PAR.

"Nonprecision approach procedure" means a standard instrument approach procedure in which no electronic glide slope is provided.

#### § 1.2 [Amended]

2. By adding the following symbols to § 1.2 in their proper alphabetical order:

"ALS" means approach light system.

"ASR" means airport surveillance radar.

"GS" means glide slope.

"HIRL" means high-intensity runway light system.

"IM" means ILS inner marker.

"LDA" means localizer-type directional aid.

"LFR" means low-frequency radio range.

"LOC" means ILS localizer.

"MALS" means medium intensity approach light system.

"MDA" means minimum descent altitude.

"NDB(ADF)" means nondirectional beacon (automatic direction finder).

"NOPT" means no procedure turn required.

"RCLM" means runway centerline marking.

"RCLS" means runway centerline light system.

"REIL" means runway end identification lights.

"SALS" means short approach light system.

"TDZL" means touchdown zone lights.

### PART 91—GENERAL OPERATING AND FLIGHT RULES

#### §§ 91.23, 91.83 [Amended]

3. By amending §§ 91.23(c) and 91.83 (b) by deleting the words "lowest initial approach altitude for the airport" and substituting in place thereof "lowest MEA, MOCA, or altitude prescribed for the initial approach segment of the instrument approach procedure for the airport."

4. By amending § 91.83(c) to read as follows:

(c) *IFR alternate airport weather minimums.* Unless otherwise authorized by the Administrator, no person may include an alternate airport in an IFR flight plan unless current weather forecasts indicate that, at the estimated time of arrival at the alternate airport, the ceiling and visibility at that airport will be at or above the following alternate airport weather minimums:

(1) If an instrument approach procedure has been published in Part 97 of this chapter for that airport, the alternate airport minimums specified in that procedure or, if none are so specified, the following minimums:

(i) Precision approach procedure: Ceiling 600 feet and visibility 2 statute miles.

(ii) Nonprecision approach procedure: Ceiling 800 feet and visibility 2 statute miles.

(2) If no instrument approach procedure has been published in Part 97 of this chapter for that airport, the ceiling and visibility minimums are those allowing descent from the MEA, approach, and landing, under basic VFR.

5. By deleting present § 91.117 and adding new §§ 91.116 and 91.117 reading as follows:

§ 91.116 Takeoff and landing under IFR: General.

(a) *Instrument approaches to civil airports.* Unless otherwise authorized by the Administrator (including ATC), each person operating an aircraft shall, when an instrument letdown to an airport is necessary, use a standard instrument approach procedure prescribed for that airport in Part 97 of this chapter.

(b) *Landing minimums.* Unless otherwise authorized by the Administrator, no person operating an aircraft (except a military aircraft of the United States) may land that aircraft using a standard instrument approach procedure prescribed in Part 97 of this chapter unless the visibility is at or above the landing minimum prescribed in that part for the procedure used. If the landing minimum in a standard instrument approach procedure prescribed in Part 97 of this chapter is stated in terms of ceiling and visibility, the visibility minimum applies. However, the ceiling minimum shall be added to the field elevation and that value observed as the MDA or DH, as appropriate to the procedure being executed.

(c) *Civil airport takeoff minimums.* Unless otherwise authorized by the Administrator, no person operating an aircraft under Part 121, 129, or 135 of this chapter may take off from a civil airport under IFR unless weather conditions are at or above the weather minimums for IFR takeoff prescribed for that airport in Part 97 of this chapter. If takeoff minimums are not prescribed in Part 97 of this chapter, for a particular airport, the following minimums apply to takeoffs under IFR for aircraft operating under those parts:

(1) Aircraft having two engines or less: 1 statute mile visibility.

(2) Aircraft having more than two engines: One-half statute mile visibility.

(d) *Military airports.* Unless otherwise prescribed by the Administrator, each person operating a civil aircraft under IFR into, or out of, a military airport shall comply with the instrument approach procedures and the takeoff and landing minimums prescribed by the military authority having jurisdiction on that airport.

(e) *Comparable values of RVR and ground visibility.* (1) If RVR minimums for takeoff or landing are prescribed in an instrument approach procedure, but RVR is not reported for the runway of intended operation, the RVR minimum shall be converted to ground visibility in accordance with the table in subparagraph (2) of this paragraph and observed as the applicable visibility minimum for takeoff or landing on that runway.

RVR (feet)	Visibility (statute miles)
1,600	1/4
2,400	1/2
3,200	5/8
4,000	3/4
4,500	7/8
5,000	1
6,000	1 1/4

(f) *Use of radar in instrument approach procedures.* When radar is approved at certain locations for ATC purposes, it may be used not only for surveillance and precision radar approaches, as applicable, but also may be used in conjunction with instrument approach procedures predicated on other types of radio navigational aids. Radar vectors may be authorized to provide course guidance through the segments of an approach procedure to the final approach fix or position. Upon reaching the final approach fix or position, the pilot will either complete his instrument approach in accordance with the procedure approved for the facility, or will continue a surveillance or precision radar approach to a landing.

(g) *Use of low or medium frequency simultaneous radio ranges for ADF procedures.* Low frequency or medium frequency simultaneous radio ranges may be used as an ADF instrument approach aid if an ADF procedure for the airport concerned is prescribed by the Administrator, or if an approach is conducted using the same courses and altitudes for the

ADF approach as those specified in the approved range procedure.

(h) *Limitations on procedure turns.* In the case of a radar initial approach to a final approach fix or position, or a timed approach from a holding fix, or where the procedure specifies "NOPT" or "FINAL", no pilot may make a procedure turn unless, when he receives his final approach clearance, he so advises ATC.

§ 91.117 Limitations on use of instrument approach procedures (other than Category II).

(a) *General.* Unless otherwise authorized by the Administrator, each person operating an aircraft using an instrument approach procedure prescribed in Part 97 of this chapter shall comply with the requirements of this section. This section does not apply to the use of Category II approach procedures.

(b) *Descent below MDA or DH.* No person may operate an aircraft below the prescribed minimum descent altitude or continue an approach below the decision height unless—

(1) The aircraft is in a position from which a normal approach to the runway of intended landing can be made; and

(2) The approach threshold of that runway, or approach lights or other markings identifiable with the approach end of that runway, are clearly visible to the pilot.

If, upon arrival at the missed approach point or decision height, or at any time thereafter, any of the above requirements are not met, the pilot shall immediately execute the appropriate missed approach procedure.

(c) *Inoperative or unusable components and visual aids.* The basic ground components of an ILS are the localizer, glide slope, outer marker, and middle marker. The approach lights are visual aids normally associated with the ILS. In addition, if an ILS approach procedure in Part 97 of this chapter prescribes a visibility minimum of 1,800 feet or 2,000 feet RVR, high-intensity runway lights, touchdown zone lights, centerline lighting and marking and RVR are aids associated with the ILS for those minimums. Compass locator or precision radar may be substituted for the outer or middle marker. Surveillance radar may be substituted for the outer marker. Unless otherwise specified by the Administrator, if a ground component, visual aid, or RVR is inoperative, or unusable, or not utilized, the straight-in minimums prescribed in any approach procedure in Part 97 of this chapter are raised in accordance with the following tables. If the related airborne equipment for a ground component is inoperative or not utilized, the increased minimums applicable to the related ground component shall be used. If more than one component or aid is inoperative, or unusable, or not utilized, each minimum is raised to the highest minimum required by any one of the components or aids which is inoperative, or unusable, or not utilized.

(1) *ILS and PAR.*

Component or aid	Increase decision height	Increase visibility (statute miles)	Approach category
LOC	ILS approach not authorized.		AII
GS	As specified in the procedure.		AII
OM, MM	50 feet	None	ABC.
OM, MM	50 feet	1/4	D.
ALS	50 feet	1/4	AII
SALS	50 feet	1/4	ABC.

<sup>1</sup> Not applicable to PAR.

(2) *ILS with visibility minimum of 1,800 or 2,000 feet RVR.*

Component or aid	Increase decision height	Increase visibility (statute miles)	Approach category
LOC	ILS approach not authorized.		AII
GS	As specified in the procedure.		AII
OM, MM	50 feet	To 1/2 mile	ABC.
OM, MM	50 feet	To 1/4 mile	D.
ALS	50 feet	To 1/4 mile	AII
HIRL	None	To 1/2 mile	AII
TBZL			
RECL			
RELM	As specified in the procedure.		AII
RVR	None	To 1/2 mile	AII

(3) *VOR, LOC, LDA, and ASR.*

Component or aid	Increase MDA	Increase visibility (statute miles)	Approach category
ALS, SALS, HIRL, MALS, REILS.	None	1/2 mile	ABC.
	None	1/4 mile	ABC.

(4) *NDB(ADF) and LFR.*

Component or aid	Increase MDA	Increase visibility (statute miles)	Approach category
ALS	None	1/2 mile	ABC.

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

6. By amending Part 97 as follows:

a. By amending § 97.3 to read:

§ 97.3 Symbols and terms used in procedures.

As used in the standard terminal instrument procedures prescribed in this part—

(a) "A" means alternate airport weather minimum.

(b) "Aircraft approach category" means a grouping of aircraft based on a speed of 1.3 V<sub>02</sub> (at maximum certificated landing weight) or on maximum certificated landing weight, V<sub>02</sub> and the maximum certificated landing weight are those values as established for the aircraft by the certifying authority of the

the country of registry. If an aircraft falls into two categories, it is placed in the higher of the two. The categories are as follows:

(1) Category A: Speed less than 91 knots; weight less than 30,001 pounds.

(2) Category B: Speed 91 knots or more but less than 121 knots; weight 30,001 pounds or more but less than 60,001 pounds.

(3) Category C: Speed 121 knots or more but less than 141 knots; weight 60,001 pounds or more but less than 150,001 pounds.

(4) Category D: Speed 141 knots or more but less than 166 knots; weight 150,001 pounds or more.

(5) Category E: Speed 166 knots or more; any weight.

(c) Approach procedure segments for which altitudes (all altitudes prescribed are minimum altitudes unless otherwise specified) or courses, or both, are prescribed in procedures, are as follows:

(1) "Initial approach" is the segment between the initial approach fix and the intermediate fix or the point where the aircraft is established on the intermediate course or final approach course.

(2) "Initial approach altitude" means the altitude (or altitudes, in High Altitude Procedures) prescribed for the initial approach segment of an instrument approach.

(3) "Intermediate approach" is the segment between the intermediate fix or point and the final approach fix.

(4) "Final approach" is the segment between the final approach fix or point and the runway, airport, or missed-approach point.

(5) "Missed approach" is the segment between the missed-approach point, or point of arrival at decision height, and the missed-approach fix at the prescribed altitude.

(d) "C" means circling landing minimum, a statement of ceiling and visibility values, or minimum descent altitude and visibility, required for the circle-to-land maneuver.

(e) "Ceiling minimum" means the minimum ceiling, expressed in feet above the surface of the airport, required for takeoff or required for designating an airport as an alternate airport.

(f) "d" means day.

(g) "FAF" means final approach fix.

(h) "HAA" means height above airport.

(i) "HAT" means height above touchdown.

(j) "MAP" means missed approach point.

(k) "More than 65 knots" means an aircraft that has a stalling speed of more than 65 knots (as established in an approved flight manual) at maximum certificated landing weight with full flaps, landing gear extended, and power off.

(l) "MSA" means minimum safe altitude, an emergency altitude expressed in feet above mean sea level, which provides 1,000 feet clearance over all obstructions in that sector within 25 miles of the facility on which the procedure is based (LOM in ILS procedures).

(m) "n" means night.

(n) "NA" means not authorized.

(o) "NOPT" means no procedure turn required (altitude prescribed applies only if procedure turn is not executed).

(p) "Procedure turn" means the maneuver prescribed when it is necessary to reverse direction to establish the aircraft on an intermediate or final approach course. The outbound course, direction of turn, distance within which the turn must be completed, and minimum altitude are specified in the procedure. However, the point at which the turn may be commenced, and the type and rate of turn, is left to the discretion of the pilot.

(q) "RA" means radio altimeter setting height.

(r) "RVV" means runway visibility value.

(s) "S" means straight-in landing minimum, a statement of ceiling and visibility, minimum descent altitude and visibility, or decision height and visibility, required for a straight-in landing on a specified runway. The number appearing with the "S" indicates the runway to which the minimum applies. If a straight-in minimum is not prescribed in the procedure, the circling minimum specified applies to a straight-in landing.

(t) "Shuttle" means a shuttle, or race-track-type, pattern with 2-minute legs prescribed in lieu of a procedure turn.

(u) "65 knots or less" means an aircraft that has a stalling speed of 65 knots or less (as established in an approved flight manual) at maximum certificated landing weight with full flaps, landing gear extended, and power off.

(v) "T" means takeoff minimum.

(w) "TDZ" means touchdown zone.

(x) "Visibility minimum" means the minimum visibility specified for approach, or landing, or takeoff, expressed in statute miles, or in feet where RVR is reported.

b. By amending § 97.5 to read as follows:

§ 97.5 Bearings; courses; headings; radials; miles.

(a) All bearings, courses, headings, and radials in this part are magnetic.

(b) RVR values are stated in feet. Other visibility values are stated in statute miles. All other mileages are stated in nautical miles.

c. By adding a new Subpart C to read as follows:

#### Subpart C—TERPS Procedures

Sec.

97.20 General.

97.21 Low or medium frequency range (L/MF) procedures.

97.23 Very high frequency omni range (VOR) and very high frequency-distance measuring equipment (VOR/DME) procedures.

97.25 Localizer (LOC) and localizer-type directional aid (LDA) procedures.

97.27 Nondirectional beacon (automatic direction finder) (NDB(ADF)) procedures.

97.29 Instrument landing system (ILS) procedures.

Sec.

97.31 Precision approach radar (PAR) and airport surveillance radar (ASR) procedures.

**AUTHORITY:** The provisions of this Subpart C issued under secs. 307, 313, 601, Federal Aviation Act of 1958; 49 U.S.C. 1348, 1354, 1421.

### Subpart C—TERPS Procedures

#### § 97.20 General.

This subpart prescribes standard instrument approach procedures based on the criteria contained in the U.S. Standard for Terminal Instrument Approach Procedures (TERPS). The individual procedures are published in the FEDERAL REGISTER as amendments to this subpart, but due to their number and complexity are not included herein. For the convenience of the user the aeronautical data prescribed in standard instrument approach procedures are portrayed on instrument approach procedure charts and may be obtained from Coast and Geodetic Survey and other publishers of aeronautical charts.

§ 97.21 Low or medium frequency range (L/MF) procedures.

§ 97.23 Very high frequency omni range (VOR) and very high frequency-distance measuring equipment (VOR/DME) procedures.

§ 97.25 Localizer (LOC) and localizer-type directional aid (LDA) procedures.

§ 97.27 Nondirectional beacon (automatic direction finder) (NDB(ADF)) procedures.

§ 97.29 Instrument landing system (ILS) procedures.

§ 97.31 Precision approach radar (PAR) and airport surveillance radar (ASR) procedures.

### PART 121—CERTIFICATION AND OPERATIONS: DOMESTIC, FLAG, AND SUPPLEMENTAL AIR CARRIERS AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT

7. By amending Part 121 as follows:

§ 121.579 [Amended]

a. By deleting the word "ceiling" in § 121.579(b) and substituting in place thereof the words "descent altitude or decision height."

§§ 121.613, 121.615, 121.625, 121.637 [Amended]

b. By deleting the words "ceilings and visibilities" in §§ 121.613, 121.615(a), 121.625, and 121.637(b) and substituting in place thereof the words "weather conditions."

§ 121.619 [Amended]

c. By deleting the words "minimum initial approach altitude to that airport" in § 121.619(a)(1) and substituting in place thereof the words "lowest MSA, MOCA, or altitude prescribed for the initial approach segment of the instrument approach procedure for that airport."

§ 121.621 [Amended]

d. By deleting the words "minimum initial approach altitude" in § 121.621 (a) (1) and substituting in place thereof "lowest MEA, MOCA, or altitude prescribed for the initial approach segment of the instrument approach procedure for that airport."

e. By amending § 121.637(a) (4) to read as follows:

§ 121.637 Takeoffs from unlisted and alternate airports: Domestic and flag air carriers.

(a) \* \* \*

(4) The weather conditions at that airport are equal to or better than the following:

(i) *Airports in the United States.* The weather minimums for takeoff prescribed in Part 97 of this chapter; or where minimums are not prescribed for the airport, 800-2, 900-1½, or 1,000-1.

(ii) *Airports outside the United States.* The weather minimums for takeoff prescribed or approved by the government of the country in which the airport is located; or where minimums are not prescribed or approved for the airport, 800-2, 900-1½, or 1,000-1.

\* \* \* \* \*

§ 121.651 [Amended]

f. By amending § 121.651 by—

(1) Deleting the words "ceiling or ground visibility" and the word "is" as they appear in paragraph (a) and substituting, in place thereof, the words "weather conditions" and "are", respectively;

(2) Deleting the words "ceiling or" in paragraphs (b) and (c);

(3) Deleting the words "minimum landing altitude" in paragraph (c) and substituting, in place thereof, the words "MDA or DH";

(4) Deleting the words "ceiling and" in the introductory clause of paragraph (d);

(5) Deleting the words "minimum landing altitude" in paragraph (d) (2) and substituting in place thereof, the term "MDA"; and

(6) Deleting the words "landing minimum landing altitude" in the concluding clause of paragraph (d) and substituting in place thereof, the words, "MDA or DH".

(7) Deleting the word "ceiling" wherever it appears in paragraph (e) and substituting in place thereof the words "MDA or DH".

§ 121.653 [Amended]

g. By amending § 121.653 as follows:

(1) By deleting the words "ceiling or ground visibility is" in paragraph (a) and substituting, in place thereof, the words, "weather conditions are".

(2) By deleting the words "ceiling or" in paragraph (b).

(3) By deleting the words "ceiling and" in paragraph (c).

(4) By deleting the words "minimum landing altitude" in paragraph (c) (2) and substituting, in place thereof, the term "MDA".

(5) By deleting the words "landing minimum altitude" in the concluding clause of paragraph (c) and substituting in place thereof, the words "MDA or DH".

(6) By deleting the word "ceiling" in paragraph (d) and substituting in place thereof, the words "MDA or DH".

PART 135—AIR TAXI OPERATORS AND COMMERCIAL OPERATORS OF SMALL AIRCRAFT

8. By amending Part 135 as follows:

§ 135.107 [Amended]

a. By deleting the words "that airport's minimum initial approach altitude" in § 135.107(b) and substituting in place thereof the words "the lowest MEA, MOCA, or altitude prescribed for the initial approach segment of the instrument approach procedure for that airport,".

§ 135.111 [Amended]

b. By amending § 135.111 as follows:

(1) By deleting the words "ceiling and" from the introductory clause of paragraph (b).

(2) By deleting the words "landing minimum altitude" in paragraph (b) (2) and substituting, in place thereof, the term "MDA".

(3) By deleting the words "landing minimum altitude" in the concluding phrase of paragraph (b) and substituting in place thereof the words "MDA or DH".

(4) By deleting the word "ceiling" where it first appears in paragraph (c) and substituting in place thereof the words "MDA or DH".

(5) By deleting the phrases "the ceiling is less than 300 feet or" and "the ceiling is less than 200 feet or" in paragraph (d).

(Secs. 307, 313, 601, Federal Aviation Act of 1958; 49 U.S.C. 1348, 1354, 1421)

Issued in Washington, D.C., on October 2, 1967.

D. D. THOMAS,  
Acting Administrator.

[F.R. Dec. 67-11765; Filed, Oct. 5, 1967; 8:45 a.m.]

[Docket No. 8438; Amdt. 25-16, 121-32]

PART 25—AIRWORTHINESS STANDARDS: TRANSPORT CATEGORY AIRPLANES

PART 121—CERTIFICATION AND OPERATIONS: DOMESTIC, FLAG, AND SUPPLEMENTAL AIR CARRIERS AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT

Cockpit Voice Recorders

The purpose of these amendments to Parts 25 and 121 of the Federal Aviation Regulations is to revise § 25.1457(d) (2) to permit the installation of cockpit voice recorders which have an automatic means to stop each erasure feature from functioning within 10 minutes after the instant of crash impact, and to clarify

§ 121.359 with respect to the retention of recorded information by the certificate holders.

Current § 25.1457(d) (2) requires that cockpit voice recorders must be installed so that there is an automatic means to stop each erasure feature from functioning at the instant of crash impact. A number of different means have been utilized in the various voice recorder systems in an attempt to comply with this requirement. However, precise compliance has proven to be very difficult, and with the automatic means now available under the present state-of-the-art, there could be a period of time following crash impact during which the erasure feature continues to function. This has created no particular problem to date since all of the recorders presently used are of the continuous loop type which continue to record during the time the erasure feature is functioning. Moreover, the FAA is now aware that there are situations in which cockpit sounds, including crew voices, for a short interval after the instant of crash impact could be useful in the subsequent accident investigation. Since, under the operating rules, an operator may erase all but the last 30 minutes of recorded information, the FAA considers that in those cases where there could be an interval of recorder operation after crash impact, the cockpit voice recorder must be designed and installed so that this interval cannot exceed 10 minutes. Thus, a minimum of 20 minutes of recorded information before the instant of impact would necessarily be retained.

Furthermore, it is necessary that the recorder and the erasure feature cease to function simultaneously in order to assure a full 30 minutes of intelligible recording. This is obviously the intent of the present rules, and in all of the current voice recorder installations, the erasure feature is stopped by stopping the recorder. Therefore, for the purpose of clarifying the voice recorder requirements, it is considered appropriate to amend § 25.1457(d) (2) to specify that the automatic means must simultaneously stop the recorder and prevent each erasure feature from functioning.

Under § 121.359(e), the certificate holder must retain the recorded information for at least 60 days in the event of an accident or occurrence requiring immediate notification of the National Transportation Safety Board under Part 320 of its regulations. On the other hand, paragraph (a) of § 121.359 requires that the recorder must be operated continuously from the start of the use of the checklist to completion of the final checklist at the termination of the flight. Moreover, paragraph (d) permits the use of an erasure feature on the recorder so that information recorded more than 30 minutes earlier may be erased. The requirements of paragraphs (a) and (d) have created some concern in determining the appropriate course of action in the event of an inflight accident or occurrence. While paragraph (e) requires the retention of recorded data in the event of an

[Docket No. 8078; Amdt. 61-36]

**PART 61—CERTIFICATION: PILOTS AND FLIGHT INSTRUCTORS****Certification of Certain Foreign Military Pilots on Duty With an Armed Force of United States**

accident or occurrence, this is not possible in the event of an inflight accident or occurrence since paragraph (a) requires that the recorder must continue to operate until completion of final checklist at termination of the flight and paragraph (d) permits the erasure of all but the last 30 minutes of recorded information. It is therefore obvious that the accident or occurrence referred to in paragraph (e) is not an inflight accident or occurrence but one that results in the termination of the flight. The requirements of paragraph (e) have, therefore, been amended to make this clear.

Since these amendments remove an unnecessary restriction and provide clarification of existing regulations, I find that notice and public procedure hereon is unnecessary and good cause exists for making these amendments effective on less than 30 days' notice.

These amendments are issued under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423).

In consideration of the foregoing, § 25.1457(d) (2) of Part 25 and § 121.359(e) of Part 121 of the Federal Aviation Regulations (14 CFR Parts 25 and 121) are amended, effective October 6, 1967, as follows:

1. By amending § 25.1457(d) (2) to read as follows:

§ 25.1457 Cockpit voice recorders.

(d) \* \* \*

(2) There is an automatic means to simultaneously stop the recorder and prevent each erasure feature from functioning, within 10 minutes after crash impact; and

2. By amending § 121.359(e) to read as follows:

§ 121.359 Cockpit voice recorders.

(e) In the event of an accident or occurrence requiring immediate notification of the National Transportation Safety Board under Part \_\_\_\_\_ of its regulations (present Part 320 of this title), which results in the termination of the flight, the certificate holder shall keep the recorded information for at least 60 days or, if requested by the Administrator or the Board, for a longer period. Information obtained from the record is used to assist in determining the cause of accidents or occurrences in connection with investigations under Part \_\_\_\_\_ (present Part 320 of this title). The Administrator does not use the record in any civil penalty or certificate action.

Issued in Washington, D.C., on September 29, 1967.

WILLIAM F. McKEE,  
Administrator.

[F.R. Doc. 67-11830; Filed, Oct. 5, 1967; 8:50 a.m.]

The purpose of this amendment to Part 61 of the Federal Aviation Regulations is to extend the privileges of § 61.31(a) to certain foreign military pilots who hold a current civil pilot license issued by a foreign member State of the International Civil Aviation Organization (ICAO), and to clarify § 61.31 (b), (c), and (d) by including the identifying words "United States" where applicable.

The amendment to § 61.31(a) was proposed in Notice 67-12 and published in the FEDERAL REGISTER on April 8, 1967 (32 F.R. 5740). The comments received on the notice support the proposal. As stated in the notice, the amended provision recognizes the technical value of the foreign civil pilot license, in keeping with ICAO objectives, with respect to pilots assigned to flight duty with U.S. Armed Forces. It should be noted that the foreign military pilot must be both a holder of a civil pilot license and a member of the Armed Force of the same member state of ICAO before the privileges of the section are extended to him. Thus, the FAA extends the privileges of the section to the foreign military pilot only when the country in whose Armed Force he is a member has favorably considered his civil pilot qualifications and issued him a civil pilot license.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matters presented.

With the amendment to § 61.31(a), paragraphs (b), (c), and (d) of the section need clarification. Paragraph (a) is quite clear in speaking of members of an Armed Force of the United States. Paragraphs (b), (c), and (d), however, speak of "military aircraft", "official military checkout", "military instrument flight check", "current military instrument rating or card", and "appropriate Armed Force form or Navy flight log-book". Prior to this amendment, § 61.31 (b), (c), and (d) in context indicated that the expressions applied to U.S. military qualifications. However, with the introduction of members of an Armed Force of a foreign member state of ICAO in paragraph (a) of § 61.31, paragraphs (b), (c), and (d) could be misconstrued. Therefore, these paragraphs are amended so that each reference to a military qualification is preceded by the identifying words "United States". Since this amendment in this respect is clarifying and places no added burden upon any person, notice and public procedure thereon are not necessary.

In consideration of the foregoing, Part 61 of the Federal Aviation Regulations is amended effective November 5, 1967, as follows:

1. By amending paragraph (a) of § 61.31 as follows:

a. By striking out the word "or" at the end of subparagraph (3).

b. By striking out the period at the end of subparagraph (4), and inserting a semicolon followed by the word "or" in place thereof.

c. By inserting a new subparagraph (5) to read as follows:

§ 61.31 Military pilots or former military pilots; special rules.

(a) *Written test and evidence.* \* \* \*

(5) He holds a current civil pilot license issued by a foreign contracting state to the Convention on International Civil Aviation authorizing at least the pilot privileges of the airman certificate he seeks, and—

(i) He is a member of an Armed Force of that contracting state on duty with an Armed Force of the United States with solo flying status as a rated pilot; or

(ii) He was, at any time since the beginning of the 12th calendar month before he applies, a member of an Armed Force of that contracting state on duty with an Armed Force of the United States with solo flying status as a rated pilot, and was not removed from that duty or status, or from solo flying status with an Armed Force of that contracting state, for lack of flying proficiency.

2. By amending paragraph (b) of § 61.31 as follows:

a. By inserting the words "United States" after the words "pilot in command in" and before the words "military aircraft" and after the word "official" and before the words "military checkout" in subparagraph (1).

b. By inserting the words "on his U.S. pilot certificate" after the words "instrument rating" and before the comma, in subparagraph (2).

c. By inserting the words "United States" after the words "of a" and before the words "military instrument flight check" in subparagraph (2).

3. By amending paragraph (c) of § 61.31 by inserting the words "United States" before the word "military" wherever the word "military" appears in subparagraphs (1), (2), and (3).

4. By amending paragraph (d) of § 61.31 as follows:

a. By inserting the words "United States" before the words "Air Force", "Navy", "military", and "rated" in subparagraph (2) and before the words "Air Force", "military", and "checkout" in subparagraph (3).

b. By striking out the words "from an Armed Force" and inserting the words "from a U.S. Armed Force" in place thereof in subparagraph (4).

(Secs. 313(a), 601, 602, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1422)

Issued in Washington, D.C., on October 2, 1967.

D. D. THOMAS,  
Acting Administrator.

[F.R. Doc. 67-11831; Filed, Oct. 5, 1967; 8:50 a.m.]

[Docket No. 7974; Amdt. 61-37]

**PART 61—CERTIFICATION: PILOTS AND FLIGHT INSTRUCTORS**

**Flight Instructor Limitations With Respect to Student Pilot Logbook Endorsements**

The purpose of this amendment to Part 61 of the Federal Aviation Regulations is to clearly prescribe the responsibilities and limitations of certificated flight instructors with respect to student pilot logbook endorsements under § 61.73.

By Notice 67-5 (32 F.R. 3171) issued February 16, 1967, the FAA proposed that § 61.180 be made definitive of the responsibilities and limitations of a certificated flight instructor with regard to endorsing a student pilot logbook. Interested persons have been afforded an opportunity to participate in the making of this amendment and due consideration has been given to all relevant matters presented.

As stated in the notice, under § 61.73, the student pilot is charged with the responsibility of securing from the instructor appropriate endorsements in his student pilot logbook before he may make certain solo and cross-country flights. In conjunction with this responsibility there must be a corresponding responsibility upon the instructor to determine whether the student pilot has complied with the requirements necessary for the endorsement under § 61.73. The amendment will enunciate the responsibility and will impose the duty of compliance upon the flight instructor to go along with the authority that he has had.

The only comments in opposition to the proposal were submitted by five persons who objected on two grounds. First, it was the position of four commentators that the present rule is complete, clear, and entirely satisfactory and places the responsibility for logbook endorsements entirely on the student pilot where it belongs. Secondly, one commentator took the position that failure of an instructor to properly endorse a student pilot logbook comes from a lack of understanding of what endorsements are proper and not from intentional refusal on the part of the instructor.

The FAA does not agree that the responsibility for the logbook endorsements required under § 61.73 (c), (d), and (e) rests, or should rest, entirely on the student pilot. Instead, it is a joint responsibility with certain responsibilities applicable to both the student pilot and the instructor. The amendment makes this clear by applying limitations on the flight instructor for student pilot logbook endorsements similar to those that exist for a student pilot certificate endorsement. This will ensure that a considered determination has been made by the flight instructor before a student pilot logbook is endorsed. Furthermore, as the amendment will serve to clarify the responsibilities of the flight instructor for student pilot logbook endorsements, there should no longer be the possibility of a misunderstanding on the part of instructors of what endorsements are proper. The language of the amendment

has been changed from that in the notice to aid in accomplishing this purpose.

In consideration of the foregoing, § 61.180 of the Federal Aviation Regulations is amended effective November 5, 1967, by redesignating paragraph (e) as (f) and inserting a new paragraph (e) to read as follows:

**§ 61.180 Limitations.**

(e) A certificated flight instructor may endorse a student pilot logbook for solo or solo cross-country flight under § 61.73 (c), (d), or (e) only if he determines that the student pilot has complied with the applicable requirements, and if he has performed the following as applicable:

- (1) Given the flight check to the student pilot as provided in § 61.73(c);
- (2) Given the flight instruction to the student pilot, and found him competent for solo flight, as provided in § 61.73(d); or

(3) Reviewed the student pilot's pre-flight preparation and planning or given the specified flight instruction, when one of these is prescribed, and determined that the student pilot is competent to make the specified solo cross-country flight or flights, as provided in § 61.73(e).

(Secs. 313(a), 601(a), Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421)

Issued in Washington, D.C., on October 2, 1967.

D. D. THOMAS,  
*Acting Administrator.*

[F.R. Doc. 67-11832; Filed, Oct. 5, 1967; 8:50 a.m.]

[Airspace Docket No. 67-EA-95]

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

**Alteration of Control Zone**

The Federal Aviation Administration is amending § 71.171 of Part 71 of the Federal Aviation Regulations so as to alter the Lynchburg, Va., control zone.

As of November 9, 1967, the weather and communications requirements for a control zone will not be met by the facility at Lynchburg-Preston Glenn Airport between the hours of 0000 and 0700 local time. Therefore, the control zone must be altered to a partial control zone.

Since this amendment is less restrictive and therefore imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

In view of the foregoing the amendment is hereby adopted effective 0001 e.s.t., November 9, 1967, as follows:

Amend § 71.171 of Part 71 of the Federal Aviation Regulations so as to add to the description of the Lynchburg, Va., control zone the sentence "This control zone is effective from 0700 to 2400 hours, local time, daily."

(Sec. 307(a), Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348))

Issued in Jamaica, N.Y., on September 20, 1967.

WAYNE HENDERSHOT,  
*Acting Director, Eastern Region.*

[F.R. Doc. 67-11789; Filed, Oct. 5, 1967; 8:47 a.m.]

[Airspace Docket No. 67-EA-97]

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

**Alteration of Control Zone**

The Federal Aviation Administration is amending § 71.171 of Part 71 of the Federal Aviation Regulations so as to alter the Niagara Falls, N.Y., control zone.

The name of Niagara Falls Municipal Airport has been changed to Niagara Falls International Airport and therefore requires an editorial change in the control zone description.

Since the amendment is only editorial, it imposes no additional burden on any person and therefore notice and procedure thereon are unnecessary and the amendment may be made effective in less than 30 days.

In view of the foregoing the amendment is hereby adopted effective 0001 e.s.t., November 9, 1967 as follows:

Amend § 71.171 of Part 71 of the Federal Aviation Regulations so as to delete the word "Municipal" wherever it appears in the Niagara Falls, N.Y., control zone and substitute in lieu thereof the word "International".

(Sec. 307(a), Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348))

Issued in Jamaica, N.Y., on September 20, 1967.

WAYNE HENDERSHOT,  
*Acting Director, Eastern Region.*

[F.R. Doc. 67-11800; Filed, Oct. 5, 1967; 8:47 a.m.]

[Airspace Docket No. 67-SO-79]

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

**Alteration of Control Zone**

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Nashville, Tenn., control zone to include the Cornelia Fort Airpark Airport on Saturdays, Sundays, and Federal legal holidays.

The Nashville control zone is described in § 71.171 (32 F.R. 2071).

The Air Transport Association proposed, based on safety factors, that the Nashville control zone be altered to include the Cornelia Fort Airpark Airport. Parachute jump activities are conducted regularly at this airport, located near the northern boundary of the control zone and the final approach to Runway 22 at Nashville Metropolitan Airport.

The owner and operator of the Cornelia Fort Airpark Airport opposed this proposal on the basis that additional limitations would be imposed upon local aeronautical activity under VFR weather conditions.

During a discussion at Nashville on August 24, 1967, the owner and operator

of Cornelia Fort Airpark Airport agreed to limit parachute jump activity on his airport to Saturdays, Sundays, and Federal legal holidays and to the inclusion of his airport into the control zone on these days. The Air Transport Association, following the foregoing, modified their proposal to the extent that the Cornelia Fort Airpark Airport be included in the control zone on Saturdays, Sundays, and Federal legal holidays.

Due to the parachute jump activities at Cornelia Fort Airpark Airport being in close proximity to the final approach area to Runway 22, it is necessary to alter the control zone to include the Cornelia Fort Airpark Airport on Saturdays, Sundays, and Federal legal holidays to provide increased safety measures.

Since all parties most likely to be adversely affected are in accord with the action taken herein, and in the interest of safety, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.171 (32 F.R. 2071) the Nashville, Tenn., control zone is amended to read:

**NASHVILLE, TENN.**

Within a 5-mile radius of the Nashville Metropolitan Airport (lat. 36°07'36" N., long. 86°40'58" W.); within 2 miles each side of the Nashville ILS localizer south course, extending from the 5-mile radius zone to the LOM; within 2 miles each side of the Nashville VORTAC 315° radial, extending from the 5-mile radius zone to the VORTAC; within 2 miles each side of the Nashville ILS localizer north course, extending from the 5-mile radius zone to 8 miles north of the Nashville VORTAC 333° radial, excluding that airspace within a 1-mile radius of Cornelia Fort Airpark Airport (lat. 36°11'28" N., long. 86°41'53" W.) that is west of a line 2 miles west of and parallel to the Nashville ILS north course Monday through Friday, except Federal legal holidays.

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

Issued in East Point, Ga., on September 26, 1967.

**JAMES G. ROGERS,**  
*Director, Southern Region.*

[F.R. Doc. 67-11801; Filed, Oct. 5, 1967; 8:48 a.m.]

[Airspace Docket No. 67-SO-95]

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

**Alteration of Control Zone**

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Memphis, Tenn. (NAS), control zone.

The Memphis (NAS) control zone is described in § 71.171 (32 F.R. 2071).

An extension to the control zone is described as " \* \* \* within 2 miles each side of the NAS Memphis TACAN 225° radial, extending from the 5-mile radius zone to 6 miles southwest of the NAS \* \* \*".

Because of a change in the NAS Memphis TACAN-2 instrument approach

procedure, this control zone extension is no longer required and is now omitted from the description.

Additionally, it has been determined that the control zone extension predicated on the NAS Memphis TACAN 035° radial should extend 6.5 miles northeast of the NAS in lieu of 7 miles, and it is adjusted accordingly.

Since these amendments are less restrictive in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.171 (32 F.R. 2071) the Memphis, Tenn. (NAS), control zone is amended to read:

**MEMPHIS, TENN. (NAS)**

Within a 5-mile radius of NAS Memphis (lat. 35°21'15" N., long. 89°52'10" W.); within 2 miles each side of the NAS Memphis TACAN 035° radial, extending from the 5-mile radius zone to 6.5 miles northeast of the NAS.

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

Issued in East Point, Ga., on September 26, 1967.

**JAMES G. ROGERS,**  
*Director, Southern Region.*

[F.R. Doc. 67-11802; Filed, Oct. 5, 1967; 8:48 a.m.]

[Airspace Docket No. 67-SW-62]

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

**Temporary Designation of Control Zone and Transition Area**

The purpose of this amendment to Part 71 is to designate controlled airspace in the Mission-McAllen, Tex., terminal area.

This action is necessary so that temporary emergency aircraft services may be provided to serve the Mission-McAllen, Tex., area. Regular facilities at McAllen, Tex., including Miller International Airport remain out of service due to the effects of Hurricane Beulah.

It is planned to utilize Moore Field, Mission, Tex., as a base of operations. This airport located approximately 12 miles north of Mission, Tex., and 15 miles northwest of McAllen, Tex., is operated by the U.S. Department of Agriculture. Control tower and approach control services will be provided. Location of a VOR and an "H" facility on the airport is planned as well as weather reporting services. Operations are expected to begin on or before 12 (noon) local time, Wednesday, September 27, 1967. Additional information will be disseminated by NOTAM.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.171 (32 F.R. 2071) the Mission, Tex., control zone is designated as follows:

**MISSION, TEX.**

That airspace within a 9-mile radius of Moore Field (lat. 26°23'07" N., long. 98°20'17" W.).

The control zone will be effective during the hours as published by NOTAM.

In § 71.181 (32 F.R. 2148) the Mission, Tex., transition area is designated as follows:

**MISSION, TEX.**

That airspace extending upward from 700 feet above the surface within a 14-mile radius of Moore Field (lat. 26°23'07" N., long. 98°20'17" W.); that airspace extending upward from 1,200 feet above the surface within a 25-mile radius of Moore Field (lat. 26°23'07" N., long. 98°20'17" W.), excluding the portion outside the United States.

The transition area will be effective during the hours as published by NOTAM.

Designation of the temporary emergency airspace will be revoked after regular aircraft services and operations have been restored and the need for the emergency controlled airspace no longer exists. (Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Fort Worth, Tex., on September 26, 1967.

**A. L. COULTER,**  
*Acting Director, Southwest Region.*  
[F.R. Doc. 67-11803; Filed, Oct. 5, 1967; 8:48 a.m.]

[Airspace Docket No. 67-OE-87]

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

**Alteration of Transition Area**

On pages 10865 and 10866 of the FEDERAL REGISTER dated July 25, 1967, the Federal Aviation Administration published a notice of proposed rule making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the transition area at Missoula, Mont.

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

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

This amendment shall be effective 0001 e.s.t., December 7, 1967.

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

Issued in Kansas City, Mo., on September 22, 1967.

**DANIEL E. BARROW,**  
*Acting Director, Central Region.*

In § 71.181 (32 F.R. 2148), the following transition area is amended to read:

**MISSOULA, MONT.**

That airspace extending upward from 700 feet above the surface within 5 miles northeast and 8 miles southwest of the Missoula VORTAC 122° and 302° radials, extending from 5 miles southeast to 10 miles northwest of the VORTAC; and that airspace extending upward from 1,200 feet above the surface within 8 miles southwest and 9 miles northeast of the Missoula VORTAC 118° and 298° radials, extending from 7 miles southeast to 16 miles northwest of the VORTAC; and within a 19-mile radius of the Missoula

VORTAC, extending clockwise from the northeast edge of V-2 to the west edge of V-231.

[F.R. Doc. 67-11833; Filed, Oct. 5, 1967; 8:50 a.m.]

[Airspace Docket No. 67-CE-88]

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

**Alteration of Transition Area**

On page 10937 of the FEDERAL REGISTER dated July 26, 1967, the Federal Aviation Administration published a notice of proposed rule making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the transition area at O'Neill, Nebr.

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

No objections have been received and the amendment as so proposed is hereby adopted, subject to the following change: The coordinates recited in the O'Neill, Nebr., Municipal Airport transition area alteration as "latitude 42°28'00" N., longitude 98°42'00" W." are changed to read "latitude 42°28'10" N., longitude 98°41'15" W."

This amendment shall be effective 0001 e.s.t., February 1, 1968.

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

Issued in Kansas City, Mo., on September 22, 1967.

DANIEL E. BARROW,  
Acting Director, Central Region.

In § 71.181 (32 F.R. 2148), the following transition area is amended to read:

O'NEILL, NEBR.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of O'Neill Municipal Airport (latitude 42°28'10" N., longitude 98°41'15" W.); and within 2 miles each side of the O'Neill VORTAC 315° radial, extending from the 5-mile radius area to 12 miles northwest of the VORTAC; and that airspace extending upward from 1200 feet above the surface within a 17-mile radius of O'Neill VORTAC extending clockwise from the north edge of V-100 to the northwest edge of V-148; and within 7 miles north and 10 miles south of the O'Neill VORTAC 273° and 033° radials, extending from 29 miles west to 9 miles east of the VORTAC.

[F.R. Doc. 67-11834; Filed, Oct. 5, 1967; 8:50 a.m.]

[Reg. Docket No. 8422; Amdt. 560]

**PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES**

**Miscellaneous Amendments**

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

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

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

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

**ADF STANDARD INSTRUMENT APPROACH PROCEDURE**

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

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

Transition		Ceiling and visibility minimums					
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Pika Int.	Trout Int. (final)	Direct	1500	T-dg	300-1	300-1	*200-1/4
LAX LOM	Trout Int.	Direct	2000	C-dn	600-1	600-1	600-1/4
LAX VOR	Trout Int.	Direct	2000	S-dg-7 R/L	600-1	600-1	600-1
				A-dn	800-2	800-2	800-2

Radar available.

Procedure turn S side of crs, 243° Outbd, 063° Inbd, 2000' within 10 miles of Trout Int.

Minimum altitude over Trout Int on final approach crs, 1600'.

Crs and distance, Trout Int to Runways 7 R/L, 063°—4.7 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.7 miles after crossing Trout Int, climb to 2000' on crs of 063° no farther E than Downey FM/NDB.

%Northbound (280° through 060°) IFR Departures: Unless otherwise directed by ATC, published SID's must be used.

\*RVR 2400' authorized Runways 25 L/R and 7 L/R.

MSA within 25 miles of facility: 045°-135°-4800'; 135°-225°-2000'; 225°-315°-4800'; 315°-045°-0100'.

City, Los Angeles; State, Calif.; Airport name, Los Angeles International; Elev., 126'; Fee, Class., LOM; Ident., AX; Procedure No. NDB (ADF) Runways 7 R/L, Amdt. 7; Eff. date, 7 Oct. 67; Sup. Amdt. No. NDB (ADF) Runways 7 R/L, Amdt. 6; Dated, 7 Oct. 67

LAX VOR	LOM	Direct	2000	T-dg	300-1	300-1	*200-1/4
Downey FM/NDB	LOM (final)	Direct	2000	C-dn	600-1	600-1	600-1/4
LGB VOR	Downey FM/NDB	Direct	2000	S-dg-25 L/R	600-1	600-1	600-1
La Habra Int.	Downey FM/NDB	Direct	2000	A-dn	800-2	800-2	800-2
Tower Int.	LOM	Direct	2000				

Radar available.

Procedure turn S side E crs, 063° Outbd, 243° Inbd, 2000' within 10 miles of LOM.

Minimum altitude over facility on final approach crs, 2000'.

Crs and distance, facility to airport, 243°—5.4 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.4 miles after passing LOM, climb to 2000' on crs of 243° within 15 miles of LOM.

%Northbound (280° through 060°) IFR Departures: Unless otherwise directed by ATC, published SID's must be used.

\*RVR 2400' authorized Runways 25 L/R and 7 L/R.

MSA within 25 miles of facility: 045°-135°-4800'; 135°-225°-2000'; 225°-315°-4800'; 315°-045°-0100'.

City, Los Angeles; State, Calif.; Airport name, Los Angeles International; Elev., 126'; Fee, Class., LOM; Ident., LA; Procedure No. NDB (ADF) Runways 25 L/R, Amdt. 26; Eff. date, 7 Oct. 67; Sup. Amdt. No. NDB (ADF) Runways 25 L/R, Amdt. 25; Dated, 7 Oct. 67

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

VOR STANDARD INSTRUMENT APPROACH PROCEDURE

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

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

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
10-mile DME Fix, R 170°	10-mile DME Fix, R 251°	10-mile DME clockwise arc.	2000	T-dn % C-dn S-dn-7R A-dn If aircraft equipped with operating dual VOR receivers or DME, and Del Rey Int/3 DME received, following minimums apply: S-dn-7R#	300-1	300-1	*200-1/2
10-mile DME Fix, R 046°	10-mile DME Fix, R 292°	10-mile DME counterclockwise arc.	4000		600-1	600-1	600-1 1/2
10-mile DME Fix, R 292°	10-mile DME Fix, R 251°	10-mile DME clockwise arc.	2000		600-1	600-1	600-1
10-mile DME Fix, R 251°	Del Rey Int/3 DME (final)	Direct	950		800-2	800-2	800-2

Radar available.

Procedure turn S side of crs, 251° Outbd, 071° Inbd, 2000' within 10 miles.

Minimum altitude over Del Rey Int on final approach crs, 726'.

Crs and distance, facility to airport, 071°—0.6 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.6 mile after passing LAX VOR, climb to Firestone Int at 2000' via R 069°.

#500-3/4 (RVR 4000') authorized with operative REIL or HIRL, except for 4-engine turbojets.

%Northbound (280° through 060°) IFR Departures: Unless otherwise directed by ATC, published SID's must be used.

\*RVR 2400' authorized Runways 25 L/R, 7 L/R.

MSA within 25 miles of facility: 045°-135°-5500'; 135°-225°-2500'; 225°-315°-4500'; 315°-045°-7500'.

City, Los Angeles; State, Calif.; Airport name, Los Angeles International; Elev., 126'; Fac. Class., H-BVORTAC; Ident., LAX; Procedure No. VOR Runway 7R, Amdt. 4; Eff. date, 7 Oct. 67; Sup. Amdt. No. VOR Runway 7R, Amdt. 3; Dated, 7 Oct. 67

10-mile DME Fix, R 170°	10-mile DME Fix, R 262°	10-mile DME clockwise arc.	2000	T-dn % C-dn S-dn-7L# A-dn If aircraft equipped with operating dual VOR receivers or DME, and Anchor Int/3 DME received, following minimums apply: S-dn-7L#	300-1	300-1	*200-1/2
10-mile DME Fix, R 046°	10-mile DME Fix, R 292°	10-mile DME counterclockwise arc.	4000		600-1	600-1	600-1 1/2
10-mile DME Fix, R 292°	10-mile DME Fix, R 262°	10-mile DME clockwise arc.	2000		600-1	600-1	600-1
10-mile DME Fix, R 262°	Anchor Int/3 DME Fix, R 262° (final)	Direct	950		800-2	800-2	800-2

Radar available.

Procedure turn S side of crs, 262° Outbd, 082° Inbd, 1500' within 10 miles of Anchor Int/3 DME.

Minimum altitude over Anchor Int/3 DME on final approach crs, 726'.

Crs and distance, Anchor Int/3 DME to VOR, 082°—3 miles. Breakoff point to Runway, 063°—1 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of LAX VOR, climb to Firestone Int at 2000' via R 069°.

#500-3/4 (RVR 4000') authorized with operative REIL or HIRL, except for 4-engine turbojets.

%Northbound (280° through 060°) IFR Departures: Unless otherwise directed by ATC, published SID's must be used.

\*RVR 2400' authorized Runways 25 L/R, 7 L/R.

MSA within 25 miles of facility: 045°-135°-5500'; 135°-225°-2500'; 225°-315°-4500'; 315°-045°-7500'.

City, Los Angeles; State, Calif.; Airport name, Los Angeles International; Elev., 126'; Fac. Class., H-BVORTAC; Ident., LAX; Procedure No. VOR Runway 7L, Amdt. 4; Eff. date, 7 Oct. 67; Sup. Amdt. No. VOR Runway 7L, Amdt. 3; Dated, 7 Oct. 67

Long Beach VOR	Canal Int/15 DME	Direct	3000	T-dn % C-dn S-dn-25R A-dn If aircraft equipped with operating dual VOR receivers or DME and Holly Int/5 received, the following minimums apply: S-dn-25R#	300-1	300-1	*200-1/2
Downey FM/NDB	Canal Int/15 DME	Direct	3000		600-1	600-1	600-1 1/2
LAX VOR	Speedway Int/8.3 DME	Direct	2400		600-1	600-1	600-1
Canal Int/15 DME	Speedway Int/8.3 DME (final)	Direct	2000		800-2	800-2	800-2
15-mile DME Fix, R 323°	15-mile DME Fix, R 042°	15-mile DME clockwise arc.	3500	If aircraft equipped with operating dual VOR receivers or DME and Holly Int/5 received, the following minimums apply: S-dn-25R#	400-1	400-1	400-1
15-mile DME Fix, R 042°	15-mile DME Fix, R 066°	15-mile DME clockwise arc.	2000		400-1	400-1	400-1
15-mile DME Fix, R 123°	15-mile DME Fix, R 066°	15-mile DME counterclockwise arc.	2000				

Radar available.

Procedure turn S side of crs, 066° Outbd, 246° Inbd, 2400' within 10 miles of Speedway Int/8.3 DME.

Minimum altitude over Speedway Int/8.3 miles on final approach crs, 2000', Holly Int/5 DME—726'.

Crs and distance, Speedway Int/8.3 miles to airport, 246°—5.8 miles; Holly Int/5 DME to airport, 246°—2.5 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.8 miles after passing Speedway Int/8.3 miles, climb to 2000', direct to VORTAC then out R 246° within 15 miles.

#400-3/4 (RVR 4000') authorized with operative HIRL, except for 4-engine turbojets. 400-1/2 (RVR 2400') authorized with operative AL's, except for 4-engine turbojets.

%Northbound (280° through 060°) IFR Departures: Unless otherwise directed by ATC, published SID's must be used.

\*RVR 2400' authorized Runways 25 L/R, 7 L/R.

MSA within 25 miles of facility: 045°-135°-5500'; 135°-225°-2500'; 225°-315°-4500'; 315°-045°-7500'.

City, Los Angeles; State, Calif.; Airport name, Los Angeles International; Elev., 126'; Fac. Class., H-BVORTAC; Ident., LAX; Procedure No. VOR Runway 25R, Amdt. 5; Eff. date, 7 Oct. 67; Sup. Amdt. No. VOR Runway 25R, Amdt. 4; Dated, 7 Oct. 67

VOR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition		Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
From—	To—				2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Long Beach VOR	Firestone Int/15 DME	Direct	2000	T-dn	200-1	200-1	*200-½
Santa Ana VOR	Firestone Int/15 DME	Direct	2000	C-dn	200-1	200-1	600-½
Firestone Int/15 DME	Freeway Int/7.5 (final)	Direct	2000	S-dn-23L	200-1	200-1	500-1
Downey FM/NDB	Freeway Int/7.5 (final)	Direct	2000	A-dn	800-2	800-2	800-2
LAX VOR	Freeway Int/7.5 (final)	Direct	2100	If aircraft equipped with operating dual VOR receivers or DME and Ncd Int/4.6 received the following minimums apply: S-dn-23L			
15-mile DME Fix, R 323°	15-mile DME Fix, R 042°	15-mile DME clockwise arc.	2500				
15-mile DME Fix, R 042°	15-mile DME Fix, R 069°	15-mile DME clockwise arc.	2000		400-1	400-1	400-1
15-mile DME Fix, R 123°	15-mile DME Fix, R 069°	15-mile DME counter-clockwise arc.	2000				

Radar available.  
 Procedure turn S side of crs, 069° Outbnd, 249° Inbnd, 2400' within 10 miles of Freeway Int/7.5.  
 Minimum altitude over Freeway Int/7.5 DME on final approach crs, 2000'; over Ncd Int/4.6 DME, 840'.  
 Crs and distance, Freeway Int/7.5 DME to airport, 249°-5 miles; Ncd Int/4.6 DME to airport, 249°-2.1 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5 miles after passing Freeway Int/7.5 DME, climb to 2000' direct to VORTAC, then out R 246° within 15 miles.  
 \*RVR 4000' authorized with operative HIRL, except for 4-engine turbojets. 400-½ (RVR 2400') authorized with operative AL's, except for 4-engine turbojets.  
 %Northbound (280° through 060°) IFR Departures: Unless otherwise directed by ATC, published SID's must be used.  
 \*RVR 2400' authorized Runways 25 L/R, 7 L/R.  
 MSA within 25 miles of facility: 045°-135°-4500'; 135°-225°-2500'; 225°-315°-4500'; 315°-045°-7500'.  
 City, Los Angeles; State, Calif; Airport name, Los Angeles International; Elev., 126'; Fac. Class., II-BVORTAC; Ident., LAX; Procedure No. VOR Runway 23L, Amdt. 6; Eff. date, 7 Oct. 67; Sup. Amdt. No. VOR Runway 23L, Amdt. 6; Dated, 7 Oct. 67

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

ILS STANDARD INSTRUMENT APPROACH PROCEDURE

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

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

Transition		Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
From—	To—				2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
LGB VOR	Goodyear Int.	Direct	2000	T-dn	200-1	200-1	200-½
Royal Int.	Goodyear Int.	Direct	2000	C-dn	200-1	200-1	600-½
SMO VOR	Romeo Int.	Direct	2000	S-dn-21	200-1	200-1	500-1
LAX VOR	Romeo Int.	Direct	2000	A-dn	800-2	800-2	800-2
Goodyear Int.	Romeo Int. (final)	Direct	2100	LOC/Radar Minimums—If 3 miles on crs Radar Fix provided, minimums are:			
El Monte Int.	Commerce Int.	Direct	2000				
Commerce Int.	Goodyear Int.	Direct	2000	S-dn-21	400-1	400-1	400-1

Radar available.  
 Procedure turn N side of crs, 063° Outbnd, 245° Inbnd, 3000' within 10 miles of Romeo Int.  
 Minimum altitude over Romeo Int on final approach crs, 2100'; 3-mile Radar Fix, 630'.  
 Crs and distance, Romeo Int to airport, 245°-6.3 miles.  
 No glide slope.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6.3 miles of Romeo Int, maintain approach heading to intercept and proceed via LAX VORTAC, R 276° to Topanga Int, climbing to 3000'.  
 City, Los Angeles; State, Calif; Airport name, Los Angeles International; Elev., 126'; Fac. Class., ILS; Ident., I-OSS; Procedure No. LOC Runway 21, Amdt. 1; Eff. date, 7 Oct. 67; Sup. Amdt. No. LOC Runway 21, Orig; Dated, 25 Aug. 67

Transition		Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
From—	To—				2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Walnut Int.	Bassett Int.	Direct	2000	T-dn	200-1	200-1	200-½
Bassett Int.	Downey FM Int.	Direct	2000	C-dn	200-1	200-1	600-½
Downey FM Int.	LOM (final)	Direct	2000	S-dn-23R*	200-½	200-½	200-½
La Habra Int.	Downey FM Int.	Direct	2000	A-dn	600-2	600-2	600-2
LGB VOR	Downey FM Int.	Direct	2000				
LAX VOR	LOM	Direct	2000				
Tower Int.	LOM	Direct	4000				

Radar available.  
 Procedure turn S side of crs, 063° Outbnd, 245° Inbnd, 3000' within 10 miles of LOM.  
 Minimum altitude at glide slope interception Inbnd, 2000'. (Aircraft will maintain 2000' until intercepting glide slope unless otherwise advised by ATC.)  
 Altitude of glide slope and distance to approach end of runway at LOM, 1833'-5.4 miles; at LMM, 823'-3.6 miles. (LOM and LMM located 750' to left of runway centerline.)  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 2000' on W crs LAX ILS within 15 miles of LOM.  
 NOTE: If glide slope not received, minimums shall be 600-½, 600-½. RVR 2400 authorized, with operative AL's, except for 4-engine turbojets.  
 %Northbound (280° clockwise 060°) IFR departures: Unless otherwise directed by ATC, published SID's must be used.  
 \*RVR 2400' authorized Runways 25 L/R and 7 L/R.  
 \*RVR 2400'. Descent below 320' not authorized unless approach lights are visible.  
 MSA within 25 miles of facility: 045°-135°-4500'; 135°-225°-2500'; 225°-315°-4500'; 315°-045°-9100'.  
 City, Los Angeles; State, Calif; Airport name, Los Angeles International; Elev., 126'; Fac. Class., ILS; Ident., I-LAX; Procedure No. ILS Runway 23R, Amdt. 7; Eff. date, 7 Oct. 67; Sup. Amdt. No. ILS Runway 23R, Amdt. 6; Dated, 27 May 67

ILS STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition		Ceiling and visibility minimums					
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Walnut Int.....	Bassett Int.....	Direct.....	3500	T-dn%.....	300-1	300-1	200-1½
Bassett Int.....	Downey FM/NDB.....	Direct.....	3000	C-dn.....	500-1	600-1	600-1½
LAX VOR.....	LOM.....	Direct.....	3000	S-dn-25L*.....	200-½	200-½	200-½
La Habra Int.....	Downey FM/NDB.....	Direct.....	3000	A-dn.....	600-2	600-2	600-2
LGB VOR.....	Downey FM/NDB.....	Direct.....	3000				
Tower Int.....	LOM.....	Direct.....	4000				
Downey FM/NDB.....	LOM (final).....	Direct.....	2000				
Downey Int.....	LOM (final).....	Direct.....	2000				

Radar available.  
 Procedure turn S side of crs, 068° Outbnd, 248° Inbnd, 3000' within 10 miles of LOM.  
 Minimum altitude at glide slope interception Inbnd, 2000'. (Aircraft will maintain 3000' until intercepting glide slope unless otherwise advised by ATC.)  
 Altitude of glide slope and distance to approach end of runway at LOM, 1836'—5.4 miles; at LMM, 324'—0.5 mile.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 2000' on W crs LAX ILS within 16 miles of LOM.  
 NOTES: (1) If glide slope not received, minimums shall be 500-½ with operative HIRL, 500-½ (RVR 2400') authorized with operative AL's, except for 4-engine turbojets.  
 (2) During simultaneous surveillance radar helicopter approaches to Runway 24, right turns from ILS crs not authorized.  
 %Northbound (280° through 060°) IFR Departures: Unless otherwise directed by ATC, published SID's must be used.  
 %RVR 2400' authorized Runways 25 L/R and 7 L/R.  
 \*RVR 2400'. Descent below 320' not authorized unless approach lights are visible.  
 MISA within 25 miles of facility: 045°-135°—4800'; 135°-225°—2500'; 225°-315°—4800'; 315°-045°—9100'.

City, Los Angeles; State, Calif.; Airport name, Los Angeles International; Elev., 126'; Fac. Class., ILS; Ident., I-LAX; Procedure No. ILS Runway 25L, Amdt. 30; Eff. date, 7 Oct. 67; Sup. Amdt. No. ILS Runway 25L, Amdt. 29; Dated, 7 Oct. 67

These procedures shall become effective on the dates specified therein.

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

Issued in Washington, D.C., on September 21, 1967.

R. S. SLIFF,  
 Acting Director, Flight Standards Service.

[F.R. Doc. 67-11258; Filed, Oct. 5, 1967; 8:45 a.m.]

**Title 10—ATOMIC ENERGY**

**Chapter I—Atomic Energy Commission**

**PART 30—RULES OF GENERAL APPLICABILITY TO LICENSING OF BYPRODUCT MATERIAL**

**Exemption of Promethium 147 Contained in Luminous Timepieces**

On May 20, 1964, the Atomic Energy Commission published in the FEDERAL REGISTER (29 F.R. 6562) proposed amendments to 10 CFR Part 30. The proposed amendments would have, among other things, extended the existing exemption for tritium activated timepieces or hands or dials to include such items activated with promethium 147. The proposed amendments would have permitted not more than 100 microcuries of promethium 147 per watch and not more than 500 microcuries per any other timepiece. In addition, limits would have been placed upon the levels of radiation from the promethium 147 activated hands and dials.

Interested persons were invited to submit written comments or suggestions for consideration in connection with the proposed amendments within 60 days after publication. Of the comments received, several opposed the proposed amendments on the ground that possible advantages of promethium 147 over tritium for the proposed uses would not appear to justify the additional exposure of the population to radiation that might occur. Some comments also questioned the advantages claimed by the petitioner. Comments endorsing the proposed amendments were less specific but im-

plied the judgment that advantages in the use of promethium 147 might be expected to outweigh resultant exposures to radiation. After consideration of the comments and other factors involved, the Commission decided not to exempt from licensing at that time the use of promethium 147 in timepieces (30 F.R. 3374).

During 1964 and 1965, the European Nuclear Energy Agency (ENEA) and the International Atomic Energy Agency (IAEA) established a panel to develop international standards for radioluminous timepieces. The resultant standards which apply to timepieces activated with radium, tritium, and promethium 147 were adopted by the Organization of Economic Cooperation and Development Council (OECD) and the IAEA Board of Governors in January 1967. Available information indicates that the Federal Republic of Germany, India, Japan, South Africa, and the United Kingdom have authorized the use of promethium 147 on timepieces.

The international standards for radioluminous timepieces provide for somewhat smaller quantities of promethium 147 for clocks, i.e., a maximum of 200 microcuries rather than 500 microcuries as proposed in the amendment published for comment by the Commission in 1964. The quantity of 100 microcuries which would have been permitted on watches by those amendments is the average quantity per watch recommended in the international standards. It appears that satisfactory illumination can be obtained with the reduced quantities on clocks. The radiation levels and the estimated exposure to the users would be correspondingly reduced. Available data from actual measurements of radiation levels from timepieces containing promethium

147 indicate that the radiation dose to the reproductive tissue of a person continuously wearing a watch containing the maximum amount of promethium 147 authorized under the amendment would probably be less than 1 millirem per year.

The Commission has reconsidered the exemption of promethium 147 on timepieces and has decided to adopt the exemption, with a modification to reflect the provisions of the international standards, in the form set forth below. Other changes have been incorporated in the effective amendment published below, which reflect the recodification of 10 CFR Part 30 and other amendments to that part since the notice of proposed rule making was published. The Commission has found that, under the conditions specified in the amendment, the exemption of promethium 147 in timepieces will not constitute an unreasonable risk to the common defense and security and to the health and safety of the public.

The exemption provided by the amendment does not apply to the application of promethium 147 to timepieces, hands or dials, or to the import for sale or distribution of timepieces, hands or dials containing promethium 147. Certain criteria for the issuance of a specific license to manufacture or import such items and certain reporting and quality control requirements are set forth in §§ 32.14, 32.15, 32.16, and 32.110, 10 CFR Part 32, "Specific Licenses to Manufacture, Distribute or Import Exempted and Generally Licensed Items Containing Byproduct Material".

The Commission has determined that timepieces are products intended for use by the general public. Accordingly, pursuant to § 150.15(a)(6) of 10 CFR Part

150, "Exemptions and Continued Regulatory Authority in Agreement States under section 274", the transfer of their possession or control by the manufacturer, processor or producer is subject to the Commission's licensing and regulatory requirements even if the product is manufactured pursuant to an agreement State license.<sup>1</sup> A manufacturer, processor, or producer of promethium 147 activated timepieces, hands or dials, when located in an agreement State would be required to file an application with the Commission for specific license authorizing the transfer of such timepieces, hands or dials. The application should meet the criteria of § 32.14 (b), (c), and (d), 10 CFR Part 32.

The exemption of promethium 147 activated timepieces is consistent with the consumer product criteria published in the FEDERAL REGISTER on March 16, 1965 (30 F.R. 3462), which set out the essential terms of the Commission's policy with respect to the approval of the use of byproduct and source material in products intended for use by the general public without the imposition of regulations on the user.

Since the amendment is intended to provide relief from, rather than to impose, restrictions under regulations currently in effect, it will become effective without the customary 30-day period of notice. Pursuant to the Atomic Energy Act of 1954, as amended, and the Administrative Procedure Act of 1946, as amended, the following amendment to Title 10, Chapter I, Code of Federal Regulations, Part 30, is published as a document subject to codification effective upon publication in the FEDERAL REGISTER. Interested parties may submit written comments on the amendment published below. Comments should be mailed to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545.

Paragraph (a) (1) of § 30.15 of 10 CFR Part 30 is revised to read as follows:

§ 30.15 Certain items containing tritium or promethium 147.

(a) Except for persons who apply tritium or promethium 147 to, or persons who incorporate tritium or promethium 147 into, the following products, or persons who import for sale or distribution the following products containing tritium or promethium 147, any person is exempt from the requirements for a license set forth in section 81 of the Act and from the regulations in Parts 20 and 30-36 of this chapter to the extent that such person receives, possesses, uses, transfers, exports, owns, or acquires the following products:

(1) Timepieces or hands or dials containing not more than the following specified quantities of byproduct material and not exceeding the following specified levels of radiation:

(i) 25 millicuries of tritium per timepiece,

- (ii) 5 millicuries of tritium per hand,
- (iii) 15 millicuries of tritium per dial (bezels when used shall be considered as part of the dial),
- (iv) 100 microcuries of promethium 147 per watch or 200 microcuries of promethium 147 per any other timepiece,
- (v) 20 microcuries of promethium 147 per watch hand or 40 microcuries of promethium 147 per other timepiece hand,
- (vi) 60 microcuries of promethium 147 per watch dial or 120 microcuries of promethium 147 per other timepiece dial (bezels when used shall be considered as part of the dial),
- (vii) The levels of radiation from hands and dials containing promethium 147 will not exceed, when measured through 50 milligrams per square centimeter of absorber:

(a) For wrist watches, 0.1 millirad per hour at 10 centimeters from any surface,

(b) For pocket watches, 0.1 millirad per hour at 1 centimeter from any surface,

(c) For any other timepiece, 0.2 millirad per hour at 10 centimeters from any surface.

(Sec. 81, 68 Stat. 935; 42 U.S.C. 2111; sec. 101, 68 Stat. 948; 42 U.S.C. 2201)

Dated at Germantown, Md., this fourth day of October 1967.

For the Atomic Energy Commission.

W. B. McCool,  
Secretary.

[F.R. Doc. 67-11886; Filed, Oct. 5, 1967; 9:56 a.m.]

## Title 24—HOUSING AND HOUSING CREDIT

Subtitle A—Office of the Secretary, Department of Housing and Urban Development

### PART 0—STANDARDS OF CONDUCT

Part 0 of Subtitle A of Title 24 of the Code of Federal Regulations is hereby revised to read as follows:

#### Subpart A—General Provisions

- Sec. 0.735-101 Purpose.
- 0.735-102 Definitions.
- 0.735-103 Notification to employees and special Government employees.
- 0.735-104 Interpretation and advisory service.
- 0.735-105 Reviewing statements and reporting conflicts of interest.
- 0.735-106 Disciplinary and other remedial action.

#### Subpart B—Conduct and Responsibilities of Employees

- 0.735-201 Basic principle.
- 0.735-202 Proscribed actions.
- 0.735-203 Gifts, entertainment, and favors.
- 0.735-204 Outside employment and other activity.
- 0.735-205 Financial interests.
- 0.735-206 Use of Government property.
- 0.735-207 Misuse of information.
- 0.735-208 Indebtedness.
- 0.735-209 Gambling, betting, and lotteries.

- Sec. 0.735-210 General conduct; and conduct prejudicial to the Government.
- 0.735-211 Intermediaries and product recommendations.
- 0.735-212 Membership in organizations.
- 0.735-213 Miscellaneous statutory provisions.

#### Subpart C—Conduct and Responsibilities of Special Government Employees

- 0.735-301 Use of Government employment.
- 0.735-302 Use of inside information.
- 0.735-303 Cececion.
- 0.735-304 Gifts, entertainment, and favors.
- 0.735-305 Applicability of other provisions.

#### Subpart D—Statements of Employment and Financial Interests

- 0.735-401 Employees required to submit statements.
- 0.735-402 Employee's complaint on filing requirement.
- 0.735-403 Employees not required to submit statements.
- 0.735-404 Time and place for submission of employees' statements.
- 0.735-405 Supplementary statements.
- 0.735-406 Interests of employee's relatives.
- 0.735-407 Information not known by employees.
- 0.735-408 Information prohibited.
- 0.735-409 Confidentiality of employees' statements.
- 0.735-410 Effect of employee's statements on other requirements.
- 0.735-411 Specific provisions for special Government employees.

#### Appendix—List of Positions Subject to Subpart D.

AUTHORITY: The provisions of this Part 0 issued under 18 U.S.C. 201 through 209; E.O. 11222 of May 8, 1965, 30 F.R. 6469, 3 CFR 1965 Supp.; 5 CFR 735.104.

#### Subpart A—General Provisions

§ 0.735-101 Purpose.

The maintenance of unusually high standards of honesty, integrity, impartiality, and conduct by Government employees and special Government employees is essential to assure the proper performance of the Government business and the maintenance of confidence by citizens in their Government. The avoidance of misconduct and conflicts of interest on the part of Government employees and special Government employees through informed judgment is indispensable to the maintenance of these standards. To accord with these concepts, this part sets forth the Department's regulations prescribing standards of conduct and responsibilities, and governing statements of employment and financial interests for employees and special Government employees.

§ 0.735-102 Definitions.

(a) "Department" means the Department of Housing and Urban Development.

(b) "Employee" means an officer or employee of the Department, but does not include a special Government employee.

(c) "Special Government employee" means an officer or employee of the Department appointed to serve with or without compensation, for not more than 130 consecutive days during any

<sup>1</sup> State to which the Commission has transferred certain regulatory authority over radioactive material by formal agreement pursuant to section 274 of the Atomic Energy Act of 1954, as amended.

period of 365 days, on a full-time, part-time, or intermittent basis, and who is retained, designated, appointed, or employed as a special Government employee under the provisions of section 202 of Title 18 of the United States Code.

(d) "Person" means an individual, a corporation, a company, an association, a firm, a partnership, a society, a joint stock company, or any other organization or institution.

(e) "Outside employment" means all gainful employment other than the performance of official duties. It includes, but is not limited to, working for another employer, the management or operation of a private business for profit (including personally owned businesses, partnerships, corporations, and other business entities), and other self-employment.

**§ 0.735-103 Notification to employees and special Government employees.**

The provisions of this part and all revisions thereof shall be brought to the attention of and made available to:

(a) Each employee and special Government employee at the time of issuance and at least annually thereafter;

(b) Each new employee and special Government employee at the time of entrance on duty.

**§ 0.735-104 Interpretation and advisory service.**

(a) *Department counselor.* The General Counsel of the Department is designated Counselor for the Department and shall serve as the Department's designee to the Civil Service Commission on matters covered by this part. He shall be responsible for coordinating the Department's counseling services and for assuring that counseling and interpretations on questions of conflicts of interest and other matters covered by this part are available to designated deputy counselors. He may form ad hoc committees to evaluate the effectiveness of the standards, or to consider any new or unusual question arising from their application.

(b) *Deputy counselors.* Such deputy counselors as may be required shall be designated by the Secretary or his designee from among the staff of the Office of the General Counsel and other legal staff of the Department to give authoritative advice and guidance to current and prospective employees and special Government employees who seek advice and guidance on questions of conflicts of interest and on other matters covered by this part.

**§ 0.735-105 Reviewing statements and reporting conflicts of interest.**

(a) Subpart D of this part and the appendix to this part identify the categories of positions and, as necessary, the specific positions in which the incumbent is required to submit a statement of employment and financial interests to an appropriate Department official for review.

(b) When a statement submitted under Subpart D of this part and the appendix to this part or information from other sources indicates a conflict

between the interests of an employee or special Government employee and the performance of his services for the Government and when the conflict or appearance of conflict is not resolved by the reviewing official, he shall report the information concerning the conflict or appearance of conflict to the Secretary through the Counselor.

(c) The employee or special Government employee concerned shall be provided an opportunity to explain the conflict or appearance of conflict.

(d) If the resolution of the conflict or appearance of conflict contemplates or includes any of the remedial action indicated in § 0.735-106 with the exception of paragraph (b) (2), appropriate personnel officers of the Department shall be notified and shall participate in the determination of the action proposed to be effected.

**§ 0.735-106 Disciplinary and other remedial action.**

(a) A violation of this part by an employee or special Government employee may be cause for appropriate disciplinary action, which may be in addition to any penalty prescribed by law.

(b) When, after consideration of the explanation of the employee or special Government employee provided by § 0.735-105, the Secretary decides that remedial action is required, he shall take immediate action to end the conflicts or appearance of conflicts of interest. Remedial action may include, but is not limited to:

- (1) Changes in assigned duties;
- (2) Divestment by the employee or special Government employee of his conflicting interest;
- (3) Disciplinary action; or
- (4) Disqualification for a particular assignment.

Remedial action, whether disciplinary or otherwise, shall be effected in accordance with any applicable laws, Executive orders, and regulations.

(c) If any of the remedial action indicated in this section with the exception of paragraph (b) (2) of this section is contemplated, appropriate personnel officers of the Department shall be notified and shall participate in the determination of the action proposed to be effected.

**Subpart B—Conduct and Responsibilities of Employees**

**§ 0.735-201 Basic principle.**

(a) Each employee must realize that the Government's basic and controlling purpose in employing him is the public interest, rather than his private or personal interest, and that he can never have a right of tenure that transcends the public good. He can properly be a Government employee only as long as it remains in the public interest for him to be one. Public trust and confidence in the integrity of the Government are paramount.

(b) (1) This basic principle applies with special force and effect in the De-

partment of Housing and Urban Development, which deals directly with important segments of the public, and whose success depends upon public trust and confidence in its actions. The official actions of the Department often have a direct bearing upon the financial and other interests of individuals, firms, and institutions with which it does business. Furthermore, the effective accomplishment of the Department's mission is significantly dependent upon a public image that engenders confidence in the Department's integrity. Accordingly, the avoidance of any involvement that tends to damage that image is a responsibility of exceptional importance for all employees who participate in or influence official operating determinations that affect the interests of those with whom the Department does business.

(2) If there is knowledge of an employee's involvement in or association with circumstances reasonably construed to reduce public confidence in the acts or determinations of the Department, such knowledge may be sufficient cause for the initiation of action adverse to the employee. Employees, therefore, are alerted to the gravity with which the Department will view any such involvement, especially if it has to do with conflicts of interest or the compromise of integrity—whether real or only apparent.

**§ 0.735-202 Proscribed actions.**

An employee shall avoid any action, whether or not specifically prohibited by the regulations in this subpart, which might result in, or create the appearance of:

- (a) Using public office for private gain;
- (b) Giving preferential treatment to any person;
- (c) Impeding Government efficiency or economy;
- (d) Losing complete independence or impartiality;
- (e) Making a Government decision outside official channels; or
- (f) Affecting adversely the confidence of the public in the integrity of the Government.

**§ 0.735-203 Gifts, entertainment, and favors.**

(a) Except as provided in paragraphs (b) and (c) of this section, an employee shall not solicit or accept, directly or indirectly, any gift, gratuity, favor, entertainment, loan, or any other thing of monetary value, from a person who:

- (1) Has, or is seeking to obtain, contractual or other business or financial relations with the Department;
- (2) Conducts operations or activities that are regulated by the Department; or
- (3) Has interests that may be substantially affected by the performance or nonperformance of the employee's official duty.

(b) The prohibitions of paragraph (a) of this section do not apply in the following cases:

(1) Obvious family or personal relationships, such as those between the parents, children, or spouse of the employee and the employee, when the circumstances make it clear that it is those relationships rather than the business of the persons concerned which are the motivating factors;

(2) The acceptance of food and refreshments of nominal value on infrequent occasions in the ordinary course of a luncheon or dinner meeting or other meeting or on an inspection tour where an employee may properly be in attendance;

(3) The acceptance of loans from banks or other financial institutions on customary terms to finance proper and usual activities of employees, such as home mortgage loans; and

(4) The acceptance of unsolicited advertising or promotional material, such as pens, pencils, note pads, calendars, and other items of nominal intrinsic value.

(c) An employee shall not solicit a contribution from another employee for a gift to an official superior, make a donation as a gift to an official superior, or accept a gift from an employee receiving less pay than himself (5 U.S.C. 7351). However, this paragraph does not prohibit a voluntary gift of nominal value or donation in a nominal amount made on a special occasion such as marriage, illness, or retirement.

(d) An employee shall not accept a gift, present, decoration, or other thing from a foreign government unless authorized by Congress as provided by the Constitution and in 5 U.S.C. 7342.

(e) Neither this section nor § 0.735-204 precludes an employee from receipt of bona fide reimbursement, unless prohibited by law, for expenses for travel and such other necessary subsistence as is compatible with this part for which no Government payment or reimbursement is made. However, this paragraph does not allow an employee to be reimbursed, or payment to be made on his behalf, for excessive personal living expenses, gifts, entertainment or other personal benefits, nor does it allow an employee to be reimbursed by a person for travel on official business under Department orders when reimbursement is proscribed by Decision B-128527 of the Comptroller General dated March 7, 1967.

**§ 0.735-204 Outside employment and other activity.**

(a) An employee shall not engage in outside employment or other outside activity not compatible with the full and proper discharge of the duties and responsibilities of his Government employment. Incompatible activities include but are not limited to:

(1) Acceptance of a fee, compensation, gift, payment of expense, or any other thing of monetary value in circumstances in which acceptance may result in, or create the appearance of, conflicts of interest;

(2) Outside employment which tends to impair his mental or physical capacity to perform his Government duties and responsibilities in an acceptable manner;

(3) Activities that may be construed by the public to be the official acts of the Department;

(4) Activities that establish relationships or property interests that may result in a conflict between his private interests and his official duties; and

(5) Employment that may involve the use of information secured as a result of employment in the Department to the detriment of the Department or the public interest, or that may give preferential treatment to any person, corporation, public agency, or group.

(b) An employee shall not receive any salary or anything of monetary value from a private source as compensation for his services to the Government (18 U.S.C. 209).

(c) Full-time employees and part-time employees with a regularly scheduled tour of duty must obtain the prior approval of the appropriate deputy counselor before engaging in outside employment in the following categories:

(1) Employment related to or similar to the substantive programs conducted by any part of the Department. This includes but is not limited to the broad fields of real estate, mortgage lending, property insurance, construction, construction financing, and land and real estate planning.

(2) Employment in the same professional field as that of the individual's official position.

(3) Employment with any person, firm, or other private organization having business either directly or indirectly with the Department.

(4) Employment by State, local, or other governmental body.

(d) No full-time employee or part-time employee with a regularly scheduled tour of duty shall maintain a publicly listed place of business without the prior approval of the appropriate deputy counselor.

(e) Employees are encouraged to engage in teaching, lecturing, and writing that is not prohibited by law, Executive order, Civil Service Commission regulations, or this part. However, an employee shall not, either for or without compensation, engage in teaching, lecturing, or writing that is dependent on information obtained as a result of his Government employment, except when that information has been made available to the general public or will be made available on request, or when the Secretary or his designee gives written authorization for the use of nonpublic information on the basis that the use is in the public interest.

(1) Each employee including the Secretary, and including each full-time member of a committee, board, or commission appointed by the President, shall not receive compensation or anything of monetary value for any consultation, lecture, discussion, writing, or appearance, the subject matter of which is devoted substantially to the responsibilities, programs, or operations of the Department, or which draws substantially on official data or ideas which have not become part of the body of public information pursuant to the regulations in this part.

(2) An employee may use his name and title in connection with articles for publication which bear upon his work in the Department only if he obtains the approval of the appropriate deputy counselor.

(f) This section does not preclude an employee from:

(1) Participation in the activities of National or State political parties not proscribed by law.

(2) Participation in the affairs of or acceptance of an award for a meritorious public contribution or achievement given by a charitable, religious, professional, social, fraternal, nonprofit educational and recreational, public service, or civic organization.

**§ 0.735-205 Financial interests.**

(a) An employee shall not:

(1) Have a direct or indirect financial interest that conflicts substantially, or appears to conflict substantially, with his Government duties and responsibilities.

(2) Engage in, directly or indirectly, a financial transaction as a result of, or primarily relying on, information obtained through his Government employment.

(3) Acquire securities issued by the Federal National Mortgage Association.

(4) Acquire ownership of stock or other interest in a rental project financed with an FHA insured mortgage as long as the insurance is in force.

(5) Acquire ownership of FHA debentures or certificates of claim.

(6) Acquire interest in a cooperative or condominium housing project financed under the National Housing Act if the interest is not for obtaining a home for himself or his family.

(7) Be an officer or director of any organization which is an FHA approved mortgagee or lending institution or which services mortgages or other securities for the Department. An employee may hold stock or shares in such organizations provided his official duties are such that the holding will not create or tend to create a conflict of interest. The prohibitions of this paragraph do not apply to Federal Credit Unions that have been approved as Title I lending institutions.

(8) Participate directly or indirectly in any real estate activities for speculative purposes as distinguished from bona fide investment purposes.

(b) This section does not preclude an employee from having a financial interest or engaging in financial transactions to the same extent as a private citizen not employed by the Government so long as it is not prohibited by law, Executive Order 11222, Civil Service Commission regulations, or this part.

**§ 0.735-206 Use of Government property.**

An employee shall not directly or indirectly use, or allow the use of Government property of any kind, including property leased to the Government, for other than officially approved activities. An employee has a positive duty to protect and conserve Government property, including equipment, supplies, and other property entrusted or issued to him.

**§ 0.735-207 Misuse of information.**

For the purpose of furthering a private interest, an employee shall not, except as provided in § 0.735-204(e), directly or indirectly use, or allow the use of, official information obtained through or in connection with his Government employment which has not been made available to the general public.

**§ 0.735-208 Indebtedness.**

An employee shall pay each just financial obligation in a proper and timely manner, especially one imposed by law, such as Federal, State, and local taxes. For the purpose of this section, a "just financial obligation" means one acknowledged by the employee or reduced to judgment by a court, and "in a proper and timely manner" means in a manner which the Department determines does not, under the circumstances, reflect adversely on the Government as his employer. In the event of a dispute between an employee and an alleged creditor, this section does not require the Department to determine the validity or amount of the disputed debt.

**§ 0.735-209 Gambling, betting, and lotteries.**

An employee shall not participate, while on Government owned or leased property or while on duty for the Department, in any gambling activity including the operation of a gambling device, in conducting a lottery or pool, in a game for money or property, or in selling or purchasing a number slip or ticket. However, this section does not preclude activities:

(a) Necessitated by an employee's law enforcement duties;

(b) Under section 3 of Executive Order 10927, namely, solicitations conducted by organizations composed of employees among their own members for organizational support or for benefit or welfare funds for their members, or similar Department-approved activities.

**§ 0.735-210 General conduct; and conduct prejudicial to the Government.**

(a) Each employee shall conduct himself in a manner that facilitates the effective accomplishment of the work of the Department, observing at all times the requirements of courtesy, consideration, and promptness in dealing with the public and with persons or organizations having business with the Department;

(b) An employee shall not engage in criminal, infamous, dishonest, immoral, or notoriously disgraceful conduct, or other conduct prejudicial to the Government.

**§ 0.735-211 Intermediaries and product recommendations.**

No employee shall recommend or suggest the use of any particular or identified nongovernmental intermediary to deal with the Department nor shall he recommend any device or product tested by or for, or used by, the Department, except as required by his official duties.

**§ 0.735-212 Membership in organizations.**

(a) An employee may not, in his official capacity as an officer or employee of the Department, serve as a member of a non-Federal or private organization except where express statutory authority exists, or statutory language necessarily implies such authority. However, an employee may serve in an individual capacity as a member of a non-Federal or private organization, provided that:

(1) His membership does not violate the restrictions noted in § 0.735-204; and

(2) His official title or organization connection is not shown on any listing or presented in any activity of the organization in such a manner as to imply that he is acting in his official capacity.

(b) An employee may be designated to serve as a liaison representative of the Department to a non-Federal or private organization provided that:

(1) The activity relates to the work of the Department.

(2) The employee does not participate by vote in the policy determinations of the organization.

(3) The Department is in no way bound by any vote or action taken by the organization.

**§ 0.735-213 Miscellaneous statutory provisions.**

Each employee shall acquaint himself with each statute that relates to his ethical and other conduct as an employee of the Department and of the Government. The attention of each employee is directed to the following statutory provisions:

(a) House Concurrent Resolution 175, 85th Congress, 2d Session, 72 Stat. B12, the "Code of Ethics for Government Service".

(b) Chapter 11 of Title 18, United States Code, relating to bribery, graft, and conflicts of interest, as appropriate to the employees concerned.

(c) The prohibition against lobbying with appropriated funds (18 U.S.C. 1913).

(d) The prohibitions against disloyalty and striking (5 U.S.C. 7311, 18 U.S.C. 1918).

(e) The prohibition against the employment of a member of a Communist organization (50 U.S.C. 784).

(f) The prohibitions against (1) the disclosure of classified information (18 U.S.C. 793, 50 U.S.C. 783); and (2) the disclosure of confidential information (18 U.S.C. 1905).

(g) The provision relating to the habitual use of intoxicants to excess (5 U.S.C. 7352).

(h) The prohibition against the misuse of a Government vehicle (31 U.S.C. 638a(c)).

(i) The prohibition against the misuse of the franking privilege (18 U.S.C. 1719).

(j) The prohibition against the use of deceit in an examination or personnel action in connection with Government employment (18 U.S.C. 1917).

(k) The prohibition against fraud or false statements in a Government matter (18 U.S.C. 1001).

(l) The prohibition against mutilating or destroying a public record (18 U.S.C. 2071).

(m) The prohibition against counterfeiting and forging transportation requests (18 U.S.C. 508).

(n) The prohibitions against (1) embezzlement of Government money or property (18 U.S.C. 641); (2) failing to account for public money (18 U.S.C. 643); and (3) embezzlement of the money or property of another person in the possession of an employee by reason of his employment (18 U.S.C. 654).

(o) The prohibition against unauthorized use of documents relating to claims from or by the Government (18 U.S.C. 285).

(p) The prohibitions against political activities in subchapter III of chapter 73 of title 5, United States Code, and 18 U.S.C. 602, 603, 607, and 608.

(q) The prohibition against an employee acting as the agent of a foreign principal registered under the Foreign Agents Registration Act (18 U.S.C. 219).

**Subpart C—Conduct and Responsibilities of Special Government Employees****§ 0.735-301 Use of Government employment.**

A special Government employee shall not use his Government employment for a purpose that is, or gives the appearance of being, motivated by the desire for private gain for himself or another person, particularly one with whom he has family, business, or financial ties.

**§ 0.735-302 Use of inside information.**

(a) A special Government employee shall not use inside information obtained as a result of his Government employment for private gain for himself or another person either by direct action on his part or by counsel, recommendation, or suggestion to another person, particularly one with whom he has family, business, or financial ties. For the purpose of this section, "inside information" means information obtained under Government authority which has not become part of the body of public information.

(b) Special Government employees may teach, lecture, or write in a manner consistent with the provisions of § 0.735-204(e).

**§ 0.735-303 Coercion.**

A special Government employee shall not use his Government employment to coerce, or give the appearance of coercing, a person to provide financial benefit to himself or another person, particularly one with whom he has family, business, or financial ties.

**§ 0.735-304 Gifts, entertainment, and favors.**

(a) Except as provided in paragraph (b) of this section, a special Government employee, while so employed or in connection with his employment, shall not

receive or solicit from a person having business with the Department anything of monetary value as a gift, gratuity, loan, entertainment, or favor for himself or another person, particularly one with whom he has family, business, or financial ties.

(b) The exceptions of § 0.735-203(b), which are applicable to employees, are also applicable to special Government employees.

**§ 0.735-305 Applicability of other provisions.**

(a) Each special Government employee is subject to the provisions of §§ 0.735-201, 0.735-206 through 0.735-210, 0.735-212, 0.735-213, and 0.735-412.

(b) Each special Government employ shall acquaint himself with each statute listed in § 0.735.213.

**Subpart D—Statements of Employment and Financial Interests**

**§ 0.735-401 Employees required to submit statements.**

Except as provided in § 0.735-403, the following categories of employees shall submit statements of employment and financial interest:

(a) Employees paid at a level of the Executive schedule in subchapter II of chapter 53 of title 5, United States Code.

(b) Employees classified at GS-13 or above who are in positions identified in the appendix to this part as positions the incumbents of which are responsible for making a Government decision or taking a Government action in regard to:

- (1) Contracting or procurement;
- (2) Administering or monitoring grants or subsidies;
- (3) Regulating or auditing private or other non-Federal enterprise; or
- (4) Other activities where the decision or action has an economic impact on the interests of any non-Federal enterprise.

(c) Employees classified at GS-13 or above who are in positions which the Department has determined have duties and responsibilities which require the incumbent to report employment and financial interests in order to avoid involvement in a possible conflicts-of-interest situation and carry out the purpose of law, Executive order, and this part. The positions are identified in the appendix to this part.

(d) Employees classified below GS-13 who are in positions which otherwise meet the criteria in paragraph (b) or (c) of this section. These positions have been approved by the Civil Service Commission as exceptions that are essential to protect the integrity of the Government and avoid employee involvement in a possible conflict-of-interest situation. The positions are identified in the appendix to this part by asterisks.

**§ 0.735-402 Employee's complaint on filing requirement.**

Employees have the opportunity for review through the Department's grievance procedures of a complaint by an employee that his position has been improperly included under these regulations as one requiring the submission of a

statement of employment and financial interests.

**§ 0.735-403 Employees not required to submit statements.**

(a) Employees in positions that meet the criteria in paragraph (b) of § 0.735-401 may be excluded from the reporting requirement when the Department determines that:

(1) The duties of a position are such that the likelihood of the incumbent's involvement in a conflict-of-interest situation is remote;

(2) The duties of a position are at such a level of responsibility that the submission of a statement of employment and financial interests is not necessary because of the degree of supervision and review over the incumbent or the inconsequential effect on the integrity of the Government.

(b) A statement of employment and financial interests is not required by this subpart from the Secretary or a full-time member of a committee, board, or commission appointed by the President. These employees are subject to separate reporting requirements under section 401 of the Executive order.

**§ 0.735-404 Time and place for submission of employees' statements.**

(a) An employee required to submit a statement of employment and financial interests pursuant to § 0.735-401 and the appendix to this part shall submit that statement on Form HUD-844 (Revised) to the officials designated in paragraphs (c) and (d) of this section not later than:

- (1) Ninety days after the effective date of this part if employed on or before that effective date; or
- (2) Thirty days after his entrance on duty, but not earlier than 90 days after the effective date, if appointed after that effective date.

(b) Additions to, deletions from, and other amendments of the list of positions in the appendix to this part may be made from time to time as necessary to carry out the purpose of the law, Executive Order 11222, and Part 735 of the Civil Service Commission regulations (5 CFR Part 735). Such amendments are effective upon actual notification to the incumbents. The amended list shall be submitted at least annually for publication in the FEDERAL REGISTER.

(c) Employees reporting directly to the Secretary shall submit their statements directly to the Secretary for review; employees reporting directly to the Under Secretary shall submit their statements directly to the Under Secretary for review.

(d) Employees under the jurisdiction of Assistant Secretaries, the General Counsel of the Department, the President of FNMA, or the Regional Administrators shall submit their statements directly to the appropriate Assistant Secretary, the General Counsel of the Department, the President of FNMA, or the Regional Administrator for review.

**§ 0.735-405 Supplementary statements.**

(a) Changes in, or additions to, the information contained in an employee's

statement shall be reported to the appropriate reviewing official as described in § 0.735-404 in a supplementary statement as of June 30 each year. If no changes or additions occur, a negative report is required.

(b) Notwithstanding the filing of the annual report required by this section, each employee shall at all times avoid acquiring a financial interest or engaging in outside employment or other activity that could result, or taking an action that would result, in a violation of the conflict-of-interest provisions of section 208 of title 18, United States Code, or Subpart B of this part.

**§ 0.735-406 Interests of employee's relatives.**

The interest of a spouse, minor child, or other member of an employee's immediate household is considered to be an interest of the employee. For the purpose of this section, "member of an employee's immediate household" means those blood relations who are residents of the employee's household.

**§ 0.735-407 Information not known by employees.**

If any information required to be included on a statement or supplementary statement, including holdings placed in trust, is not known to the employee but is known to another person, the employee shall request that other person to submit information in his behalf.

**§ 0.735-408 Information prohibited.**

This subpart does not require an employee to report information relating to his connection with, or interest in, a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization or a similar organization not conducted as a business enterprise. For the purpose of this section, educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed "business enterprises" and are required to be included in an employee's statement.

**§ 0.735-409 Confidentiality of employees' statements.**

(a) Each statement of employment and financial interests, and each supplementary statement, shall be held in confidence by the Department. To insure this confidentiality, the Civil Service Commission regulations provide that:

(1) The Department shall designate which officials and employees are to review and retain the statements;

(2) Officials and employees designated under subparagraph (1) of this paragraph are responsible for maintaining the statements in confidence and shall not allow access to, or allow information to be disclosed from, a statement except to carry out the purpose of this part; and

(3) The Department may not disclose information from a statement except as the Civil Service Commission or the Secretary may determine for good cause shown.

(b) For the purpose of carrying out the provisions of paragraph (a) (1) of

this section, the officials and employees who:

- (1) Review the statements are designated in § 0.735-404 (c) and (d);
- (2) Retain the statements are the same officials and employees who review the statements.

**§ 0.735-410 Effect of employee's statements on other requirements.**

The statements and supplementary statements required of employees pursuant to this part are in addition to, and not in substitution for, or in derogation of, any similar requirement imposed by law, order, or regulation. The submission of a statement or supplementary statement by an employee does not permit him or any other person to participate in a matter in which his or the other person's participation is prohibited by law, order, or regulation.

**§ 0.735-411 Specific provisions for special Government employees.**

(a) Except as provided in paragraph (c) of this section, each special Government employee shall submit to the reviewing official specified in § 0.735-404, Form HUD-844A (Revised), Statement of Employment and Financial Interests.

(b) The provisions of §§ 0.735-407 through 0.735-410 are applicable to a special Government employee who is required to file a statement.

(c) The Secretary or his designee may waive the provisions of this section for the submission of a statement in the case of a special Government employee who is not a consultant or an expert when the Department finds that the duties of the position held by that special Government employee are of a nature and at such level of responsibility that the submission of the statement by the incumbent is not necessary to protect the integrity of the Government. For the purpose of this paragraph, "consultant" and "expert" have the meanings given those terms by Chapter 304 of the Federal Personnel Manual.

(d) A statement required to be submitted under this section shall be submitted not later than the time of employment of the special Government employee. Each special Government employee shall keep his statement current throughout his employment with the Department by the submission of supplementary statements.

This part was approved by the Civil Service Commission on September 26, 1967.

*Effective date.* This part shall be effective as of September 30, 1967.

ROBERT C. WEAVER,  
*Secretary of Housing and  
Urban Development.*

**APPENDIX—LIST OF POSITIONS SUBJECT TO SUBPART D**

Officers and employees in the following positions are subject to the provisions of Subpart D of this part:

(a) Employees paid at a level of the Federal Executive Salary Schedule established by the Federal Executive Salary Act of 1964, as amended, except the Secretary, who is subject to separate reporting requirements under section 401 of Executive Order 11222;

(b) Employees in the following positions.

**OFFICE OF THE SECRETARY**

Administrative Assistant to the Secretary.  
Deputy Director, Inspection Division.  
Director, Equal Opportunity Standards and Regulations Staff.  
Executive Assistant to the Secretary.  
Field Supervisory Investigators, Inspection Division.  
Management Operations and Analysis Officer, Inspection Division.

**ASSISTANT SECRETARY FOR MORTGAGE CREDIT AND FEDERAL HOUSING COMMISSIONER**

Executive Assistant Commissioner.  
Assistant Commissioner for Field Operations.  
General Counsel.  
Assistant Commissioner for Technical Standards.  
Assistant Commissioner for Multifamily Housing.  
Assistant Commissioner for Programs.  
Assistant Commissioner for Home Mortgages.  
Assistant Commissioner for Administration.  
Assistant Commissioner for Property Disposition.

Assistant Commissioner-Comptroller.  
Associate General Counsel.

Regional Operations Commissioner, Region I.

Regional Operations Commissioner, Region III.

Regional Operations Commissioner, Region IV.

Regional Operations Commissioner, Region V.

Regional Operations Commissioner, Region VI.

Deputy Assistant Commissioner for Technical Standards.

Deputy Assistant Commissioner for Programs.

Deputy Assistant Commissioner for Multifamily Housing.

Director, Project Mortgage Servicing Division.

Director, Project Mortgage Insurance Division.

Director, Architectural Division.

Director of Compliance Coordination.

Director, Audit Division.

Director, Management Division.

Supervisory Contract Specialist (Chief, Contracting Section).

Director, Community Disposition Staff.

Deputy Director, Community Disposition Staff.

Field Office Director, Community Disposition Staff.

Field:  
Director, New York Multifamily Housing Insuring Office.

Director, Insuring Office.

Deputy Director, Insuring Office.

Assistant Director, Insuring Office.<sup>1</sup>

Assistant Director (Chief of Operations).<sup>1</sup>

Chief Underwriter.<sup>1</sup>

State Director (New York).

Assistant State Director.

**FEDERAL NATIONAL MORTGAGE ASSOCIATION**

Executive Vice-President.

Vice-President.

Loan Manager.

Assistant Loan Manager.

General Counsel.

Assistant General Counsel.

Assistant to the General Counsel.

Secretary-Treasurer.

Assistant Secretary-Treasurer.

Head, Program Development Branch.

Controller.

Deputy Controller.

Director of Examination and Audit.

Assistant Director of Examination and Audit.

Field:

Agency Manager.

Assistant Agency Manager.

Deputy Assistant Manager.

Senior Loan Service Supervisor.<sup>1</sup>

<sup>1</sup> See § 0.735-401 (d).

Field—Continued

Loan Service Supervisor.<sup>1</sup>  
Agency Counsel.  
Assistant Agency Counsel.  
Agency Controller.  
Assistant Agency Controller.  
Agency Director of Examination and Audit.  
Assistant Agency Director of Examination and Audit.  
Director of Examination and Audit.

**ASSISTANT SECRETARY FOR RENEWAL AND HOUSING ASSISTANCE**

Deputy Assistant Secretary for Renewal and Housing Assistance.  
Assistant for Problems of the Elderly and Handicapped.  
Director, Office of Community Development.  
Director, Relocation Staff.  
Director, Plans, Programs and Evaluation Staff.

Director, Operational Services Division.

*Renewal Assistance Administration*

Deputy Assistant Secretary for Renewal Assistance.  
General Deputy, Renewal Assistance Administration.

Director, Neighborhood Programs Division.

Director, Redevelopment Division.

Director, Rehabilitation and Codes Division.

Director, Program Management Division.

Chief Counsel, Renewal Assistance Administration.

*Housing Assistance Administration*

General Deputy, Housing Assistance Administration.

Supply Management Officer, Housing Management Division.

**ASSISTANT SECRETARY FOR METROPOLITAN DEVELOPMENT**

Deputy Assistant Secretary for Metropolitan Development.

*Land and Facilities Development Administration*

Director, Land and Facilities Development Administration.

Deputy Director, Land and Facilities Development Administration.

Director, Division of Public Facilities.

Deputy Director, Division of Public Facilities.

Chief Field Services Branch.

Director, Division of Land Development.

Deputy Director, Division of Land Development.

Director, Engineering and Finance Standards.

Deputy Director for Finance Standards.

*Urban Transportation Administration*

Deputy Director, Urban Transportation Administration.

*Office of Planning Standards and Coordination*

Director, Division of Planning Assistance, Metropolitan Program Branch.

Director, Division of Planning Assistance, State and Local Program Branch.

**ASSISTANT SECRETARY FOR DEMONSTRATIONS AND INTERGOVERNMENTAL RELATIONS**

Deputy, Demonstrations and Intergovernmental Relations.

Deputy Director, Model Cities Administration.

Deputy Director, Office of Intergovernmental Relations and Urban Program Coordination.

Director, Office of Economic and Market Analysis.

Director, Division of State and Local Relations.

Director, Division of Urban Manpower.

Director, Division of Clearinghouse Services.

Director, Division of Operations and Technical Assistance.

Director, Division of Program and Evaluation.

**ASSISTANT SECRETARY FOR ADMINISTRATION**

Deputy Assistant Secretary for Administration.

**Title 38—PENSIONS, BONUSES,  
AND VETERANS' RELIEF**

**Chapter I—Veterans Administration**

**PART 6—UNITED STATES GOVERNMENT LIFE INSURANCE**

**PART 8—NATIONAL SERVICE LIFE INSURANCE**

**Dividends**

1. In § 6.95, paragraph (b) is amended to read as follows:

§ 6.95 How paid.

(b) Unless and until the Veterans Administration receives a written request from the insured that U.S. Government life insurance regular annual dividends be paid in cash, or that they be used to pay an insurance indebtedness, or that they be placed on deposit or be used to pay premiums in advance, or that they be used to pay the premiums on a particular policy or policies, any such dividends shall be held to the credit of the insured to be applied to pay monthly premiums becoming due and unpaid after the date such dividends are payable on any U.S. Government or National Service life insurance policy or policies held by the insured: *Provided*, That such dividend credits will be applied as of the due date of any unpaid premium. Dividend credits will earn interest at such rate and in such manner as the Administrator may determine.

2. Section 8.24 is revised to read as follows:

§ 8.24 Application and medical evidence.

The applicant for reinstatement of National Service life insurance, during his lifetime, and within 5 years after the date of lapse if the insurance was issued under 38 U.S.C. 725, must submit a written application signed by him and furnish evidence of health as required in § 8.23 at the time of application satisfactory to the Administrator of Veterans Affairs and upon such forms as the Administrator shall prescribe or otherwise as he shall require. Applicant's own statement of comparative health may be accepted as proof of insurability for the purpose of reinstatement under § 8.23 (a), but, whenever deemed necessary in any such case by the Administrator, report of physical examination may be required. Applications for reinstatement submitted after expiration of the applicable period mentioned in § 8.23(a) must be accompanied by evidence of good health satisfactory to the Administrator. If the insurance becomes a claim after the tender of the amount necessary to meet reinstatement requirements but before full compliance with the requirements of this section, and the applicant was in a required state of health at the date that he made the tender of the amount necessary to meet reinstatement requirements, and that there is satis-

factory reason for his noncompliance, the Director, Insurance Service, in Central Office and Insurance Officers, VA Centers, St. Paul, Minn., and Philadelphia, Pa., may, if the applicant be dead, waive any or all requirements of this section (except payment of the necessary premiums) or, if the applicant be living, allow compliance with this section as of the date the required amount necessary to reinstate was received by the Veterans Administration.

3. In § 8.26, paragraph (b) is amended to read as follows:

§ 8.26 How paid.

(b) Unless and until the Veterans Administration receives a written request from the insured that National Service life insurance dividends be paid in cash, or that they be used to pay an insurance indebtedness, or that they be placed on deposit or be used to pay premiums in advance, or that they be used to pay the premiums on a particular policy or policies, any such dividends shall be held to the credit of the insured to be applied to pay monthly premiums becoming due and unpaid after the date such dividends are payable on any National Service or United States Government life insurance policy or policies held by the insured: *Provided*, That such dividend credits will be applied as of the due date of any unpaid premium. Dividend credits will earn interest at such rate and in such manner as the Administrator may determine.

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

These VA regulations are effective date of approval.

Approved: October 2, 1967.

By direction of the Administrator.

[SEAL] A. H. MONE,  
Acting Deputy Administrator.

[F.R. Dec. 67-11819; Filed, Oct. 5, 1967; 8:49 a.m.]

**Title 49—TRANSPORTATION**

**Chapter I—Interstate Commerce Commission and Department of Transportation**

**SUBCHAPTER A—GENERAL RULES AND REGULATIONS**  
[No. 32485]

**PART 120—PIPELINE COMPANIES; UNIFORM SYSTEM OF ACCOUNTS**

**Miscellaneous Amendments**

*Order.* At a session of the Interstate Commerce Commission, Division 2, held at its office in Washington, D.C., on the 13th day of September 1967.

On June 16, 1967, notice of proposed rule making regarding proposed amendments of the Uniform System of Accounts for Pipeline Companies, pertaining to the accounting treatment of extraordinary and prior period items in the determination of net income, was published in the FEDERAL REGISTER (32 F.R. 9028). After consideration of all such relevant matters

*Office of General Services*  
Director, Office of General Services.  
Deputy Director, Office of General Services.  
Director, Contracts and Agreements Division, Office of General Services.  
Assistant Director, Contracts and Agreements Division, Office of General Services.  
Director, Supply and Facilities Management Division, Office of General Services.  
Assistant Director, Supply and Facilities Management Division, Office of General Services.

*Office of Audit*

Director, Office of Audit.  
Deputy Director, Office of Audit.  
Regional Audit Managers, Office of Audit.

**REGIONAL OFFICES OF THE DEPARTMENT**

Regional Administrator.  
Deputy Regional Administrator.  
Director, Model Cities Staff.

*Division of Administration*

Assistant Regional Administrator for Administration.  
Director, General Services Branch.  
*Northwest Area Office, Seattle, Washington*  
Director, Northwest Area Office.  
Deputy Director, Northwest Area Office.  
Director, Metropolitan Development Division.  
Director, Housing Assistance Division.  
Chief, Administration Branch.

*Program Coordination and Services Division*  
Assistant Regional Administrator for Program Coordination and Services.

Director, Planning Branch.  
Director, Economic and Market Analysis Branch.  
Director, Relocation Branch.  
Assistant Regional Administrator for FHA.  
Director, Project Review Branch.  
Director, Low-Income Housing and Rent Supplement Branch.  
Director of Zone Advisory and Technical Services.

*Metropolitan Development Office*

Assistant Regional Administrator for Metropolitan Development.  
Deputy Assistant Regional Administrator for Metropolitan Development.  
Director, Program Field Service Division.  
Chief, Engineering Branch.

*Housing Assistance Office*

Assistant Regional Administrator for Housing Assistance.  
Deputy Assistant Regional Administrator for Housing Assistance.  
Chief, College Housing Loans Branch.  
Chief, Elderly Housing Loans Branch.  
Director, Housing Development Division.  
Chief, Land Branch.  
Director, Housing Management Division.

*Renewal Assistance Office*

Assistant Regional Administrator for Renewal Assistance.  
Deputy Assistant Regional Administrator for Renewal Assistance.  
Director, Field Service Division.  
Neighborhood Facilities Program Director.  
Chief, Rehabilitation Loan and Grant Branch.  
Chief, Real Estate Branch.  
Chief, Real Estate Acquisition Branch.  
Chief, Real Estate Disposition Branch.  
[F.R. Doc. 67-11811; Filed, Oct. 5, 1967; 8:48 a.m.]

as was submitted by interested persons, the amendments as so proposed are hereby adopted.

*It is ordered,* That the amendments to Part 120 as proposed are adopted without change.

*It is further ordered,* That these amendments are effective January 1, 1967.

*And it is further ordered,* That service of this order shall be made on all Pipeline Companies which are affected hereby and notice thereto shall be given the general public by depositing a copy of this order in the Office of the Secretary of the Commission at Washington, D.C., and by filing the order with the Director, Office of the Federal Register.

(Secs. 12, 20, 24 Stat. 386, as amended; 49 U.S.C. 12, 20)

By the Commission, Division 2.

[SEAL] H. NEIL GARSON,  
Secretary.

**I. Instructions deleted and amended—**  
*Item No. 1.* Instruction "1-1 Classification of accounts" is amended by revising the second sentence and adding a new paragraph to the text as follows:

\* \* \* Separate accounts are prescribed for cost of property not used in transportation operations and for income and expenses pertaining thereto; for other investments and related income; for extraordinary and prior period items, including applicable income taxes; and for assets and liabilities.

In addition, stockholders' equity accounts, designed to segregate directly contributed capital from appropriated and unappropriated retained income, are provided. Retained income accounts form the connecting link between the income account and the equity section of the balance sheet. They are provided to record the transfer of net income or loss for the year; certain capital transactions; and, when authorized by the Commission, other items.

*Item No. 2.* Instruction "1-5 Prior years' adjustments" is amended by revising the title and third sentence as follows:

1-5 *Delayed items* \* \* \*. See instruction 1-6 for instructions covering extraordinary and prior period items of a nonrecurring nature.

*Item No. 3.* Instruction "1-6 Extraordinary items" is revised as follows:

1-6 *Extraordinary and prior period items.* (a) All items of profit and loss recognized during the year are includible in ordinary income except nonrecurring items which in the aggregate for the same class are both material in relation to operating revenues and ordinary income for the year and are not clearly identified with or do not result from usual business operations of the year. Important items of the kind which occur from time to time and which, when material in amount, are to be excluded from ordinary income are those resulting from unusual sales of property and investment securities other than temporary cash investments, from company bonds reacquired, from change in application of accounting principles, and from prior

period items (other than ordinary adjustments of a recurring nature). Material items are those which, unless excluded from ordinary income, would distort the accounts and impair the significance of ordinary income for the year. Items so excludible from ordinary income are to be entered directly in the income accounts provided for extraordinary and prior period items upon approval of the Commission.

(b) Adjustments, constituting items of a character typical of customary business activities or representing corrections, or refinements resulting from the natural use of estimates inherent in the accounting process, shall not be considered extraordinary or prior period items regardless of size.

(c) In determining materiality, items of a similar nature should be considered in the aggregate; dissimilar items should be considered individually. As a general standard, an item to qualify for inclusion as an extraordinary or prior period item should exceed one percent of total operating revenues and ten percent of ordinary income for the year.

*Item No. 4.* Instruction "1-8 Depreciation accounting—carrier property" is amended by revising the second paragraph of paragraph (e) as follows:

A carrier may request, or the Commission may direct, that special accounting be applied in situations causing undue inflation or deflation of depreciation reserves, such as premature or unusual retirements or sales of depreciable property, or related insurance recoveries. A carrier's request for special accounting shall contain full particulars concerning the situation, including the basis for its proposal. Alternative accounting techniques shall be applied to the extent approved or directed by the Commission.

*Item No. 5.* Instruction "2-7 Stockholders' equity" is deleted, thereby changing the number of instruction 2-8 to 2-7.

*Item No. 6.* Instruction "3-1 Property acquired" is amended by revising the last sentence of the last paragraph as follows:

\* \* \* Any excess or deficiency of purchase price over the amount so recorded shall be debited to account 44, Other Deferred Charges, or credited to account 63, Other Noncurrent Liabilities, as appropriate, and amortized in equal periodic amounts over the remaining service life of the system or facility through income.

*Item No. 7.* Instruction "3-7 Retirements" is amended by revising the second sentence of paragraph (a) as follows:

\* \* \* Gain or loss on the sale of land shall be recorded in account 640, Miscellaneous Income, or account 660, Miscellaneous Income Charges. However, if such gain or loss qualifies as an extraordinary item pursuant to instruction 1-6, it shall be included in account 680, Extraordinary Items.

*Item No. 8.* The caption, "Instructions for Operating Revenue and Expenses and Other Income Accounts," is revised to read as follows:

## INSTRUCTIONS FOR OPERATING REVENUES AND OPERATING EXPENSES

*Item No. 9.* Instructions "4-6 Other income accounts" and "4-7 Retained income accounts" are deleted.

**II. Texts of balance sheet accounts deleted and amended—***Item No. 1. Account 23 Reductions in security values—credit.* The text of this account is amended by revising the second sentence as follows:

\* \* \* Concurrent charges shall be made to account 660, Miscellaneous Income Charges, or account 680, Extraordinary Items, as appropriate.

*Item No. 2. Account 70 Capital stock.* The portions of the text of this account which refer to account 720, Extraordinary Charges to Retained Income, are revised to read as follows: "account 720, Other Debits to Retained Income"

*Item No. 3. Account 101, 151, 171, Land.* The text of this account is amended by revising the last sentence of the second paragraph as follows:

\* \* \* Any excess shall be credited to account 640, Miscellaneous Income, or, when qualifying as extraordinary pursuant to instruction 1-6, shall be included in account 680, Extraordinary Items.

*Item No. 4. Account 710 Extraordinary credits to retained income.* The title and text of this account are revised as follows:

### 710 Other credits to retained income.

This account shall include other credit adjustments, net of assigned Federal income taxes, not provided for elsewhere in this system but only after such inclusion has been authorized by the Commission.

*Item No. 5. Account 720 Extraordinary charges to retained income.* The title and text of this account are revised as follows:

### 720 Other debits to retained income.

This account shall include losses from resale of reacquired capital stock, and charges which reduce or write off discount on capital stock issued by the company, but only to the extent that such charges exceed credit balances in account 73, Additional Paid-In Capital, for shares reacquired. This account shall also include other debit adjustments, net of assigned Federal income taxes, not provided for elsewhere in this system of accounts, but only after such inclusion has been authorized by the Commission.

*Item No. 6. Account 730 Federal income taxes assigned to retained income.* The number, title, and text of this account are deleted.

**III. Texts of income accounts amended—***Item No. 1. Account 640 Miscellaneous income.* The text of this account is amended by adding the following paragraph:

When the profit from sale of land, noncarrier property, or investment securities other than temporary cash investments, or from the reacquisition of the company's own bonds is of an amount sufficiently large to constitute

an extraordinary item pursuant to instruction 1-6, such profit shall be credited to account 680, Extraordinary Items.

*Item No. 2. Account 660 Miscellaneous income charges.* The text of this account is amended by adding the following paragraph:

When the loss on the sale of land, noncarrier property, or investment securities other than temporary cash investments, or on the reacquisition of the company's own bonds is of an amount sufficiently large to constitute an extraordinary item pursuant to instruction 1-6, such loss shall be included in account 680, Extraordinary Items.

*Item No. 3. Account 670 Federal income taxes.* The title and text of this account are revised as follows:

670 Federal income taxes on ordinary income.

Accruals for Federal income taxes applicable to ordinary income shall be included in this account. See the texts of account 695, Federal Income Taxes on Extraordinary and Prior Period Items, account 710, Other Credits to Retained Income, and account 720, Other Debits to Retained Income, for recording other income tax consequences.

Details pertaining to the tax consequences of other unusual and significant items, and also cases where tax consequences are disproportionate to related amounts included in income accounts, shall be submitted to the Commission for consideration and decision as to proper accounting.

Federal income taxes which are refundable or reduced as the result of carry-back or carry-forward of operating loss shall be credited to this account, if a carry-back, in the year in which the loss occurs or, if a carry-forward, in the year in which such loss is applied to reduce taxes. However, when the amount constitutes an extraordinary item pursuant to instruction 1-6, it shall be included in account 690, Prior Period Items.

*Item No. 4.* The system of accounts following the text of account 670, Federal income taxes on ordinary income, is amended by adding the following caption, account numbers, titles and texts:

**EXTRAORDINARY AND PRIOR PERIOD ITEMS**

680 Extraordinary items (net).

(a) This account shall include extraordinary items accounted for during the current accounting year in accordance with the provisions of instruction 1-6, upon approval of the Commission. Among the items which shall be included in this account are:

Net gain or loss on sale of (a) land used for transportation purposes, (b) timber, minerals, and improvements related thereto, and (c) noncarrier property.

Net gain or loss on sale of securities acquired for investment purposes, and charges to write down the ledger value of such securities because of impairment of value.

Net gain or loss on reacquisition of company bonds.

Changes in application of accounting principles.

(b) This account shall be maintained in a manner sufficient to identify the nature and gross amount of each debit and credit.

(c) Federal income tax consequences of charges and credits to this account shall be recorded in account 695, Federal Income Taxes on Extraordinary and Prior Period Items.

690 Prior period items (net).

(a) This account shall include unusual delayed items accounted for during the current accounting year in accordance with the provisions of instruction 1-6, upon approval of the Commission. Among the items which shall be included in this account are:

Unusual adjustments, refunds, or assessments of Federal income taxes of prior years.

Unusual adjustments of reserves of prior years determined to be excessive or deficient.

Similar items representing transactions of prior years which are not identifiable with or do not result from business operations of the current year.

(b) This account shall be maintained in a manner sufficient to identify the nature and gross amount of each debit and credit.

(c) Federal income tax consequences of charges and credits to this account shall be recorded in account 695, Federal Income Taxes on Extraordinary and Prior Period Items.

695 Federal income taxes on extraordinary and prior period items.

This account shall include the estimated Federal income tax consequences (debit or credit) assignable to the aggregate of items of both taxable income and deductions from taxable income which, for accounting purposes, are classified as unusual and extraordinary, and are recorded in accounts 680, Extraordinary Items, and 690, Prior Period Items, as appropriate.

*IV. Form of income and unappropriated retained income statement amended.* In the concluding tabulation, following the title and text of account 750 Dividend appropriations of retained income, the Form of Income and Unappropriated Retained Income Statement is revised to the following extent:

*Item No. 1.* The caption is changed to read as follows:

**FORM OF INCOME STATEMENT**

*Item No. 2.* Directly below Income Statement, the following caption is added:

**ORDINARY ITEMS**

*Item No. 3.* After 660 Miscellaneous income charges, all line items are deleted and the following are added:

Total other income and deductions.  
Ordinary income before Federal income taxes.  
670 Federal income taxes on ordinary income.  
Ordinary income.

**EXTRAORDINARY AND PRIOR PERIOD ITEMS**

630 Extraordinary items (net).  
630 Prior period items (net).  
695 Federal income taxes on extraordinary and prior period items.  
Total extraordinary and prior period items.  
Net income (or loss).

**FORM OF UNAPPROPRIATED RETAINED INCOME STATEMENT**

**UNAPPROPRIATED RETAINED INCOME STATEMENT**

75 Unappropriated retained income (beginning of year).  
700 Net balance transferred from income.  
710 Other credits to retained income.  
720 Other debits to retained income.  
740 Appropriations of retained income.  
750 Dividend appropriations of retained income.  
75 Unappropriated retained income (end of year).

*V. Miscellaneous amendments—Item No. 1.* The List of Instructions and Accounts is amended by making the following revisions:

(a) The title of instruction "1-5 Prior years' adjustments" is revised as follows:

1-5 Delayed items.

(b) The title of instruction "1-6 Extraordinary items" is revised as follows:

1-6 Extraordinary and prior period items.

(c) Instruction "2-7 Stockholders' equity" is deleted.

(d) The number of instruction 2-8 is changed to 2-7.

(e) The caption, "Instructions for Operating Revenue and Expenses and Other Income Accounts," is revised as follows:

**INSTRUCTIONS FOR OPERATING REVENUES AND OPERATING EXPENSES**

(f) Instructions "4-6 Other income accounts" and "4.7 Retained income accounts" are deleted.

(g) Directly below "Income Accounts" the following is added:

**ORDINARY ITEMS**

(h) All line items below 660 Miscellaneous income charges are deleted and the following are added:

670 Federal income taxes on ordinary income.

**EXTRAORDINARY AND PRIOR PERIOD ITEMS**

630 Extraordinary items (net).  
630 Prior period items (net).  
695 Federal income taxes on extraordinary and prior period items.

**RETAINED INCOME ACCOUNTS**

700 Net balance transferred from income.  
710 Other credits to retained income.  
720 Other debits to retained income.  
740 Appropriations of retained income.  
750 Dividend appropriations of retained income.  
Form of balance sheet statement.  
Form of income statement.  
Form of unappropriated retained income statement.

*Item No. 2.* In the text of the system of accounts, after account 580, Pipeline taxes, the following is added directly below "Income Accounts":

**ORDINARY ITEMS**

[P.R. Doc. 67-11823; Filed, Oct. 5, 1967; 8:49 a.m.]

SUBCHAPTER B—CARRIERS BY MOTOR VEHICLE  
[No. MC-C-258]

PART 270—COMMERCIAL ZONES

Kansas City, Mo.—Kansas City, Kans.;  
Decision and Order on Further Consideration

At a session of the Interstate Commerce Commission, Review Board Number 2, held at its office in Washington, D.C., on the 25th day of September 1967.

It appearing, that on October 11, 1966, the Commission, Division 1, acting as an Appellate Division, made and filed its sixth report on further consideration in this proceeding, 103 M.C.C. 19, and order redefining the limits of the zone adjacent to and commercially a part of Kansas City, Mo.—Kansas City, Kans., contemplated by section 203(b) (8) of the Interstate Commerce Act (49 U.S.C. 303(b) (8));

It further appearing, that the present limits of said zone are defined, in part, by a line beginning at the junction of Kansas Highway 32 and 65th Street and extending north along 65th Street to its junction with U.S. Highway 24, thence east along U.S. Highway 24 to its junction with 64th Street Terrace, thence north along 64th Street Terrace to Parallel Road, thence west along Parallel Road to 81st Street, thence north along 81st Street to its junction with Kansas Highway 5, thence east along Kansas Highway 5 to 77th Street, thence north along 77th Street and its continuation, Pomeroy Drive, northwesterly to its junction with 79th Street;

It further appearing, that the above described boundaries delineated, in part, the western and northern corporate limits of the city of Kansas City, Kans.;

It further appearing, that by Ordinance No. 46040 enacted by the governing body of the city of Kansas City, Kans., effective December 19, 1966, the corporate limits of Kansas City, Kans., were expanded to include areas not presently included in the limits of the Kansas City, Mo.—Kansas City, Kans., commercial zone;

It further appearing, that pursuant to section 4(a) of the Administrative Procedure Act, notice of the said Ordinance and of the proposal to include the recently incorporated portion of Kansas City, Kans., within the zone was published in the FEDERAL REGISTER on June 7, 1967 (32 F.R. 8182), which notice stated that no oral hearing was contemplated, and that persons desiring to participate in the proceeding were invited to file representations supporting or opposing the action proposed;

It further appearing, that representations supporting the proposed redefinition of the zone were filed by Wyandotte County State Bank, Home State Bank, The Guarantee Abstract & Title Co., Inc., and the Kansas City Kansas Area Chamber of Commerce, and that no representations in opposition to the proposed redefinition were filed;

And it further appearing, that the recently incorporated portion of Kansas City, Kans., not now within the Kansas City, Mo.—Kansas City, Kans., commercial zone, is, in fact, economically and

commercially a part of Kansas City, Kans.:

Wherefore, and good cause appearing therefor:

We find, that the zone adjacent to and commercially a part of Kansas City, Mo.—Kansas City, Kans., as contemplated by section 203(b) (8) of the Interstate Commerce Act should be modified to include that area described in the second succeeding paragraph herein.

It is ordered, That said proceeding be, and it is hereby, reopened for further consideration.

It is further ordered, That the order entered in this proceeding October 11, 1966 (49 CFR 270.8) be, and it is hereby, vacated and set aside and § 270.8 is hereby revised as follows:

§ 270.8 Kansas City, Mo.—Kansas City, Kans.

The zone adjacent to and commercially a part of Kansas City, Mo.—Kansas City, Kans., within which transportation by motor vehicle, in interstate or foreign commerce, not under a common control, management, or arrangement for a continuous carriage or shipment to or from a point beyond the zone is partially exempt, from regulation under section 203(b) (8) of the Interstate Commerce Act (49 U.S.C. 303(b) (8)), includes and is comprised of all points in the area bounded by a line as follows:

Beginning on the north side of the Missouri River at the western boundary line of Parkville, Mo., thence along the western and northern boundaries of Parkville to the Kansas City, Mo., corporate limits, thence along the western, northern, and eastern corporate limits of Kansas City, Mo., to its junction with U.S. Bypass 71 (near Liberty, Mo.), thence along U.S. Bypass 71 to Liberty, thence along the northern and eastern boundaries of Liberty to its junction with U.S. Bypass 71 south of Liberty, thence south along U.S. Bypass 71 to its junction with the Independence, Mo., corporate limits, thence along the eastern Independence, Mo., corporate limits to its junction with the Lees Summit corporate limits, thence along the eastern Lees Summit corporate limits to the Jackson-Cass County line, thence west along Jackson-Cass County line to the eastern corporate limits of Belton, Mo., thence along the eastern, southern, and western corporate limits of Belton to the western boundary of Richards-Gebaur Air Force base, thence along the western boundary of said air force base to Missouri Highway 150, thence west along Missouri Highway 150 to the Kansas-Missouri State line, thence north along the Kansas-Missouri State line to 110th Street, thence west along 110th Street to its junction with U.S. Highway 69, thence north along U.S. Highway 69 to its junction with 103d Street, thence west along 103d Street to its junction with Quivera Road (the corporate boundary of Lenexa, Kans.), thence along the eastern, southern, western, and northern boundaries of Lenexa to Pfumm Road, thence north along Pfumm Road to its junction with Kansas Highway 10, thence west on Kansas Highway 10 to its junction with Kansas Highway 7, thence north on Kansas Highway 7 to Bonner Springs, Kans., thence along the southern and eastern boundaries of Bonner Springs to its junction with Kansas Highway 32, thence east on Kansas Highway 32 to the corporate boundary of Kansas City, Kans., thence north, west, and east along the corporate boundaries of Kansas City, Kans., to junction of Cernech Road and Pomeroy Drive, thence northwesterly along Pomeroy Drive to its junction with 79th Street, thence

along 79th Street to its junction with Wolcott Drive at Pomeroy, Kans., thence due west 1.3 miles to its junction with an unnamed road, thence north along such unnamed road to the entrance to the Powell Port facility, thence due north to the southern bank of the Missouri River, thence east along the southern bank of the Missouri River to a point directly across from the western boundary of Parkville, Mo., thence across the Missouri River to point of beginning.

(49 Stat. 543, as amended, 544, as amended, 546, as amended; 49 U.S.C. 302, 303, 304)

It is further ordered, That this order shall become effective on November 1, 1967, and shall continue in effect until the further order of the Commission.

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission, at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register.

By the Commission, Review Board Number 2.<sup>1</sup>

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 67-11824; Filed, Oct. 5, 1967;  
8:50 a.m.]

## Title 50—WILDLIFE AND FISHERIES

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

#### PART 32—HUNTING

##### Wildlife Refuges in Certain States

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

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

#### COLORADO

##### MONTE VISTA NATIONAL WILDLIFE REFUGE

The public hunting of ducks and coots on the Monte Vista National Wildlife Refuge, Colo., is permitted from October 28, through December 26, 1967, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 5,314 acres, is delineated on maps available at refuge headquarters, Monte Vista, Colo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks and coots, subject to the following special condition:

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

<sup>1</sup> Members Mills, Boyle, and May (Board Member Mills not participating).

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 26, 1967.

**KANSAS**

**FLINT HILLS NATIONAL WILDLIFE REFUGE**

The public hunting of ducks, geese, and coots on the Flint Hills National Wildlife Refuge, Kans., is permitted as follows: Ducks and coots, from October 21, through November 19, 1967, inclusive, and from December 9, through December 23, 1967, inclusive; geese from date of this publication through December 10, 1967, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 5,165 acres, is delineated on maps available at refuge headquarters, Burlington, Kans., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, and coots subject to the following special conditions:

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

(2) Dogs—Not to exceed two per hunter, may be used only to retrieve wounded or dead ducks, geese, and coots.

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

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 23, 1967.

**QUIVIRA NATIONAL WILDLIFE REFUGE**

The public hunting of ducks, coots, gallinules, and mergansers on the Quivira National Wildlife Refuge, Kans., is permitted from October 21, through November 19, and from December 9, through December 23, 1967, inclusive, and for geese from the date of this publication through December 10, 1967, inclusive, but only on the areas designated by signs as open to hunting. These open areas, comprising 6,350 acres, are delineated on maps available at refuge headquarters, Stafford, Kans., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of waterfowl subject to the following special conditions:

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

(2) Dogs—Not to exceed two per hunter, may be used only to retrieve wounded or dead birds.

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 23, 1967.

**NEW MEXICO**

**BITTER LAKE NATIONAL WILDLIFE REFUGE**

The public hunting of ducks, geese, and coots on the Bitter Lake National Wildlife Refuge, N. Mex., is permitted as follows: Ducks and coots, from November 11, 1967, through January 7, 1968, inclusive; geese, from November 11, 1967, through January 14, 1968, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 2,321 acres, is delineated on maps available at refuge headquarters, Roswell, N. Mex., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, geese, and coots.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 14, 1968.

**BOSQUE DEL APACHE NATIONAL WILDLIFE REFUGE**

The public hunting of geese on the Bosque del Apache National Wildlife Refuge, N. Mex., is permitted from November 11, 1967, through January 14, 1968, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 4,700 acres in Unit A and 1,300 acres in Unit B, is delineated on maps available at refuge headquarters, San Antonio, N. Mex., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of geese.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 14, 1968.

**WYOMING**

**PATHFINDER NATIONAL WILDLIFE REFUGE**

The public hunting of ducks, geese, and coots on the Pathfinder National Wildlife Refuge, Wyo., is permitted as follows: Ducks and coots, from October 7, through November 6, 1967, inclusive, and from December 16, 1967, through January 7, 1968, inclusive; geese, from October 7, through October 31, 1967, inclusive, and from November 26, 1967, through January 14, 1968, inclusive, but only on the areas designated by signs as open to hunting. These open areas, comprising 3,760 acres, are delineated on maps available at headquarters, Laramie, Wyo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall

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

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

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 14, 1968.

F. VICTOR SCHMIDT,  
*Acting Regional Director,*  
*Region 2, Albuquerque, N. Mex.*

OCTOBER 3, 1967.

[P.R. Doc. 67-11813; Filed, Oct. 5, 1967; 8:43 a.m.]

**PART 32—HUNTING**

**Conboy Lake National Wildlife Refuge, Wash.**

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 Federal migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

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

**WASHINGTON**

**CONBOY LAKE NATIONAL WILDLIFE REFUGE**

Public hunting of ducks, coots, and gallinules on the Conboy National Wildlife Refuge, Wash., is permitted from October 14, 1967, through January 21, 1968, inclusive, and the hunting of geese is permitted from October 14, 1967, through January 11, 1968, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 1,900 acres, is delineated on maps available at refuge headquarters, Toppenish National Wildlife Refuge, Toppenish, Wash., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Ore. 97203. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ducks, coots, and gallinules.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 21, 1968.

CLAY E. CRAWFORD,  
*Acting Regional Director,*  
*Portland, Oreg.*

OCTOBER 3, 1967.

[P.R. Doc. 67-11815; Filed, Oct. 5, 1967; 8:49 a.m.]

**PART 32—HUNTING**

**Tule Lake National Wildlife Refuge, Calif.**

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.**

**CALIFORNIA**

**TULE LAKE NATIONAL WILDLIFE REFUGE**

The public hunting of ring-necked pheasants on the Tule Lake National Wildlife Refuge, Calif., is permitted only on the area designated by signs as open to hunting. This open area, comprising 14,000 acres, is delineated on maps available at refuge headquarters, Route 1, Box 74, Tulelake, Calif. 96134, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Oreg. 97208. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of ring-necked pheasants subject to the following special conditions:

(1) Open season: November 18, through November 19, 1967, all refuge lands east of the Hill Road except that portion south of the centerline in secs. 19, 20, 21, and 22, T. 47 N., R. 4 E., and west of Dike A and the west boundary dike of the Sump 1B and headquarters area.

November 18, through December 3, 1967, League of Nations, a strip ¼-mile wide along the east boundary of the Frog Pond, the south half of the Panhandle buffer strip, and that portion of Sump 1A and the area east to Hill Road which is north of the centerline in secs. 19, 20, 21, and 22, T. 47 N., R. 4 E., except headquarters area.

(2) Camping will be permitted in designated areas only.

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 3, 1967.

CLAY E. CRAWFORD,  
*Acting Regional Director,*  
Portland, Oreg.

SEPTEMBER 26, 1967.

[F.R. Doc. 67-11787; Filed, Oct. 5, 1967; 8:46 a.m.]

**PART 32—HUNTING**

**Presquile National Wildlife Refuge, Va.**

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER.

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

**VIRGINIA**

**PRESQUILE NATIONAL WILDLIFE REFUGE**

Public hunting of white-tailed deer on the Presquile National Wildlife Refuge, Va., is permitted on the area designated by signs as open to hunting. This open area is delineated on a map available at refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga. 30323. Hunting shall be in accordance with all applicable State regulations governing the hunting of white-tailed deer, subject to the following special conditions:

(1) White-tailed deer may be taken from sunrise to 4:30 p.m. by bow and arrow only on October 19 and 20, 26 and 27, and November 2 and 3, 1967.

(2) Bag limits: One deer per day, either sex.

(3) All hunters must enter the refuge at 5 a.m. on the refuge ferry and leave at 5 p.m. on the refuge ferry. Entry by private boat is prohibited.

(4) Dogs and horses will be prohibited.

(5) Hunters shall not disturb, damage, or destroy any unharvested crops.

(6) Camping and fires are prohibited.

(7) A Federal permit costing \$2 for a 2-day hunt will be required. Permits will be issued for a 2 consecutive day period. Permits will be limited to 100 for each 2-day period and will be issued in advance of the season to hunters selected by an impartial drawing from applications received. Applications must be received on a post card no later than September 25, 1967, at the Presquile National Wildlife Refuge, Post Office Box 658, Hopewell, Va. 23860.

(8) Permits are nontransferable.

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 November 3, 1967.

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

OCTOBER 3, 1967.

[F.R. Doc. 67-11814; Filed, Oct. 5, 1967; 8:49 a.m.]

**PART 32—HUNTING**

**PART 33—SPORT FISHING**

**Opening of Certain Areas**

On page 12953 of the FEDERAL REGISTER of September 12, 1967, there was published a notice of a proposed amendment to 50 CFR 32.11, 32.21, 32.31, and 33.4. The purpose of this amendment is to provide public hunting of migratory game birds, upland game, and big game

and sport fishing on certain areas of the National Wildlife Refuge System, as legislatively permitted.

Interested persons were given 20 days in which to submit written comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions, or objections have been received. The proposed amendment is hereby adopted without change.

Since this amendment benefits the public by relieving existing restrictions on hunting and fishing, it shall become effective upon publication in the FEDERAL REGISTER.

(Sec. 10, 45 Stat. 1224, 16 U.S.C. 715i; sec. 4, 80 Stat. 927, 16 U.S.C. 668dd)

1. Section 32.11 is amended by the following addition:

**§ 32.11 List of open areas; migratory game birds.**

- \* \* \* \* \*
- KANSAS
- Quivira National Wildlife Refuge.
- \* \* \* \* \*

2. Section 32.21 is amended by the following addition:

**§ 32.21 List of open areas; upland game.**

- \* \* \* \* \*
- KANSAS
- Quivira National Wildlife Refuge.
- \* \* \* \* \*

3. Section 32.31 is amended by the following additions:

**§ 32.31 List of open areas; big game.**

- \* \* \* \* \*
- ARIZONA
- Imperial National Wildlife Refuge.
- Havasu Lake National Wildlife Refuge.
- \* \* \* \* \*

- COLORADO
- Browns Park National Wildlife Refuge.
- \* \* \* \* \*

- KANSAS
- Kirwin National Wildlife Refuge.
- \* \* \* \* \*

4. Section 33.4 is amended by the following additions:

**§ 33.4 List of open areas; sport fishing.**

- \* \* \* \* \*
- CALIFORNIA
- Salton Sea National Wildlife Refuge.
- \* \* \* \* \*

- COLORADO
- Browns Park National Wildlife Refuge.
- \* \* \* \* \*

- MICHIGAN
- Shlawassee National Wildlife Refuge.
- \* \* \* \* \*

J. P. LINDUSKA,  
*Acting Director, Bureau of*  
*Sport Fisheries and Wildlife.*

OCTOBER 3, 1967.

[F.R. Doc. 67-11812; Filed, Oct. 5, 1967; 8:49 a.m.]

# Proposed Rule Making

## DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[ 50 CFR Part 32 ]

### ALAMOSA NATIONAL WILDLIFE REFUGE, COLO.

#### Hunting

Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by the Migratory Bird Conservation Act of February 18, 1929, as amended (45 Stat. 1222; 16 U.S.C. 715), and the Endangered Species Preservation Act of October 15, 1966 (80 Stat. 926, 16 U.S.C. 668aa), it is proposed to amend 50 CFR 32.11 by the addition of Alamosa National Wildlife Refuge, Colo., to the list of areas open to the hunting of migratory game birds, as legislatively permitted.

It has been determined that the regulated hunting of migratory game birds on Alamosa National Wildlife Refuge may be permitted as designated without detriment to the objectives for which the area was established.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rulemaking process. Accordingly, interested persons may submit written comments, suggestions, or objections, with respect to this proposed amendment, to the Director, Bureau of Sport Fisheries and Wildlife, Washington, D.C. 20240, within 30 days of the date of publication of this notice in the FEDERAL REGISTER.

Section 32.11 is amended by the addition of the following area as one where hunting of migratory game birds is authorized:

§ 32.11 List of open areas; migratory game birds.

• • • • •  
COLORADO

Alamosa National Wildlife Refuge.

• • • • •  
J. P. LINDUSKA,  
Acting Director, Bureau of  
Sport Fisheries and Wildlife.

OCTOBER 2, 1967.

[F.R. Doc. 67-11771; Filed, Oct. 5, 1967; 8:45 a.m.]

[ 50 CFR Part 32 ]

### ALAMOSA NATIONAL WILDLIFE REFUGE, COLO.

#### Hunting

Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by the Migratory Bird Conservation Act of February 18, 1929,

as amended (45 Stat. 1222; 16 U.S.C. 715), and the Endangered Species Preservation Act of October 15, 1966 (80 Stat. 926, 16 U.S.C. 668aa), it is proposed to amend 50 CFR 32.21 by the addition of Alamosa National Wildlife Refuge, Colo., to the list of areas open to the hunting of upland game, as legislatively permitted.

It has been determined that the regulated hunting of upland game may be permitted as designated on the Alamosa National Wildlife Refuge without detriment to the objectives for which the area was established.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rulemaking process. Accordingly, interested persons may submit written comments, suggestions, or objections, with respect to this proposed amendment, to the Director, Bureau of Sport Fisheries and Wildlife, Washington, D.C. 20240, within 15 days of the date of publication of this notice in the FEDERAL REGISTER.

Section 32.21 is amended by the following addition:

§ 32.21 List of open areas; upland game.

• • • • •  
COLORADO

Alamosa National Wildlife Refuge.

• • • • •  
J. P. LINDUSKA,  
Acting Director, Bureau of  
Sport Fisheries and Wildlife.

OCTOBER 2, 1967.

[F.R. Doc. 67-11772; Filed, Oct. 5, 1967; 8:45 a.m.]

## DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[ 7 CFR Part 982 ]

### FILBERTS GROWN IN OREGON AND WASHINGTON

Expenses of Filbert Control Board and Rate of Assessment for 1967-68 Fiscal Year

Notice is hereby given of a proposal regarding expenses of the Filbert Control Board for the 1967-68 fiscal year and rate of assessment for that fiscal year, pursuant to §§ 982.60 and 982.61 of the marketing agreement, as amended, and Order No. 982, as amended (7 CFR Part 982), regulating the handling of filberts grown in Oregon and Washington. The marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The Board has recommended for the 1967-68 fiscal year beginning August 1,

1967, a budget of expenses in the total amount of \$26,165. Based on the volume of filberts estimated to be subject to this regulatory program during the 1967-68 fiscal year, an assessment rate of 0.20 cent per pound of assessable filberts is expected to provide sufficient funds to meet the estimated expenses of the Board.

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

The proposal is as follows:

§ 982.312 Expenses of the Filbert Control Board and rate of assessment for the 1967-68 fiscal year.

(a) *Expenses.* The expenses in the amount of \$26,165 are reasonable and likely to be incurred by the Filbert Control Board during the fiscal year beginning August 1, 1967, for its maintenance and functioning and for such purposes as the Secretary may, pursuant to the provisions of this part, determine to be appropriate.

(b) *Rate of assessment.* The rate of assessment for said fiscal year, payable by each handler in accordance with § 982.61, is fixed at 0.20 cent per pound of filberts.

Dated: October 3, 1967.

FLOYD F. HEDLUND,  
Director, Fruit and Vegetable  
Division, Consumer and Mar-  
keting Service.

[F.R. Doc. 67-11810; Filed, Oct. 5, 1967; 8:43 a.m.]

## DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[ 14 CFR Part 71 ]

[Airspace Docket No. 67-CE-111]

### TRANSITION AREA

#### Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to designate a transition area at Boone, Iowa.

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

Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

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

As a result of the development of a new public instrument approach procedure to serve Boone, Iowa, Municipal Airport utilizing the city-owned "MH" facility located on the airport as a navigational aid, it is necessary to designate a transition area at Boone, Iowa, to protect aircraft executing this approach procedure. The Des Moines, Iowa, approach control facility will be the controlling facility for IFR operations at Boone Municipal Airport.

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

In § 71.181 (32 F.R. 2148), the following transition area is added:

**BOONE, IOWA**

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Boone Municipal Airport (latitude 42°03'05" N., longitude 93°50'45" W.) and within 2 miles each side of the 338° bearing from Boone Municipal Airport extending from the airport to 8 miles north and that airspace extending upward from 1,200 feet above the surface within 5 miles east and 8 miles west of the 338° bearing from Boone Municipal Airport extending from the airport to 12 miles north.

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

Issued at Kansas City, Mo., on September 19, 1967.

DANIEL E. BARROW,  
*Acting Director, Central Region.*

[F.R. Doc. 67-11835; Filed, Oct. 5, 1967;  
8:50 a.m.]

**[ 14 CFR Part 71 ]**

[Airspace Docket No. 67-CE-112]

**TRANSITION AREA**

**Proposed Alteration**

The Federal Aviation Administration is considering amending Part 71 of the

Federal Aviation Regulations so as to alter the transition area at Ottumwa, Iowa.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

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

A new VOR/DME public instrument approach procedure has been developed to serve Runway 14 at the Ottumwa, Iowa, Industrial Airport. In addition, the existing VOR public use instrument approach procedure to Runway 32 at this airport has been modified to provide DME transition arcs to the final approach course. Therefore, it is necessary to alter the Ottumwa, Iowa, transition area to protect aircraft executing these new and revised approach procedures. The present Ottumwa control zone will not be changed as a result of this proposal.

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

In § 71.181 (32 F.R. 2148), the following transition area is amended to read:

**OTTUMWA, IOWA**

That airspace extending upward from 700 feet above the surface within a 6-mile radius of Ottumwa Industrial Airport (latitude 41°06'25" N., longitude 92°26'50" W.) and within 2 miles each side of the Ottumwa VORTAC 309° radial extending from the 6-mile radius area to 13 miles northwest of the airport; and that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at the intersection of a line 5 miles south of and parallel to the Ottumwa 251° radial and the arc of a 25-mile radius circle centered on the Ottumwa VORTAC, thence clockwise along the arc of a 25-mile radius circle centered on the Ottumwa VORTAC, to and south along a line 5 miles east of and parallel to the Ottumwa VORTAC 026° radial, to and clockwise along the arc of a 15-mile radius circle centered on the Ottumwa VORTAC, to and west along a line 5 miles

south of and parallel to the Ottumwa VORTAC 251° radial to the point of beginning.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1959 (49 U.S.C. 1348).

Issued at Kansas City, Mo., on September 19, 1967.

DANIEL E. BARROW,  
*Acting Director, Central Region.*

[F.R. Doc. 67-11836; Filed, Oct. 5, 1967;  
8:50 a.m.]

**[ 14 CFR Part 71 ]**

[Airspace Docket No. 67-CE-114]

**TRANSITION AREA**

**Proposed Designation**

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to designate a transition area at Shelbyville, Ind.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

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

As a result of the development of a new public instrument approach procedure to serve Shelbyville, Ind., Municipal Airport utilizing the Shelbyville, Ind., VOR as a navigational aid, it is necessary to designate a 700-foot floor transition area at Shelbyville, Ind., to protect aircraft executing this approach procedure.

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

In § 71.181 (32 F.R. 2148), the following transition area is added:

**SHELBYVILLE, IND.**

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Shelbyville Memorial Airport (latitude 39°34'50" N., longitude 85°48'20" W.), and within 2 miles each side of the Shelbyville,

Ind., VOR 340° radial extending from the 5-mile radius area to 8 miles north of the VOR.

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

Issued at Kansas City, Mo., on September 19, 1967.

DANIEL E. BARROW,  
Acting Director, Central Region.

[F.R. Doc. 67-11837; Filed, Oct. 5, 1967; 8:51 a.m.]

**14 CFR Part 71**

[Airspace Docket No. 67-SO-44]

**TRANSITION AREAS**

**Proposed Alteration**

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Pensacola, Fla., Mobile, Ala., and Fort Rucker, Ala., transition areas.

These amendments would encompass areas of uncontrolled airspace extending from the vicinity of Evergreen, Ala., southwestward to the shoreline east of Mobile and in the vicinity of the Fairhope Municipal Airport, Ala. Additionally, the boundary of the Pensacola and Fort Rucker transition areas would be changed to conform with the reconfigured VOR Federal Airway 115 between Crestview, Fla., and Montgomery, Ala., as proposed in Airspace Docket No. 67-SO-4.

Interested persons may submit such written data, views, or arguments as they may desire. Communications pertaining to the Mobile and Fort Rucker, Ala., portions of this docket should be submitted in triplicate to the Area Manager, Memphis Area Office, Attention: Chief, Air Traffic Branch, Federal Aviation Administration, Post Office Box 13097, Memphis, Tenn. 38118. Communications pertaining to the Pensacola, Fla., portion of this docket should be submitted in triplicate to the Area Manager, Miami Area Office, Attention: Chief, Air Traffic Branch, Federal Aviation Administration, Post Office Box 2014, AMF Branch, Miami, Fla. 33159. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Branch. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The Pensacola, Fla., transition area is described in § 71.181 (32 F.R. 2148).

The Pensacola 1,200-foot transition area would be amended by deleting " \* \* and that airspace extending up-

ward from 1,200 feet above the surface bounded by a line beginning at the INT of the arc of a 25-mile radius circle centered at NAAS Saufley Field, and latitude 30°15'30" N., southwest of Saufley, thence clockwise along this arc to 30°-44'20" N., thence to latitude 30°58'45" N., longitude 87°36'00" W., thence clockwise along the arc of a 34.5-mile radius circle centered at the Navy Whiting RBN to longitude 87°10'30" W., thence southeast to the INT of the arc of a 30-mile radius circle centered on the Crestview, Fla., VORTAC, and longitude 67°04'00" W., thence clockwise along this arc to the west boundary of V-115, thence south along the west boundary of V-115 to the northwest boundary of V-22, thence to latitude 30°45'40" N., longitude 86°39'45" W. \* \* \* and substituting therefor " \* \* \* and that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at latitude 30°15'00" N., longitude 87°41'00" W., thence north to latitude 30°50'00" N., longitude 87°48'00" W., thence to the east boundary of V-20S and latitude 31°-00'00" N., thence northeast along the east boundary of V-20S to the intersection of the arc of a 14-mile radius circle centered at the Monroeville, Ala., VOR, thence counterclockwise along this arc to a line 4 nautical miles north of and parallel to the Monroeville VOR 104° radial, thence east along this line to the west boundary of V-115, thence south along the west boundary of V-115 to latitude 30°50'00" N. \* \* \* .

The Mobile, Ala., transition area is described in § 71.181 (32 F.R. 2148).

The Mobile 1,200-foot transition area would be amended by deleting " \* \* thence along a line to latitude 30°41'30" N., longitude 87°59'30" W., to its intersection with a 15 nautical mile radius arc centered at Brookley AFB (latitude 30°-37'39" N., longitude 88°04'10" W.), thence clockwise along the 15 nautical mile arc to a line 6 miles north of and parallel to the Brookley VORTAC 102° radial, thence eastward along this line to its intersection with a 25-mile arc centered on NAAS Saufley Field, Pensacola, Fla., thence counterclockwise along this arc to a line 4 miles south of and parallel to the Brookley VORTAC 102° radial, thence west along this line to its intersection with a 15 nautical mile arc centered at the Brookley AFB, thence clockwise along the 15 nautical mile arc to and clockwise along a 10-mile radius arc centered at latitude 30°23'30" N., longitude 87°57'00" W. to a line between latitude 30°31'00" N., longitude 87°55'00" W. and latitude 30°15'00" N., longitude 87°-41'20" W., thence southeast along this line to latitude 30°15'00" N., longitude 87°41'20" W. \* \* \* and substituting therefor " \* \* \* thence to latitude 30°-15'00" N., longitude 87°41'00" W. \* \* \* .

The Mobile 700-foot transition area would be amended by deleting " \* \* and within 2 miles each side of the Brookley VORTAC 140° radial extending from the VORTAC to 12 miles southeast \* \* \* and substituting therefor " \* \* \* within 2 miles each side of the Brookley VORTAC 140° radial extending from the VORTAC to 12 miles southeast; within

an 8-mile radius of Fairhope Municipal Airport (latitude 30°27'50" N., longitude 87°52'35" W.), and within 2 miles each side of the Brookley VORTAC 134° radial extending from the 8-mile radius area to the Brookley AFB 8-mile radius area \* \* \* .

The single corridor of controlled airspace below 14,500 feet between Mobile, Ala., and Crestview, Fla., is not adequate to accommodate the IFR traffic activity in and through northwest Florida and portions of south Alabama. Additional controlled airspace is needed in this area to expedite traffic by diversion from the single corridor of controlled airspace along V-22 and for the protection of IFR traffic currently operating along routes which pass through the areas of uncontrolled airspace.

These proposed amendments to the Pensacola and Mobile 1,200-foot transition areas would provide controlled airspace protection for a Non-95 route predicated on the Monroeville, Ala. VOR 104° radial, a standard instrument departure routing via the Cairns AAF, Ala., VOR 268° radial and the Monroeville VOR 104° radial, a standard instrument departure routing via the NAAS Whiting TACAN 266° radial and the Brookley AFB, Ala., VORTAC 071° radial, terminal routings direct between the NAAS Saufley VOR, NAAS Whiting VOR/TACAN, Crestview VORTAC, and the Monroeville VORTAC, en route climb/descent of traffic between J-2/J-50 and jet bases in that area and for radar vectoring of traffic crossing the boundary between the Jacksonville and Houston Air Route Traffic Control Centers. Additionally the eastern boundary of the Pensacola 1,200-foot transition area would be altered to coincide with the western boundary of the reconfigured V-115 and the boundary between the Pensacola and the Mobile 1,200-foot transition areas would be realigned for simplicity of description and charting.

The amendment to the Mobile 700-foot transition area would provide controlled airspace protection for IFR operations at the Fairhope Municipal Airport. A prescribed instrument approach procedure for this airport utilizing the Brookley VORTAC is proposed in conjunction with the designation of this controlled airspace.

The Fort Rucker, Ala., transition area is described in 71.181 (32 F.R. 2148).

The Fort Rucker 700-foot transition area would be amended by deleting " \* \* the INT of the east boundary of V-115 and the south boundary of V-70; thence northeast via V-70 \* \* \* and substituting therefor " \* \* \* latitude 31°38'00" N., longitude 86°23'30" W.; thence northeast via V-70 \* \* \* .

The Fort Rucker 1,200-foot transition area would be amended by deleting " \* \* V-115 \* \* \* " wherever it appears and substituting therefor " \* \* V-115E \* \* \* " and deleting " \* \* and within 12 miles west and 8 miles east of the Crestview, Fla., VORTAC 013° radial extending from 21 miles north to 11 miles south of the INT of the Crestview VORTAC 013° and the Monroeville, Ala., VOR 110° radials, \* \* \* .

PROPOSED RULE MAKING

These amendments to the Fort Rucker transition area would be necessary because of the reconfigured VOR Federal Airway 115.

The official docket will be available for examination by interested persons at the Southern Regional Office, Federal Aviation Administration, Room 724, 3400 Whipple Street, East Point, Ga.

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)).

Issued in East Point, Ga., on September 27, 1967.

JAMES G. ROGERS, Director, Southern Region.

[F.R. Doc. 67-11805; Filed, Oct. 5, 1967; 8:48 a.m.]

[ 14 CFR Part 71 ]

[Airspace Docket No. 67-SO-96]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Greenville, N.C., transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Area Manager, Atlanta Area Office, Attention: Chief, Air Traffic Branch, Federal Aviation Administration, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Branch. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The Greenville transition area would be designated as:

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Pitt-Greenville Airport; within 2 miles each side of the 013° bearing from the Greenville NDB (lat. 35°42'32" N., long. 77°22'03" W.), extending from the 5-mile radius area to 8 miles north of the NDB.

The proposed transition area is required for the protection of IFR operations at Pitt-Greenville Airport. A prescribed instrument approach procedure to this airport utilizing the Greenville (private) nondirectional radio beacon is proposed in conjunction with the designation of this transition area.

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

Issued in East Point, Ga., on September 27, 1967.

JAMES G. ROGERS, Director, Southern Region.

[F.R. Doc. 67-11806; Filed, Oct. 5, 1967; 8:48 a.m.]

[ 14 CFR Part 71 ]

[Airspace Docket No. 67-EA-63]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering amending § 71.181 of Part 71 of the Federal Aviation Regulations which would designate a 700-foot floor transition area over Mount Vernon Airport, Mount Vernon, Ohio.

A new VOR instrument approach procedure has been authorized for Mount Vernon Airport and therefore requires airspace protection for aircraft executing the arrival and departure procedures.

Interested parties may submit such written data or views as they may desire. Communications should be submitted in triplicate to the Director, Eastern Region, Attention: Chief, Air Traffic Division, Department of Transportation, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. All communications received within 30 days after publication in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements may be made for informal conferences with Federal Aviation Administration officials by contacting the Chief, Airspace and Standards Branch, Eastern Region.

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

The official docket will be available for examination by interested persons at the Office of Regional Counsel, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y.

The Federal Aviation Administration, having completed a review of the airspace requirements for the terminal area of Mount Vernon, Ohio, proposes the airspace action hereinafter set forth:

Amend § 71.181 of Part 71 of the Federal Aviation Regulations by designating a Mount Vernon, Ohio, 700-foot floor transition area described as follows:

MOUNT VERNON, OHIO

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the center, 40°19'45" N., 82°31'30" W., of Mount Vernon Airport, Mount Vernon, Ohio; within 2 miles each side of the Appleton, Ohio, VORTAC 015° radial extending from the 5-mile radius area to the VORTAC and within 2 miles each side of the centerline of Runway 28 extended from the 5-mile radius area to 6 miles west of the end of the runway

excluding that airspace that coincides with the Columbus, Ohio, transition area.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Jamaica, N.Y., on September 20, 1967.

WAYNE HENDERSHOT, Acting Director, Eastern Region.

[F.R. Doc. 67-11807; Filed, Oct. 5, 1967; 8:48 a.m.]

[ 14 CFR Part 71 ]

[Airspace Docket No. 67-EA-65]

CONTROL ZONE AND TRANSITION AREA

Proposed Designation and Alteration

The Federal Aviation Administration is considering amending §§ 71.171 and 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a part time control zone over Grumman-Bethpage, Republic and Zahns Airports, Farmingdale, N.Y., and to alter the geographic coordinates of the Republic and Grumman-Bethpage Airports as contained in the Babylon, N.Y., transition area.

The status of Republic Airport has been changed from private to public use, and being authorized instrument approach and departure procedures, will require a control zone to protect aircraft executing the instrument procedures.

Interested parties may submit such written data or views as they may desire. Communications should be submitted in triplicate to the Director, Eastern Region, Attention: Chief, Air Traffic Division, Department of Transportation, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. All communications received within 30 days after publication in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements may be made by contacting the Chief, Airspace and Standards Branch, Eastern Region.

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

The official docket will be available for examination by interested persons at the Office of Regional Counsel, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430.

The Federal Aviation Administration, having completed a review of the airspace requirements for the terminal area of Farmingdale, N.Y., proposes the airspace action hereinafter set forth:

1. Amend § 71.171 of Part 71 of the Federal Aviation Regulations so as to designate a part time Farmingdale, N.Y., control zone described as follows:

FARMINGDALE, N.Y.

Within a 5-mile radius of the center, 40°43'45" N., 73°24'45" W., of Republic Airport, Farmingdale, N.Y.; within 2 miles each side of the Babylon, N.Y., RBN 158° bearing extending from the 5-mile radius zone to 7 miles south of the RBN and within 1.5-mile radius of the center, 40°44'45" N., 73°29'35" W., of Grumman-Bethpage Airport. This control zone shall be in effect from 0700 to 2400 hours, local time, daily.

2. Amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to delete in the Babylon, N.Y., transition area the coordinates "(latitude 40°43'45" N., longitude 73°24'50" W.)" and insert in lieu thereof "40°43'45" N., 73°24'45" W."; delete "latitude 40°44'46" N., longitude 73°29'36" W." and insert in lieu thereof "40°44'45" N., 73°29'35" W."

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Jamaica, N.Y., on September 20, 1967.

WAYNE HENDERSHOT,  
Acting Director, Eastern Region.

[F.R. Doc. 67-11808; Filed, Oct. 5, 1967;  
8:43 a.m.]

[ 14 CFR Part 73 ]

[Airspace Docket No. 67-SO-80]

RESTRICTED AREA

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 73 of

the Federal Aviation Regulations that would alter the Avon Park, Fla., Restricted Areas R-2901A and R-2901B.

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

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

As presently designated the altitudes of R-2901A and R-2901B are "500 feet MSL to 6,000 feet MSL."

The U.S. Air Force has requested that the designated altitudes be changed to read "Surface to 6,000 feet MSL."

The Air Force advised that a new weapons delivery technique requires descent during target run-in to a lower

altitude than 500 feet MSL. Details of the procedure are classified, but modern warfare with supersonic aircraft has dictated a revision in weapons delivery tactics and the development of new weapons for low-level release at high speed. Consequently, low-level testing and training in high-speed aircraft is an increasing requirement in promoting the national defense effort. Light aircraft have been observed below the base of R-2901A and B and the Air Force feels that wake turbulence and wing tip vortices associated with high-speed fighter run-ins could create a potential hazard to such nonparticipating aircraft. Furthermore, a greater possibility of mid-air collisions could exist when lower altitudes are used by the fighter aircraft.

If this proposed action is taken, the Avon Park, Fla., Restricted Areas R-2901A and R-2901B would be amended by changing the designated altitudes to read "Designated altitude: Surface to 6,000 feet MSL."

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on September 29, 1967.

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

[F.R. Doc. 67-11824; Filed, Oct. 5, 1967;  
8:43 a.m.]

# Notices

## DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[Depredation Order]

### DEPREDATING GOLDEN EAGLES

#### Order Permitting Taking to Seasonally Protect Domestic Livestock in Certain Texas Counties

Pursuant to authority in section 2 of the Act of June 8, 1940 (54 Stat. 250), as amended, 16 U.S.C. 668a, and in accordance with regulations under Part 11, Title 50, Code of Federal Regulations, the Secretary of the Interior has authorized the taking of golden eagles without a permit to seasonally protect domesticated livestock during the period from December 20, 1967, through April 30, 1968, in Texas subject to the following conditions:

1. Golden eagles may be taken without a permit only for the protection of domesticated livestock and only by livestock owners and their agents.

2. Golden eagles may be taken by any suitable means or methods except by the use of poison or from aircraft.

3. Golden eagles or any parts thereof taken pursuant to this authorization may not be possessed, purchased, sold, traded, bartered, or offered for sale, trade, or barter.

4. Taking without a permit is authorized only in the following named counties:

El Paso.	Sutton.
Jeff Pecos.	Pecos.
Brewster.	Culberson.
Val Verde.	Real.
Uvalde.	Sterling.
Kerr.	Glasscock.
Edwards.	Reagan.
Crockett.	Iron.
Ward.	Tom Green.
Upton.	Coke.
Hudspeth.	Schleicher.
Presidio.	Crane.
Terrell.	Burnet.
Kinney.	McCullouch.
Bandera.	Blanco.
Kimble.	San Saba.

5. Any person taking golden eagles pursuant to this authorization must at all reasonable times, including during actual operations, permit any Federal or State game law enforcement officer free and unrestricted access over the premises on which such operations have been or are being conducted; and shall furnish promptly to such officer whatever information he may require concerning such operations.

J. P. LINDUSKA,  
Acting Director, Bureau of  
Sport Fisheries and Wildlife.

OCTOBER 3, 1967.

[F.R. Doc. 67-11839; Filed, Oct. 5, 1967; 8:51 a.m.]

## Office of the Secretary COMMISSIONER OF INDIAN AFFAIRS Delegation of Authority

The following material is a part of the Departmental Manual and the numbering is that of the Manual.

### PART 230—BUREAU OF INDIAN AFFAIRS

#### CHAPTER 2—FEDERAL REGISTER DOCUMENTS

230.2.1 *Delegation.* The Commissioner of Indian Affairs is Authorized, subject to the limitations listed in 230 DM 2.2, to exercise all of the authority of the Secretary of the Interior to issue regulations relating to Indian Affairs (Chapter I, Title 25, Code of Federal Regulations).

230.2.2 *Limitations—A. Specific.* The delegation contained in 230 DM 2.1 does not authorize the Commissioner of Indian Affairs to issue additions to, or to revoke or amend the following Parts of Chapter I, Title 25, Code of Federal Regulations:

Part 2 "Appeals from Administrative actions"

Part 15 "Determination of heirs and approval of wills except as to members of the Five Civilized Tribes and Osage Indians"

Part 16 "Determination of heirs and probate of the estates of deceased Indians of the Five Civilized Tribes"

Part 17 "Action on wills of Osage Indians"

Part 42 "Enrollment appeals"

B. *General.* Any FEDERAL REGISTER document making substantial changes to the material in Chapter I, Title 25, Code of Federal Regulations, such as the addition of a new subchapter, or matters requiring important policy determinations, will not be issued by the Commissioner without prior Secretarial review.

STEWART L. UDALL,  
Secretary of the Interior.

SEPTEMBER 29, 1967.

[F.R. Doc. 67-11788; Filed, Oct. 5, 1967; 8:46 a.m.]

## ALEXANDER S. CHAMBERLAIN Statement of Changes in Financial Interests

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

(1) As of June 5, 1967, 3,671 shares of Ashland Oil & Refining Co. stock (common) at 31½ per share, was exchanged for 4,106 shares in the Second Fiduciary Exchange Fund.

- (2) None.
- (3) None.
- (4) None.

This statement is made as of October 21, 1967.

Dated: September 30, 1967.

ALEX S. CHAMBERLAIN.

[F.R. Doc. 67-11789; Filed, Oct. 5, 1967; 8:46 a.m.]

## MAXWELL S. McKNIGHT

### Statement of Changes in Financial Interests

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

- (1) None.
- (2) Delete "Communications Satellite Corp."
- (3) None.
- (4) None.

This statement is made as of October 27, 1967.

Dated: September 27, 1967.

MAXWELL S. McKNIGHT.

[F.R. Doc. 67-11790; Filed, Oct. 5, 1967; 8:47 a.m.]

## DEPARTMENT OF THE TREASURY

Bureau of Customs

[Countervailing Duties; ATS 644]

### STEEL WELDED WIRE MESH FROM ITALY

#### Notice of Countervailing Duty Proceedings

Information has been received pursuant to the provisions of § 16.24(b) of the Customs Regulations (19 CFR 16.24(b)) which appears to indicate that certain rebates or refunds granted by the Government of Italy on the exportation from Italy of steel welded wire mesh constitute the payment or bestowal of a bounty or grant, directly or indirectly, within the meaning of section 303 of the Tariff Act of 1930 (19 U.S.C. 1303), upon the manufacture, production, or exportation of the merchandise to which the refunds apply.

After the expiration of the time limits set forth in this notice, a determination will be made whether a bounty or grant is being paid or bestowed in connection with any such manufacture, production or export. If it is determined that a bounty or grant is being paid or bestowed, an appropriate countervailing duty order will be issued and published in accordance with § 16.24 of the Customs Regulations (19 CFR 16.24).

It is contemplated that if such an order is issued it will, among other things:

Provide that, in accordance with said section 303, and the applicable regulations, the net amount of such bounty or grant shall be a sum equal to the difference between the refunds or rebates given by the Italian Government in connection with the merchandise and the amount of duties, taxes, and other impositions in connection with which rebates may be made without constituting a bestowal of a bounty or grant under section 303.

Before a determination is made consideration will be given to any relevant data, views, or arguments submitted in writing with respect to the existence or nonexistence, and the net amount of a bounty or grant. Such submissions should be addressed to the Commissioner of Customs, 2100 K Street NW., Washington, D.C. 20226, in time to be received by his office not later than 30 days from the date of publication of this notice in the FEDERAL REGISTER. No hearing will be held.

This notice is published pursuant to § 16.24(d) of the Customs Regulations (19 CFR 16.24(d)).

[SEAL] LESTER D. JOHNSON,  
Commissioner of Customs.

Approved: September 29, 1967.

TRUE DAVIS,  
Assistant Secretary  
of the Treasury.

[F.R. Doc. 67-11862; Filed, Oct. 5, 1967;  
8:51 a.m.]

#### Fiscal Service

[Dept. Circ. 570, 1967 Rev., Supp. 4]

### INTERNATIONAL INSURANCE CO.

#### Surety Company Acceptable on Federal Bonds

A Certificate of Authority as an acceptable surety on Federal bonds has been issued by the Secretary of the Treasury to the following company under the Act of Congress approved July 30, 1947, (6 U.S.C. 6-13). An underwriting limitation of \$1,265,000 has been established for the company.

Name of company, location of principal executive office, and State in which incorporated:

International Insurance Co.

New York, N.Y.

New York

Certificates of Authority expire on May 31 each year, unless sooner revoked, and new certificates are issued on June 1 so long as the companies remain qualified (31 CFR Part 223). A list of qualified companies is published annually as of June 1 in Department Circular 570, with details as to underwriting limitations, areas in which licensed to transact fidelity and surety business and other information. Copies of the circular, when issued, may be obtained from the Treasury Department, Bureau of Ac-

counts, Audit Staff, Washington, D.C. 20226.

Dated: October 3, 1967.

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

[F.R. Doc. 67-11817; Filed, Oct. 5, 1967;  
8:49 a.m.]

## DEPARTMENT OF AGRICULTURE

### Consumer and Marketing Service GRAIN STANDARDS

#### Established Inspection Points

*Statement of considerations.* At present, there are eight established inspection points in Louisiana where licensed grain inspectors are authorized to post their licenses to inspect and grade grain under the U.S. Grain Standards Act. Requests have been received asking that licensed grain inspectors be authorized to post their licenses to inspect and grade grain under the Act at three additional places in Louisiana as follows:

Ama, St. Charles Parish.  
Myrtle Grove, Plaquemines Parish.  
Reserve, St. John the Baptist Parish.

The requests have been received from the following organizations or individuals:

J. Marshall Brown, New Orleans, La.  
Destrehan Board of Trade, Destrehan, La.  
Louisiana Department of Agriculture and Immigration, Baton Rouge, La.  
New Orleans Board of Trade, New Orleans, La.  
Plaquemines Board of Trade, Belle Chasse, La.  
South Louisiana Port Inspection and Weighing Board, Hahnville, La.

The requests do not preclude other interested organizations or individuals from submitting similar requests. If the requests are granted, Ama, Myrtle Grove, and Reserve, La., would be considered "established inspection points," as defined in § 26.2(t) of the regulations under the U.S. Grain Standards Act (7 CFR 26.2(t)); licensed grain inspectors located at those points would then have certain responsibilities to inspect and grade grain as provided in § 26.19 of the regulations (7 CFR 26.19); and persons who shipped grain to or from the points would then have certain responsibilities to have grain inspected and graded as provided in § 26.80 of the regulations (7 CFR 26.80). The above regulations read as follows:

§ 26.2 Terms defined. \* \* \*

(t) *Established inspection point.* A town, city, port, or other area within which a licensed inspector is located, has his license posted and approved, and performs inspection service regularly.

§ 26.19 *Inspection and grading, when required.* Each licensed inspector whose license remains in effect shall, without discrimination, as soon as practicable, and upon reasonable terms, inspect, grade, and issue a certificate of grade for each inspection of any grain of the kind mentioned in his license,

the inspection and grading of which are required under the Act, provided such grain be offered and made accessible during customary business hours at the point where he performs service as a licensed inspector and under conditions that permit the taking of a representative sample and the proper determination of the grade of the grain.

§ 26.89 *Inspection to be obtained, where.* For each shipment of grain in interstate or foreign commerce, from or to a place where a licensed inspector is located, which is sold, offered for sale, or consigned for sale by grade, an inspection by a licensed inspector must, in accordance with section 4 of the Act, be obtained at the shipping point, at some convenient point en route, or at destination.

The Department policy under the U.S. Grain Standards Act is to approve only one official grain inspection agency at one time for any one place. This policy helps promote and protect the orderly and efficient marketing of grain by promoting the uniform application of the grain standards, reducing undesirable competition between inspection agencies, and reducing unnecessary duplicate inspections. The policy has been supported by the grain trade.

In order that the Department may determine which of the above places, if any, should be approved as established inspection points, and which inspection agencies should be approved as the official inspection agencies at such places as may be approved as established inspection points, interested parties are given opportunity to submit their views and comments in writing, as follows:

Inspection agencies that wish to submit views and comments are requested to include the following information:

1. Whether they are a government, trade, or private organization, or are sponsored by a government, trade, or private organization. (If a trade organization or sponsored by a trade organization, the nature and function of the organization, a list of the member firms, the managerial and technical controls that the trade organization exercises over the inspection activities, and the operating procedure for exercising the controls; e.g., managed by a grain committee that employs and directs the inspection personnel.)

2. Whether they are now providing grain inspection services at established inspection points and, if so, where.

3. Whether they can provide statewide grain inspection services at places where such services are desired and needed by the trade but are not now available.

4. The name(s) of places in Louisiana which they recommend for approval as established inspection points for their own agency, but which are not now approved.

5. The number of licensed inspectors who would post their licenses at such points, and the names of the inspectors, if known.

6. The inspection equipment and facilities that they would have at such points.

7. Additional laboratory services, if any, such as protein testing, which they would provide at such points.

8. The schedules of inspection fees and charges that they propose to assess at such points and a statement as to whether it may be necessary for the trade to agree to a minimum annual volume of business.

9. Whether their fees and charges would be reasonable and in accordance with the cost of the service rendered.

10. Whether they would be willing to keep separate and complete accounts of all receipts for inspection service and all disbursements from such receipts for purpose of audit by this Department.

11. Whether they would be willing to retain file samples of inspected grain for a minimum period of time as prescribed by the Department.

12. The regular hours of business when service would be available and whether they would be able to provide "24 hour per day" service if requested by the trade.

13. The expected annual volume of bargelot, cargolot, carlot, trucklot, and other inspections which they estimate would be handled at such points.

14. The names and addresses of the firms located at or near the proposed points which are believed to desire compulsory inspection of grain sold by grade and shipped or delivered for shipment in interstate or foreign commerce from or to the proposed inspection points.

Members of the grain trade who wish to submit views and comments are requested to include the following information:

1. Which, if any, of the above places or other places in Louisiana they recommend for approval as established inspection points.

2. The name of the inspection agency which they recommend for approval at each recommended established inspection point.

3. The expected annual volume of bargelot, cargolot, carlot, trucklot, and other inspections which they would request at each recommended established inspection point.

A list of the places where licensed inspectors are located may be obtained from field offices or from the headquarters office of the Grain Division of the Consumer and Marketing Service.

Opportunity is hereby afforded interested parties to submit written data, views, or arguments with respect to the requests to the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250. All written submissions should be in duplicate and should be mailed to the Hearing Clerk not later than 45 days after this notice is published in the FEDERAL REGISTER. All submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)). Consideration will be given to the written data, views, or arguments received by the Hearing Clerk and to other information available to the U.S. Department of Agriculture before final determination is made with respect to the requests.

Done in Washington, D.C., this 2d day of October 1967.

G. R. GRANGE,  
Deputy Administrator,  
Marketing Services.

[F.R. Doc. 67-11838; Filed, Oct. 5, 1967;  
8:51 a.m.]

## DEPARTMENT OF COMMERCE

Business and Defense Services  
Administration

### BAYLOR UNIVERSITY COLLEGE OF MEDICINE

#### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00115-33-46500. Applicant: Baylor University College of Medicine, 1200 Moursund Avenue, Houston, Tex. 77025. Article: Ultramicrotome, Model 8800A Ultratome III. Manufacturer: KLB-Produkter AB, Sweden. Intended use of article: The article will be used with electron microscopes for instruction of students and scientific research. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: (1) The foreign article functions according to the principle of thermal feed (or thermal advance), whereas the only known comparable domestic instrument (Model MT-2 ultramicrotome manufactured by Ivan Sorvall Inc. (Sorvall)) functions according to the mechanical feed (or mechanical advance). We are advised by the National Bureau of Standards (memorandum dated Aug. 4, 1967) that for purposes of teaching students of microtomy in the operation of an ultramicrotome employing a unique operating principle, it is necessary for the applicant to have such an instrument. We find, therefore, that the difference in operating principle is a pertinent characteristic. (2) Applicant states that the foreign article has a greater capability for routinely producing extremely thin, ultrathin sections serially (replies to Question 9 and Question 13 of application). In connection with another application (Docket No. 67-00052-33-46500), we were advised by the Department of Health, Education,

and Welfare (HEW) in its memorandum dated July 26, 1967, that "Reproducibility of thickness of each section cut for examination under the electron microscope is substantially greater when thermal advance microtomes are used than when the advance is achieved through purely mechanical devices." For the foregoing reasons, we find that the Sorvall Model MT-2 is not of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
Director, Office of Scientific and  
Technical Equipment, Business  
and Defense Services  
Administration.

[F.R. Doc. 67-11775; Filed, Oct. 5, 1967;  
8:45 a.m.]

## BOWLING GREEN STATE UNIVERSITY

#### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00079-33-46040. Applicant: Bowling Green State University, Department of Biology, Bowling Green, Ohio 43402. Article: Electron Microscope, Model HS-7S with accessories. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: This article will be used by undergraduate students at the applicant institution for research and training purposes. It is intended to be transported within the cytology laboratories for use in various rooms. Biological materials of low contrast will be investigated. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article is intended to be used for instruction of undergraduates and for research by undergraduates in assigned projects, in the applicant institution's Department of Biology. The foreign article provides a low accelerating voltage, 25 kilovolts, for optimum contrast in biological materials (specifications for Model HS-7S electron microscope). We are advised by the Department of Health, Education, and Welfare

(Memorandum dated Aug. 2, 1967) that the specification of 25-kilovolt acceleration is pertinent to the study of low contrast biological materials. The only known comparable domestic instrument is the Radio Corporation of America (RCA) Model EMU-4 electron microscope, which provides a low accelerating voltage of 50 kilovolts. For this reason, we find that the EMU-4 is not of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
Director, Office of Scientific  
and Technical Equipment,  
Business and Defense Services  
Administration.

[F.R. Doc. 67-11776; Filed, Oct. 5, 1967;  
8:45 a.m.]

## KANSAS STATE UNIVERSITY ET AL.

### Notice of Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Washington, D.C. 20230, within 20 calendar days after date on which this notice of application is published in the FEDERAL REGISTER.

Regulations issued under cited Act, published in the February 4, 1967 issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C.

A copy of each comment filed with the Director of the Office of Scientific and Technical Equipment must also be mailed or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Director must certify that such copy has been mailed or delivered to the applicant.

Docket No. 68-00090-33-46500. Applicant: Kansas State University, Manhattan, Kans. 66502. Article: Reichert Thermal Advance Ultramicrotome "Om U2" Manufacturer: C. Reichert Optische Werke A.G., Austria. Intended use of Article: Applicant states:

Research is in the areas of fundamental biological studies of cells and their motile systems. Specimens to be sectioned include insect tissue with included chitin and spores and dormant cells with hard coatings, all of which are unusually refractory to sectioning and require unusually hard embedding media. Conventional samples of softer tissues such as the testes and muscles of several species are also to be sectioned and sections will need to be thin and of uniform thickness.

Application received by Commissioner of Customs: August 23, 1967.

Docket No. 68-00093-33-46040. Applicant: Cornell University Medical College, 1300 York Avenue, New York, N.Y. 10021. Article: Electron Microscope EM-300. Manufacturer: N. V. Philips Gloelampenfabriken, The Netherlands. Intended use of article: Study of fine structure of normal and pathological human gastric mucosa involving enzyme histochemistry, immuno-histochemistry, and radioautography as well as standard stained sections. Application received by Commissioner of Customs: August 25, 1967.

Docket No. 68-00096-33-46040. Applicant: California Institute of Technology, 1201 East California Boulevard, Pasadena, Calif. 91109. Article: Electron Microscope EM-300, film holder and decontamination device. Manufacturer: N. V. Philips Gloelampenfabriken, The Netherlands. Intended use of article: Visualization of biological structures including ultrastructure of nucleic acids, viruses, and nerve cells. Application received by Commissioner of Customs: August 28, 1967.

Docket No. 68-00097-33-11000. Applicant: Pesticides Program, Toxicology Laboratory National Communicable Disease Center, PHS, USDHEW, 1600 Clifton Road NE., Atlanta, Ga. 30333. Article: Gas Chromatograph-Mass Spectrometer with accessories: direct inlet system, tool and spare parts kit. Manufacturer: LKB-Produkt AB, Stockholm, Sweden. Intended use of article: Analytical chemical studies relating to the health aspects of pesticides. Application received by Commissioner of Customs: August 28, 1967.

Docket No. 68-00098-33-57050. Applicant: Department of Botany, University of Washington, 344 Johnson Hall, Seattle, Wash. 98105. Article: Magnetic oxygen analyzer, Magnus 2. Manufacturer: Hartmann and Braun, West Germany. Intended use of article: Measuring oxygen exchange, both in light and dark, of plant materials with special reference to coniferous leaves. Application received by Commissioner of Customs: August 29, 1967.

Docket No. 68-00099-33-46040. Applicant: University of Miami, Coral Gables, Fla. 33124. Article: Electron Microscope HS-7S. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: Study of the biochemical and cytological mechanisms controlling macromolecular synthesis in the unfertilized egg and early developmental stages of the sea urchin. Application received by Commissioner of Customs: August 29, 1967.

Docket No. 68-00100-33-46040. Applicant: University of Washington, Department of Zoology, Seattle, Wash. 98105. Article: Electron Microscope EM-300, anticontamination device, 70 mm. film holder. Manufacturer: N. V. Philips Electronic Instruments, Inc., The Netherlands. Intended use of article: Studies of (1) role of cytoplasmic filaments in cell movement; (2) fine structure of neurosecretory cells in the central nervous system; (3) fine structure of crustacean peripheral nerve fibers; (4) fine structure of ascidian smooth muscle; (5) fine structure of lamellibranch hearts; (6) fine structure of the circulatory system of molluscs; (7) correlation of ultrastructural changes with electrolyte transport in mammalian tissues in vitro; (8) ultrastructural aspects of hypothalamo-hypophysial mechanisms in photoperiodic responses of birds; (9) fine structure of squid chromatophore organs. Application received by Commissioner of Customs: August 29, 1967.

Docket No. 68-00101-00-46040. Applicant: University of California, 318 Sproul Hall, Berkeley, Calif. 94720. Article: Electron Microscope accessory, Shutter for Siemens. Manufacturer: Siemens Aktiengesellschaft, West Germany. Intended use of article: Applicant states:

Accurate precise exposure of photoplates in the Siemens Elmiskop

Application received by Commissioner of Customs: August 30, 1967.

Docket No. 68-00103-33-46040. Applicant: University of Illinois at the Medical Center, 833 South Wood Street, Chicago, Ill. 60612. Article: Electron Microscope HS-7S. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: Research and teaching in several biomedical projects at the University of Illinois Medical Center as identified in body of the application. Application received by Commissioner of Customs: August 30, 1967.

Docket No. 68-00104-33-46040. Applicant: University of Miami, Coral Gables, Fla. 33124. Article: Electron Microscope, HU-11C. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: Study of chromosome structure and behavior to elucidate mechanisms of chromosome distribution in normal and abnormal cell division. Application received by Commissioner of Customs: August 31, 1967.

CHARLEY M. DENTON,  
Director, Office of Scientific and  
Technical Equipment, Business  
and Defense Services  
Administration.

[F.R. Doc. 67-11777; Filed, Oct. 5, 1967;  
8:45 a.m.]

## INDIANA UNIVERSITY

### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the

regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00075-33-46040. Applicant: Indiana University, Bloomington, Ind. 47401. Article: Electron Microscope, Model HU-11C-1 complete with Diffraction Chamber Mounting Tank, Model H4-2. Manufacturer: Hitachi Corp., Japan. Intended use of article: This article will be used for educational and research purposes. Research projects include investigation and analysis of cytological inheritance of intercellular organization; biochemical and genetic resolution of Bacteriophage, reproduction of Bacteriophage in cell free system; and structural determination of lymphocytes, mammalian taste buds, and carotid bodies. Comments: Comments with respect to this application were received from one domestic manufacturer, Radio Corporation of America (RCA), which alleges inter alia that "The RCA Model EMU-4 Electron Microscope with the following accessory [Low Magnification Pole Piece] is of equivalent scientific value to the instrument for which duty-free entry has been requested for the purposes stated in the application for which the instrument is intended to be used." (Par. (3) RCA comments dated June 13, 1967.) Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: (1) The Foreign article provides a guaranteed resolution of 5 Angstroms (specifications and performance of Hitachi Model HU-11C-1 electron microscope attached to application), whereas the RCA Model EMU-4 has a guaranteed resolution of 8 Angstroms (specifications for RCA Model EMU-4 attached to comments of RCA). (The lower the numerical rating in terms of Angstroms, the better the resolving power.) We are advised by the Department of Health, Education, and Welfare (HEW) (memorandum dated July 26, 1967) that for the purposes for which the foreign article is intended to be used, the maximum attainable resolving power is pertinent. There are techniques for preparing specimens, which permit taking full advantage of the maximum resolving capabilities of the foreign article. (2) The foreign article provides four accelerating voltages, 25, 50, 75, and 100 kilovolts (letter from Parkin-Elmer to applicant, attached to application), whereas the RCA Model EMU-4 provides only two accelerating voltages, 50 and 100 kilovolts (specifications for RCA Model EMU-4).

We are advised by HEW (memorandum cited above) that achievement of the foreign article guaranteed resolution

is aided by the 75-kilovolt accelerating voltage and that contrast is aided under low magnification search conditions by the 25-kilovolt accelerating voltage.

The lower accelerating voltages provide optimum contrast of unstained specimens and the accelerating voltage intermediate between 50 and 100 kilovolts provides optimum contrast for stained specimens. (3) The foreign article provides incremental focusing in 100 Angstrom steps, whereas the RCA Model EMU-4 offers incremental focusing in 300-Angstrom steps. The smaller incremental focusing steps permit a finer adjustment in focusing and, therefore, provide a more precise image of the specimen being examined. For the foregoing reasons, we find that the RCA Model EMU-4 is not of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
*Director, Office of Scientific and  
Technical Equipment, Business  
and Defense Services  
Administration.*

[F.R. Doc. 67-11778; Filed, Oct. 5, 1967;  
8:46 a.m.]

#### MELLON INSTITUTE

##### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00029-33-46040. Applicant: Mellon Institute, 4400 Fifth Avenue, Pittsburgh, Pa. 15213. ARTICLE: Electron Microscope, Type EM-300 Model PW 6001. Manufacturer: N. V. Philips Gloeilampenfabrieken, Holland. Intended use of article: Visualization of size, shape, and morphological details of the substructure of biological macromolecules. Problems include the details of protein subunit structure involved in the process of contractility of muscle and the morphology of nucleic acids (S-RNA) which held incorporate amino acids into peptides during protein synthesis. Comments: Comments have been received from one domestic manufacturer, Radio Corporation of America (RCA), which alleges inter alia that "The

RCA Model EMU-4 Electron Microscope is of equivalent scientific value to the instrument for which duty-free entry has been requested for the purposes stated in the application for which the instrument is intended to be used." (Par. (3) comments of RCA dated May 17, 1967.) Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which the foreign article is intended to be used, is being manufactured in the United States. Reasons: (1) The foreign article offers a guaranteed resolution of 5 Angstroms (specification Sheet, Norelco Electron Microscope EM-300, attached to application), whereas the RCA Model EMU-4 offers a guaranteed resolution of 8 Angstroms (specifications for EMU-4 Electron Microscope and Optional Accessories, attached to comments of RCA cited above). (The lower the rating in terms of Angstroms, the better the resolution.) We are advised by the Department of Health, Education, and Welfare (HEW) (memorandum dated Aug. 23, 1967) that studies of shadowed or negatively stained materials, which are included among the intended purposes for which the foreign article is intended to be used, can make effective use of the higher resolution offered by the foreign article. We are also advised by the National Bureau of Standards (NBS) (memorandum dated June 30, 1967) that the investigation of the morphology of the substructure of biological micromolecules requires the applicant to seek the best possible resolution coupled with optimum contrast. (2) With respect to contrast, the foreign article offers five accelerating voltages, 20, 40, 60, 80, and 100 kilovolts, whereas the RCA Model EMU-4 offers only two accelerating voltages, 50 and 100 kilovolts. In reply to Question 7, applicant asserts that "a potentially more dramatic increase in contrast can be obtained by using lower accelerating voltages." HEW, in its memorandum dated June 27, 1967, references four published studies on the use of lower accelerating voltages. In this memorandum dated August 23, 1967, HEW advises that since the purposes for which the foreign article is intended to be used include investigations into new techniques involving a 20-kilovolt electron beam, any electron microscope such as the RCA model EMU-4 with a 50-kilovolt lower limit will not be scientifically equivalent for these purposes. In this connection NBS advises us in memorandum cited above that the flexibility offered by the availability of 20-kilovolt accelerating voltage is essential to permit the applicant to attempt to improve contrast through its use.

For the foregoing reasons, we find that the RCA Model EMU-4 is not of equivalent scientific value to the foreign article for the purpose for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such

article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
Director, Office of Scientific and  
Technical Equipment, Busi-  
ness and Defense Services  
Administration.

[F.R. Doc. 67-11779; Filed, Oct. 5, 1967;  
8:46 a.m.]

### OREGON STATE UNIVERSITY

#### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00057-60-46040. Applicant: Oregon State University, Corvallis, Oreg. 97331. Article: Electron Microscope, Norelco Type EM-300, Model PW 6001/00 with Anticontamination device, Model PW 6526/00. Manufacturer: N.V. Philips' Gloeilampen fabrieken, Eindhoven, The Netherlands. Intended use of article: The article will be used in research and teaching. Principle areas of investigation will be concerned with virological studies of naturally occurring substances in *Chenopodium Amaranticolor* coat virus particles in vitro.

Extracts mixed with viruses to demonstrate inhibitive effects on infectivity will be measured. Coating of anisometric virus particle ends will be measured. Presence and condition of coated particle cells will be determined. Research will be conducted on formation of inclusion body root cells and progress of the viruses in plants will be examined. Characterization of two unknown viruses will be further examined.

Comments: Comments were received from one domestic manufacturer, Radio Corporation of America (RCA). These were received after the period for comments on this application had expired. Therefore, pursuant to section 602.5(a) of the regulations cited above, these comments have been treated as an offer to provide additional information to the extent that they contain factual information, as contrasted with arguments, explanations, or recommendations. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: (1) The RCA Model EMU-4 has a guaranteed resolution of 8 Angstroms whereas the foreign article has a guaranteed resolution of 5 Angstroms. (See respectively the specifications for the RCA Model

EMU-4 electron microscope attached to the comments of RCA dated June 8, 1967, and the specifications for the Norelco EM-300 electron microscope attached to the application.) (The lower the numerical Angstrom rating, the better the resolution.) The National Bureau of Standards (memorandum dated July 17, 1967) advises us that the difference between 5 Angstroms and 8 Angstroms is significant in connection with the purpose of the applicant to extend observations to the finest possible structure observable. Thus, the specification of 5 Angstroms for the foreign article is pertinent. (2) Applicant states that the five accelerating voltages offered by the foreign article (20, 40, 60, 80, and 100 kilovolts), as compared with the two accelerating voltages offered by the RCA Model EMU-4 (50 and 100 kilovolts), provide better contrast for the delicate specimens which in turn provides better photographic results and allow extended use of the specimens. (See answer to Question 13 of application.) The National Bureau of Standards (memorandum dated July 17, 1967) advises us that it is essential to the research objectives of the applicant that he have the capability to attempt to obtain improved contrast through the use of these accelerating voltages. The availability of the alternative accelerating voltages in the foreign article is therefore found to be a pertinent characteristic.

For the foregoing reasons, we conclude that the RCA Model EMU-4 electron microscope is not of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
Director, Office of Scientific  
and Technical Equipment,  
Business and Defense Ser-  
vices Administration.

[F.R. Doc. 67-11780; Filed, Oct. 5, 1967;  
8:46 a.m.]

### UNIVERSITY OF ARIZONA

#### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00081-65-46040. Applicant: University of Arizona, Department

of Metallurgy, Tucson, Ariz. Article: Electron Microscope, Model HU-200 with accessories. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used in research and teaching at the University level primarily in the field of metal science. Study will be conducted in metallurgy with emphasis on changes occurring during temperature extremes. Internal structure delineations will be obtained through transmission microscopy techniques on thin films. Studies of precipitation and phase changes, cold worked materials and faulted structures will be conducted. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article offers accelerating voltages of 100, 125, 150, 175, and 200 kilovolts (specifications for Hitachi Model HU-200 Electron Microscope, attached to application). The only known domestic electron microscope is the Model EMU-4 manufactured by Radio Corporation of America (RCA), which offers only two accelerating voltages, 50 and 100 kilovolts. We are advised by the Department of Health, Education, and Welfare (HEW) (memorandum dated July 31, 1967) that the higher the accelerating voltage, the greater the penetrating power and the thicker the specimen that can be studied. HEW also advises us in cited memorandum that the thicker the specimen, the fewer are the artifacts introduced by the thinning procedures used in preparing specimens for examination under an electron microscope. In this connection, we are further advised by the National Bureau of Standards (NBS) (see memorandum dated July 28, 1967) that some of the specimens from chemical and mining operations will be thick sections by necessity and, therefore, the higher accelerating voltages will be pertinent in order to achieve penetration.

For the foregoing reasons, we find that the RCA Model EMU-4 is not of equivalent scientific value to the foreign article for the purpose for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
Director, Office of Scientific and  
Technical Equipment, Busi-  
ness and Defense Services  
Administration.

[F.R. Doc. 67-11781; Filed, Oct. 5, 1967;  
8:46 a.m.]

### UNIVERSITY OF ARKANSAS

#### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific

article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00058-65-46040. Applicant: University of Arkansas, Fayetteville, Ark. 72701. Article: Electron microscope with specimen decontaminating device, Elmiskop IA-125, spare parts kit, and 70 mm. roll film camera. Manufacturer: Siemens & Halske AG, Karlsruhe, West Germany. Intended use of article: The Electron microscope will be used for scientific research and to a limited degree for teaching purposes. Research will encompass biological and physical science problems including electron transmission examination of thin metallic films. Comments: Comments were received from one domestic manufacturer, Radio Corporation of America (RCA), which alleges inter alia "The RCA Model EMU-4 Electron Microscope with the following accessories [low magnification projector pole piece and cold and anti-contamination specimen stage] is of equivalent scientific value to the instrument for which duty-free entry has been requested for the purposes stated in the application for which the instrument is intended to be used." (See par. 3, letter from RCA, dated June 7, 1967.) Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The principal pertinent difference between the foreign article and the RCA Model EMU-4 is that the foreign article provides four accelerating voltages, 50, 75, 100, and 125 kilovolts, whereas the EMU-4 provides only two accelerating voltages, 50 and 100 kilovolts. The 75-kilovolt accelerating capability is considered optimum for providing contrast when using stained biological specimens. The National Bureau of Standards advises us that the applicant's research objectives require an instrument with the capability which permits the applicant to obtain improved contrast with a minimum of damage to the specimen. (See memorandum from National Bureau of Standards dated July 18, 1967.) RCA states "It is true that the voltage between 50 and 100, for example 75 KV, will give you less specimen damage than 50 KV. This is at the sacrifice of contrast, however." (par. (4) a., comments of RCA). RCA states further that adequate contrast with reduced specimen damage can be attained with the use of small objective apertures (par. (4) a.). Applicant, in reply to comments from RCA, states that RCA fails to point out that the use of small apertures would reduce the field of view (letter from University of Arkansas, dated

June 27, 1967). This result, of course, would severely limit the usefulness of the domestic instrument and impede the accomplishment of the applicant's research goals. The upper accelerating voltage of 125 kilovolts offered by the foreign article provides greater penetrating power which increases the capability of the article when used in examination of metal specimens. RCA claims that an increase in accelerating voltage from 100 to 125 kilovolts does not increase the penetrating power by 25 percent because penetrating power is a function of the square root of the voltage. Hence, a 25 percent increase in voltage provides only an 11.5 percent increase in penetrating power. The National Bureau of Standards advises us that even an increase of 11.5 percent in penetrating power is pertinent to the purposes for which the applicant intends to use the foreign article.

For the foregoing reasons, we find that the RCA Model EMU-4 electron microscope is not of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
*Director, Office of Scientific and  
Technical Equipment, Business  
and Defense Services  
Administration.*

[F.R. Doc. 67-11782; Filed, Oct. 5, 1967;  
8:46 a.m.]

#### WEST VIRGINIA UNIVERSITY

##### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00052-33-46500. Applicant: West Virginia University, Morgantown, W. Va. 26506. Article: Microtome Model LKB 8800 Ultratome Ultramicrotome and accessories. Manufacturer: LKB Produkter A.B., Sweden. Intended use of article: Applicant states:

This instrument will be used for cutting ultrathin sections for electron microscopy as part mainly of research but also as patient service in the diagnosis of diseases.

Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent

scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: (1) The foreign article provides a thermal feed for ultrathin sections as well as a mechanical feed for thicker sections. (See specifications for LKB 8800 Ultratome ultramicrotome attached to application.) The only known comparable domestic instrument is the Model MT-2 ultramicrotome manufactured by Ivan Sorvall, Inc. (Sorvall) which provides only a mechanical feed for cutting sections of all thicknesses. (See 1966 catalogue for Sorvall "Porter-Blum" MT-1 and MT-2 Ultramicrotomes, Ivan Sorvall, Inc., Norwalk, Conn.) We are advised by the Department of Health, Education, and Welfare (HEW) that in the experience of expert electron microscopists working with biological material of the kind specified by the applicant, ultramicrotomes equipped with a thermal feed have proven clearly superior to microtomes with mechanical feeds alone. HEW further advises that reproducibility of thickness of each section cut for examination under the electron microscope is substantially greater when thermal advance microtomes are used than when the advance is achieved through purely mechanical devices. (See memorandum from HEW dated July 26, 1967.) This is a pertinent characteristic because, for optimum results, an ultramicrotome must be capable of reproducing consecutive thin sections of the specimen with consistent accuracy and uniformity. In the case of an application relating to a similar foreign article (Docket No. 67-00024-33-46500), HEW advised that in a mechanical advance there must be a system of gears to advance the specimen. Inherent in such a system are backlash and slippage no matter how slight these may be. Thus, there is bound to be greater variation in section thickness with mechanical advance than with thermal advance when both systems are functioning at their best. (See memorandum from HEW dated June 26, 1967.) (2) The thin-sectioning capability of an ultramicrotome is expressed as the thinnest section which it can produce. This characteristic is pertinent because the thinner the section, the more it is possible to take full advantage of the resolving power and other capabilities of the electron microscope for which the specimen is being prepared. The specified thin-section limit for the foreign article is 50 Angstroms (specifications for foreign article cited above). The specified thin-section limit for the Sorvall MT-2 is 100 Angstroms (Sorvall catalogue cited above, page 12). (3) The foreign article provides a means of measuring the angle at which the knife is set, to an accuracy of plus or minus one degree (applicant's response to Question 13 of application). The catalogue describing the Sorvall Model MT-2 cited above makes no reference to any similar device. The capability of accurately setting the knife angle is pertinent because thickness of the section is varied by varying the knife angle. Therefore, the more accurate the setting

of the knife angle, the more accurate will be the sectioning of the specimen.

For the foregoing reasons, we find that the Sorvall Model MT-2 is not of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
Director, Office of Scientific and  
Technical Equipment, Busi-  
ness and Defense Services  
Administration.

[F.R. Doc. 67-11783; Filed, Oct. 5, 1967;  
8:46 a.m.]

## DEPARTMENT OF TRANSPORTATION

Coast Guard  
[CGFR 67-73]

JAMES RIVER

### Closure to Navigation During Launch- ing of "Sea Devil (SS(N)664)"

By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by 49 CFR 1.4 (32 F.R. 5606) and Executive Order 10173 as amended by Executive Orders 10277, 10352, and 11249, I hereby affirm for publication in the FEDERAL REGISTER the order of E. C. Allen, Jr., Rear Admiral, U.S. Coast Guard, Commander, 5th Coast Guard District, who has exercised authority as District Commander, such order reading as follows:

#### SPECIAL NOTICE JAMES RIVER

Under the authority of Title II of the Espionage Act of June 15, 1917, 40 Stat. 220, 50 U.S.C. 191 and Executive Order 10173 as amended, I declare that from 9:30 a.m. d.s.t. until 1:30 p.m. d.s.t., Thursday, October 5, 1967, the following area is a security zone and I order that it be closed to any person or vessel due to the launching of the "Sea Devil (SS(N)664)":

The water of the James River, Norfolk-Newport News Harbor, Va., within the coordinates of latitude 36°59'34" N., longitude 76°26'53" W. at the shoreline of Newport News, thence southwesterly 500 yards to latitude 36°59'27" N., longitude 76°27'10" W., thence southeasterly to latitude 36°58'43" N., longitude 76°26'41" W., thence easterly to Newport News Shipbuilding Co. Pier 8 Light (USCG Light List No. 2736.5).

No person or vessel may remain in or enter this security zone.

The Captain of the Port, Norfolk-Newport News Area, Va., shall enforce this order.

The Captain of the Port may be assisted by employees and facilities of any State or political subdivision thereof or any Federal Agency.

For violation of this order Title II of the Espionage Act of June 15, 1917 (40 Stat. 220 as amended, 50 U.S.C. 192), provides:

"If any owner, agent, master, officer, or person in charge, or any member of the crew of any such vessel fails to comply with any

regulation or rule issued or order given under the provisions of this chapter, or obstructs or interferes with the exercise of any power conferred by this chapter, the vessel, together with her tackle, apparel, furniture, and equipment, shall be subject to seizure and forfeiture to the United States in the same manner as merchandise is forfeited for violation of the customs revenue laws; and the person guilty of such failure, obstruction, or interference shall be punished by imprisonment for not more than 10 years and may, in the discretion of the court, be fined not more than \$10,000."

"If any other person knowingly fails to comply with any regulation or rule issued or order given under the provisions of this chapter, or knowingly obstructs or interferes with the exercise of any power conferred by this chapter, he shall be punished by imprisonment for not more than 10 years and may, at the discretion of the court, be fined not more than \$10,000."

Dated: October 2, 1967.

P. E. TREMBLE,  
Vice Admiral, U.S. Coast Guard,  
Acting Commandant.

[F.R. Doc. 67-11773; Filed, Oct. 5, 1967;  
8:45 a.m.]

## ATOMIC ENERGY COMMISSION

[Docket No. 50-73]

### GENERAL ELECTRIC CO.

#### Nuclear Test Reactor; Notice of Is- suanee of Facility License Amend- ment

The Atomic Energy Commission has issued Amendment No. 7, effective as of the date of issuance and as set forth below, to Facility License No. R-33. Facility License No. R-33 authorizes General Electric Co. ("the licensee") to operate its Nuclear Test Reactor (the "NTR") located at its Vallecitos Nuclear Center (VNC) in Alameda County, Calif.

This amendment authorizes an increase from 100 grams to 500 grams in the amount of plutonium that General Electric may possess and use in experimental fuel elements in accordance with an application dated June 16, 1967. The amendment also adds a new subsection 8.13 to the Technical Specifications of Facility License No. R-33.

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 the issuance of this amendment may file a petition for leave to intervene. A request for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's rules of practice, 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, a notice of hearing or an appropriate order will be issued.

For further details with respect to this license, see (1) the application dated June 16, 1967, and (2) the related Safety Evaluation prepared by the Division of Reactor Licensing, which are available

for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of item (2) above may be obtained at the Commission's Public Document Room, or upon request addressed to the Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Md., this 27th day of September 1967.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,  
Assistant Director for Reactor  
Operations, Division of Re-  
actor Licensing.

#### FACILITY LICENSE AMENDMENT

[License No. R-33; Amdt. 7]

The Atomic Energy Commission having found that:

a. The application for license amendment dated June 16, 1967, complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in Title 10, Chapter I, CFR;

b. There is reasonable assurance that the activities authorized by this license, as amended, can be conducted at the designated location without endangering the health and safety of the public;

c. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and

d. Prior public notice of proposed issuance of this amendment is not required since the amendment does not involve significant hazards considerations different from those previously evaluated;

Facility License No. R-33, as amended, is hereby further amended by amending subparagraph 2.B. in its entirety to read as follows:

"2.B. Pursuant to the Act and Title 10, CFR, Chapter I, Part 70, 'Special Nuclear Material', to receive, possess and use in connection with operation of the reactor:

- (1) 4 kilograms of contained U<sup>235</sup> as reactor fuel;
- (2) 200 grams of plutonium as encapsulated plutonium-beryllium neutron sources;
- (3) 5 milligrams of plutonium as alpha instrument check sources;
- (4) 10 grams of plutonium as encapsulated fission foils;
- (5) 10 grams of U<sup>235</sup> as ionization chambers;
- (6) 10 kilograms of U<sup>235</sup> in one or more fission plates;
- (7) 1 kilogram of U<sup>235</sup> in experimental devices or test objects;
- (8) 500 grams of plutonium in fabricated fuel elements for irradiation outside of the NTR reactor. Up to 100 grams of this plutonium may be used in other experimental devices; and
- (9) 100 grams of U<sup>235</sup> in experimental devices."

A new subsection 8.13, attached hereto, is hereby added to the Technical Specifications (Appendix A) to Facility License No. R-33.

<sup>1</sup>This item was not filed with the Office of the Federal Register but is available for inspection in the public document room of the Atomic Energy Commission.

This amendment is effective as of the date of issuance.

Date of issuance: September 27, 1967.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,  
Assistant Director for Reactor  
Operations, Division of Reactor  
Licensing.

[F.R. Doc. 67-11774; Filed, Oct. 5, 1967;  
8:45 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 18879]

### CLEVELAND AIR FORWARDING, INC., ET AL.

#### Notice of Proposed Approval

Application of Cleveland Air Forwarding, Inc., Allaga's Express and Moving, and Cornelius Parra for approval of the acquisition of control of Cleveland Air Forwarding, Inc., by Cornelius Parra and the merger of Allaga's Express and Moving into Cleveland Air Forwarding, Inc., pursuant to section 408 of the Federal Aviation Act of 1958, as amended, Docket 18879.

Notice is hereby given, pursuant to the statutory requirements of section 408(b), that the undersigned intends to issue the order set forth below under delegated authority. Interested parties are hereby afforded a period of 15 days from the date of service within which to file comments or request a hearing with respect to the action proposed in the order.

Dated at Washington, D.C., October 2, 1967.

[SEAL] A. M. ANDREWS,  
Director,  
Bureau of Operating Rights.

#### ORDER OF APPROVAL

Issued under delegated authority.

By joint application filed August 7, 1967, as amended September 18, 1967,<sup>1</sup> Cleveland Air Forwarding, Inc. (Cleveland), Allaga's Express and Moving, a partnership (Allaga's), and Cornelius Parra request the Board to approve, pursuant to section 408 of the Federal Aviation Act of 1958, as amended (the Act), the acquisition of control of Cleveland by Cornelius Parra and the merger of Allaga's into Cleveland.

Cleveland is a domestic air freight forwarder authorized by the Civil Aeronautics Board. Allaga's operates as a daily pickup and delivery trucking service in the five boroughs of metropolitan New York. Cornelius Parra is the principal partner in Allaga's.

Acquisition of control of Cleveland by Cornelius Parra was accomplished on July 21, 1967, when, pursuant to an agreement between himself and the owners of Cleveland, dated May 31, 1967, all of the capital stock of Cleveland (500 shares of common) was sold to Cornelius Parra for \$5,000. In the application it is stated that circumstances justified proceeding with the above-mentioned transaction and that prompt action was necessary to prevent revocation of Cleveland's authorization. It was also stated that Cornelius Parra acquired the stock of Cleve-

land in anticipation of participating in the surge of freight traffic related to Christmas.

In addition to seeking approval of the acquisition of control of Cleveland by Cornelius Parra, the application also seeks approval of the merger of Allaga's into Cleveland.

As stated by the application, if Board approval is granted to both requests of the applicants, then Allaga's will be merged into Cleveland and Allaga's will no longer exist. The application also stated that upon Board approval the assets of Allaga's (three economy trucks, two 10-ton trucks and two step-in trucks (all radio equipped)) will be poured into Cleveland. In addition, \$5,000 in working capital will be put into Cleveland, and an additional \$5,000 will be put in escrow for later use, if needed. According to the applicants, the merger would provide Cleveland with the financial and equipment resources necessary to commence operations. Moreover, the contacts made by Cornelius Parra for servicing customers as an air freight forwarder will be available to Cleveland.<sup>2</sup>

No objection to the application has been filed.

Notice of intent to dispose of the application without a hearing has been published in the FEDERAL REGISTER, and a copy of such notice has been furnished by the Board to the Attorney General not later than the day following the date of such publication both in accordance with the requirements of section 408(b) of the Act.

Upon consideration of the application it is concluded that Allaga's is a common carrier within the meaning of section 408 of the Act, and, therefore, the arrangements for the acquisition of control of Cleveland by Cornelius Parra and the merger of Allaga's into Cleveland are within the scope of that section.<sup>3</sup>

However, it has been further concluded that such acquisition of control and merger do not affect the control of an air carrier directly engaged in the operation of aircraft in air transportation, do not result in creating a monopoly, and do not restrain competition. Furthermore, no person disclosing a substantial interest in the proceeding is currently requesting a hearing, and it is found that the public interest does not require a hearing. The control relationships are similar to others which have been approved by the Board and essentially do not present any new substantive issues.<sup>4</sup> It therefore appears that approval of the control relationships and proposed merger would not be inconsistent with the public interest.

Pursuant to authority duly delegated by the Board in the Board's Regulations, 14 CFR 385.13, it is found that the foregoing acquisition of control and merger should be approved under section 408(b) of the Act without a hearing.

Accordingly, it is ordered:

That the acquisition of control of Cleveland by Cornelius Parra and the merger of Allaga's into Cleveland be and they hereby are approved.

Persons entitled to petition the Board for review of this order pursuant to the Board's

<sup>2</sup> By application dated Sept. 30, 1966, Cornelius Parra as President and holder of 50 percent of the stock of Satellite Air Freight, Inc. (Satellite), applied on behalf of Satellite for a domestic air freight forwarding authorization. Applicants state that Satellite's application will be dropped upon approval of the instant requests.

<sup>3</sup> It has been concluded that exceptional circumstances exist within the meaning of the Sherman Doctrine, and that there is no impediment to the processing of the application on its merits.

<sup>4</sup> See, for example, Mark IV Air Freight, Inc., et al., Docket 16233, Order E-22451, July 19, 1965.

Regulations, 14 CFR 385.50, may file such petitions within 5 days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period unless within such period a petition for review thereof is filed, or the Board gives notice that it will review this order on its own motion.

By: A. M. Andrews,  
Director,  
Bureau of Operating Rights.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[F.R. Doc. 67-11821; Filed, Oct. 5, 1967;  
8:49 a.m.]

[Docket No. 17720]

### GULF STATES-MIDWEST POINTS 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 October 30, 1967, at 10 a.m., e.s.t., in Room 726, Universal Building, Connecticut and Florida Avenues NW, Washington, D.C., before the undersigned Examiner.

Dated at Washington, D.C., October 2, 1967.

[SEAL] JAMES S. KEITH,  
Hearing Examiner.

[F.R. Doc. 67-11822; Filed, Oct. 5, 1967;  
8:49 a.m.]

## FEDERAL MARITIME COMMISSION

### NORTH ATLANTIC UNITED KINGDOM FREIGHT CONFERENCE

#### Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 10 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed for approval by:

Mr. R. J. Gage, Chairman, North Atlantic United Kingdom Freight Conference, 17 Battery Place, New York, N.Y. 10004.

<sup>1</sup> The amended application was supplemented by letter dated Sept. 20, 1967.

Agreement No. 7100-4, between the member lines of the North Atlantic United Kingdom Freight Conference, modifies Article IX of the basic agreement to permit Member Lines and their agents, managers, operators, etc., with Conference approval, to represent non-conference vessels transporting cargoes within the Conference trade.

Dated: October 3, 1967.

By order of the Federal Maritime Commission.

THOMAS LIST,  
Secretary.

[F.R. Doc. 67-11829; Filed, Oct. 5, 1967; 8:50 a.m.]

### FEDERAL POWER COMMISSION

[Docket Nos. CI60-452, etc.]

ARTHUR M. GUIDA ET AL.

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

SEPTEMBER 27, 1967.

Arthur M. Guida et al. (successor to Occidental Petroleum Corp. et al.) and other Applicants listed herein, Docket Nos. CI60-452 et al.

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 October 19, 1967.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on 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 or the authorization for the proposed abandonment 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: *Provided, however,* That pursuant to § 2.56, Part 2, Statement of General Policy and Interpretations, Chapter I of Title 18 of the

Code of Federal Regulations, as amended, all permanent certificates of public convenience and necessity granting applications, filed after April 15, 1965, without further notice, will contain a condition precluding any filing of an increased rate at a price in excess of that designated for the particular area of production for the period prescribed therein unless at the time of filing such certificate application, or within the time fixed herein for the filing of protests or

petitions to intervene the Applicant indicates in writing that it is unwilling to accept such a condition. In the event Applicant is unwilling to accept such condition the application will be set for formal hearing.

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

GORDON M. GRANT,  
Secretary.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
CI60-452 E 9-7-67	Arthur M. Guida et al. (successor to Occidental Petroleum Corp. et al.), 533 Custer, Akron, Colo. 89723	Kansas-Nebbraska Natural Gas Co., Inc., Meant Hope Field, Logan County, Colo.	7.0	16.4
CI62-377 (CI62-656) C 12-15-61 <sup>1</sup>	Paul H. Ash et al. d.b.a. A & C Oil & Gas Co., c/o Mr. David D. Taylor, 318 Professional Bldg., Clarksburg, W. Va. 26301.	Equitable Gas Co., Skin Creek District, Lewis County, W. Va.	25.056	15.325
CI62-353 A 10-30-61	Columbian Fuel Corp., 639 Madison Ave., New York, N.Y. 10017.	United Fuel Gas Co., Sandy River District, McDowell County and Huff Creek District, Wyoming County, W. Va.	23.0	15.325
CI62-354 (CI62-656) C 12-19-61 <sup>2</sup>	Paul H. Ash et al. d.b.a. A & C Oil & Gas Co.	Equitable Gas Co., Buckhanna and Skin Creek Districts, Upshur and Lewis Counties, W. Va.	25.056	15.325
CI63-193 E 8-14-67	J. H. Bander et al. (successor to Orlan Biller), 623 Petroleum Bldg., Abilene, Tex. 79601.	Kansas-Nebbraska Natural Gas Co., Inc., acreage in Logan County, Colo.	10.0	16.4
CI63-959 E 9-5-67	West Petroleum Co. (successor to R. H. Holland et al.), Post Office Box 834, Perryton, Tex. 79770.	Northern Natural Gas Co., J. Bartel Unit, Beaver County, Okla.	17.0	14.65
CI64-1097 C 9-19-67	Tenneco Oil Co., Post Office Box 2511, Houston, Tex. 77001.	El Paso Natural Gas Co., Blanco Field, Rio Arriba County, N. Mex.	12.2339	15.025
CI64-1279 9-18-67 <sup>4</sup>	Gulf Oil Corp., Post Office Box 1639, Tulsa, Okla. 74102.	Colorado Interstate Gas Co., Patrick Drain Area, Sweetwater County, Wyo.	14.5	14.65
CI64-1281 E 9-5-67	West Petroleum Co. (successor to R. H. Holland)	Northern Natural Gas Co., Noe Unit, Beaver County, Okla.	17.0	14.65
CI64-1283 C 9-5-67 <sup>3</sup> 9-18-67 <sup>4</sup>	Continental Oil Co., Post Office Box 2107, Houston, Tex. 77001.	El Paso Natural Gas Co., Blanco Pictured Cliffs Field, Rio Arriba County, N. Mex.	12.0435	15.025
CI65-1306 C 7-24-67	MWJ Producing Co. (Operator) Agent, 413 First National Bank Bldg., Midland, Tex. 79701.	El Paso Natural Gas Co., Sprakery Field, Reagan County, Tex.	14.5	14.65
CI65-176 C 9-14-67	Skelly Oil Co. (Operator) et al., Post Office Box 1630, Tulsa, Okla. 74102.	Arkansas Louisiana Gas Co., Arkama Basin, Scott County, Ark.	15.0	14.65
CI67-676 C 8-30-67	Apache Corp. (Operator) et al., 823 South Detroit, Tulsa, Okla. 74129.	Northern Natural Gas Co., Woodward Field, Woodward County, Okla.	17.0	14.65
CI67-1036 A 2-16-67	Perry R. Bass (Operator) Agent, 1210 Fort Worth National Bank Bldg., Fort Worth, Tex. 76102.	El Paso Natural Gas Co., Tero Arca, Reeves County, Tex.	16.5	14.65
CI68-170 A 8-16-67 <sup>10</sup> 9-11-67 <sup>11</sup>	O. D. Jacobs, Trustee, 1100 South Lakeside Dr., Lake Worth, Fla. 33469.	United Fuel Gas Co. acreage in Pike County, Ky.	16.0	15.325
CI68-194 (G-19372) 2-3-65 <sup>12</sup>	Gerald F. Harrington Trust, <sup>11</sup> c/o William J. Meunier, attorney, Hardie, Grambling, Sims and Galbraith, Post Office Drawer 1977, El Paso, Tex. 79931.	El Paso Natural Gas Co., Pictured-Cliffs and Mesa Verde Fields, Rio Arriba County, N. Mex.	<sup>10</sup> 11.0 <sup>11</sup> 13.0	15.025
CI68-236 A 8-25-67	Teltek Drilling Co. (Operator) et al., 340 Denver Club Bldg., Denver, Colo. 80202.	Kansas-Nebbraska Natural Gas Co., Inc., Bonanza Field, Logan County, Colo.	<sup>12</sup> 9.122	15.025
CI68-248 (G-19333) F 9-5-67	Pan American Petroleum Corp. (successor to Benson-Mentlinger Drilling Corp.), Post Office Box 731, Tulsa, Okla. 74102.	El Paso Natural Gas Co., Basin Dakota Field, San Juan County, N. Mex.	<sup>12</sup> 13.0	15.025
CI68-249 (G-19110) F 9-5-67	Pan American Petroleum Corp. (successor to Benson-Mentlinger Drilling Corp.)	do.	13.0	15.025
CI68-260 A 9-1-67	Douglas E. Florence, Post Office Box 1078, Farmington, N. Mex. 87401.	El Paso Natural Gas Co., Ballard Pictured Cliffs Field, Rio Arriba County, N. Mex.	12.0	15.025
CI68-267 (G-18563) F 9-5-67	West Petroleum Co. (successor to R. H. Holland et al.)	Natural Gas Pipeline Co. of America, Southeast Boyd Field, Beaver County, Okla.	17.0	14.65
CI68-269 B 9-14-67	Engeo Oil & Gas Co., Post Office Box 1529, Corpus Christi, Tex. 78401.	South Texas Natural Gas Gathering Co., Whitted Field, Hillago County, Tex.	Depleted	

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

See footnotes at end of table.

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

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
CI62-272 (CI61-747) F 9-5-67	Pan American Petroleum Corp. (successor to Benson-Montin-Greer Drilling Corp. 19).	El Paso Natural Gas Co., Basin-Dakota Field, San Juan County, N. Mex.	13.0	15.025
CI62-272 (CI61-747) F 9-5-67	do 19.	do	13.0	15.025
CI62-274 A 9-14-67	Standard Oil Co. of Texas, a division of Chevron Oil Co., Post Office Box 1249, Houston, Tex. 77001.	Michigan Wisconsin Pipe Line Co., North Thorndike Field, Gray and Roberts Counties, Tex.	17.0	14.65
CI62-275 A 9-14-67	Midwest Oil Corp., 1700 Broadway, Denver, Colo. 80202.	United Gas Pipe Line Co., St. Martinville Field, St. Martin Parish, La.	21.25	15.025
CI62-276 A 9-18-67	Jerome P. McHugh and Vincent E. Shryack, 930 Petroleum Club Bldg., Denver, Colo. 80202.	El Paso Natural Gas Co., Basin-Dakota Field, San Juan County, N. Mex.	13.0	15.025
CI62-277 A 9-18-67	Bruce Anderson, 600 Southwest Tower, Houston, Tex. 77002.	Northern Natural Gas Co., Lotspeich Unit Area, Harper County, Okla.	17.0	14.65
CI62-278 B 9-18-67	Zephyr Drilling Corp., 1812 First National Bldg., Tulsa, Okla. 74103.	Lone Star Gas Co., Katie Field, Garvin County, Okla.	(20)	-----
CI62-279 B 9-15-67	Crestmont Oil Co. (operator) et al, c/o M. W. Meredith, Jr., attorney, Keys, Russell, Watson & Seaman, 18th Floor, Driscoll Bldg., Corpus Christi, Tex. 78403.	Natural Gas Pipeline Co. of America, acreage in Wise County, Tex.	Declined in pressure.	-----
CI62-280 A 9-11-67	Chief Drilling, Inc., 3175 Cleveland Ave., Suite 216, Columbus, Ohio 43214.	Equitable Gas Co., acreage in Clay County, W. Va.	25.0	15.325
CI62-281 B 9-15-67	Bell Petroleum Co., Suite 400, 700 Wilshire Blvd., Los Angeles, Calif. 90017.	Neleh Gas & Oil Corp., South Pippett Field, Pecos County, Tex.	Uneconomical	-----
CI62-282 A 9-18-67	The Shamrock Oil & Gas Corp., Post Office Box 631, Amarillo, Tex. 79105.	Arkansas Louisiana Gas Co., acreage in Sebastian County, Ark.	15.0	14.65
CI62-283 B 9-18-67	Mobil Oil Corp., Post Office Box 2444, Houston, Tex. 77001.	United Gas Pipe Line Co., Green Field, Karnes County, Tex.	Depleted	-----
CI62-284 A 9-18-67	Anadarko Production Co., Post Office Box 9317, Fort Worth, Tex. 76107.	Panhandle Eastern Pipe Line Co., Richfield Area and Cimarron Valley, Southwest Field, Morton County, Kans.	16.0	14.65
CI62-285 A 9-19-67	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001.	Arkansas Louisiana Gas Co., Massard Field, Sebastian County, Ark.	15.0	14.65
CI62-286 A 9-19-67	David C. Bintliff et al., c/o J. Evans Attwell, attorney, Vinson, Elkins, Weems & Searls, 2100 First City National Bank Bldg., Houston, Tex. 77002.	Texas Gas Transmission Corp., South Thronwell Field, Jefferson Davis Parish, La.	21.25	15.025
CI62-287 (CI61-737) F 9-20-67	Okmar Oil Co. et al. (successor to Shell Oil Co.), c/o David L. Fist, attorney, 413 Midstates Bldg., Tulsa, Okla. 74103.	Transwestern Pipeline Co., Gihula Creek Field, Ochiltree County and Higgins Field, Lipscomb County, Tex.	17.5	14.65

that bank and Commercial State Bank of Roseville, Roseville, Mich., under the charter and title of The Detroit Bank and Trust Co. As an incident to the consolidation, the three offices of Commercial State Bank of Roseville would become branches of the resulting bank. Notice of the proposed consolidation, in form approved by the Board, has been published pursuant to said Act.

Upon consideration of all relevant material in the light of the factors set forth in said Act, including reports furnished by the Comptroller of the Currency, the Federal Deposit Insurance Corporation, and the Attorney General on the competitive factors involved in the proposed merger:

It is hereby ordered, For the reasons set forth in the Board's statement<sup>1</sup> of this date, that said application be and hereby is approved, provided that said consolidation shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order.

Dated at Washington, D.C., this 28th day of September 1967.

By order of the Board of Governors,<sup>2</sup>

[SEAL] MERRITT SHERMAN,  
Secretary.

[F.R. Doc. 67-11786; Filed, Oct. 5, 1967; 8:46 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[811-650]

### CIVIL & MILITARY INVESTORS MUTUAL FUND, INC.

#### Notice of Filing of Application for Order Declaring That Company Has Ceased To Be an Investment Company

OCTOBER 2, 1967.

Notice is hereby given that Civil & Military Investors Mutual Fund, Inc. ("applicant"), c/o Hogan & Hartson, 815 Connecticut Avenue NW., Washington, D.C. 20006, a Delaware corporation registered as an open-end diversified management company under the Investment Company Act of 1940 ("Act"), has filed an application pursuant to section 8(f) of the Act for an order of the Commission declaring that applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of applicant's representations, which are summarized below.

<sup>1</sup> Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Chicago.

<sup>2</sup> Voting for this action: Chairman Martin, and Governors Mitchell, Daane, and Sherrill. Voting against this action: Governors Robertson, Maisel, and Brimmer.

Application erroneously assigned Docket No. CI62-656. Docket No. CI62-656 will be canceled and the application treated as an amendment to the certificate in Docket No. CI62-377.

<sup>2</sup> Settlement rate as approved by the Commission order issued Dec. 8, 1965, in Docket Nos. G-14101 et al.

<sup>3</sup> Application erroneously assigned Docket No. CI62-656. Docket No. CI62-656 will be canceled and the application treated as an amendment to the certificate in Docket No. CI62-654.

<sup>4</sup> Amendment to certificate filed to add interest of coowner.

<sup>5</sup> Application previously noticed Sept. 14, 1967, in Docket Nos. G-3685, et al. at a total initial rate of 12.2295 cents per Mcf.

<sup>6</sup> Amendment to application filed to reflect a total initial rate of 12.0495 cents per Mcf in lieu of 12.2295 cents.

<sup>7</sup> By letter filed Sept. 7, 1967, Applicant agreed to accept permanent authorization containing conditions similar to those imposed by Opinion No. 465, as modified by Opinion No. 463-A.

<sup>8</sup> Subject to upward and downward B.t.u. adjustment.

<sup>9</sup> By letter filed Sept. 5, 1967, Applicant agreed to accept permanent certificate containing conditions similar to those imposed by Opinion No. 465, as modified by Opinion No. 463-A.

<sup>10</sup> Application previously noticed Aug. 30, 1967, in Docket Nos. G-4366 et al. at a total initial rate of 12 cents per Mcf.

<sup>11</sup> Amendment to application filed to reflect a total initial rate of 16 cents per Mcf in lieu of 12 cents.

<sup>12</sup> Applicant is filing to cover its own interest which was previously covered by Mike Abraham et al., FPC GRS No. 2 in Docket No. G-19372.

<sup>13</sup> Formations down to and including the Pictured Cliffs formation.

<sup>14</sup> Formations below the base of the Pictured Cliffs formation. Includes 1 cent per Mcf minimum guarantee for liquids.

<sup>15</sup> Includes 7 cents per Mcf which buyer will retain until investment in facilities has been recovered.

<sup>16</sup> Successor in interest to Albert R. Greer, Benson-Montin-Greer Drilling Corp. never applied for certificate in connection with subject interests.

<sup>17</sup> Includes 1 cent per Mcf minimum guarantee for liquids.

<sup>18</sup> Interest covered by agent's certificate, Union Oil Company of California, in Docket No. G-18663.

<sup>19</sup> Successor in interest to Great National Corp. Benson-Montin-Greer Drilling Corp. never applied for certificate in connection with subject interests.

<sup>20</sup> Gas no longer produced in commercial quantities.

<sup>21</sup> Subject to deduction for compression and/or treating cost should Buyer compress or treat gas.

<sup>22</sup> Rate in effect subject to refund in Docket No. RI65-476.

[F.R. Doc. 67-11716; Filed, Oct. 5, 1967; 8:45 a.m.]

## FEDERAL RESERVE SYSTEM

### DETROIT BANK AND TRUST CO.

#### Order Approving Consolidation of Banks

In the matter of the application of The Detroit Bank and Trust Co. for approval

of consolidation with Commercial State Bank of Roseville.

There has come before the Board of Governors, pursuant to the Bank Merger Act (12 U.S.C. 1828(c)), an application by The Detroit Bank and Trust Co., Detroit, Mich., a State member bank of the Federal Reserve System, for the Board's prior approval of the consolidation of

Applicant states that all of the shares issued were issued to its organizers, that all such shares were canceled, all of its assets were distributed and its registration statement under the Securities Act of 1933 was withdrawn with the consent of the Securities and Exchange Commission by order dated October 3, 1958. Applicant further represents that its charter was surrendered and it does not intend to engage in business as an investment company.

Section 8(f) of the Act provides, in pertinent part, that when the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the taking effect of such order, the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than October 23, 1967, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address 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 information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 67-11793; Filed, Oct. 5, 1967;  
8:47 a.m.]

### CODITRON CORP.

#### Order Suspending Trading

OCTOBER 2, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, \$3 par value, of Coditron Corp., New York, N.Y., otherwise than on a national securities exchange is required

in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period October 3, 1967, through October 12, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 67-11794; Filed, Oct. 5, 1967;  
8:47 a.m.]

[812-2173]

### MUNICIPAL INVESTMENT TRUST FUND, SERIES I

#### Notice of Application for Order of Exemption

OCTOBER 2, 1967.

Notice is hereby given that Municipal Investment Trust Fund, Series I ("Applicant"), 45 Wall Street, New York, N.Y., a unit investment trust registered under the Investment Company Act of 1940, 15 U.S.C. section 80a-1, et seq. ("Act"), has filed an application pursuant to section 6(c) of the Act for an order of the Commission exempting Applicant from compliance with the provisions of section 14(a) of the Act. In substance, section 14(a) of the Act provides that no registered investment company shall make a public offering of securities of which it is the issuer unless it has a net worth of at least \$100,000.

All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

Applicant has filed a registration statement under the Securities Act of 1933 for the sale to the public of 6,000 units of undivided interest in a portfolio of tax-free municipal bonds. This registration statement has not yet become effective. Applicant is one of a series of similar funds named "Municipal Investment Trust Fund" and will be governed by a Trust Agreement under which Bache & Co., Inc., Hornblower & Weeks-Hemphill, Noyes, and Goodbody & Co. will act as sponsors and United States Trust Company of New York will act as Trustee. Applicant states that the Sponsors, acting as managers for the underwriters, will deposit with the Trustee between \$4 million and \$6 million principal amount of bonds and will receive from the Trustee simultaneously with such deposit registered certificates for between 4,000 and 6,000 units which will in turn be offered for sale to the public by the Sponsors. No additional units will be issued. The trust agreement provides that bonds may from time to time be sold under certain circumstances, or may be redeemed or may mature in accordance with their terms, and the proceeds from such dispositions will be distributed to unitholders.

Units will remain outstanding until redeemed or until the termination of the Trust, which may be terminated by 100 percent of the unitholders of the Applicant, or, in the event that the value of the bonds shall fall below 40 percent of the principal amount of the Trust, upon direction of the Sponsors to the Trustee. In connection with the requested exemption the Sponsors have agreed to refund the sales load to purchasers of units if, within 90 days after the registration statement becomes effective, the net worth of the Trust shall be reduced to less than \$100,000, or if the Trust is terminated. The Sponsors will instruct the Trustee on the date the bonds are deposited that if the Trust shall at any time have a net worth of less than 40 percent of the principal amount of bonds in the Trust, resulting from redemption by the Sponsors of units constituting a part of the unsold units, the Trustee shall terminate the Trust in the manner provided in the Trust Agreement and distribute any bonds or other assets deposited with the Trustee pursuant to the Trust Agreement as provided therein. The Sponsors have agreed on behalf of the underwriters and such dealers to refund any sales load to any purchasers of units on demand and without any deduction in the event of such termination. Applicant further represents that at the present time Sponsors maintain a market for the units of most other Municipal Investment Trust Funds with which they are similarly connected, and continually offer to purchase such units at prices which exceed the redemption price for such units by amounts which depend upon general market conditions. It is the Sponsors' intention to maintain a market for the units of the Applicant and to continuously offer to purchase such units at prices in excess of the redemption price as set forth in the Trust Agreement, although the Sponsors are not obligated to do so.

Notice is further given that any interested person may, not later than October 23, 1967, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or

upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 67-11795; Filed, Oct. 5, 1967;  
8:47 a.m.]

[70-4537]

## NORTHEAST UTILITIES ET AL.

### Notice of Proposed Acquisition

OCTOBER 2, 1967.

Notice is hereby given that Northeast Utilities ("Northeast"), 70 Federal Street, Boston, Mass. 02110, a registered holding company, and its electric utility subsidiary company. The Connecticut Light and Power Co. ("CL&P")—which also is an exempt holding company, and The Rocky River Realty Co. ("Rocky River"), a nonutility subsidiary company of CL&P, Post Office Box 2010, Hartford, Conn. 06101, have filed a joint application-declaration and amendments thereto with this Commission pursuant to the provisions of the Public Utility Holding Company Act of 1935 ("Act"), designating, to the extent applicable, sections 2(a) (19), 6, 7, 9, 10, 12 (b), (c), and (f), and 13(b) of the Act and Rules 42(b) (2), 45(b) (1), 50(a) (3), 86, 87, and 88 promulgated thereunder regarding the proposed transactions. All interested persons are referred to the said joint application-declaration, which is summarized below, for a complete statement of the proposed transactions.

Rocky River is a Connecticut corporation and as at May 31, 1967 its outstanding capitalization consisted of 100 shares of capital stock with par value of \$100 per share, earned surplus of \$62,399, \$858,750 principal amount of noninterest bearing demand notes (all owned by CL&P), and \$2,360,000 principal amount of 30-year first mortgage bonds due in 1981 and 1983 (owned by a nonaffiliated person).

Heretofore Rocky River, acting for CL&P, has acquired land needed by CL&P in its public utility operations for office and service buildings, generating plants, substations, transmission rights-of-way, and other projects. In addition, Rocky River owns certain office and service building facilities in Connecticut which it has leased to CL&P under net lease arrangements. Rocky River's mortgage bonds are secured by closed-end first mortgages on these properties, and the aforesaid net leases, which have terms extending 20 years beyond the respective maturities of such bonds, have been assigned as additional security therefor. Since property owned by Rocky River is not subject to any mortgage of CL&P, the use of Rocky River by CL&P has served to facilitate its property acquisitions and to allow prompt disposi-

tion of lands subsequently found to be in excess of CL&P's actual requirements.

It is proposed that Rocky River become a direct subsidiary company of Northeast and that pursuant to contracts with CL&P and The Hartford Electric Light Co. and Western Massachusetts Electric Co., also subsidiary companies of Northeast, Rocky River will perform for these companies at cost real estate functions similar to those heretofore performed for CL&P. For this purpose, it is proposed: (1) that CL&P sell to Northeast for cash, and Northeast will acquire, all of the capital stock of Rocky River owned by CL&P at the underlying book value thereof as at the date of sale (which exceeds CL&P's investment cost); and (2) that, from time to time as funds are needed during a period of 5 years from the effective date of the Commission's order herein, Rocky River issue and sell to Northeast for cash at the principal amount thereof its long-term unsecured notes with a maximum principal amount of \$1,500,000 to be outstanding at any one time. The new notes will mature 40 years after the date the first of such notes is issued, bear interest at a rate one-quarter of 1 percent above the commercial bank prime rate for short-term loans (currently 5½ percent) in effect from time to time in Hartford, Conn. (adjusted as of the date of announcement of any change in the said rate), may be repaid at any time without premium, and will be subordinated to Rocky River's first mortgage bonds and to any other debt security which Rocky River may hereafter issue and sell to any non-associate company. The proceeds from the issue and sale of the new notes, together with other available funds, will be used by Rocky River to repay the \$858,750 principal amount of its demand notes now held by CL&P and for other corporate purposes. Rocky River anticipates that its capital requirements will vary from time to time and represents that its total capital will be limited through the retirement of the notes to the amounts reasonably required to finance its real estate activities.

It is anticipated that Rocky River will continue its aforesaid net leasing activities, and that it may enter into similar net leasing arrangements with one of the associate companies named above and, subject to further order of this Commission, issue additional mortgage bonds assigning such leases as security therefor. All costs and expenses associated with the aforesaid net lease arrangements shall be borne entirely by the lessees. The costs of all other real estate functions performed by Rocky River shall be allocated among the associate companies on the basis of benefits conferred and in accordance with methods set forth in the proposed contracts. The application-declaration further states that Rocky River will not acquire or hold any real estate for itself for speculative purposes and that its activities will be limited to those which are directly related to the utility operations of its associate companies.

The fees, commissions and expenses to be incurred in connection with the

proposed transactions are estimated at approximately \$3,000. The application-declaration states that no consent or approval of any State commission or Federal commission, other than this Commission, is required in respect of the proposed transactions.

Notice is further given that any interested person may, not later than October 23, 1967, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the 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 with the request. At any time after said date, the application-declaration, as filed and amended or as it may be further amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponement thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 67-11796; Filed, Oct. 5, 1967;  
8:47 a.m.]

## SUBSCRIPTION TELEVISION, INC.

### Order Suspending Trading

OCTOBER 2, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, \$1 par value of Subscription Television, Inc., New York, N.Y., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

*It is ordered,* Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period October 3, 1967, through October 12, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 67-11797; Filed, Oct. 5, 1967;  
8:47 a.m.]

[70-4540]

**WEST PENN POWER CO.****Notice of Proposed Issue and Sale of First Mortgage Bonds and Preferred Stock at Competitive Bidding**

OCTOBER 2, 1967.

Notice is hereby given that West Penn Power Co. ("West Penn"), Cabin Hill, Greensburg, Pa. 15601, an exempt holding company and also a public-utility subsidiary company of Allegheny Power System, Inc., a registered holding company, has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating section 6(b) of the Act and Rule 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application, which is summarized below, for a complete statement of the proposed transactions.

West Penn proposes to issue and sell, pursuant to the competitive bidding requirements of Rule 50 promulgated under the Act, \$25 million principal amount of First Mortgage Bonds, Series V. . . . percent, due November 1, 1997. The interest rate (which shall be a multiple of one-eighth of 1 percent and the price, exclusive of accrued interest, to be paid to West Penn for the bonds (which shall be not less than 100 percent nor more than 102¾ percent of the principal amount of the bonds) will be determined by the competitive bidding. The bonds will be issued under the First Mortgage dated March 1, 1916, between West Penn and The Chase Manhattan Bank (National Association), as Trustee, as heretofore supplemented and as to be further supplemented by a supplemental indenture to be dated November 1, 1967.

West Penn also proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, 100,000 shares of its \$\_\_\_\_\_ Preferred Stock, Series D, par value \$100 per share. The dividend rate of the preferred stock (which will be a multiple of \$0.04) and the price, exclusive of accrued dividends, to be paid to West Penn (which will be not less than \$100 nor more than \$102.75 per share) will be determined by the competitive bidding.

The net proceeds from the sale of the bonds and preferred stock will be used to finance the construction program of West Penn and its subsidiary companies (including repayment of \$20 million of short-term bank loans incurred therefor). Construction expenditures for the 3 years 1967, 1968, and 1969 are presently estimated at about \$165 million (\$45 million for 1967, \$64 million for 1968, and \$56 million for 1969), of which \$23,500,000 had been expended to July 31, 1967.

The fees and expenses to be incurred in connection with the issue and sale of the bonds are estimated at \$47,000, including accountants' fees of \$6,100 and counsel fees of \$10,500. The fees and expenses relating to the issue and sale of the preferred stock are estimated at \$28,000, including accountants' fees of \$2,400 and counsel fees of \$6,250. The

fees of counsel for the underwriters are estimated at \$7,500 with respect to the bonds and \$4,000 with respect to the preferred stock and are to be paid by the successful bidders.

The application states that registration by the Pennsylvania Public Utility Commission of securities certificates with respect to the bonds and preferred stock is required for their issue and sale, that such securities certificates are being filed with that Commission, and that copies of the securities certificates and orders of that Commission will be made a part of the record by amendment.

Notice is further given that any interested person may, not later than November 2, 1967, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as filed or as it may be amended, may be granted as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL]

ORVAL L. DuBOIS,  
Secretary.[F.R. Doc. 67-11798; Filed, Oct. 5, 1967;  
8:47 a.m.]**DEPARTMENT OF LABOR****Wage and Hour Division****CERTIFICATES AUTHORIZING EMPLOYMENT OF FULL-TIME STUDENTS WORKING OUTSIDE OF SCHOOL HOURS AT SPECIAL MINIMUM WAGES IN RETAIL OR SERVICE ESTABLISHMENTS OR IN AGRICULTURE**

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 20 U.S.C. 201 et seq.), the regulation on employment of full-time students (29 CFR Part 519), and Administrative Or-

der No. 595 (31 F.R. 12931), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. The effective and expiration dates are as indicated below. The minimum certificate rates are not less than 85 percent of the applicable statutory minimum.

The following certificates provide for an allowance not to exceed the proportion of the total hours worked by full-time students at rates below \$1 an hour to the total number of hours worked by all employees in the establishment during the base period in occupations of the same general classes in which the establishment employed full-time students at wages below \$1 an hour in the base period.

Adams Drug Co., Inc., drug stores from 9-3-67 to 9-2-68: No. 15, Cranston, R.I.; No. 10, Providence, R.I.

Boulevard Food Store, food store; 1021 Nebraska Street, Sioux City, Iowa; 9-3-67 to 9-2-68.

Buehler Market, food store; 2315 N Street, Omaha, Nebr.; 9-3-67 to 9-2-68.

Capin's El Paso Store, department store; 125-129 Morley Avenue, Nogales, Ariz.; 9-3-67 to 9-2-68.

Cat & Fiddle Super Markets, Inc., food stores from 9-3-67 to 9-2-68: 714 South Main Street, Danville, Va.; Riverside Drive, Danville, Va.

Crest Stores Co., variety stores from 9-17-67 to 9-16-68 except as otherwise indicated: 1330 Central Avenue, Charlotte, N.C. (9-30-67 to 9-29-68); Boone, N.C.; Brevard, N.C.

The Dixie Store, department store; 415-17 Chickasha Avenue, Chickasha, Okla.; 8-23-67 to 8-22-68.

Eagle Stores Co., Inc., variety store; No. 51, Charleston, S.C.; 9-23-67 to 9-22-68.

Edward's, Inc., variety stores from 9-8-67 to 9-7-68: 917 Bay Street, Beauford, S.C.; 517 King Street, and St. Andrews Shopping Center, Charleston, S.C.; Pinehaven Shopping Center, and 2018 Reynolds Avenue, Charleston Heights, S.C.; 324-6 Laurel Street, Conway, S.C.; 929 Front Street, Georgetown, S.C.; 819 Kings Highway Extension, Myrtle Beach, S.C.; 10-18 North Main Street, Sumter, S.C.; 31-33 Washington Street, Walterboro, S.C.

The First Street Store, Ltd., department store; 3640 East First Street, Los Angeles, Calif.; 9-3-67 to 9-2-68.

M. Gilbert & Sons Co., apparel store; 813 South Michigan Street, South Bend, Ind.; 9-3-67 to 9-2-68.

W. T. Grant Co., variety stores from 9-3-67 to 9-2-68 except as otherwise indicated: No. 447, Hamden, Conn.; Nos. 638 and 849, Jacksonville, Fla.; No. 70, Atlanta, Ga.; No. 33, Peoria, Ill. (9-23-67 to 9-22-68); No. 718, Indianapolis, Ind.; No. 545, Gardiner, Maine; No. 83, Lawrence, Mass.; No. 190, Minneapolis, Minn.; No. 262, Berlin, N.H.; No. 675, Asheville, N.C.; No. 313, Newark, Ohio; No. 289, Philadelphia, Pa. (9-7-67 to 9-6-68); No. 555, Phoenixville, Pa. (9-7-67 to 9-6-68); No. 468, Pittsburgh, Pa.; No. 841, Pittsburgh, Pa. (9-16-67 to 9-15-68); No. 154, Sunbury, Pa.; No. 479, West Chester, Pa. (9-6-67 to 9-5-68); No. 539, Newport, Vt.; No. 241, St. Johnsbury, Vt.; No. 591, Fredericksburg, Va. (9-1-67 to 8-31-68); No. 519, Appleton, Wis.

Harts Supermarket, Inc., food store; No. 1, Branson, Mo.; 9-3-67 to 9-2-68.

Heated Stores Co., variety store; No. 715, Norfolk, Nebr.; 9-3-67 to 9-2-68.

Hoffman's, Inc., department store; 200 Union Street, Lynn, Mass.; 9-3-67 to 9-2-68.

K. C. Super Market, food store; Eighth Street and Ohio Avenue, Etowah, Tenn.; 9-1-67 to 8-31-68.

S. S. Kresge Co., variety stores from 9-3-67 to 9-2-68 except as otherwise indicated: No. 66, Bridgeport, Conn.; No. 247, Hamden, Conn.; No. 4526, Hartford, Conn.; No. 4608, Meriden, Conn.; No. 33, New Haven, Conn.; Nos. 291 and 651, New London, Conn.; No. 590, Waterbury, Conn.; No. 4583, West Hartford, Conn.; No. 728, Brantford, Fla.; Nos. 725 and 730, Miami, Fla.; No. 740, Orlando, Fla. (9-27-67 to 9-26-68); No. 742, St. Petersburg, Fla.; No. 700, Atlanta, Ga. (9-21-67 to 9-20-68); No. 34, Bloomington, Ill.; No. 94, Bridgeview, Ill.; No. 164, Canton, Ill.; Nos. 236, 445, and 4613, Chicago, Ill.; No. 261, Danville, Ill.; No. 417, Kankakee, Ill.; No. 497, Mattoon, Ill.; No. 4546, Moline, Ill.; No. 4623, Oak Lawn, Ill.; Nos. 98 and 321, Quincy, Ill.; No. 483, Bedford, Ind.; No. 237, Elkhart, Ind.; No. 568, Fort Wayne, Ind.; No. 462, Gary, Ind.; No. 672, Indianapolis, Ind.; No. 589, Kokomo, Ind.; No. 31, Lafayette, Ind.; No. 85, Muncie, Ind.; Nos. 84 and 4554, Richmond, Ind.; No. 95, Burlington, Iowa; No. 4606, Cedar Rapids, Iowa; No. 270, Davenport, Iowa; No. 542, Des Moines, Iowa; No. 145, Fort Dodge, Iowa; No. 692, Mason City, Iowa; No. 163, Sioux City, Iowa; No. 152, Waterloo, Iowa; No. 127, Leavenworth, Kans.; No. 697, Wichita, Kans.; No. 56, Louisville, Ky.; No. 457, Louisville, Ky. (9-1-67 to 8-31-68); No. 363, Owensboro, Ky. (9-1-67 to 8-31-68); No. 60, Lewiston, Maine; No. 209, Dundalk, Md.; No. 414, Essex, Md.; No. 698, Glen Burnie, Md.; No. 695, Hagerstown, Md.; Nos. 165 and 532, Boston, Mass.; No. 63, Brockton, Mass.; No. 653, Cambridge, Mass.; No. 409, Dorchester, Mass.; No. 4581, Fitchburg, Mass.; No. 294, Lynn, Mass.; No. 184, New Bedford, Mass.; No. 470, North Peabody, Mass.; No. 255, Quincy, Mass.; No. 26, Springfield, Mass.; No. 399, Worcester, Mass.; No. 485, Adrian, Mich.; No. 605, Allen Park, Mich.; No. 227, Birmingham, Mich.; No. 580, Dearborn, Mich.; Nos. 289, 352, 521, 527, 533, 550, 620, 4638, and 4622, Detroit, Mich.; No. 507, Escanaba, Mich.; No. 12, Flint, Mich. (9-15-67 to 9-14-68); No. 642, Flint, Mich.; No. 59, Grand Rapids, Mich.; No. 276, Hazel Park, Mich.; No. 403, Iron Mountain, Mich.; No. 70, Lansing, Mich.; No. 529, Monroe, Mich.; No. 623, Plymouth, Mich.; No. 13, Pontiac, Mich.; No. 677, Rochester, Mich.; No. 428, Saginaw, Mich.; No. 315, Sault Sainte Marie, Mich. (9-15-67 to 9-14-68); No. 687, Southgate, Mich.; No. 499, Traverse City, Mich. (9-13-67 to 9-12-68); Nos. 520 and 694, Minneapolis, Minn.; No. 393, Richfield, Minn.; No. 52, Winona, Minn.; No. 89, Hannibal, Mo.; No. 625, Independence, Mo.; No. 555, Jennings, Mo.; Nos. 24, 461, 601, and 4585, St. Louis, Mo.; No. 4616, Springfield, Mo.; No. 11, Webster Groves, Mo.; No. 326, Omaha, Nebr.; Nos. 28 and 557, Cleveland, Ohio; No. 538, Cuyahoga Falls, Ohio; No. 631, Dayton, Ohio; No. 307, Ironton, Ohio (9-7-67 to 9-6-68); No. 541, Marietta, Ohio; No. 362, Marion, Ohio (9-19-67 to 9-18-68); No. 150, Portsmouth, Ohio; No. 646, Toledo, Ohio (9-8-67 to 9-7-68); No. 299, Warren, Ohio; No. 248, Xenia, Ohio; No. 595, Youngstown, Ohio; No. 377, Zanesville, Ohio; No. 76, Erie, Pa.; No. 543, Monroeville, Pa.; No. 378, Oil City, Pa.; Nos. 438, 528, and 545, Philadelphia, Pa.; No. 4574, Pottsville, Pa.; No. 671, Rapid City, S. Dak.; No. 4590, Burlington, Vt.; Nos. 439 and 660, Norfolk, Va. (9-1-67 to 8-31-68); No. 4548, Petersburg, Va. (9-1-67 to 8-31-68); No. 91, Huntington, W. Va. (9-1-67 to 8-31-68); No. 4569, Green Bay, Wis.; No. 162, Madison, Wis.; No. 420, Manitowoc, Wis.; Nos. 446 and 637, Milwaukee, Wis.; No. 181, Oshkosh, Wis.; No. 78, Superior, Wis.; No. 493, Wausau, Wis.

S. H. Kress and Co., variety stores from 9-3-67 to 9-2-68: 115 Dauphin Street, Mobile,

Ala.; 546 Main Street, Grand Junction, Colo.; 15 South Main Street, Fort Scott, Kans.; 617 North Broadway, Pittsburg, Kans.; 329 South Main Street, Carthage, Mo.; 111 North Main Street, Hutchinson, Kans.; 215 East High Street, Jefferson City, Mo.; 109-113 North Second Street, Muskogee, Okla.

La Ville De Paris Department Store, department store; 101-105 Morley Avenue, Nogales, Ariz.; 9-3-67 to 9-2-68.

Wm. A. Lewis Clothing Co., apparel stores from 9-3-67 to 9-2-68: 2301 West 95th Street, Chicago, Ill.; Hillside, Ill.; Harlem-Irving Plaza, Norridge, Ill.

McCrory-McLellan-Green Stores, variety stores from 9-3-67 to 9-2-68 except as otherwise indicated: No. 1119, Bridgeport, Conn.; No. 649, Westport, Conn. (9-6-67 to 9-5-68); No. 287, Clearwater, Fla.; No. 1003, Coral Gables, Fla.; No. 73, Daytona Beach, Fla.; No. 112, Deland, Fla.; No. 270, Fort Lauderdale, Fla.; No. 130, Fort Myers, Fla.; No. 245, Homestead, Fla.; No. 95, Jacksonville, Fla.; No. 173, Kissimmee, Fla.; No. 1313, Lake Wales, Fla.; No. 259, Leesburg, Fla. (9-8-67 to 9-7-68); No. 74, Miami, Fla.; No. 57, Ocala, Fla.; No. 61, Orlando, Fla.; No. 81, Palatka, Fla.; No. 150, Plant City, Fla.; No. 171, St. Petersburg, Fla. (9-8-67 to 9-7-68); No. 310, St. Petersburg, Fla. (9-21-67 to 9-20-68); No. 324, St. Petersburg, Fla.; No. 69, Sanford, Fla.; No. 111, Tallahassee, Fla.; No. 329, Titusville, Fla.; No. 71, West Palm Beach, Fla.; No. 244, Winter Haven, Fla.; No. 1130, Albany, Ga.; No. 432, Athens, Ga. (9-21-67 to 9-20-68); Nos. 191 and 1211, Atlanta, Ga.; No. 1107, Columbus, Ga.; No. 423, Dublin, Ga. (9-1-67 to 8-31-68); No. 327, East Point, Ga.; No. 433, Griffin, Ga.; No. 435, Marietta, Ga.; No. 424, Thomasville, Ga.; No. 209, Valdosta, Ga.; No. 303, Waycross, Ga.; No. 44, Anderson, Ind.; No. 195, Indianapolis, Ind.; No. 1204, Lexington, Ky.; No. 1135, Louisville, Ky.; No. 1056, St. Paul, Minn.; Nos. 542 and 565, Albuquerque, N. Mex.; No. 485, Hobbs, N. Mex.; No. 700, Albemarle, N.C.; No. 406, Concord, N.C.; No. 479, Goldsboro, N.C.; No. 427, Lexington, N.C.; No. 699, New Bern, N.C.; No. 1141, Reidsville, N.C.; No. 402, Washington, N.C.; No. 189, Canton, Ohio (9-5-67 to 9-4-68); No. 1207, Cleveland, Ohio; No. 1035, Columbus, Ohio; No. 180, Dayton, Ohio (9-5-67 to 9-4-68); No. 1065, Dayton, Ohio; No. 684, Delaware, Ohio; No. 1059, Portsmouth, Ohio (9-6-67 to 9-5-68); No. 27, Steubenville, Ohio (9-15-67 to 9-14-68); No. 1124, Uhrichsville, Ohio; No. 185, Youngstown, Ohio (9-5-67 to 9-4-68); No. 597, Lawton, Okla.; No. 1083, Oklahoma City, Okla.; No. 633, Pryor, Okla.; No. 45, Chambersburg, Pa.; No. 28, Chester, Pa.; No. 326, North York, Pa.; No. 164, Aiken, S.C.; No. 1104, Columbia, S.C.; No. 1108, Greenville, S.C.; No. 139, Bristol, Tenn.; No. 297, Kingsport, Tenn.; No. 307, Memphis, Tenn.; No. 1004, Dallas, Tex.; No. 241, Galveston, Tex.; No. 533, McAllen, Tex.; No. 1132, San Antonio, Tex.; No. 309, Arlington, Va.; No. 296, Front Royal, Va.; No. 142, Harrisonburg, Va.; No. 214, Clarksburg, W. Va.; No. 33, Morgantown, W. Va.; No. 578, Marinette, Wis.; No. 694, Oconomowoc, Wis.

Minimax Super Market, food store; 502 South Texas, Mercedes, Tex.; 9-6-67 to 9-5-68.

Morgan & Lindsey, Inc., variety stores from 9-3-67 to 9-2-68 except as otherwise indicated: No. 3090, Arabi, La.; No. 3065, Baton Rouge, La.; No. 3083, Morgan City, La.; Nos. 3057 and 3068, New Orleans, La.; No. 3019, Ruston, La.; No. 3086, Sulphur, La.; No. 3050, West Monroe, La.; No. 3084, Hattiesburg, Miss.; No. 3051, Jackson, Miss.; No. 3082, Laurel, Miss.; Nos. 3058 and 3066, Beaumont, Tex.; No. 3093, Beaumont, Tex. (9-7-67 to 9-6-68).

G. C. Murphy Co., variety stores from 9-3-67 to 9-2-68 except as otherwise indicated: No. 149, Annapolis, Md.; Nos. 138, 148, 151, 152, 153, 200, and 224, Baltimore, Md.; Nos.

134, 147, 238, and 267, Baltimore, Md. (9-12-67 to 9-11-68); No. 179, Cumberland, Md.; No. 268, Glen Burnie, Md. (9-12-67 to 9-11-68); No. 242, Hillcrest Heights, Md.; No. 273, Hyattsville, Md.; No. 236, Oxon Hill, Md.; Nos. 248 and 266, Rockville, Md.; No. 199, Silver Spring, Md.; No. 95, Westminster, Md.; No. 117, Allquippa, Pa.; No. 27, Ambridge, Pa.; No. 78, Bangor, Pa.; No. 188, Barnesboro, Pa.; No. 68, Beaver, Pa.; No. 32, Beaver Falls, Pa.; No. 130, Bedford, Pa.; No. 144, Bellefonte, Pa.; No. 115, Bellevue, Pa.; No. 271, Bethlehem, Pa. (9-12-67 to 9-11-68); No. 178, Brookville, Pa.; No. 30, Brownsville, Pa.; No. 160, Burgettstown, Pa.; No. 92, Butler, Pa.; No. 55, California, Pa.; No. 54, Carnegie, Pa.; No. 11, Charleroi, Pa.; No. 88, Clairton, Pa.; No. 66, Claron, Pa.; No. 158, Clearfield, Pa.; No. 201, Connelville, Pa.; No. 169, Corry, Pa.; No. 46, Elizabeth, Pa.; Nos. 175 and 225, Erie, Pa.; No. 124, Everett, Pa.; No. 58, Farrell, Pa.; No. 44, Ford City, Pa.; No. 184, Franklin, Pa.; No. 129, Gettysburg, Pa.; No. 3, Greensburg, Pa.; No. 43, Greentown, Pa.; No. 13, Grove City, Pa.; No. 28, Hanover, Pa.; No. 165, Harrisburg, Pa.; No. 228, Havertown, Pa.; No. 211, Hollidaysburg, Pa.; No. 143, Huntingdon, Pa.; No. 126, Indiana, Pa.; No. 23, Irwin, Pa.; No. 45, Jeannette, Pa.; No. 9, Kittanning, Pa.; No. 6, Latrobe, Pa.; No. 70, Leighton, Pa.; No. 232, Lemoyne, Pa.; No. 59, Lewistown, Pa.; No. 118, Lioniger, Pa.; No. 202, McDonald, Pa.; No. 1, McKeesport, Pa.; No. 16, Meadville, Pa.; No. 70, Mechanicsburg, Pa.; No. 108, Mercer, Pa. (9-13-67 to 9-12-68); No. 186, Meyersdale, Pa.; No. 84, Midland, Pa.; No. 31, Monessen, Pa.; No. 146, Mount Union, Pa.; No. 233, Natrona Heights, Pa.; No. 193, Nazareth, Pa.; No. 48, New Bethlehem, Pa.; No. 106, New Castle, Pa.; No. 4, New Kensington, Pa.; No. 157, North East, Pa.; Nos. 229 and 246, Philadelphia, Pa.; Nos. 12, 29, 57, 61, 83, 163, 170, 206, 221, 237, and 258, Pittsburgh, Pa.; No. 183, Punxsutawney, Pa.; No. 127, Red Lion, Pa.; No. 247, Ridgway, Pa.; No. 7, Rochester, Pa.; No. 85, St. Marys, Pa.; No. 128, Sharon, Pa.; No. 118, Shippensburg, Pa.; No. 145, State College, Pa.; No. 64, Tarentum, Pa.; No. 73, Titusville, Pa.; No. 164, Untontown, Pa.; No. 159, Vandergrift, Pa.; No. 60, Warren, Pa.; No. 155, Washington, Pa.; No. 177, Waynesburg, Pa.; No. 47, West Newton, Pa.; No. 39, Wilkensburg, Pa.; No. 227, Willow Grove, Pa.; No. 205, York, Pa.

Nelsner Brothers, Inc., variety stores from 9-3-67 to 9-2-68: No. 182, Cocoa, Fla.; No. 158, Fort Lauderdale, Fla.; No. 99, Gainesville, Fla.; No. 175, Key West, Fla.; No. 21, Miami, Fla.; No. 14, Ocala, Fla.; No. 40, Pompano Beach, Fla.; No. 174, Port Charlotte, Fla.; No. 157, Tallahassee, Fla.; Nos. 146 and 147, Tampa, Fla.; No. 129, Rochester, Minn.; No. 20, St. Paul, Minn.; No. 59, St. Louis, Mo.; No. 70, Omaha, Nebr.; No. 134, Wichita Falls, Tex.

J. J. Newberry Co., variety stores from 9-3-67 to 9-2-68 except as otherwise indicated: 203-7 East Mount Vernon Street, Somerset, Ky. (9-1-67 to 8-31-68); 106-110 East Main Street, Elkton, Md.; 175 Main Street, Northampton, Mass.; No. 452, Ishpeming, Mich.; 141 South Washington Street, Tiffin, Ohio; No. 415, Wooster, Ohio; 131 West Front Street, Berwick, Pa.; No. 9, Chambersburg, Pa.; 304 Market Street, Lewisburg, Pa.; No. 106, Lock Haven, Pa.; 2028 Main Street, Northampton, Pa.; 243 High Street, Pottstown, Pa.; No. 1, Stroudsburg, Pa.; 416-422 Market Street, Sunbury, Pa.; 39-45 West Broad Street, Tamahaqua, Pa.; 58-66 Main Street, Waynesboro, Pa.; 320 East Overland Street, El Paso, Tex.; 201-15 North Stanton Street, El Paso, Tex. (9-8-67 to 9-7-68); 125-127 East Main Street, Front Royal, Va. (9-1-67 to 8-31-68); 145 North Loudoun Street, Winchester, Va. (9-1-67 to 8-31-68).

Figgly Wiggly, Inc., food stores from 9-3-67 to 9-2-68: No. 2, Columbus, Ga.; No. 37, Ridgeland, S.C.; Nos. 1 and 2, Lamesa, Tex.

Rockford Dry Goods Co., department store; 301 West State Street, Rockford, Ill.; 9-14-67 to 9-13-68.

Rose's Stores, Inc., variety store; No. 103, Elkin, N.C.; 9-3-67 to 9-2-68.

Rusty's Food Centers, Inc., food stores from 9-3-67 to 9-2-68: Ninth and Iowa Street, and 23d and Louisiana Streets, Lawrence, Kans. Seitner Brothers, Inc., variety store; 302 Federal Street, Saginaw, Mich.; 9-13-67 to 9-12-68.

Skinner, Chamberlain and Co., department store; 225 South Broadway, Albert Lea, Minn.; 9-3-67 to 9-2-68.

Sunshine Department Stores, Inc., department store; 795 Marietta Street, Northwest, Atlanta, Ga.; 9-15-67 to 9-14-68.

T. G. & Y. Stores Co., variety stores from 9-3-67 to 9-2-68; No. 174, Fort Smith, Ark.; No. 155, Kansas City, Kans.; No. 143, Mission, Kans.; No. 158, Independence, Mo.; No. 132, Kansas City, Mo.; No. 13, Anadarko, Okla.; No. 31, Bartlesville, Okla.; No. 6, Clinton, Okla.; No. 8, Elk City, Okla.; No. 38, El Reno, Okla.; No. 30, Midwest City, Okla.; No. 57, Muskogee, Okla.; No. 35, Ponca City, Okla.; No. 53, Shawnee, Okla.

Ward Brothers, Inc., apparel store; 72 Lisbon Street, Lewiston, Maine; 9-3-67 to 9-2-68.

Willbrandt Farms, agriculture; 693 West Wedgewood, North Muskegon, Mich.; 7-11-67 to 7-10-68.

F. W. Woolworth Co., variety store; No. 633, Eugene, Ore.; 9-3-67 to 9-7-68.

The following certificates were issued to retail or service establishments relying on the base-year employment experience of other establishments, either because they came into existence after the beginning of the applicable base year or because they did not have available base-year records. The certificates permit the employment of full-time students at rates of not less than 85 percent of the statutory minimum in the classes of occupations listed, and provide for the indicated monthly limitations on the percentage of full-time student hours of employment at rates below the applicable statutory minimum to total hours of employment of all employees.

Adams Drug Co., Inc., drug stores from 9-3-67 to 9-2-68, salesclerk: No. 35, Cranston, R.I. (between 5.2 percent and 23.1 percent); No. 32, East Providence, R.I. (between 5.2 percent and 23.1 percent); No. 26, Providence, R.I. (between 0.0 percent and 23.1 percent); No. 28, Woonsocket, R.I. (between 14.3 percent and 25.6 percent).

Alberts, Inc., apparel store; 27 West Elm Street, Lima, Ohio; salesclerk; 10 percent; 9-6-67 to 9-5-68.

Branson Heights Supermarket, Inc., food store; No. 2, Branson, Mo.; stock clerk, bagger, cleanup; between 10.0 percent and 34.0 percent; 9-3-67 to 9-2-68.

Eagle Stores Co., Inc., variety store; No. 27, Collinsville, Va.; salesclerk, stock clerk; 10 percent; 9-3-67 to 9-2-68.

Edward's, Inc., variety stores from 9-8-67 to 9-7-68, salesclerk, stock clerk: Mitchell Shopping Center, Aiken, S.C. (between 4.2 percent and 16.2 percent); Hampton Place Shopping Center, Greenwood, S.C. (between 9.2 percent and 15.6 percent); 159 Broughton Street, Northwest, Orangeburg, S.C. (between 9.2 percent and 15.6 percent).

W. T. Grant Co., variety stores from 9-3-67 to 9-2-68 except as otherwise indicated, salesclerk, stock clerk, office clerk, cashier except, as otherwise indicated: No. 944, Henderson, Ky. (between 4.3 percent and 23.7 percent, 9-15-67 to 9-14-68); No. 1113, Rockland, Maine (cashier, salesclerk, between 6.0 percent and 10.0 percent); No. 1131, Baltimore, Md. (between 7.4 percent and 10.0

percent, 9-12-67 to 9-11-68); No. 848, State College, Pa. (salesclerk, 10 percent); No. 953, Bristol, Tenn. (salesclerk, cashier, between 2.8 percent and 10.0 percent); No. 902, Barre, Vt. (between 3.5 percent and 10.0 percent); No. 121, Burlington, Vt. (between 0.0 percent and 13.4 percent); No. 209, Vienna, Va. (between 4.2 percent and 10.7 percent).

S. S. Kresge Co., variety stores from 9-3-67 to 9-2-68 except as otherwise indicated, salesclerk except as otherwise indicated, 10 percent except as otherwise indicated: No. 4046, Hot Springs, Ark. (between 3.3 percent and 10.0 percent); No. 4033, Colorado Springs, Colo. (salesclerk, stock clerk, checker-cashier, office clerk, between 3.1 percent and 6.0 percent, 9-20-67 to 9-19-68); No. 4121, Denver, Colo. (salesclerk, stock clerk, checker-cashier, office clerk, 9-1-67 to 8-31-68); No. 508, Danbury, Conn.; No. 173, Millford, Conn.; No. 4525, New Britain, Conn.; No. 259, Waterbury, Conn. (between 14.1 percent and 27.9 percent); No. 745, Carol City, Fla. (salesclerk, stock clerk, maintenance, between 7.2 percent and 10.0 percent); No. 791, Clearwater, Fla. (salesclerk, stock clerk, maintenance, between 1.8 percent and 10.5 percent); No. 763, Daytona Beach, Fla. (salesclerk, stock clerk, maintenance, between 5.0 percent and 10.0 percent); No. 4044, Savannah, Ga. (salesclerk, stock clerk, maintenance, between 3.5 percent and 10.0 percent); No. 4031, Bloomington, Ill. (salesclerk, stock clerk, checker-cashier, office clerk, between 3.3 percent and 21.0 percent); Nos. 4551 and 4562, Chicago, Ill. (salesclerk, stock clerk, checker-cashier, office clerk); No. 503, Oak Brook, Ill. (salesclerk, stock clerk, checker-cashier, office clerk); No. 4571, Peru, Ind. (salesclerk, stock clerk, office clerk, between 0.0 percent and 10.0 percent); No. 217, Vincennes, Ind. (between 7.7 percent and 10.0 percent); No. 235, Louisville, Ky. (salesclerk, stock clerk, maintenance, between 1.8 percent and 10.0 percent, 9-1-67 to 8-31-68); No. 195, Bangor, Maine; No. 450, Braintree, Mass.; No. 504, Alpena, Mich. (between 6.3 percent and 10.0 percent, 9-7-67 to 9-6-68); No. 468, Ann Arbor, Mich.; No. 4030, Benton Harbor, Mich.; No. 681, Birmingham, Mich. (9-29-67 to 9-28-68); No. 4516, Detroit, Mich.; No. 4511, Jackson, Mich.; No. 423, Livonia, Mich. (9-24-67 to 9-23-68); No. 516, Pontiac, Mich.; No. 667, Roseville, Mich.; No. 433, Saginaw, Mich. (9-14-67 to 9-13-68); No. 4074, Southfield, Mich.; No. 4002, Warren, Mich.; No. 323 Rochester, Minn. (salesclerk, stock clerk, checker-cashier, office clerk); No. 49, Kansas City, Mo. (salesclerk, stock clerk, checker-cashier, office clerk); No. 771, Billings, Mont. (salesclerk, stock clerk, checker-cashier, office clerk); No. 4053, Charlotte, N.C. (salesclerk, stock clerk, cashier, between 5.6 percent and 10.0 percent); No. 4022, Grand Forks, N. Dak. (salesclerk, stock clerk, checker-cashier, office clerk, between 6.0 percent and 10.0 percent); No. 663, Columbus, Ohio (between 5.4 percent and 10.0 percent, 9-7-67 to 9-6-68); No. 686, Tiffin, Ohio (8-23-67 to 8-22-68); No. 62, Coraopolis, Pa. (between 0.0 percent and 9.3 percent); No. 186, Lancaster, Pa.; No. 4054, New Kensington, Pa. (between 6.5 percent and 10.0 percent, 10-1-67 to 9-30-68); No. 129, Philadelphia, Pa. (between 3.4 percent and 10.0 percent); No. 4010, Pittsburgh, Pa. (between 6.5 percent and 10.0 percent, 10-6-67 to 10-5-68); No. 509, Upper Darby, Pa. (between 2.3 percent and 10.0 percent); No. 723, Cleveland, Tenn. (salesclerk, stock clerk, maintenance, between 2.2 percent and 6.9 percent, 9-1-67 to 8-31-68); No. 4103, Nashville, Tenn. (salesclerk, stock clerk, maintenance, between 2.7 percent and 10.0 percent, 8-24-67 to 3-7-68, Replacement); No. 4023, Amarillo, Tex. (between 0.3 percent and 6.8 percent); No. 741, Lubbock, Tex. (between 0.8 percent and 9.8 percent); No. 720, Mid-

land, Tex. (between 0.8 percent and 3.8 percent, 9-13-67 to 9-12-68); No. 4062, Danville, Va. (salesclerk, stock clerk, maintenance, 9-1-67 to 8-31-68); No. 561, Winchester, Va. (salesclerk, stock clerk, maintenance, between 4.3 percent and 10.0 percent, 9-1-67 to 8-31-68); No. 4521, Parkersburg, W. Va. (salesclerk, stock clerk, maintenance, between 3.6 percent and 10.0 percent, 9-1-67 to 8-31-68); 1135 Market Street, Wheeling, W. Va. (salesclerk, stock clerk, maintenance); No. 4542, Beloit, Wis. (salesclerk, stock clerk, checker-cashier, office clerk, between 9.4 percent and 10.0 percent); 2425 State Road, La Crosse, Wis. (salesclerk, stock clerk, checker-cashier, office clerk, between 2.7 percent and 10.0 percent); No. 442, Neenah, Wis. (salesclerk, stock clerk, checker-cashier, office clerk).

S. H. Kress and Co., variety store; 403 Southwest 25 Street, Oklahoma City, Okla.; salesclerk; between 0.0 percent and 10.0 percent; 9-3-67 to 9-2-68.

Wm. A. Lewis Clothing Co., apparel store; Randhurst Center, Mount Prospect, Ill.; receptionist, check writer, wrapper, stock clerk; 10 percent; 9-3-67 to 9-2-68.

McCrary-McLellan-Green Stores, variety stores from 9-3-67 to 9-2-68 except as otherwise indicated, salesclerk, stock clerk, office clerk with an additional occupation where indicated: No. 342, Fort Myers, Fla. (porter, between 9.9 percent and 31.9 percent); No. 339, Winter Garden, Fla. (porter, between 4.1 percent and 15.9 percent); No. 1318, Louisville, Ky. (between 0.0 percent and 11.0 percent); No. 1072, Succasunna, N.J. (between 10.0 percent and 24.1 percent, 9-15-67 to 9-14-68); No. 709, Albuquerque, N. Mex. (between 10.9 percent and 40.2 percent); No. 362, Fairborn, Ohio (between 6.1 percent and 20.1 percent, 9-5-67 to 9-4-68); No. 167, Pottstown, Pa. (between 1.0 percent and 18.4 percent); No. 341, Moundsville, W. Va. (between 9.1 percent and 22.4 percent).

Morgan & Lindsey, Inc., variety stores from 9-3-67 to 9-2-68 except as otherwise indicated, salesclerk, stock clerk: No. 3046, Alexandria, La. (between 6.0 percent and 31.2 percent, 9-16-67 to 9-15-68); No. 3035, Gulfport, Miss. (between 4.2 percent and 21.9 percent); No. 3107, Piquette, Miss. (between 3.8 percent and 21.2 percent).

G. C. Murphy Co., variety stores from 9-3-67 to 9-2-68 except as otherwise indicated, salesclerk, stock clerk, office clerk, janitor: Nos. 91 and 225, Baltimore, Md. (between 10.9 percent and 30.8 percent); No. 301, Glen Burnie, Md. (between 13.7 percent and 23.0 percent); No. 309, Oxon Hill, Md. (between 9.3 percent and 24.9 percent, 9-12-67 to 9-11-68); No. 302, Carlisle, Pa. (between 17.0 percent and 24.8 percent); No. 289, McKeesport, Pa. (between 3.0 percent and 23.6 percent); No. 233, Pittsburgh, Pa. (between 8.5 percent and 25.0 percent); No. 283, Abilene, Tex. (between 10.5 percent and 23.3 percent); No. 219, Fort Worth, Tex. (between 10.5 percent and 23.3 percent); No. 234, Odessa, Tex. (between 10.5 percent and 23.3 percent); No. 283, Texarkana, Tex. (between 10.5 percent and 23.3 percent); No. 173, Austin, Tex. (between 10.5 percent and 23.3 percent, 9-5-67 to 9-4-68); No. 156, Woodbridge, Va. (between 13.4 percent and 23.4 percent, 8-30-67 to 3-31-68, Replacement); No. 311, Altoona, Pa. (between 4.0 percent and 22.6 percent, 9-6-67 to 3-22-68, Replacement); No. 295, Chattanooga, Tenn. (between 4.7 percent and 9.4 percent, 8-30-67 to 3-31-68, Replacement); No. 239, Nashville, Tenn. (between 4.7 percent and 11.8 percent, 8-30-67 to 3-31-68, Replacement); No. 303, Culpeper, Va. (between 9.2 percent and 15.8 percent, 8-30-67 to 3-31-68, Replacement); No. 107, Danville, Va. (between 9.2 percent and 15.8 percent, 8-30-67 to 3-31-68, Replacement); No. 278, Lynchburg, Va. (between 9.2 percent

and 15.8 percent, 8-30-67 to 3-31-68, Replacement); No. 63, Manassas, Va. (between 9.1 percent and 15.8, 8-30-67 to 3-31-68, Replacement); No. 240, Roanoke, Va. (between 9.2 percent and 15.8 percent, 8-30-67 to 3-31-68, Replacement).

Nelsner Brothers, Inc., variety stores from 9-3-67 to 9-2-68, salesclerk, stock clerk, office clerk, maintenance except as otherwise indicated: No. 192, Avon Park, Fla. (between 6.0 percent and 18.6 percent); No. 188, Brandon, Fla. (between 4.0 percent and 10.0 percent); No. 183, Dade City, Fla. (between 9.7 percent and 29.0 percent); No. 197, DeLand, Fla. (between 7.6 percent and 16.6 percent); No. 179, Lake City, Fla. (between 7.6 percent and 16.6 percent); No. 196, Marathon, Fla. (between 7.0 percent and 16.9 percent); No. 187, New Port Richey, Fla. (between 9.7 percent and 29.0 percent); No. 184, Palmetto, Fla. (between 9.7 percent and 29.0 percent); No. 189, Stuart, Fla. (between 9.7 percent and 29.0 percent); No. 194, Tallahassee, Fla. (between 4.0 percent and 17.0 percent); No. 204, Burlington, Iowa (between 4.2 percent and 22.9 percent); No. 168, Spencer, Iowa (between 4.2 percent and 19.9 percent, salesclerk, stock-clerk, maintenance); No. 180, Del Rio, Tex. (between 5.9 percent and 13.8, salesclerk, stock clerk, office clerk).

Parlsian Mercantile Corp., department store; 205 Morley Avenue, Nogales, Ariz.; salesclerk, merchandise marker, gift wrapper, stock clerk; between 1.4 percent and 10.0 percent; 9-3-67 to 9-2-68.

Park-N-Save, food store; Monroe, Ohio; carryout, stock clerk, cleanup; 10 percent; 8-28-67 to 8-27-68.

Piggly Wiggly, Inc., food store; No. 1, Panama City, Fla.; bagger, carryout, stock clerk, cashier; 10 percent; 9-3-67 to 9-2-68.

Pleezing Food Store of W. Fla., food stores from 9-14-67 to 9-13-68, bagger, checker, grocery stocker, market counter helper, between 7.9 percent and 18.0 percent; Nos. 2 and 3, Pensacola, Fla.

Rose's Stores, Inc., variety stores: No. 91, Winder, Ga. (salesclerk, stock clerk, checker, window trimmer, merchandise marker, order writer, between 13.4 percent and 32.5 percent, 9-18-67 to 9-17-68); No. 64, Durham, N.C. (salesclerk, stock clerk, office clerk, checker, between 6.8 percent and 12.6 percent, 9-12-67 to 9-11-68); No. 42, Hartsville, S.C. (salesclerk, between 9.8 percent and 50.0 percent, 9-12-67 to 9-11-68); No. 67, North Augusta, S.C. (salesclerk, stock clerk, office clerk, checker, between 5.9 percent and 30.5 percent, 9-3-67 to 9-2-68).

Rusty's Food Centers, Inc., food store; 620 North Second Street, Lawrence, Kans.; sacker, carryout; between 7.2 percent and 10.0 percent; 9-3-67 to 9-2-68.

Sunshine Department Stores, Inc., department store; 2824 Jonesboro Road, Forest Park, Ga.; salesclerk; between 8.0 percent and 28.0 percent; 10-1-67 to 9-31-68.

T. G. & Y. Stores Co., variety stores for the occupations of salesclerk, stock clerk, office clerk: No. 304, Liberty, Mo. (between 22.0 percent and 31.4 percent, 9-12-67 to 9-11-68); No. 152, Parkville, Mo. (between 22.0 percent and 31.4 percent, 9-12-67 to 9-11-68); No. 65, Enid, Okla. (between 22.0 percent and 25.0 percent, 9-3-67 to 9-2-68); No. 432, Vernon, Tex. (between 8.0 percent and 30.0 percent, 9-11-67 to 9-10-68).

Terry Farris, variety store; No. 5430, San Antonio, Tex.; salesclerk, stock clerk, office clerk, janitor; between 10.5 percent and 28.3 percent; 9-5-67 to 9-4-68.

F. W. Woolworth Co., variety stores for the occupation of salesclerk: No. 1029, St. Louis, Mo. (between 9.0 percent and 15.1 percent, 9-18-67 to 9-17-68); No. 2337, Midland, Tex. (between 3.2 percent and 23.6 percent, 9-8-67 to 9-7-68).

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at special minimum rates is necessary to prevent curtailment of opportunities for employment, and the hiring of full-time students at special minimum rates will not create a substantial probability of reducing the full-time employment opportunities of persons other than those employed under a certificate. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within 30 days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 519.9.

Signed at Washington, D.C., this 29th day of September 1967.

ROBERT G. GRONWALD,  
Authorized Representative  
of the Administrator.

[F.R. Doc. 67-11792; Filed, Oct. 5, 1967;  
8:47 a.m.]

## INTERSTATE COMMERCE COMMISSION

### FOURTH SECTION APPLICATION FOR RELIEF

OCTOBER 3, 1967.

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. 41143—Coal to Terrell, N.C. Filed by O. W. South, Jr., agent, (No. A5060), for interested rail carriers. Rates on coal (other than fine coal), in carloads, as described in the application, from points in southern territory, to Terrell, N.C.

Grounds for relief—Rate relationship. Tariffs—Supplements 78, 80, and 119 to Southern Freight Association, agent, tariffs ICC S-326, S-327, and S-39, respectively; Supplement 21 to The Chesapeake and Ohio Railway Co. tariff ICC 13858; Supplement 19 to Norfolk and Western Railway Co. tariff ICC 3559-B.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 67-11825; Filed, Oct. 5, 1967;  
8:50 a.m.]

[S.O. 994; ICC Order 8-A]

## BALTIMORE AND OHIO RAILROAD CO.

### Diversion or Rerouting of Traffic

Upon further consideration of ICC Order No. 8 (The Baltimore and Ohio Railroad Co.), and good cause appearing therefor:

*It is ordered, That:*

(a) ICC Order No. 8 be, and it is hereby vacated and set aside.

(b) Effective date: This order shall become effective at 4 p.m., October 2, 1967.

*It is further ordered, That* this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., October 2, 1967.

INTERSTATE COMMERCE  
COMMISSION,

[SEAL] N. THOMAS HARRIS,  
Agent.

[F.R. Doc. 67-11826; Filed, Oct. 5, 1967;  
8:50 a.m.]

[No. MC 66562 (Sub-No. 1906 et al.)]

## RAILWAY EXPRESS AGENCY, INC.

### Notice of Extension of Period for Filing of Protests

OCTOBER 3, 1967.

In the Commission's Notices 1103, and 1105, published in the FEDERAL REGISTER, issues of September 8 and September 14, 1967, respectively, numerous motor carrier applications which had been previously filed by the above-named carrier were noticed to the general public, and, which applications were subject to a 30-day period to allow for the filing of protests, after publication, in accordance with the Commission's general rules of practice, as amended.

In view of the number of applications and the issues involved, the 30-day period is deemed insufficient and should be extended. Notice is hereby given that the said 30-day period is extended to 60 days after September 8, and 14, 1967, respectively, in regard to the applications of Railway Express Agency, Inc., New York, N.Y., published on those dates.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 67-11827; Filed, Oct. 5, 1967;  
8:50 a.m.]

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