Seventy-one percent of the 270 reporting Classes A and B companies filed their complete annual reports for the 1964 report year before the beginning of the optional period. In view of the recent advances in the art of keeping records through the use of electronic techniques, there appears to be no reason why the other 29 percent cannot do likewise without undue hardship. Furthermore, § 1.13 of the rules of practice and procedure, which provides that extensions of time may be granted for cause, still remains in effect.

The Commission finds:

(1) The amendments herein adopted are necessary and appropriate for the administration of the Federal Power Act and the Natural Gas Act.

(2) Notice of rule making is not required herein by section 4 of the Administrative Procedure Act, because the change makes an amendment to a rule of agency procedure.

The Commission, acting pursuant to the provisions of the Federal Power Act, as amended, particularly sections 304, 309, and 311 thereof (49 Stat. 855, 858, 859; 16 U.S.C. 825c, 825h, 825j) and the Natural Gas Act, as amended, particularly sections 10 and 16 thereof (52 Stat. 826, 830; 15 U.S.C. 717i, 717o), orders:

(A) Part 141, Subchapter D, and Part 260, Subchapter G, Chapter I, Title 18 of the Code of Federal Regulations, are amended as follows:

(1) Paragraphs (b)(1) and (c)(1) of § 141.1 are amended by deleting the proviso in the first sentence of each so that the paragraphs read as follows:

§ 141.1 Form No. 1, annual report for electric utilities, licensees and others (Class A and Class B).

* * * * *

(b)(1) Each Class A electric utility, licensee, and other, i.e., each corporation, person, or licensee as defined in section 3 of the Federal Power Act, including any agency, authority or other legal entity or instrumentality and any agency, authority or instrumentality of the United States engaged in generation, transmission, distribution, or sale of electric energy, however produced, throughout the United States and its possessions, having annual electric operating revenues of $2,500,000 or more, whether or not the jurisdiction of the Commission is otherwise involved, shall prepare and file with the Commission for the year beginning January 1, 1961, or subsequently during the calendar year 1961 if its established fiscal year is other than the calendar year, and for each year thereafter, on or before the last day of the third month following the close of the calendar year or other established fiscal year, an original and such number of conformed copies of the above-designated FPC Form No. 1 as are indicated in the General Instructions set out in that form, all properly filled out and verified. One copy of said report should be retained by the correspondent in its files. The conformed copies may be carbon copies, if legible.

* * * * *

(c) (1) Each Class B electric utility, licensee, and others; i.e., each corporation, person, or licensee as defined in section 3 of the Federal Power Act, including any agency, authority or other legal entity or instrumentality and any agency, authority or instrumentality of the United States engaged in generation, transmission, distribution, or sale of electric energy, however produced, throughout the United States and its possessions, having annual electric operating revenues of more than $1,000,000 but less than $2,500,000, whether or not the jurisdiction of the Commission is otherwise involved, shall prepare and file with the Commission for the year beginning January 1, 1961, or subsequently during the calendar year 1961 if its established fiscal year is other than the calendar year, and for each year thereafter, on or before the last day of the third month following the close of the calendar year or other established fiscal year, an original and such number of conformed copies of the above-designated FPC Form No. 1 as are indicated in the General Instructions set out in that form, all properly filled out and verified. One copy of said report should be retained by the correspondent in its files. The conformed copies may be carbon copies, if legible.

* * * * *

(2) Paragraph (b) of § 260.1 is amended by deleting the proviso in the first sentence, so that the paragraph reads:

§ 260.1 Form No. 2 annual report for natural gas companies (Class A and Class B).

* * * * *

(b) Each natural gas company, as defined in the Natural Gas Act (52 Stat. 821) which is included in Classes A or B as defined in the Commission's Uniform System of Accounts Prescribed for Natural Gas Companies Subject to the Provisions of the Natural Gas Act, shall prepare and file with the Commission for the year beginning January 1, 1961, or subsequently during the calendar year 1961, if its established fiscal year is other than the calendar year, and for each year thereafter, on or before the last day of the third month following the close of the calendar year or other established fiscal year an original and such number of conformed copies of the above-designated FPC Form No. 2 as are indicated in the general instructions set out in that form, all properly filled out and verified. One copy of said report should be retained by the correspondent in its files. The conformed copies may be carbon copies if legible.

* * * * *

(B) The amendments herein made to Parts 141 and 260 shall be effective October 29, 1965.

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

By the Commission.

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

[F.R. Doc. 65-10593; Filed, Oct. 5, 1965; 8:45 a.m.]

[Docket No. R-286; Order 306]

PART 152—APPLICATION FOR EXEMPTION FROM THE PROVISIONS OF THE NATURAL GAS ACT PURSUANT TO SECTION 1(C) THEREOF

Miscellaneous Amendments

SEPTEMBER 30, 1965.

Certain persons, otherwise subject to the provisions of the Natural Gas Act, are exempt from its provisions by section 1(c) under stated conditions and "* * * provided that the rates and service of such person and facilities be subject to regulation by a State Commission." We are in this order amending §§ 152.1, 152.2, 152.4, and 152.5 of the regulations under the Natural Gas Act to interpret the meaning of "rates" as used in the above-quoted proviso and to prescribe additional procedural requirements.

Experience has indicated that confusion can arise in situations where a State Commission cannot or does not regulate the wholesale rates of an applicant for exemption. It is clear from the legislative history of section 1(c) that Congress did not intend any aspect of natural gas transportation and sale to be free of regulation, but rather to eliminate some duplications of regulation where both the Commission and a state agency had jurisdiction. Hence any exemption pursuant to section 1(c) can be granted only if and to the extent that all rates, including wholesale rates, service and facilities are subject to State regulation. The amendments to §§ 152.1 and 152.4 will definitively construe "rates" as used in section 1(c).

The amendments to §§ 152.2 and 152.5 are matters of practice and procedure designed to insure that both the State commission and this Commission are continuously informed of all matters of fact and law relevant to exemption under section 1(c) of the Natural Gas Act.

The Commission finds:

(1) The notice provisions of section 4 of the Administrative Procedure Act are not applicable since the amendments herein adopted are either interpretative in that they make explicit in the regulations the proper meaning of a statutory term, or else prescribe rules of agency practice and procedure.

(2) The amendments adopted herein are necessary and appropriate for the purposes of administration of the Natural Gas Act.

The Commission, acting pursuant to the authority granted by the Natural Gas Act, as amended, particularly sections 1(c) and 16 thereof (68 Stat. 36, 52 Stat. 830; 15 U.S.C. 717(c), 717o), orders:

(A) Part 152, Subchapter E of Chapter I, Title 18 of the Code of Federal Regulations, is amended as follows:

1. In § 152.1 insert after the word "rates" in the proviso the following: "(including rates for sales for resale)".

2. In § 152.2 add to the title the following: "service", and add at the end of the section: "A copy of the application shall be served on the State Commission which has jurisdiction over the applicant and upon each wholesale customer of the applicant."

3. In § 152.4 insert after the word "rates" the following: "(including rates for sales for resale)".

4. In § 152.5 add at the end the following: "The exempted person shall also be responsible for calling to the attention of the Federal Power Commission any change, amendment, or judicial or administrative interpretation of the State law pursuant to which it is regulated by the State Commission, which may make the exemption inapplicable to it."

As thus amended, these sections will read as follows:

§ 152.1 Who may apply.

Application for exemption from the provisions of the Natural Gas Act and the rules and regulations of the Commission issued pursuant thereto may be made by any person as defined in the Natural Gas Act engaged in, or authorized to engage in the transportation in interstate commerce or the sale in interstate commerce for resale, of natural gas received by such applicant from another person within or at the boundary of a State, if all of the natural gas so received is ultimately consumed in such State: *Provided*, That the natural-gas rates (including rates for sales for resale) and service of the applicant and its natural-gas facilities are subject to regulation by a State commission, as defined in the Natural Gas Act, and that such State Commission is exercising that jurisdiction.

§ 152.2 Form of application; number of copies; service.

An original and 7 conformed copies of an application under this part shall be furnished to the Commission and shall conform in all other respects with §§ 1.15 and 1.16 of this chapter. The Commission reserves the right to request additional copies. A copy of the application shall be served on the State Commission which has jurisdiction over the applicant and upon each wholesale customer of the applicant.

§ 152.4 Certificate from State Commission.

Applications for exemption under § 152.3 shall contain, or there shall be separately filed, a certificate from the appropriate State Commission that the natural-gas (a) rates (including rates for sales for resale), (b) service, and (c) facilities of the applicant are subject to the regulatory jurisdiction of the State Commission and that the State Commission is exercising such jurisdiction.

§ 152.5 Applicability of exemption.

Nothing in this part shall be construed to relieve any person exempted from the provisions of the Natural Gas Act by section 1(c) thereof from compliance with valid State regulatory requirements. If an exemption from the provisions of the Natural Gas Act is effective pursuant to section 1(c), the exempted person shall be responsible for calling to the attention of the State Commission by which it is regulated and of the Federal Power Commission any future operations in which it may engage which may make the exemption inapplicable to it. The exempted person shall also be responsible for calling to the attention of the Federal Power Commission any changes, amendment, or judicial or administrative interpretation of the State law pursuant to which it is regulated, which may make the exemption inapplicable to it.

(Secs. 1(c), 68 Stat. 36, 16, 52 Stat. 830; 15 U.S.C. § 717(c), 717o)

(B) The amendments prescribed herein shall become effective on November 1, 1965.

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

By the Commission.

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

[F.R. Doc. 65-10596; Filed, Oct. 5, 1965; 8:45 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

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

O,O-Diethyl O-(2-Isopropyl-4-Methyl-6-Pyrimidinyl)Phosphorothioate; Tolerances for Residues

Two petitions were filed (PP 362, 3F0406) with the Food and Drug Administration by Geigy Chemical Corp., Post Office Box 430, Yonkers, N.Y., 10702, proposing the establishment of tolerances for residues of the insecticide *o,o*-diethyl *o*-(2-isopropyl-4-methyl-6-pyrimidinyl) phosphorothioate in or on various, raw agricultural commodities.

After these petitions were filed, the petitioner submitted a report of a completed reproduction study in rats to remove a deficiency cited in the notices of filing.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purposes for which tolerances are being established.

After consideration of the data submited in the petitions and other relevant material which show that the tolerances established in this order will protect the public health, and by virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408 (d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2)) and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR 2.90), § 120.153 is amended by adding a tolerance of 10 parts per million in or on sugar beet tops and 0.75 part per million in or on blackberries, blueberries, boysenberries, dewberries, grapefruit, loganberries, pineapples, raspberries, sugar beet roots, and the meat, fat, and meat byproducts of cattle from preslaughter application and by replacing the present tolerance of 0.75 part per million in or on cantaloups, muskmelons, and watermelons with a tolerance of 0.75 part per million in or on melons as set forth below:

§ 120.153 Tolerances for residues of *O,O*-diethyl *O*-(2-isopropyl-4-methyl-6-pyrimidinyl) phosphorothioate.

* * * * *

10 parts per million in or on alfalfa hay, bean hay, clover hay, grass hay, peavine hay, sugar beet tops.

* * * * *

0.75 part per million in or on apples, apricots, beans (snap), beet roots, beet tops, blackberries, blueberries, boysenberries, broccoli, cabbage, carrots, cauliflower, celery, cherries, collards, corn (kernels and cob with husks removed), cranberries, cucumbers, dewberries, endive (escarole), figs, grapefruit, grapes, hops, kale, lemons, lettuce, lima beans, loganberries, melons, nectarines, onions, oranges, parsley, parsnips, peaches, pears, peas with pods (determined on peas after removing any shell present when marketed), peppers, pineapples, plums (fresh prunes), radishes, raspberries, spinach, strawberries, sugar beet roots, summer squash, Swiss chard, tomatoes, turnip roots, turnip tops, winter squash.

0.75 part per million in or on the fat, meat, and meat byproducts of cattle and sheep from preslaughter application.

* * * * *

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

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

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2))

Dated: September 30, 1965.

GEO. P. LARRICK, *Commissioner of Food and Drugs.*

[F.R. Doc. 65-10621; Filed, Oct. 5, 1965; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in Feed and Drinking Water of Animals or for the Treatment of Food-Producing Animals

TYLOSIN

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition (FAP 3D1176) filed by Elanco Products Co., division of Eli Lilly & Co., Indianapolis, Ind., 46206, and other relevant material, has concluded that § 121.217 should be amended to provide the safe conditions of use of tylosin for the treatment and control of swine dysentery (vibrionic). Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(41)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.90), § 121.217(d) is amended by adding to table 3 a new item 4, as follows:

§ 121.217 Tylosin.

* * * * *

(d) * * *

TABLE 3—TYLOSIN IN ANIMAL FEED

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
* * *	* * *	* * *	* * *	* * *	* * *
4. Tylosin	40–100			For swine: administer in feed as tylosin phosphate after treatment with tylosin in drinking water as tylosin base; 0.25 gm. per gallon in drinking water for 3–10 days, 40–100 gm. per ton in feed for 2–6 weeks.	Treatment and control of swine dysentery (vibrionic).

* * * * * * *

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

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

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

Dated: September 30, 1965.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 65–10622; Filed, Oct. 5, 1965; 8:47 a.m.]

SUBCHAPTER C—DRUGS

PART 146a—CERTIFICATION OF PENICILLIN AND PENICILLIN-CONTAINING DRUGS

Sodium Nafcillin Monohydrate for Oral Solution

Correction

In F.R. Doc. 65–10523, appearing at page 12637 of the issue for Saturday, October 2, 1965, the introductory text of § 146a.121(c) should read as follows:

(c) *Labeling.* In addition to the labeling requirements prescribed by § 1.106(b) of this chapter (regulations issued under section 502(f) of the act), each package shall bear on its label and labeling, as hereinafter indicated, the following:

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER A—INCOME TAX

[T.D. 6852]

[Reg. 118]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

PART 39—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1951

Treatment of Amounts Received on Certain Transfers of Patent Rights

On April 21, 1964, notice of proposed rule making with respect to the amendment of § 1.1235–2 of the Income Tax Regulations (26 CFR Part 1) under section 1235 of the Internal Revenue Code of 1954 (relating to sale or exchange of patents and § 39.117(q)–2 of Regulations 118 (26 CFR (1939) Part 39) under section 117(q) of the Internal Revenue Code of 1939 (relating to transfer of patent rights) was published in the FEDERAL REGISTER (29 F.R. 5348). After consideration of all such relevant matter as was presented by interested persons regarding the rules proposed, the regulations under section 1235 of the Internal Revenue Code of 1954 and section 117(q) of the Internal Revenue Code of 1939 are amended as follows:

PARAGRAPH 1. Paragraph (b)(1) of § 1.1235–2 is amended to read as follows:

§ 1.1235–2 Definition of terms.

* * * * *

(b) *All substantial rights to a patent.* (1) The term "all substantial rights to a patent" means all rights (whether or not then held by the grantor) which are of value at the time the rights to the patent (or an undivided interest therein) are transferred. The term "all substantial rights to a patent" does not include a grant of rights to a patent—

(i) Which is limited geographically within the country of issuance;

(ii) Which is limited in duration by the terms of the agreement to a period less than the remaining life of the patent;

(iii) Which grants rights to the grantee, in fields of use within trades or industries, which are less than all the rights covered by the patent, which exist and have value at the time of the grant; or

(iv) Which grants to the grantee less than all the claims or inventions covered by the patent which exist and have value at the time of the grant.

The circumstances of the whole transaction, rather than the particular terminology used in the instrument of transfer, shall be considered in determining whether or not all substantial rights to a patent are transferred in a transaction.

* * * * *

PAR. 2. Paragraph (b)(1) of § 39.117(q)–2 (Regulations 118—1939 Code (26 CFR (1939), Part 39)) is amended to read as follows:

§ 39.117(q)–2 Definition of terms.

* * * * *

(b) *All substantial rights to a patent.* (1) The term "all substantial rights to a patent" means all rights (whether or not then held by the grantor) which are of value at the time the rights to the patent (or an undivided interest therein) are transferred. The term "all substantial rights to a patent" does not include a grant of rights to a patent—

(i) Which is limited geographically within the country of issuance;

(ii) Which is limited in duration by the terms of the agreement to a period less than the remaining life of the patent;

(iii) Which grants rights to the grantee, in fields of use within trades or industries, which are less than all the rights covered by the patent, which exist and have value at the time of the grant; or

(iv) Which grants to the grantee less than all the claims or inventions covered by the patent which exist and have value at the time of the grant.

The circumstances of the whole transaction, rather than the particular terminology used in the instrument of transfer, shall be considered in determining whether or not all substantial rights to a patent are transferred in a transaction.

* * * * *

(Sec. 7805, Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805), sec. 3791, Internal Revenue Code of 1939 (53 Stat. 467; 26 U.S.C. (1952 ed.) 3791))

[SEAL] BERTRAND M. HARDING,
Acting Commissioner of Internal Revenue.

Approved: October 1, 1965.

STANLEY S. SURREY,
Assistant Secretary of the Treasury.

[F.R. Doc. 65-10618; Filed, Oct. 5, 1965; 8:46 a.m.]

Title 45—PUBLIC WELFARE

Chapter I—Office of Education, Department of Health, Education, and Welfare

PART 130—FEDERAL ASSISTANCE UNDER THE LIBRARY SERVICES AND CONSTRUCTION ACT, AS AMENDED AND SO RENAMED BY PUBLIC LAW 88-269, AN ACT "TO PROMOTE THE FURTHER DEVELOPMENT OF PUBLIC LIBRARY SERVICES"

Public Nature of Funds

Part 130 of Title 45 of the Code of Federal Regulations is amended to provide that expenditures which are to be considered in computing the amount of Federal participation under a State plan for construction of public libraries are all expenditures made by the applicant for that purpose regardless of the source of the funds.

Part 130 is amended by amending § 130.12 to read as follows:

§ 130.12 Public nature of funds.

(a) The expenditures which are to be considered in computing the amount of Federal participation under a State plan for services are only those that are made from public funds. Such public funds may include contributions from private organizations or individuals if they are deposited in accordance with State and local laws and regulations to the account of the State or political subdivision, or agency thereof, without such conditions or restrictions as would negate their character as public funds.

(b) The expenditures which are to be considered in computing the amount of Federal participation under a State plan for construction are all expenditures, made by the applicant for that purpose, regardless of the source of funds.

(Sec. 8, 70 Stat. 295, as amended and renumbered Sec. 302, 78 Stat. 14, 20 U.S.C. 357)

The foregoing amendment is effective as of July 1, 1964.

Dated: September 14, 1965.

[SEAL] HENRY LOOMIS,
Acting Commissioner of Education.

Approved: September 28, 1965.

WILBUR J. COHEN,
Acting Secretary of Health, Education, and Welfare.

[F.R. Doc. 65-10620; Filed, Oct. 5, 1965; 8:46 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 968]

PART 95—CAR SERVICE

Utilization of Fifty-Foot-Long or Longer Plain Boxcars and Plain Boxcars Forty-Foot-Long or Longer With Side Door Openings Eight-Food-Wide or Wider

At a session of the Interstate Commerce Commission, Railroad Safety and Service Board, held in Washington, D.C., on the 1st day of October A.D. 1965.

It appearing, that there is an acute shortage of boxcars fifty-foot-long or longer and boxcars forty-foot-long or longer with side door openings eight-foot-wide or more; and it appearing that the present carrier rules, regulations and practices with respect to the use, supply, control, movement, distribution, exchange, interchange, and return of boxcars of these dimensions to the railroads owning such cars are ineffective; the Commission is of the opinion that an emergency exists requiring immediate action in all parts of the country, and that notice and public procedure are impracticable and contrary to the public interest and that good cause exists for making this order effective upon less than thirty days' notice.

It is ordered, That:

§ 95.968 Utilization of fifty-foot-long or longer plain boxcars and plain boxcars forty-foot-long or longer with side door openings eight-foot-wide or wider.

(a) Each common carrier by railroad subject to the Interstate Commerce Act shall observe, enforce, and obey the following rules, regulations, and practices with respect to its car service:

(1) The provisions of this order apply to plain (XM, XME, and XI) forty-foot or longer boxcars with side door openings of eight-foot or wider and plain (XM, XME, and XI) fifty-foot or longer boxcars with any size side door opening of all ownerships, including all boxcars with plug doors.

(2) For purposes of this order, districts as shown in the Official Railway Equipment Register, ICC R.E.R. No. 356, supplements thereto or subsequent reissues thereof govern. These districts are identified as Association of American Railroads car selection chart showing home districts for all principal freight car ownership.

(3) Cars locating in a home district may be used only for loading to a destination on or via owner's rails or to a junction with the owner.

(4) Cars locating in a district adjacent to a home district may be used only for loading to a home district or beyond if routed via the owner.

(5) Cars locating in other districts (not home districts or districts adjacent thereto) may be used for loading to, via, or in the direction of the owner, or to any destination within a home district or within a district adjacent or intermediate to a home district.

(6) Cars locating empty at a junction with the owner must be loaded to or via the owning road or delivered owner empty at that junction.

(7) In the absence of proper loading, cars must be moved to the owner empty under Association of American Railroads Car Service Rules or Special Car Order 90.

(8) The provisions of this order do not relieve carriers of the necessity to comply with the time limitations applicable to the movement of cars under Second Revised Service Order No. 947.

(9) R. D. Pfahler, Director, and H. R. Longhurst, Assistant Director, Bureau of Railroad Safety and Service, Interstate Commerce Commission, and each of them, are hereby appointed agents of the Commission with authority to grant permits of exemption from this order as they may find necessary.

(b) Application: The provisions of this order shall apply to intrastate and interstate commerce.

(c) Effective date: This order shall become effective at 12:01 a.m., October 4, 1965.

(d) Expiration date: This order shall expire at 11:59 p.m., December 31, 1965, unless otherwise modified, changed, suspended, or annulled by order of this Commission.

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

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

By the Commission, Railroad Safety and Service Board.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 65-10626; Filed, Oct. 5, 1965; 8:47 a.m.]

Title 22—FOREIGN RELATIONS

Chapter I—Department of State

SUBCHAPTER N—MISCELLANEOUS

[Dept. Reg. 108.525]

PART 131—CERTIFICATES OF AUTHENTICATION

Refusal of Certification for Unlawful Purpose

Part 131 of Subchapter N, Chapter I, Title 22 of the Code of Federal Regulations is hereby amended as follows:

1. The text of § 131.2 is redesignated as paragraph (a).

2. At the end thereof, the following new paragraph (b) is added:

§ 131.2 Refusal of certification for unlawful purpose.

* * * * *

(b) In accordance with Public Law 89-63 (79 Stat. 209) approved June 30, 1965, any documents executed for use in connection with, and containing declarations in regard to, restrictive trade practices or boycotts fostered or imposed by foreign countries against countries friendly to the United States shall be considered contrary to public policy for purposes of these regulations. (79 Stat. 209)

3. This regulation shall become effective upon publication in the FEDERAL REGISTER.

Dated: September 28, 1965.

For the Secretary of State.

WILLIAM J. CROCKETT,
Deputy Under Secretary for Administration.

[F.R. Doc. 65-10612; Filed, Oct. 5, 1965; 8:46 a.m.]

Title 50—WILDLIFE AND FISHERIES

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

PART 32—HUNTING

Salton Sea National Wildlife Refuge, Calif.

In compliance with the requirements of the Act of May 18, 1948 (62 Stat. 238, 16 U.S.C. 695), it has been determined that a major portion of the crops in the vicinity of the following refuge has been harvested and that the period of susceptibility of such crops to wild fowl depredation has passed. Accordingly, since the possibility of crops being damaged by waterfowl is minor, the following special regulation is issued and is effective on the date of publication in the FEDERAL REGISTER. The limitation of time makes it impracticable to give public notice of proposed rule making.

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

CALIFORNIA

SALTON SEA NATIONAL WILDLIFE REFUGE

Public hunting of ducks, geese, coots, and gallinules on the Salton Sea National Wildlife Refuge, Calif., is permitted only on the area designated by signs as open to hunting. This open area, comprising 1,120 acres, is delineated on maps available at refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 Northeast Holladay, Portland, Oreg., 97208. Hunting shall be in accordance with all applicable State and Federal regulations subject to the following special conditions:

(1) Ducks, coots, and gallinules may be hunted during the period October 23, 1965, through January 5, 1966, and geese may be hunted from October 23, 1965 through December 26, 1965. Hunting will be restricted to Saturdays, Sundays, Wednesdays, and national holidays (except Christmas Day).

(2) A Federal permit is not required to enter the public hunting area, but hunters must obtain a State permit issued at the Wister Game Management Area, 5 miles northeast of Niland, Calif., on Highway 111, or by advance reservation obtained from the State Fish and Game Department, Sacramento, Calif., before hunting on the area.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 5, 1966.

JOHN D. FINDLAY,
Acting Regional Director, Portland, Oreg.

SEPTEMBER 23, 1965.

[F.R. Doc. 65-10602; Filed, Oct. 5, 1965; 8:45 a.m.]

PART 32—HUNTING

Lower Souris National Wildlife Refuge, N. Dak.

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.

NORTH DAKOTA

LOWER SOURIS NATIONAL WILDLIFE REFUGE

Public hunting of pheasants on the Lower Souris National Wildlife Refuge, N. Dak., is permitted only on the area designated by signs as open to hunting. This open area, comprising 20,000 acres of the total refuge area is delineated on a map available at the refuge headquarters—Upham, N. Dak., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn., 55408. Hunting shall be in accordance with all applicable State regulations covering the hunting of pheasants, gray partridge and sharp-tailed grouse subject to the following special conditions:

(1) Hunting is permitted from sunrise to sunset November 22, 1965, through December 12, 1965.

(2) All hunters must exhibit their hunting license, game and vehicle contents to Federal and State officers upon request.

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 12, 1965.

W. P. SCHAEFER,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

SEPTEMBER 27, 1965.

[F.R. Doc. 65-10617; Filed, Oct. 5, 1965; 8:46 a.m.]

PART 32—HUNTING

Minidoka National Wildlife Refuge, Idaho

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

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

IDAHO

MINIDOKA NATIONAL WILDLIFE REFUGE

The public hunting of ring-necked pheasants on the Minidoka National Wildlife Refuge, Idaho, is permitted from October 23 through December 5, 1965; the public hunting of Hungarian partridge is permitted from October 9 through December 31, 1965, but only on the area designated by signs as open to hunting. This open area, comprising 3,160 acres, is delineated on a map available at refuge headquarters, Rupert, Idaho, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 Northeast Holladay, Portland, Oreg., 97208.

Hunting shall be in accordance with all applicable State and Federal regulations subject to the following special conditions:

(1) No hunting will be allowed on islands in the reservoir.

(2) Fires are prohibited.

(3) Entry to the hunting area shall be by the Bird Island Road only.

(4) Parking of vehicles shall be in designated parking 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 31, 1965.

JOHN D. FINDLAY,
Acting Regional Director, Portland, Oreg.

SEPTEMBER 23, 1965.

[F.R. Doc. 65-10603; Filed, Oct. 5, 1965; 8:45 a.m.]

PART 32—HUNTING

McKay Creek National Wildlife Refuge, Oreg.

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

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

OREGON

MCKAY CREEK NATIONAL WILDLIFE REFUGE

The public hunting of ring-necked pheasants on the McKay Creek National Wildlife Refuge, Oreg., is permitted from October 23 through November 28, 1965; the hunting of quail is permitted from October 23, 1965, through January 6, 1966; the hunting of chukar and Hungarian partridge is permitted from October 9, 1965, through January 6, 1966, but only on the area designated by signs as open to hunting. This open area, comprising 660 acres, is delineated on a map available at refuge headquarters, McNary National Wildlife Refuge, Burbank, Wash., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 Northeast Holladay, Portland, Oreg., 97208.

Hunting shall be in accordance with all applicable State and Federal regulations subject to the following special conditions:

(1) Cars will be permitted on the public hunting area only at designated parking locations.

(2) Hunters will report at such checking stations as may be established when entering or leaving the area.

(3) Hunting will be permitted only on Saturdays, Sundays, and Wednesdays of each week.

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 6, 1966.

JOHN D. FINDLAY,
Acting Regional Director,
Portland, Oreg.

SEPTEMBER 23, 1965.

[F.R. Doc. 65-10605; Filed, Oct. 5, 1965; 8:45 a.m.]

PART 32—HUNTING

Kirwin National Wildlife Refuge, Kans.

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.

KANSAS

KIRWIN NATIONAL WILDLIFE REFUGE

The public hunting of pheasants, quail, and cottontail rabbits on the Kirwin National Wildlife Refuge, Kans., is permitted only on the area designated by signs as open to hunting. This open area, comprising 1,890 acres, is delineated on maps available at refuge headquarters, 5 miles southwest of Kirwin, Kans., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque N. Mex., 87103. Hunting shall be in accordance with all applicable State regulations governing the hunting of pheasants, quail, and cottontail rabbits subject to the following special conditions:

(1) The open season for hunting pheasants on the refuge extends from November 13 through November 28, 1965, inclusive, and from December 18 through December 31, 1965, inclusive.

(2) The open season for hunting quail on the refuge extends from November 20 through December 31, 1965, inclusive.

(3) The open season for hunting cottontail rabbits on the refuge shall be only on those days during the open season for the taking of pheasants and quail.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1965.

MERLE O. BENNETT,
Refuge Manager, Kirwin National Wildlife Refuge, Kirwin, Kans.

SEPTEMBER 17, 1965.

[F.R. Doc. 65-10607; Filed, Oct. 5, 1965; 8:45 a.m.]

PART 32—HUNTING

McKay Creek National Wildlife Refuge, Oreg.; Correction

In F.R. Doc. 65-9530, appearing on page 11526 of the issue for Thursday, September 9, 1965, subparagraph (1) under special conditions should be deleted.

JOHN D. FINDLAY,
Acting Regional Director,
Portland, Oreg.

SEPTEMBER 23, 1965.

[F.R. Doc. 65-10604; Filed, Oct. 5, 1965; 8:45 a.m.]

PART 32—HUNTING

Lacreek National Wildlife Refuge, S. Dak., et al.

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

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

SOUTH DAKOTA

LACREEK NATIONAL WILDLIFE REFUGE

Public hunting of deer with firearms on the Lacreek National Wildlife Refuge, S. Dak., is permitted from November 1 through November 7, 1965, and November 13 and 14, 1965, but only on the area designated by signs as open to hunting. This open area, comprising 310 acres, locally known as the Little White River recreational area, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn., 55408. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer.

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 14, 1965.

SAND LAKE NATIONAL WILDLIFE REFUGE

Public hunting of big game on the Sand Lake National Wildlife Refuge, S. Dak., is permitted only on the area designated by signs as open to hunting. This open area, comprising 20,000 acres, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn., 55408. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following conditions:

(1) Firearms season—November 27 through December 5, 1965.

(2) All hunters must exhibit their hunting license, deer tag, game and vehicle contents to Federal and State officers upon request.

(3) Hunters will not be allowed to drive on refuge-maintained trails but may park their vehicles and hunt on foot.

(4) All deer taken on the refuge must be checked in at a designated checking station.

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 5, 1965.

WAUBAY NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Waubay National Wildlife Refuge, S. Dak., is permitted only on the area designated by signs as open to hunting. This area, comprising 4,591 acres, is delineated on a map available at refuge headquarters, Waubay, S. Dak., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn., 55408. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following conditions:

(1) Firearms season—November 27, 1965 through December 5, 1965.

(2) All hunters must exhibit their hunting license, deer tag, game and vehicle contents to Federal and State officers upon request.

(3) Hunters will not be allowed to drive on refuge-maintained trails but may park their vehicles and hunt on foot.