(*b*) The lessor shall, as a condition precedent to enforcing any claim under the lease guarantee, utilize the entire period for which there are funds available in escrow for payment of rentals, in reasonably diligent efforts to eliminate or minimize losses by rerenting the commercial or industrial property covered by the lease to another qualified lessee; and no claim shall be made or paid under the guarantee unless such effort is shown to have been made and such escrow funds have been exhausted. Default by the lessee shall forfeit the funds in escrow and, if any portion of the escrow funds remains unused after the rerenting of the property and settlement has been agreed upon, the remainder shall be paid to the lessor as liquidated damages in order to restore or upgrade the demised property.

(*c*) When the lessor expects to take resort to the guarantee unless requested by the guarantor within 5 days to delay, he will take prompt action to terminate the occupancy of the lessee and to secure vacant possession of the premises and to make such repairs to the property as are necessary to restore it to its original condition, ordinary wear and tear excepted.

(*d*) If the lessor or the guarantor, after notification of default, and either before or after the running of the period for which funds are available in escrow for payment of rentals, succeeds in finding a lessee who agrees to enter into a new lease agreement with the lessor of the property covered by the guaranteed lease, the lessor may, by giving prompt notice to the guarantor, enter into such agreement upon such terms and conditions as are acceptable to him, without the consent of the guarantor, provided that the guarantee and the interest of the guarantor in the premises shall terminate on the date the lessor enters into any such agreement and no losses shall be accrued or claim be allowed for losses sustained by the lessor after that date. If the lessor, with the consent of the guarantor, enters into a new lease with a qualified lessee subsequent to a default, a new premium must be paid, as in the initiation of a guarantee de novo.

(*e*) The lessor, before entering into an agreement with a new lessee, may notify the guarantor of the terms of such a proposed agreement and of his wish to negotiate a lump-sum settlement of his losses, both accrued and prospective, under the terms of the proposed agreement and, upon arriving at agreement in such a negotiation between the guarantor and the lessor, the guarantee may be terminated and final settlement of all claims arising out of the guarantee may be made by payment of the negotiated sum to the lessor by the guarantor.

(*f*) Upon filing a claim for guaranteed rent in default, the lessor shall give vacant possession to the guarantor as successor in possession to the lessee with the right to rerent the premises to any other lessee and on such terms and conditions as are satisfactory to the guarantor. The lessor will further make reasonably diligent efforts to minimize losses by assisting the guarantor to rerent the premises.

(*g*) The guarantor of the lease will become a successor to the lessor for the purpose of collecting from the lessee in default rentals which are in arrears and with respect to which the lessor has received payment under a guarantee made pursuant hereto and for the purpose of collecting other damages which have occurred.

(*h*) If either the lessor or the guarantor succeeds in finding a lessee who agrees to sublease from the guarantor, the lessor agrees to allow the guarantor to assign or to sublease, at such rentals and to any such lessee as are acceptable to the guarantor, provided that no such assignee or sublessee shall use the premises for any purpose for which their use is prohibited by the lease. Any such assignment or sublease, however, shall not terminate the obligation of the guarantor to make payment to the lessor of any rentals subsequently falling due under the terms of the lease.

(iii) If the lessee vacates or surrenders possession of the demised property to the lessor or to any other lessee, with the consent of the lessor, then the guarantee shall be terminated. The interest of the lessee may not be assigned or transferred nor may the lessee enter into a sublease without the consent of the lessor. If the lessor gives such consent without first obtaining the approval of the guarantor to the assignment or sublease, the guarantee shall be terminated. Upon requesting the consent of the guarantor, the lessor shall submit to the guarantor such information concerning the proposed assignee or sublessee as may be required to be submitted by the original lessee of the guaranteed lease. If the guarantor finds, upon examination of this and other information he may secure, that the risk to the guarantor involved in the proposed assignment or sublease is not increased, he shall give consent; if he finds that the risk is increased, he shall give consent only if the lessor agrees to pay a premium consonant with the increased risk.

(iv) No refund of premium will be paid by the guarantor in settlement of any claim, and application for the guarantee of any new lease negotiated by either the lessor or the guarantor subsequent to a default shall be accompanied by the payment of a new premium, as in the initiation of a guarantee de novo.

(v) No claim will be paid for rent falling due after the escrow funds have been exhausted unless the lessor has complied with the previously stated conditions or has presented evidence on the basis of which the Administrator may find that the failure to conform to these conditions was not the fault of the lessor, in which case the Administrator may extend the period for compliance and provide that the guaranteed rent to be paid shall begin on the day when the funds in escrow are exhausted.

(vi) An agreement shall be reached between the lessor and the lessee as to the distribution of any award that may be made to either party as a result of condemnation of the entire property or of a substantial portion of it by public authority or total destruction by casualties against which the lessor and the lessee are insured, and the guarantee shall be terminated as of the date of vesting title in a condemnor or upon final settlement of the total casualty loss. In case of condemnation of a minor portion of the property and an award to the lessor and the lessee, the amount of the guaranteed rent shall be reduced by the ratio which the award bears to the total value of the property before taking.

(vii) An agreement on the part of the lessor that any amount paid as rent to the lessor in excess of the minimum periodic rent specified in the lease (that is, any overages so called on account of a percentage of sales or other basis) shall be deducted from the total rent guaranteed over the term of the lease; such deductions, however, will not have the effect of reducing the minimum amount payable periodically as provided in the lease, but shall in effect shorten the term over which the total rent to be paid is guaranteed.

(2) The Administrator may waive any of the requirements set forth in subparagraph (1) of this paragraph, upon a proper showing that such waiver will not impair the purposes of the guarantee.

§ 106.7 Lease guarantee administration.

(a) *Direct guarantees.* (1) All leases which are guaranteed directly by SBA will be serviced by SBA Washington Office unless otherwise specified by the Administrator.

(2) SBA shall have the right to inspect the lessee's premises and operations and to examine and audit the lessee's books and records at any time during the term of the lease guarantee.

(b) *Participation guarantees.* Lease guarantees which are made in participation or cooperation with a qualified surety company or other qualified company will be serviced by the qualified surety company or other qualified company with which SBA participates.

Effective date: March 31, 1967.

R. C. MOOT,
Acting Administrator.

[F.R. Doc. 67-3833; Filed, Apr. 6, 1967; 8:47 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 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

SLIMICIDES

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 6H2036) filed by Nalco Chemical Co., 6216 West 66th Place, Chicago, Ill. 60638, and other relevant material, has concluded that the food additive regulations should be amended to provide for the safe use of methylenebisthiocyanate as a slimicide in the manufacture of paper and paperboard that contact food. 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)(1)) and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120), § 121.2505(c) is amended by alphabetically inserting in the list of substances a new item, as follows:

§ 121.2505 Slimicides.

* * * * *

(c) * * *

List of substances	*Limitations*
* * *	* * *
Methylenebisthiocyanate	
* * *	* * *

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 become 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: March 30, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-3854; Filed, Apr. 6, 1967; 8:49 a.m.]

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

1,2-DIHYDRO-2,2,4-TRIMETHYLQUINOLINE, POLYMERIZED

Sections 121.2520, 121.2526, 121.2562, and 121.2571 of the food additive regulations provide for the use of 1,2-dihydro-2,2,4-trimethylquinoline, polymerized, as a component of certain food-contact articles under prescribed conditions of safe usage that preclude any significant migration of the substance to food.

The Commissioner of Food and Drugs has evaluated newly received information reporting that the substance induces cancer when ingested by test animals and concludes that the food additive regulations should be amended to delete provision for use of said substance as a component of food-contact articles.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 409(c)(3)(A), 701(a), 52 Stat. 1055, 72 Stat. 1786, as amended 76 Stat. 785; 21 U.S.C. 348(c)(3)(A), 371(a)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120), Part 121 is amended by deleting the item "1,2 - Dihydro - 2,2,4-trimethylquinoline, polymerized" from the lists in: Paragraph (c)(5) of § 121.2520 *Adhesives;* paragraph (a)(5) of § 121.2526 *Components of paper and paperboard in contact with aqueous and fatty foods;* paragraph (c)(4)(iii) of § 121.2562 *Rubber articles intended for repeated use;* and paragraph (b)(2) of § 121.2571 *Components of paper and paperboard in contact with dry food.*

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 become effective on the date of its publication in the FEDERAL REGISTER.

(Secs. 409(c)(3)(A), 701(a), 52 Stat. 1055, 72 Stat. 1786, as amended, 76 Stat. 785; 21 U.S.C. 348(c)(3)(A), 371(a))

Dated: March 30, 1967.

JAMES L. GODDARD,
Commissioner of Food and Drugs.

[F.R. Doc. 67-3852; Filed, Apr. 6, 1967; 8:48 a.m.]

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

ETHYLENE-ACRYLIC ACID COPOLYMERS

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 6B1944) filed by The Dow Chemical Co., Post Office Box 467, Midland, Mich. 48640, and other relevant material, has concluded that the food additive regulations should be amended to provide for additional use of ethylene-acrylic acid copolymers as articles or components of articles for food-contact use. The Commissioner has further concluded that § 121.2514 should be amended by deleting provision for use of ethylene-acrylic acid copolymers as a component of resinous and polymeric food-contact coatings since § 121.2564, hereinafter set forth, provides for such use of the additive, subject to acidified chloroform-soluble extractives limitations which (new information shows) are necessary to ensure safe use.

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)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120), Part 121 is amended in the following respects:

§ 121.2514 [Amended]

1. In § 121.2514 *Resinous and polymeric coatings,* paragraph (b)(3)(xviii) is amended by deleting from the list of substances the item "Ethylene-acrylic acid copolymer containing * * *."

2. The following new section is added to Subpart F:

§ 121.2564 Ethylene-acrylic acid copolymers.

The ethylene-acrylic acid copolymers identified in paragraph (a) of this section may be safely used as components of articles intended for use in contact with food subject to the provisions of this section.

(a) For the purpose of this section, ethylene-acrylic acid copolymers consist of basic copolymers produced by the copolymerization of ethlene and acrylic acid such that the finished basic copolymers contain no more than 10 weight-percent of total polymer units derived from acrylic acid.

(b) The finished food-contact article, when extracted with the solvent or solvents characterizing the type of food and under the conditions of its intended use as determined from Tables 1 and 2 of § 121.2526(c), yields net acidified chloroform-soluble extractives not to exceed 0.5 milligram per square inch of food-contact surface when tested by the methods prescribed in § 121.2582(c), except that net acidified chloroform-soluble extractives from paper and paperboard complying with § 121.2526 may be corrected for wax, petrolatum, and mineral oil as provided in § 121.2526(d)(5)(iii)(*b*). If the finished food-contact article is itself the subject of a regulation in this Subpart F, it shall also comply with any specifications and limitations precribed for it by that regulation. (NOTE: In testing the finished food-contact article, use a separate test sample for each extracting solvent.)

(c) The provisions of this section are not applicable to ethylene-acrylic acid copolymers used in food-packaging adhesives complying with § 121.2520.

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 become 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: March 30, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-3853; Filed, Apr. 6, 1967; 8:49 a.m.]

Title 42—PUBLIC HEALTH

Chapter I—Public Health Service, Department of Health, Education, and Welfare

SUBCHAPTER D—GRANTS

PART 54—GRANTS FOR SPECIALIZED SERVICE FACILITIES

Subpart A—Grants for Construction of University Affiliated Facilities for the Mentally Retarded

Subpart B—Grants for Construction of Facilities for the Mentally Retarded (General)

EQUIPMENT; COMPETITIVE BIDDING

Notice of proposed rule making, public rule making procedures, and delay of effective date have been omitted as unnecessary in the issuance of the following amendments to Subparts A and B of Part 54, which relate solely to grants for construction of facilities for the mentally retarded. These amendments relate to the definition of the term "equipment" and competitive bidding on fixed equipment.

1. Paragraph (d) of § 54.1 is revised to read as follows:

§ 54.1 Definitions.

* * * * *

(d) "Equipment" includes those items which are necessary for the functioning of the facility, but does not include items of current operating expense such as food, fuel, drugs, paper, printed forms, and soap.

2. Paragraph (c) of § 54.4 is revised to read as follows:

§ 54.4 Terms and conditions.

* * * * *

(c) That applicant will perform actual construction work by the lump sum (fixed price) contract method; employ adequate methods of obtaining competitive bidding prior to awarding the construction contract, either by public advertising or circularizing three or more bidders, and award the contract to the responsible bidder submitting the lowest acceptable bid; and will purchase all fixed equipment by adequate methods of competitive bidding (including such fixed equipment as is not purchased through the construction contract) and award the contract to the responsible bidder submitting the lowest acceptable bid, except that competitive bidding procedures need not be employed for the purchase of specific fixed equipment items which are not included in the construction contract where such action is found by the Surgeon General, upon written justification by the applicant, to be required by the needs of the program.

* * * * *

3. Paragraph (d) of § 54.101 is revised to read as follows:

§ 54.101 Definitions.

* * * * *

(d) "Equipment" includes those items which are necessary for the functioning of the facility, but does not include items of current operating expense such as food, fuel, drugs, paper, printed forms, and soap.

* * * * *

4. Paragraph (c) of § 54.112 is revised to read as follows:

§ 54.112 Assurances from applicant.

* * * * *

(c) That applicant will perform actual construction work by the lump sum (fixed price) contract method; employ adequate methods of obtaining competitive bidding prior to awarding the construction contract, either by public advertising or circularizing three or more bidders, and award the contract to the responsible bidder submitting the lowest acceptable bid; and will purchase all fixed equipment by adequate methods of competitive bidding (including such fixed equipment as is not purchased through the construction contract) and award the contract to the responsible bidder submitting the lowest acceptable bid, except that competitive bidding procedures need not be employed for the purchase of specific fixed equipment items which are not included in the construction contract where such action is found by the State agency and the Surgeon General, upon written justification by the applicant, to be required by the needs of the program.

* * * * *

(Sec. 122, 77 Stat. 284; 133, 77 Stat. 287; 42 U.S.C. 2662, 2673; Rev. Stat. sec. 161, 5 U.S.C. 22)

Effective date: February 1, 1967.

Dated: March 23, 1967.

[SEAL] WILLIAM H. STEWART,
Surgeon General.

Approved: March 31, 1967.

WILBUR J. COHEN,
Acting Secretary.

[F.R. Doc. 67-3860; Filed, Apr. 6, 1967; 8:49 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER C—AIRCRAFT

[Airworthiness Docket No. 67-WE-12-AD; Amdt. 39-389]

PART 39—AIRWORTHINESS DIRECTIVES

Hughes Model 269 Series Helicopters

There have been failures of the Huck Bolts P/N SALP-T10-7 that attach the main rotor drive shaft coupling to the ring gear carrier in the Main Rotor Gear Drive Assembly P/N 269A5175 of Hughes Model 269 Series helicopters. Such failures can result in total failure of the Assembly. Since this condition is likely to exist or develop in other Hughes Model 269 Series helicopters equipped with Huck Bolts P/N SALP-T10-7, an Airworthiness Directive is being issued to require replacement of the Huck Bolts with fasteners of a different type and to require an inspection of the Main Rotor Gear Drive Assembly to detect damage that may have resulted from operation of the helicopter with the Huck Bolts installed.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new Airworthiness Directive:

HUGHES. Applies to Model 269A, 269A-1, 269A-2, and 269B Series helicopters equipped with Main Rotor Gear Drive Assembly P/N 269A5175 bearing Serial Nos. 0001 to 1424 inclusive.

Compliance required within the next 25 hours' time in service, unless already accomplished, for helicopters having a Main Rotor Gear Drive Assembly with 1,200 or more hours' time in service on the effective date of this AD; or prior to the accumulation of 1,225 hours' time in service, unless already accomplished, for helicopters having a Main Rotor Gear Drive Assembly with less than 1,200 hours' time in service on the effective date of this AD.

To prevent malfunction of the Main Rotor Gear Drive Assembly P/N 269A5175 caused by failure of the Huck Bolts P/N SALP-T10-7 that attach the main rotor drive shaft coupling to the ring gear carrier, and to detect damage that may have resulted from operation of the helicopter with the Huck Bolts installed, accomplish the following in accordance with Hughes Service Information Notice No. N-29 or later FAA-approved revision unless otherwise specified herein:

(a) Remove Huck Bolts P/N SALP-T10-7 and Collars P/N 6LC-C10 from the Main Rotor Gear Drive Assembly P/N 269A5175. Visually inspect the resulting holes for deformity or other damage and check the vertical and horizontal diameters of the holes by means of a hole gauge. Line ream all out-of-tolerance holes to correspond to the tolerance specified for the holes.

(b) Replace Huck Bolts P/N SALP-T10-7 and Collars P/N 6LC-C10, respectively, with Hi-Lok bolts P/Ns HL-20-PB-10-7, HL-20-PB-10-8, or HL-64-PB-10-7 and Collars P/N HL-87-10.

(c) Inspect the Main Rotor Gear Drive Assembly P/N 269A5175 for defects specified in Hughes Service Information Notice No. N-29, or later FAA-approved revision. If defects are observed, maintain the affected part or parts in accordance with the Hughes Handbook of Maintenance Instructions applicable to the particular helicopter model (including the Overhaul Addendum for the Main Rotor Gear Drive Assembly applicable to all helicopter models) or in accordance with a method approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(d) Operators who have not kept records of hours' time in service of individual Main Rotor Gear Drive Assemblies shall substitute in lieu thereof hours' time in service of the helicopter.

This amendment becomes effective upon publication in the FEDERAL REGISTER for all persons except those who are served in accordance with section 1005(c) of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1485(c)), and upon whom the amendment becomes effective immediately upon receipt.

(Secs. 313(a), 601, and 603 of the Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, and 1423)

Issued in Los Angeles, Calif., on March 28, 1967.

JOSEPH H. TIPPETS,
Regional Director,
FAA Western Region.

[F.R. Doc. 67-3813; Filed, Apr. 6, 1967; 8:45 a.m.]

SUBCHAPTER E—AIRSPACE

[Airspace Docket No. 67-SO-32]

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 Mobile, Ala. (Brookley AFB), control zone.

The Mobile (Brookley AFB) control zone is described in § 71.171 (32 F.R. 2071 and 2440).

Because of the terminating of weather reporting service between the hours 0000 and 0800 local time, it is necessary to alter the control zone by reducing the hours of operation to be effective from 0800 to 2400, local time, daily.

Since this amendment lessens the burden on the public, 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 Mobile, Ala. (Brookley AFB), control zone (32 F.R. 2440) is amended to read:

MOBILE, ALA. (BROOKLEY AFB)

Within a 5-mile radius of Brookley AFB (latitude 30°37'39" N., longitude 88°04'10" W.); within 2 miles each side of the Brookley VORTAC 150° radial, extending from the 5-mile radius zone to 12 miles southeast of the VORTAC; within 2 miles each side of the Brookley VORTAC 140° radial, extending from the 5-mile radius zone to 4.5 miles southeast of the VORTAC, effective from 0800 to 2400 hours, local time, daily.

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

Issued in East Point, Ga., on March 28, 1967.

W. B. RUCKER,
Acting Director, Southern Region.

[F.R. Doc. 67-3814; Filed, Apr. 6, 1967; 8:45 a.m.]

[Airspace Docket No. 67-SO-37]

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 Elizabeth City, N.C., control zone.

The Elizabeth City control zone is described in § 71.171 (32 F.R. 2071 and 2440).

Extensions to the control zone are described as "* * * within 2 miles each side of the Elizabeth City VOR 068° radial, extending from the 5-mile radius zone to 8 miles northeast of the VOR * * *" and "* * * within 2 miles each side of the Elizabeth City VOR 226° radial, extending from the 5-mile radius zone to 8 miles southwest of the VOR * * *."

Because of the canceling of AL-617-VOR-RWY-7 and AL-617-VOR-RWY-25 Standard Instrument Approach Procedures, it is necessary to alter the control zone by revoking the above described extensions.

Since this amendment lessens the burden on the public, 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 Elizabeth City, N.C., control zone (32 F.R. 2440) is amended as follows:

The portions "* * * within 2 miles each side of the Elizabeth City VOR 068° radial, extending from the 5-mile radius zone to 8 miles northeast of the VOR * * *" and "* * * within 2 miles each side of the Elizabeth City VOR 226° radial, extending from the 5-mile radius zone to 8 miles southwest of the VOR * * *" are deleted.

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

Issued in East Point, Ga., on March 28, 1967.

W. B. RUCKER,
Acting Director, Southern Region.

[F.R. Doc. 67-3815; Filed, Apr. 6, 1967; 8:45 a.m.]

[Airspace Docket No. 67-SW-1]

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

Designation of Transition Area and Alteration of Transition Area

On February 4, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 2453) stating that the Federal Aviation Agency proposed to designate a transition area at Batesville, Ark., and alter the Little Rock, Ark., transition area.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t. June 22, 1967, as hereinafter set forth.

1. In § 71.181 (32 F.R. 2148) the Batesville, Ark., transition area is designated to read:

BATESVILLE, ARK.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Batesville Municipal Airport (latitude 35°43'50" N., longitude 91°38'25" W.), and within 2 miles each side of the 106° bearing from the Batesville RBN (latitude 35°43'44" N., longitude 91°38'17" W.), extending from the 5-mile radius area to 8 miles east of the RBN; and that airspace extending upward from 1,200 feet above the surface within 8 miles north and 5 miles south of the 106° bearing, extending from the Batesville RBN to a point 12 miles east, and that airspace within 5 miles each side of the Walnut Ridge VORTAC 236° radial, extending from the Walnut Ridge transition area to the Batesville RBN.

2. In § 71.181 (32 F.R. 2213) the Little Rock, Ark., transition area is amended by adding "and excluding the Batesville, Ark., transition area."

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

Issued in Fort Worth, Tex., on March 30, 1967.

A. L. COULTER,
Acting Director, Southwest Region.

[F.R. Doc. 67-3816; Filed, Apr. 6, 1967; 8:45 a.m.]