

designation XM, owned by the Bangor and Aroostook Railroad Co. and the Maine Central Railroad Co.

(2) Boxcars described in subparagraph (1) of this paragraph located in States other than Connecticut, Massachusetts, Maine, New Hampshire, Rhode Island, or Vermont may be loaded to any station in Connecticut, Massachusetts, Maine, New Hampshire, Rhode Island, or Vermont.

(3) Boxcars described in subparagraph (1) of this paragraph, located in the States of Connecticut, Massachusetts, Maine, New Hampshire, Rhode Island, or Vermont may be loaded to stations on the lines of the car owner only if routed via the car owning railroad.

(4) No common carrier by railroad subject to the Interstate Commerce Act shall accept from shipper any loaded boxcar for movements contrary to the provisions of subparagraph (2) and subparagraph (3) of this paragraph.

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

(c) *Effective date.* This order shall become effective at 11:59 p.m., November 28, 1970.

(d) *Expiration date.* This order shall expire at 11:59 p.m., May 31, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended 54 Stat. 911, 49 U.S.C. 1(10-17), 15(4), and 17(2))

*It is further ordered,* That a copy of this order and direction 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 notice of this order 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 Service Board.

[SEAL] ROBERT L. OSWALD,  
*Secretary.*

[F.R. Doc. 70-16158; Filed, Dec. 1, 1970; 8:51 a.m.]

[Ninth Rev. S. O. 1041-A]

**PART 1033—CAR SERVICE**

**Distribution of Boxcars**

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 23d day of November 1970.

Upon further consideration of Ninth Revised Service Order No. 1041 (35 F.R. 17842), and good cause appearing therefor:

*It is ordered,* That: § 1033.1041 *Service Order No. 1041* (distribution of boxcars) be, and it is hereby, vacated and set aside.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1 (10-17), 15(4) and 17(2), 40 Stat. 101, as amended 54 Stat. 911; 49 U.S.C. 1 (10-17), 15(4), and 17(2))

*It is further ordered,* That this order shall become effective at 11:59 a.m., November 23, 1970, 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 the 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 Service Board.

[SEAL] ROBERT L. OSWALD,  
*Secretary.*

[F.R. Doc. 70-16159; Filed, Dec. 1, 1970; 8:51 a.m.]

[Rev. S.O. 1050; Amdt. 1]

**PART 1033—CAR SERVICE**

**Demurrage and Detention Charges on Open-Top Hopper Cars**

At a session of the Interstate Commerce Commission, Railroad Service Board, held at its office in Washington, D.C., on the 23d day of November 1970.

Upon further consideration of Revised Service Order No. 1050 (35 F.R.

16933) as amended, and good cause appearing therefor:

*It is ordered,* That: § 1033.1050 *Service Order No. 1050* (Demurrage and Detention Charges on Open-Top Hopper Cars) be, and it is hereby, amended by substituting the following paragraph (i) for paragraph (i) thereof:

(i) *Expiration date.* This order shall expire at 6:59 a.m., January 1, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

*Effective date.* This amendment shall become effective at 6:59 a.m., December 1, 1970.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2))

*It is further ordered,* That copies of this amendment 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 Service Board.

[SEAL] ROBERT L. OSWALD,  
*Secretary.*

[F.R. Doc. 70-16161; Filed, Dec. 1, 1970; 8:51 a.m.]

**Title 50—WILDLIFE AND FISHERIES**

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

**SUBCHAPTER B—HUNTING AND POSSESSION OF WILDLIFE**

**PART 17—CONSERVATION OF ENDANGERED SPECIES AND OTHER FISH OR WILDLIFE**

**List of Endangered Foreign Fish and Wildlife**

By notice of proposed rule making published in the FEDERAL REGISTER on July 30, 1970 (35 F.R. 12222-12225), notice was given that it was proposed to amend appendix A to Part 17 of Title 50 CFR by adding additional names to the list of foreign endangered species.

Interested persons were invited to submit their views, data, or arguments regarding the proposed amendment to the Director, Bureau of Sport Fisheries and Wildlife, Department of the Interior, Washington, D.C. 20240, within 30 days following the date of the publication of the notice. All relevant matters presented have been considered and the proposal is adopted as published, except that the following mammals are deleted from the list as it was proposed:

Common name	Scientific name	Where found
Spider monkey	<i>Atelafes affinis</i>	Guatemala
Spider monkey	<i>Atelafes affinis</i>	Costa Rica
Rafaelo lechwe	<i>Kudu kudu</i>	Zambia

For good cause found in that 30 days were provided to receive public comment on said proposal which has in fact been available for review for more than 80 days, and after continuing consultation thereon, it is determined that further notice and public procedure thereon are impracticable, unnecessary, and contrary to the public interest and this amendment shall become effective upon publication in the FEDERAL REGISTER.

Accordingly, Appendix A of 50 CFR 17 as amended reads as follows:





AMPHIBIANS AND REPTILES

Common name	Scientific name	Where found
Israel painted frog.....	<i>Discoplossus nigricentus</i> .....	Israel.
Stephen Island frog.....	<i>Leiopelma hamiltoni</i> .....	New Zealand.
River terrapin, turtong.....	<i>Balogur baska</i> .....	Burma, India, Indonesia, Malaysia, Pakistan.
Galapagos tortoise.....	<i>Testudo elephantopus</i> .....	Galapagos (Eduador).
Madagascar radiated tortoise.....	<i>Testudo radiata</i> .....	Madagascar.
Hawksbill turtle.....	<i>Eretmochelys imbricata</i> .....	Tropical seas.
Leatherback turtle.....	<i>Dermochelys coriacea</i> .....	Tropical and temperate seas.
Atlantic ridley turtle.....	<i>Lepidochelys kempi</i> .....	Mexico.
South American river turtle.....	<i>Podocnemis expansa</i> .....	Orinoco and Amazon River Basins.
Do.....	<i>Podocnemis unifilis</i> .....	Do.
Short-necked or swamp tortoise.....	<i>Pseudemys umbrina</i> .....	Australia.
Yacaro.....	<i>Calman yacaro</i> .....	Bolivia, Argentina, Peru, Brazil.
Orinoco crocodile.....	<i>Crocodylus intermedius</i> .....	Orinoco River drainage.
Cuban crocodile.....	<i>Crocodylus rhombifer</i> .....	Cuba.
Morelet's crocodile.....	<i>Crocodylus moreletii</i> .....	Mexico, British Honduras, Guatemala.
Nile crocodile.....	<i>Crocodylus niloticus</i> .....	Africa.
Gavial.....	<i>Gavialis gangeticus</i> .....	Pakistan.
Round Island day gecko.....	<i>Phelsuma guentheri</i> .....	Mauritius.
Day gecko.....	<i>Phelsuma newtoni</i> .....	Do.
Barrington land lizard.....	<i>Conolophus pallidus</i> .....	Galapagos.
Tuatara.....	<i>Sphenodon punctatus</i> .....	New Zealand.
Jamaica boa.....	<i>Epiplatys subflavus</i> .....	Jamaica.
Anegada ground iguana.....	<i>Cyclura pinguis</i> .....	Anegada Island.

FISH

Ala baltik.....	<i>Salmo platycephalus</i> .....	Turkey.
Cleek.....	<i>Acanthorutilus handlirschi</i> .....	Do.
Miyako tunago.....	<i>Tanais tanago</i> .....	Japan.
Ayamodoki.....	<i>Hemionophysa curta</i> .....	Do.
Mexican blindcat.....	<i>Prietella phreatophila</i> .....	Mexico.
Nokogigi.....	<i>Coreobaptus ichikawai</i> .....	Japan.
Giant catfish.....	<i>Pangasius grandon gigas</i> .....	Thailand.
Catfish.....	<i>Pangasius sonlitwongset</i> .....	Do.

MOLLUSK

Mollusk.....	<i>Papustyla pulcherrima</i> .....	Manus Island (Adnality Island).
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(16 U.S.C. 668a et seq.)

Effective date. Upon publication in the FEDERAL REGISTER.

SAMUEL BENJAMIN,  
Acting Director, Bureau of  
Sport Fisheries and Wildlife.

NOVEMBER 24, 1970.

[F.R. Doc. 70-16173; Filed, Dec. 1, 1970; 8:51 a.m.]

Title 5—ADMINISTRATIVE  
PERSONNEL

Chapter I—Civil Service Commission  
PART 213—EXCEPTED SERVICE

Department of Health, Education, and  
Welfare

Section 213.3216 is amended to show that not to exceed 10 positions of HEW Fellows in grades GS-11 through 15 are excepted under Schedule B. Employment under this authority may not extend beyond 1 year. Effective on publication in the FEDERAL REGISTER, paragraph (c) is added under § 213.3216 as set out below.

§ 213.3216 Department of Health, Edu-  
cation, and Welfare.

(c) Not to exceed 10 positions of HEW Fellows in grades GS-11 through 15. Employment under this authority may not extend beyond 1 year.

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1054-58, Comp., p. 218)

UNITED STATES CIVIL SERV-  
ICE COMMISSION,  
[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 70-16131; Filed, Dec. 1, 1970;  
8:49 a.m.]

PART 213—EXCEPTED SERVICE

Department of the Treasury

Section 213.3305 is amended to show that one position of Confidential Assistant to the Secretary is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (34) is added under paragraph (a) of § 213.3305 as set out below.

§ 213.3305 Department of the Treasury.

(a) Office of the Secretary. \* \* \*  
(34) One Confidential Assistant to the Secretary.

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1054-58, Comp., p. 218)

UNITED STATES CIVIL SERV-  
ICE COMMISSION,

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

[F.R. Doc. 70-16132; Filed, Dec. 1, 1970;  
8:49 a.m.]

PART 213—EXCEPTED SERVICE

Office of Economic Opportunity

Section 213.3373 is amended to show that the position of Confidential Staff Assistant to the Executive Secretary (interdepartmental activities) is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (26) is added to paragraph (a) of § 213.3373 as set out below.

§ 213.3373 Office of Economic Oppor-  
tunity.

(a) Office of the Director. \* \* \*  
(26) One Confidential Staff Assistant to the Executive Secretary (interdepartmental activities).

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1054-58, Comp., p. 218)

UNITED STATES CIVIL SERV-  
ICE COMMISSION,  
[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 70-16133; Filed, Dec. 1, 1970;  
8:49 a.m.]