

# EXHIBIT 12

TO

MEMORANDUM IN SUPPORT OF MOTION IN LIMINE TO ESTABLISH THE UNITED STATES' LEGAL ENTITLEMENT TO A FEDERAL RESERVED WATER RIGHT AND TO LIMIT THE SCOPE OF EVIDENCE NECESSARY AT TRIAL

Civil No. 05-cv-49053

Cook 13

# FEDERAL REGISTER



VOLUME 13

NUMBER 115

Washington, Saturday, June 12, 1948

## TITLE 3—THE PRESIDENT EXECUTIVE ORDER 9966

### EXEMPTION OF CARROLL MILLER FROM COMPULSORY RETIREMENT FOR AGE

NOTE: Executive Order No. 9966 was filed with the Division of the Federal Register as F. R. Document No. 48-5375, on June 11, 1948, at 11:07 a. m.

## TITLE 6—AGRICULTURAL CREDIT

### Chapter V—Production and Marketing Administration (Diversion Programs)

[Program Ox 40c]

#### PART 505—TOBACCO EXPORT PROGRAM

##### DARK TOBACCO EXPORT PROGRAM; OFFER BY SECRETARY OF AGRICULTURE

- Sec. 505.201 General.
- 505.202 Application for participation.
- 505.203 Rate of payment.
- 505.204 Final export date.
- 505.205 Documents required.
- 505.206 Limitations.
- 505.207 Examination of tobacco.
- 505.208 Examination of records.
- 505.209 Individuals prohibited from participation.
- 505.210 Fair employment.

AUTHORITY: §§ 505.201 to 505.210, inclusive, issued under sec. 32, 49 Stat. 774, as amended; 7 U. S. C. 812c.

§ 505.201 *General.* The Secretary of Agriculture of the United States (hereinafter referred to as the Secretary) pursuant to section 32, Public Law 320, 74th Congress, as amended, hereby offers, subject to the terms and conditions hereinafter set forth, to make benefit payments in a total amount not to exceed \$3,800,000 to domestic tobacco companies to encourage the exportation of fire-cured and dark air-cured tobacco, U. S. Types 21, 22, 23, 24, 35 and 36, of the 1948 crop, produced in the United States, hereinafter referred to as dark tobacco.

§ 505.202 *Application for participation.* In order to be eligible for payment hereunder, an exporter must execute and file application for participation in the program in the form of application prescribed by the Secretary and such appli-

cation must be approved by a representative of the Secretary not later than June 30, 1948. The application must be based upon a firm order for export of dark tobacco accepted by the exporter after the effective date of this offer and prior to June 30, 1948, but such order and acceptance may be subject to (a) approval of the exporter's application with respect to such order under this program, (b) such downward adjustment in quantity as may be required by the Secretary or his representative in prorating the total funds authorized for payments under this offer, and (c) release of dollar exchange for such purchase by the government of the country of destination. In the event applications are filed on or before June 24, 1948, for benefit payments in excess of the total funds authorized for this program, such funds will be prorated to such applications otherwise eligible for approval, and no applications filed after June 24, 1948, will be approved. If the total amount of funds above mentioned is sufficient to cover all applications filed on or before June 24, 1948, applications filed after such date and not later than June 30, 1948, may be approved, if otherwise eligible, in the order in which filed to the extent of the authorized funds. Information can be obtained from, and applications should be filed with, the Director, Tobacco Branch, Production and Marketing Administration, South Agricultural Building, Washington 25, D. C.

§ 505.203 *Rate of payment.* The payment to any exporter pursuant to an application approved on behalf of the Secretary shall be at the rate of one-third (1/3) of the sales price of the dark tobacco, basis f. a. s. or f. o. b. vessel, U. S. port, which sales price shall not exceed the fair and reasonable value of such dark tobacco as determined by the Secretary or his representative. Fair and reasonable value shall be the price at which each grade of each type of such dark tobacco is offered for sale by the cooperative associations through which Commodity Credit Corporation loans are made available to growers, plus cost of transportation, insurance, any wire lacing or reworking, other necessary services, and a reasonable handling margin. It shall be the responsibility of the ex-

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\* Filed as part of the original document.

(Continued on p. 3194)

## RULES AND REGULATIONS

Age	Height, inches	Weight		Chest measure at expiration	
		Stand-ard, pounds	Mini-mum, pounds	Stand-ard, inches	Mini-mum, inches
21 years..	66	132	117	32	30½
	67	136	121	32½	30½
	68	140	125	32½	31
	69	144	129	32½	31½
	70	148	133	33	31½
	71	152	137	33½	31½
	72	156	141	33½	32
	73	160	145	33½	32½
	74	164	149	34	32½
	75	168	153	34½	32½
22 years..	76	172	157	34½	33
	77	176	161	35	33½
	78	180	165	35	33½
	79	184	169	35½	33½
	80	188	173	35½	34
	81	192	177	36	34
	82	196	181	36	34½
	83	200	185	36½	34½
	84	204	189	36½	35
	85	208	193	37	35

(3) If a candidate weighs more than the number of pounds stated in the above table he may be accepted if the overweight is due to muscle and bone, but must be rejected if it is due to fat.

Dated: May 20, 1948.

[SEAL] E. H. FOLEY, Jr.,  
Acting Secretary of the Treasury.

[F. R. Doc. 48-5357; Filed, June 11, 1948;  
8:53 a. m.]

## TITLE 36—PARKS AND FORESTS

## Chapter II—Forest Service, Department of Agriculture

## PART 201—NATIONAL FORESTS.

## TONGASS NATIONAL FOREST

CROSS REFERENCE: For order affecting the tabulation contained in § 201.1, see Public Land Order 481 under Title 43, Chapter I, *infra*, excluding certain tracts of land from Tongass National Forest and restoring them for purchase as trade and manufacturing and home sites.

## PART 261—TREPPAS

## ELEMENTS OF DAMAGE IN LIVESTOCK TRESPASSES

By virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (30 Stat. 35; 16 U. S. C. 551), and the act of February 1, 1905 (33 Stat. 828; 16 U. S. C. 472), Regulation T-13 of the rules and regulations governing the occupancy, use, protection, and administration of the national forests, which constitutes § 201.14, Part 261, Chapter II, Title 36, Code of Federal Regulations, is amended by eliminating the second paragraph thereof.

In testimony whereof, I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed, in the City of Washington, this eighth day of June 1948.

(30 Stat. 35, 33 Stat. 828; 16 U. S. C. 551, 472)

[SEAL] CHARLES F. BRANNAN,  
Secretary of Agriculture.

[F. R. Doc. 48-5270; Filed, June 11, 1948;  
8:51 a. m.]

TITLE 43—PUBLIC LANDS:  
INTERIOR

## Chapter I—Bureau of Land Management, Department of the Interior

## PART 162—LIST OF ORDERS CREATING AND MODIFYING GRAZING DISTRICTS OR AFFECTING PUBLIC LANDS IN SUCH DISTRICTS

## NEVADA GRAZING DISTRICT NO. 1

CROSS REFERENCE: For order affecting the tabulation contained in § 162.1, see FEDERAL REGISTER Document 48-5253 under Department of the Interior in the Notices section, *infra*, which takes precedence over, but does not modify the order establishing Nevada Grazing District No. 1.

## Appendix—Public Land Orders

## [Public Land Order 480]

## CALIFORNIA

## WITHDRAWING CERTAIN PUBLIC LANDS FOR USE OF DEPARTMENT OF ARMY FOR MILITARY PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in the State of California are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Department of the Army for military purposes:

## SAN BERNARDINO MERRIDIAN

T. 9 N., R. 10 W., sec. 4, N½, and SE¼.

The areas aggregate 480.76 acres of public land.

This order shall take precedence over, but shall not modify the withdrawal for classification and other purposes made by Executive Order No. 6910 of November 26, 1934, as amended.

MASTIN G. WHITE,  
Acting Assistant  
Secretary of the Interior.

JUNE 2, 1948.

[F. R. Doc. 48-5249; Filed, June 11, 1948;  
8:47 a. m.]

## [Public Land Order 481]

## ALASKA

## EXCLUDING CERTAIN TRACTS OF LAND FROM TONGASS NATIONAL FOREST AND RESTORING THEM FOR PURCHASE AS TRADE AND MANUFACTURING AND HOME SITES

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 11, 33 (16 U. S. C. 473), and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

The following-described tracts of public land in Alaska, occupied as business or home sites, and identified by surveys of which plats and field notes are on file in the Bureau of Land Management,

Washington 25, D. C., are hereby excluded from the Tongass National Forest and restored, subject to valid existing rights, for purchase as trade and manufacturing and home sites under section 10 of the act of May 14, 1898, as amended by the act of May 26, 1934, 48 Stat. 809. (48 U. S. C. 461):

## TONGASS NATIONAL FOREST

U. S. Survey No. 2402, lot 57, 0.28 of an acre; latitude 55°18'00" N., longitude 131°32'00" W. (Home site No. 786, Mountain Point Group);

U. S. Survey No. 2684, lot 2, 0.72 of an acre; latitude 55°23'18" N., longitude 134°38'41" W. (occupied as a store, Triangle Group 2).

WILLIAM E. WARNE,  
Acting Secretary of the Interior.

JUNE 4, 1948.

[F. R. Doc. 48-5251; Filed, June 11, 1948;  
8:47 a. m.]

## Chapter II—Bureau of Reclamation, Department of the Interior

## PART 402—ANNUAL WATER CHARGES

ANDERSON RANCH RESERVOIR, ARROWROCK DIVISION, BOISE IRRIGATION PROJECT, IDAHO, AND MISSOURI BASIN PROJECT, MEEKER CANAL, FRENCHMAN-CAMBRIDGE UNIT, NEBRASKA

CROSS REFERENCE: For additions to the tabulation in § 402.2, see F. R. Docs. 48-5244 and 48-5245, Department of the Interior, Bureau of Reclamation, in Notices section, *infra*.

## TITLE 47—TELECOMMUNICATION

## Chapter I—Federal Communications Commission

## PART 8—SHIP RADIO SERVICE

## PART 13—COMMERCIAL RADIO OPERATORS

## MISCELLANEOUS AMENDMENTS

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 2d day of June 1948:

The Commission having under consideration (1) its action of December 15, 1947, under the provisions of section 318 of the Communications Act of 1934, as amended, temporarily waiving, subject to certain provisions, the requirement of licensed radio operators for ship radar stations licensed in the ship service, until March 15, 1948 or the effective date of permanent rules adopted by the Commission governing operator license requirements for such stations, whichever date occurred earlier; (2) its action of December 15, 1947 amending Parts 8 and 13 of the Commission's rules governing ship service and commercial radio operators, respectively, so as to provide temporary rules in line with and of the same duration as the aforesaid temporary waiver; (3) its action of March 15, 1948 extending the aforesaid waiver and temporary rules until June 15, 1948 or the effective date of such permanent rules whichever date occurred earlier; and (4) a proposal again to extend the duration of the aforesaid waiver and temporary

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Citation: 14 Fed. Reg. 6498 1949

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contract in a number equal to the number of receiving military departments.

§ 806.802 *Last of offices of loss and salvage organizations (see § 806.500-1)*

General Adjustment Bureau, Inc.----- FCAB  
Western Adjustment & Inspection Co.--- WAIC  
Underwriters Adjusting Co.----- UAC

[Proc. Cir. 25, Oct. 5, 1949] (62 Stat. 21, 41 U. S. C. 151-161)

[SEAL] EDWARD F. WITSELL,  
*Major General,  
The Adjutant General.*

[F. R. Doc. 49-8522; Filed, Oct. 24, 1949;  
8:49 a. m.]

## TITLE 43—PUBLIC LANDS: INTERIOR

### Chapter I—Bureau of Land Management, Department of the Interior

#### Appendix—Public Land Orders

[Public Land Order 612]

#### ARIZONA

#### TRANSFER OF LANDS FROM THE KAIBAB NATIONAL FOREST TO THE COCONINO NATIONAL FOREST

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 11, 36 (U. S. C. title 16, sec. 473) and pursuant to Executive Order No. 9337 of April 24, 1943, and upon the recommendation of the Under Secretary of Agriculture, it is ordered as follows:

The following-described lands within the exterior boundaries of the Kaibab National Forest are hereby transferred to the Coconino National Forest, effective January 1, 1950:

#### GILA AND SALT RIVER MERIDIAN

T. 22 N., R. 5 E.,  
Secs. 1 to 4, inclusive;  
Secs. 9 to 16, inclusive;  
Secs. 22 to 27, inclusive;  
Sec. 34, N $\frac{1}{2}$ ,  
Sec. 35, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ,  
Sec. 36.

T. 23 N., R. 5 E.,  
Secs. 1 and 2;  
Secs. 11 to 14, inclusive;  
Secs. 23 to 26, inclusive;  
Secs. 34, 35 and 36.

T. 24 N., R. 5 E.,  
Secs. 1, 2, and 3;  
Secs. 10 to 15, inclusive;  
Secs. 23 to 26, inclusive;  
Secs. 35 and 36.

T. 25 N., R. 5 E.,  
Secs. 1 to 4, inclusive;  
Secs. 9 to 16, inclusive;  
Secs. 20 to 29, inclusive;  
Secs. 32 to 36, inclusive.

T. 22 N., R. 6 E.,  
Secs. 3 to 10, inclusive;  
Secs. 15 to 21, inclusive;  
Sec. 22, N $\frac{1}{2}$ ,  
Secs. 28 to 33, inclusive.

T. 23 N., R. 6 E.,  
Secs. 4 to 9, inclusive;  
Secs. 16 to 21, inclusive;  
Secs. 28 to 34, inclusive.

T. 24 N., R. 6 E.,  
Secs. 4 to 9, inclusive;  
Secs. 16 to 21, inclusive;  
Secs. 28 to 33, inclusive.

It is not intended by this order to give a national-forest status to any publicly owned lands which have not hitherto had such a status or to change the status of any publicly owned lands which have hitherto had national-forest status.

OSCAR L. CHAPMAN,  
*Acting Secretary of the Interior*

OCTOBER 19, 1949.

[F. R. Doc. 49-8503; Filed, Oct. 24, 1949;  
8:45 a. m.]

#### [Public Land Order 613]

#### CALIFORNIA

#### WITHDRAWING PUBLIC LANDS FOR USE OF THE DEPARTMENT OF THE AIR FORCE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in California are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Department of the Air Force in connection with an air force base:

#### SAN BERNARDINO MERIDIAN

T. 10 N., R. 9 W.,  
Sec. 30, lot 1 of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of lot 2 of NW $\frac{1}{4}$ ,  
NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$  and SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

T. 9 N., R. 11 W.,  
Sec. 18, N $\frac{1}{2}$  of lot 1 of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of lot 2  
of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  NE $\frac{1}{4}$ .

The areas described aggregate 564.46 acres.

It is intended that the lands above described shall be returned to the administration of the Department of the Interior when they are no longer needed for the purpose for which they are reserved.

OSCAR L. CHAPMAN,  
*Acting Secretary of the Interior*

OCTOBER 19, 1949.

[F. R. Doc. 49-8500; Filed, Oct. 24, 1949;  
8:45 a. m.]

## NOTICES

### DEPARTMENT OF THE INTERIOR

#### Bureau of Land Management

#### MODIFICATION OF OREGON GRAZING DISTRICTS

DISTRICT NO. 1, AMENDMENT 1, DISTRICT  
NO 2, AMENDMENT 1

OCTOBER 19, 1949.

Under and pursuant to the authority vested in the Secretary of the Interior by the Act of June 28, 1934 (48 Stat. 1269, 43 U. S. C. 315 et seq.) as amended, known as the Taylor Grazing Act, and in accordance with 43 CFR 4.275 (a) (80) (iv) 13 F. R. 5181, the following-described lands are excluded from Oregon Grazing District No. 2, as heretofore established and modified (Misc. 1609045) and added to Oregon Grazing District No. 1, as heretofore established and modified (Misc. 1597877)

#### WILLAMETTE MERIDIAN

T. 28 S., R. 12 E.,  
Sec. 36.

T. 29 S., R. 12 E.,  
Sec. 1.

T. 24 S., R. 13 E.,  
Secs. 35 and 36.

T. 25 S., R. 13 E.,  
Secs. 1, 2, and 3;  
Sec. 9, E $\frac{1}{2}$ ,  
Secs. 16 to 16 inclusive;  
Sec. 17, SE $\frac{1}{4}$ ,  
Sec. 20, E $\frac{1}{2}$ ,  
Secs. 21 to 23 inclusive;  
Sec. 29, E $\frac{1}{2}$  and SW $\frac{1}{4}$ ,  
Secs. 32 to 36 inclusive.

T. 26 S., R. 13 E.,  
Secs. 1, 2, 3, and 4;  
Secs. 9 to 16 inclusive;  
Secs. 21 to 28 inclusive, and secs. 33 to 36  
inclusive.

T. 27 S., R. 13 E.,  
Secs. 1 to 4 inclusive, and secs. 9 to 16  
inclusive;  
Sec. 22, E $\frac{1}{2}$ ,  
Secs. 23 to 26 inclusive;  
Sec. 27, E $\frac{1}{2}$ ,  
Secs. 33 to 36 inclusive.

T. 28 S., R. 13 E.,  
Secs. 1 to 17 inclusive;  
Secs. 20 to 36 inclusive.

T. 29 S., R. 13 E.,  
Secs. 1 to 13 inclusive;  
Sec. 14, E $\frac{1}{2}$  and NW $\frac{1}{4}$ ,  
Sec. 15, N $\frac{1}{2}$ ,  
Sec. 16, N $\frac{1}{2}$ ,  
Sec. 17;  
Sec. 18, E $\frac{1}{2}$ .

T. 23 S., R. 14 E.,  
Sec. 36.

T. 24 S., R. 14 E.,

Sec. 1;  
Sec. 2, E $\frac{1}{2}$ ,  
Sec. 10, S $\frac{1}{2}$ ,  
Secs. 11 to 16 inclusive;  
Secs. 20 to 36 inclusive.

Tps. 25 to 28 S., R. 14 E.

T. 29 S., R. 14 E.,  
Secs. 1 to 12 inclusive;  
Sec. 13, N $\frac{1}{2}$  and N $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
Sec. 14;

Sec. 15, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ,  
Sec. 16, N $\frac{1}{2}$ ,  
Sec. 17, N $\frac{1}{2}$ ,  
Sec. 18, N $\frac{1}{2}$ .

T. 23 S., R. 15 E.,  
Secs. 31 to 34 inclusive.

Tps. 24 to 28 S., R. 15 E.

T. 29 S., R. 15 E.,  
Secs. 3 to 17 inclusive;  
Sec. 18, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ,  
Secs. 21 to 28 inclusive.

T. 23 S., R. 16 E.,

Secs. 1 and 2;  
Sec. 3, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Secs. 11 to 14 inclusive;  
Secs. 23 to 27 inclusive;  
Secs. 34 to 36 inclusive.

Tps. 24 to 28 S., R. 16 E.

T. 29 S., R. 16 E.,  
Secs. 1 to 4 inclusive;  
Secs. 7 to 30 inclusive;

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other, under such regulations as the Postmaster General shall prescribe.

Whoever knowingly deposits for mailing or delivery, or knowingly causes to be delivered by mail according to the direction thereon, or at any place to which it is directed to be delivered by the person to whom it is addressed, any pistol, revolver, or firearm declared non-mailable by this section, shall be fined not more than \$1,000 or imprisoned not more than two years, or both.

(R. S. 161, 386, secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369. Interprets or applies 62 Stat. 782, as amended; 18 U. S. C. and Sup., 1715)

b. In § 51.1 *Village delivery* (39 CFR 51.1) amend paragraph (a) (1) to read as follows:

(1) Village mail delivery may be established under such regulations as the Postmaster General may prescribe, in towns and villages having post offices of the third class that are not by law entitled to free-delivery service. The operation by the Post Office Department of village delivery service in second-class post offices shall be discontinued.

Note: See § 137.43 for additional provisions, and effective date of Public Law 431.

(R. S. 161, 386, sec. 9, 37 Stat. 559, as amended; secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369, 39 U. S. C. and Sup., 153)

c. In Part 97 (39 CFR, Part 97) make the following changes:

1. Amend § 97.2 *Contracts for service by air because of impracticability of surface transportation* (39 CFR 97.2) to read as follows:

§ 97.2 *Contracts for service by air because of impracticability or inadequacy of surface transportation—(a) Action by Postmaster General.* Whenever he shall find it to be in the public interest, because of the nature of the terrain, or the impracticability or inadequacy of surface transportation, and where the cost thereof is reasonably compatible with the service to be provided, the Postmaster General may award contracts for the transportation by aircraft upon star routes of any or all classes of mail (including but not limited to air mail and air parcel post) payment for such service to be made from the appropriation for inland transportation by star routes: *Provided*, That all laws and regulations not in conflict with this section governing star routes shall be applicable to contracts made under the authority of this section: *Provided further* That the provisions of title IV of the Civil Aeronautics Act of 1938, approved June 23, 1938 (52 Stat. 973) as amended, other than sections 407, 408, 409, 412, 413, 414, and 416 thereof shall not apply to the transportation of mail under this section: *Provided further* That prior to advertising for bids for the transportation of mail by aircraft on any star route, except as authorized by the act of October 14, 1940 (54 Stat. 1175) entitled "An act authorizing special arrangements in the transportation of mail within the Territory of Alaska," the Postmaster General shall obtain from the Civil Aeronautics Board a certification

that the proposed route does not conflict with the development of air transportation as contemplated under the Civil Aeronautics Act of 1938, as amended: *Provided further* That any such contract made under authority of this section shall be canceled upon the issuance by the Civil Aeronautics Board of an authorization under title IV of the Civil Aeronautics Act of 1938, as amended, to any air carrier to engage in the transportation of mail by aircraft between any of the points named in such contract: *And provided further* That no bid for a contract under this section shall be considered unless the bidder is a resident of or qualified to do business as a common carrier by air in a State within which one or more points to be served under such proposed contract are located. As used in this section, the term "State" includes the several States, the Territories of Alaska and Hawaii, and the District of Columbia.

(b) *Action by Civil Aeronautics Board.* Upon receipt of a request from the Postmaster General for the certification required in paragraph (a) of this section, the Civil Aeronautics Board shall promptly publish in the FEDERAL REGISTER, and send to such persons as the Board may by regulation determine, a notice describing the proposed air star route. After giving notice pursuant to this subsection, the Board shall afford interested persons a reasonable opportunity to submit written data, views or arguments with or without opportunity to present the same orally in any manner. The Board shall give due consideration to all relevant matter presented and, not less than thirty days after notice is given, except in any situation in which it for good cause finds (and incorporates the finding and a brief statement of the reasons therefor in its order granting certification) that such period of advance notice is impracticable, unnecessary or contrary to the public interest, shall grant the requested certification upon finding that the proposed route does not conflict with the development of air transportation as contemplated under the Civil Aeronautics Act of 1938, as amended.

(Interprets or applies sec. 6, 52 Stat. 218, as amended; 39 U. S. C. and Sup., 470)

2. Add a new section, § 97.74 *Utilization of Coast Guard facilities and personnel*, in the text immediately following § 97.73 to read as follows:

§ 97.74 *Utilization of Coast Guard facilities and personnel.* Coast Guard facilities and personnel may be utilized for the transportation and delivery of mail matter during emergency conditions or at isolated locations under such arrangements as may be satisfactory to the Secretary (of the Treasury) and the Postmaster General.

(Interprets or applies 63 Stat. 100; 14 U. S. C. Sup., 136)

(R. S. 161, 389, secs. 304, 305, 42 Stat. 24, 25; 5 U. S. C. 22, 369)

[SEAL] J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 50-4177; Filed, May 16, 1950; 8:49 a. m.]

TITLE 43—PUBLIC LANDS:  
INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix—Public Land Orders

[Public Land Order 645]

ARIZONA

REVOKING IN PART EXECUTIVE ORDER NO. 1187 OF APRIL 9, 1940

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943 it is ordered as follows:

Executive Order No. 1187 of April 9, 1940 withdrawing public lands for the use of the War Department for military purposes is hereby revoked so far as it affects the following-described land:

GILA AND SALT RIVER MEMBERS

T. 1 N., R. 3 W.,  
Sec. 19, NE¼.

The area described contains 169 acres. The land shall not be subject to the initiation of any rights or to any disposition under the public-land laws until it is so provided by an order of classification to be issued by the Regional Administrator, Bureau of Land Management, Albuquerque, New Mexico, opening the land to application under the Small Tract Act of June 1, 1938, 52 Stat. 699 (43 U. S. C. 632a) as amended, with a ninety-day preference right period for filing such applications by veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747, as amended (43 U. S. C. 279 et seq.).

C. GERALD DAVIDSON,  
Acting Secretary of the Interior.

MAY 10, 1950.

[F. R. Doc. 50-4177 Filed, May 16, 1950; 8:46 a. m.]

[Public Land Order 646]

CALIFORNIA

WITHDRAWING PUBLIC LANDS FOR USE OF THE DEPARTMENT OF THE AIR FORCE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the public lands within the following-described areas are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Department of the Air Force as an air force base:

SAN BERNARDINO MEMBERS

T. 10 N., R. 8 W.,  
Sec. 18, NE¼, lots 1 and 2 of the NW¼, and N¼ of lots 1 and 2 of the SW¼.  
T. 8 N., R. 9 W.,  
Sec. 10, SE¼SE¼,  
Sec. 18, SE¼,  
Sec. 23, W¼.  
T. 10 N., R. 9 W.,  
Sec. 14, SE¼;  
Sec. 22, E¼, SW¼, S¼NW¼,  
Sec. 24, N¼NW¼,  
Sec. 33, SW¼SE¼.

- T. 11 N., R. 9 W.,  
Sec. 34, S $\frac{1}{2}$ NW $\frac{1}{4}$ .
- T. 8 N., R. 10 W.,  
Sec. 6, lots 1 and 2 of the NW $\frac{1}{4}$  and the  
S $\frac{1}{2}$  of lot 2 of the SW $\frac{1}{4}$ .
- T. 9 N., R. 10 W.,  
Sec. 28, W $\frac{1}{2}$ NW $\frac{1}{4}$ ,  
Sec. 30, lot 2 of the NW $\frac{1}{4}$ , and lot 2 of the  
SW $\frac{1}{4}$ .
- T. 10 N., R. 10 W.,  
Sec. 2, S $\frac{1}{2}$  and lots 1 and 2 of NE $\frac{1}{4}$ ,  
Sec. 4, all;  
Sec. 6, all;  
Sec. 8, all;  
Sec. 10, all;  
Sec. 14, all;  
Sec. 18, lot 2 of NW $\frac{1}{4}$ , lots 1 and 2 of  
SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ ,  
Sec. 20, NE $\frac{1}{4}$  and SW $\frac{1}{4}$ ,  
Sec. 26, E $\frac{1}{2}$ ,  
Sec. 28, S $\frac{1}{2}$ ,  
Sec. 30, all;  
Sec. 32, all.
- T. 11 N., R. 10 W.,  
Sec. 28, S $\frac{1}{2}$ S $\frac{1}{2}$ ,  
Sec. 34, E $\frac{1}{2}$ .
- T. 8 N., R. 11 W.,  
Sec. 6, all;  
Sec. 10, E $\frac{1}{2}$ NE $\frac{1}{4}$ .
- T. 9 N., R. 11 W.,  
Sec. 2, all;  
Sec. 4, all;  
Sec. 6, all;  
Sec. 8, all;  
Sec. 10, N $\frac{1}{2}$ ,  
Sec. 12, N $\frac{1}{2}$ ,  
Sec. 20, SW $\frac{1}{4}$ ,  
Sec. 26, W $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
Sec. 28, N $\frac{1}{2}$ , SE $\frac{1}{4}$ ,  
Sec. 30, NE $\frac{1}{4}$ ,  
Sec. 32, all;  
Sec. 34, N $\frac{1}{2}$ .
- T. 10 N., R. 11 W.,  
Sec. 14, E $\frac{1}{2}$ ,  
Sec. 20, NW $\frac{1}{4}$ ,  
Sec. 22, all;  
Sec. 23, S $\frac{1}{2}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ ,  
Sec. 24, all;  
Sec. 26, all;  
Sec. 28, all;  
Sec. 32, all.
- T. 9 N., R. 12 W.,  
Sec. 2, lots 1 and 2 of NE $\frac{1}{4}$ , and lots 1 and  
2 of NW $\frac{1}{4}$ ,  
Sec. 10, SE $\frac{1}{4}$ ,  
Sec. 12, all;  
Sec. 14, N $\frac{1}{2}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ .
- T. 10 N., R. 12 W.,  
Sec. 34, E $\frac{1}{2}$ .

The areas described including both public and non-public lands, aggregate 20,901.82 acres.

It is intended that the lands above described shall be returned to the administration of the Department of the Interior when they are no longer needed for the purpose for which they are reserved.

C. GIRARD DAVIDSON,  
Acting Secretary of the Interior

May 10, 1950.

[F. R. Doc. 50-4170; Filed, May 16, 1950;  
8:46 a. m.]

## TITLE 49—TRANSPORTATION

### Chapter I—Interstate Commerce Commission

[Docket No. 3666]

#### TRANSPORTATION OF EXPLOSIVES AND OTHER DANGEROUS ARTICLES

##### MISCELLANEOUS AMENDMENTS

At a session of the Interstate Commerce Commission, Division 3, held at its

office in Washington, D. C., on the 28th day of April A. D. 1950.

It appearing, that pursuant to the Transportation of Explosives Act of March 4, 1921 (41 Stat. 1444) sections 831 to 835 of Title 18 of the United States Code approved June 25, 1948, and Part II of the Interstate Commerce Act, as amended, the Commission has heretofore formulated and published certain regulations for the transportation of explosives and other dangerous articles.

It further appearing, that in application received we are asked to amend the aforesaid regulations as set forth in provisions made a part thereof.

It is ordered, That the aforesaid regulations for the transportation of explosives and other dangerous articles be, and they are hereby, amended as follows:

#### PART 72—COMMODITY LIST OF EXPLOSIVES AND OTHER DANGEROUS ARTICLES CONTAINING THE SHIPPING NAME OR DESCRIPTION OF ALL ARTICLES SUBJECT TO THESE REGULATIONS

The following amendments are made to § 72.5 (formerly part of section 4, List of Explosives and Other Dangerous Articles, order August 16, 1940)

§ 72.5 *List of explosives and other dangerous articles.*

Article	Classed as—	Exemptions and packing (Section references are to part 73 (formerly part 3))	Label required if not exempt	Maximum quantity in one outside container by rail express
(Add)	---	---	---	---
Hydrogen, liquefied	Not accepted	---	---	Not accepted.
Shaped charges, commercial. See High explosives.	See § 73.61-4 (h)	---	---	---
Commercial shaped charges. See High explosives.	See § 73.61-4 (h)	---	---	---
Tertiary butylisopropyl benzene hydroperoxide.	Oxy. M.	163 (b), 186D	Yellow	1 quart.

#### PART 73—REGULATIONS APPLYING TO SHIPPERS

##### SUBPART A—PREPARATION OF ARTICLES FOR TRANSPORTATION BY CARRIERS BY RAIL FREIGHT, RAIL EXPRESS, HIGHWAY, OR WATER

1. Section 73.31 paragraph (k) (formerly section 31 paragraph (k) order August 16, 1940) is amended to read as follows:

(k) All closures of openings in tank cars and of their protective housings must be properly secured in place by the use of a bar, wrench, or other suitable tool. A wrench having a handle at least 36 inches long must be used to apply the outlet valve cap. Manhole covers and outlet valve caps must be made tight against leakage of vapor and liquid, by use of gaskets of suitable material, before cars are tendered to carrier for transportation. Luting materials must not be used in outlet cap or on threads of bottom outlet.

(No change in note.)

2. Section 73.32 paragraph (n) (order February 13, 1950) is amended to read as follows:

(n) Each outlet of portable tanks used for the transportation of liquefied compressed gases, except carbon dioxide, shall be provided with a suitable automatic excess-flow valve. These valves shall be located inside the tank or at a point outside the tank where the line enters or leaves the tank. In case such valve is located outside the tank, the installation shall be made in such a manner that any undue strain beyond the valve will cause breakage on the discharge end and not between the container and the valve. Exception: Safety relief valve connections and liquid level gauging devices which are so constructed that the outward flow of tank contents shall not exceed that passed by a No. 54 drill size opening are not required to be equipped with excess-flow valves.

3. Section 73.33 paragraph (o) (order February 13, 1950), is amended to read as follows:

(o) Each outlet of cargo tanks used for the transportation of liquefied compressed gases, except carbon dioxide, shall be provided with a suitable automatic excess-flow valve or in lieu thereof may be fitted with quick closing internal valves. The quick closing internal valve shall be operated by an independent fluid medium. These valves shall be located inside the tank or at a point outside the tank where the line enters or leaves the tank. In case such valve is located outside the tank, the installation shall be made in such a manner that any undue strain beyond the valve will cause breakage on the discharge end and not between the container and the valve. Exception: Safety relief valve connections and liquid level gauging devices which are so constructed that the outward flow of tank contents shall not exceed that passed by a No. 54 drill size opening are not required to be equipped with excess-flow valves.

##### SUBPART B—EXPLOSIVES

###### Class A Explosives

4. Section 73.53 paragraph (h) (order February 3, 1950), is amended to read as follows:

(h) *Type 8.* Any solid or liquid compound, mixture or device which is not specifically included in any of the above types, and which under special conditions may be so designated and approved by the Bureau of Explosives.

Example: Shaped charges, commercial.

(1) A shaped charge, commercial, consists of a plastic, paper, or other suitable container comprising a charge of not to exceed 8 ounces of a high explosive containing no liquid explosive ingredient and with a hollowed out portion (cavity) lined with a rigid material. This device shall not contain a detonator.

# HEINONLINE

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## PART 20—SPECIAL REGULATIONS

## THEODORE ROOSEVELT NATIONAL MEMORIAL PARK; SPEED

Part 20 is amended by adding a new § 20.50 reading as follows:

§ 20.50 *Theodore Roosevelt National Memorial Park—(a) Speed.* Speed limits in the Park, except in emergencies as provided in § 1.42 (b) of this chapter, are as follows:

(1) 15 miles per hour:  
(i) In public campgrounds including approach and exit roads to campgrounds so posted.

(ii) Headquarters areas including approach and exit roads so posted.

(2) 35 miles per hour:  
(i) On all public roads in the park, except that vehicles shall be operated at safe driving speeds as provided in § 1.42 (a) of this chapter.

(Sec. 3, 39 Stat. 535, as amended; 16 U. S. C. 3)

Issued this 22d day of March 1955.

[SEAL] JOHN W. JAY, Jr.,  
Superintendent.

[F. R. Doc. 55-3274; Filed, Apr. 20, 1955;  
8:50 a. m.]

## PART 20—SPECIAL REGULATIONS

## SCOTTS BLUFF NATIONAL MONUMENT; SPEED

Part 20, Special Regulations, is amended by adding a new § 20.53 to read as follows:

§ 20.53 *Scotts Bluff National Monument—(a) Speed.* Speed of automobiles and other vehicles, except ambulances and Government cars on emergency trips, shall not exceed 25 miles per hour on any of the Monument roads unless different speed limits are indicated by posted signs or markers.

(Sec. 3, 39 Stat. 535, as amended; 16 U. S. C. 3)

Issued this 4th day of April 1955.

[SEAL] FRANK H. ANDERSON,  
Superintendent,  
Scotts Bluff National Monument.

[F. R. Doc. 55-3276; Filed, Apr. 20, 1955;  
8:50 a. m.]

TITLE 43—PUBLIC LANDS:  
INTERIORChapter I—Bureau of Land Management,  
Department of the Interior

[Circular 1905]

PART 196—PHOSPHATE LEASES AND USE  
PERMITSSIZE OF LEASEHOLD AND LIMITATION OF  
ACREAGE HOLDINGS

Section 196.2 (b) is amended to read as follows:

§ 196.2 *Size of leasehold and limitation of acreage holdings.* \* \* \*

(b) A lessee, upon a showing that the leased deposits extend into adjoining Federal lands may, upon application to be filed in the Land Office, be granted,

subject to the acreage limitation under paragraph (a) of this section, a lease for additional acreage, if the Manager, after consultation with the Mining Supervisor, shall determine that the increased acreage will result in conservation of natural resources and will provide for the most economical and efficient recovery of a minable deposit without waste. In applying this paragraph, fringe acreage in an area not of interest to more than one operator, and lacking sufficient reserves of phosphate deposits to warrant independent development, may be leased noncompetitively without publication either by separate lease or by adding to an existing leasehold (within the aggregate limitation of 2,560 acres) subject to a bonus of not less than \$1.00 an acre, a minimum royalty, and such other terms and conditions as may be determined at the time the lease offer is made. If, however, the fringe acreage has sufficient reserves to warrant independent development, or, if, following appropriate inquiry of operators in the area and consultation with the Mining Supervisor, the Manager determines that there is competitive interest therein, the lands will be offered competitively under § 196.11.

(Sec. 32, 41 Stat. 450; 30 U. S. C. 189)

DOUGLAS MCKAY,  
Secretary of the Interior

APRIL 14, 1955.

[F. R. Doc. 55-3256; Filed, Apr. 20, 1955;  
8:45 a. m.]

## Appendix C—Public Land Orders

[Public Land Order 1125]

## UTAH

WITHDRAWING PUBLIC LANDS FOR USE OF  
DEPARTMENT OF THE AIR FORCE AS A SUPERSONIC TRACK AND TESTING AREA

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Utah are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for use of the Department of the Air Force as a supersonic track and testing area and for other military purposes:

## SALT LAKE MERIDIAN

T. 40 S., R. 12 W.,  
Sec. 33, S $\frac{1}{2}$ S $\frac{1}{2}$ .  
T. 41 S., R. 12 W.,  
Sec. 4;  
Sec. 5, lot 1, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ ,  
Sec. 8, E $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
Sec. 9, N $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 17, E $\frac{1}{2}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
Sec. 19, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
Sec. 20, N $\frac{1}{2}$ ,  
Sec. 21, N $\frac{1}{2}$ .

The areas described aggregate 2,351.68 acres.

This order shall be subject to the existing withdrawals for reclamation and power purposes so far as they affect any of the lands; and shall take precedence

over, but not otherwise affect the Departmental order of April 8, 1935, establishing Utah Grazing District No. 4,

ORME LEWIS,  
Assistant Secretary of the Interior

APRIL 15, 1955.

[F. R. Doc. 55-3258; Filed, Apr. 20, 1955;  
8:46 a. m.]

[Public Land Order 1126]

## CALIFORNIA

WITHDRAWING PUBLIC LANDS FOR USE OF  
DEPARTMENT OF THE AIR FORCE IN CONNECTION WITH EDWARDS AIR FORCE BASE

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the public lands in the following-described areas in California are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for use of the Department of the Air Force for military purposes in connection with Edwards Air Force Base:

## SAN BERNARDINO MERIDIAN

T. 8 N., R. 10 W.,  
Sec. 24, E $\frac{1}{2}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ .

The area described contains 120 acres. This order shall apply to all lands within the above-described area, upon the cancellation, termination or release of prior entries, selections, rights, appropriations, or claims, or upon the revocation of prior withdrawals, unless expressly otherwise provided in the order of withdrawal.

ORME LEWIS,  
Assistant Secretary of the Interior

APRIL 15, 1955.

[F. R. Doc. 55-3259; Filed, Apr. 20, 1955;  
8:46 a. m.]

[Public Land Order 1127]

## ALASKA

## RESERVING LANDS WITHIN CHUGACH NATIONAL FOREST FOR USE BY FOREST SERVICE, DEPARTMENT OF AGRICULTURE, FOR ADMINISTRATIVE AND PUBLIC SERVICE SITES AND HIGHWAY PURPOSES

By virtue of the authority vested in the President by the act of June 4, 1897 (30 Stat. 34, 36; 16 U. S. C. 473), and otherwise, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the public lands within the following-described area within the Chugach National Forest are hereby withdrawn from all forms of appropriation under the public-land laws including the mining and the mineral-leasing laws, and reserved for use by the Forest Service, Department of Agriculture, for administrative and public service sites, and highway purposes:


  
**FEDERAL REGISTER**
  
 VOLUME 26 1934 NUMBER 38

Washington, Tuesday, February 28, 1961

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(Continued on next page)

## RULES AND REGULATIONS

The substance of the proposed amendment having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12583) and for the reasons stated in the notice, the following action is taken:

In § 608.52 New York, R-5202 Gardiner's Island, N.Y. (28 F.R. 334) "Days" is deleted and "0800-1800 local standard time Sunday through Friday, and 0800-2300 local standard time Saturdays, April 16 through October 31; 0800-2300 local standard time Saturdays and Sundays only, November 1 through April 14," is substituted therefor.

This amendment shall become effective 0001 e.s.t., May 4, 1961.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1848)

Issued in Washington, D.C., on February 21, 1961.

D. D. THOMAS,  
Director, Bureau of  
Air Traffic Management.

[F.R. Doc. 61-1691; Filed, Feb. 27, 1961;  
8:46 a.m.]

## Title 43—PUBLIC LANDS: INTERIOR

### Chapter I—Bureau of Land Management, Department of the Interior

#### APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2209]

[81767]

#### UTAH

### Partly Revoking the Executive Order of July 20, 1905; Correcting Public Land Order No. 2002 of October 1, 1959, Affecting the Uintah and Ouray Indian Reservation

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, and as Secretary of the Interior, *It is ordered as follows:*

1. The Executive order of July 20, 1905, as amended by the Executive order of July 21, 1905, which withdrew lands for reservoir site purposes to protect Indian water supplies, is hereby revoked so far as it affects the following-described lands:

#### UINTAH SPECIAL MERIDIAN

T. 28, R. 5 W.,  
Sec. 18, E $\frac{1}{2}$ W $\frac{1}{2}$ .

The area described, containing 160 acres, is patented.

2. In F.R. Doc. 59-8438, appearing as Public Land Order No. 2002, at page 8175 for the issue of October 8, 1959, that part of the land description under paragraph 3; in T. 28, R. 5 W., section 19, now reading "NE $\frac{1}{4}$ , NW $\frac{1}{4}$ " should read "NE $\frac{1}{4}$ , NW $\frac{1}{4}$ ."

3. That portion of the land description in sec. 11, appearing in paragraph 4 of Public Land Order No. 2002 reading

"S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ " is corrected to read "W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ ."

JOHN A. CARVER, Jr.,  
Assistant Secretary of the Interior.

FEBRUARY 21, 1961.

[F.R. Doc. 61-1701; Filed, Feb. 27, 1961;  
8:47 a.m.]

[Public Land Order 2270]

[Los Angeles 0128161]

#### CALIFORNIA

### Withdrawing Lands for Use of the Department of the Air Force for Military Purposes (Edwards Air Force Base)

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, *It is ordered as follows:*

Subject to valid existing rights, the following-described public lands are hereby withdrawn from all forms of appropriation under the public land laws, including the mining and mineral leasing laws but not disposals of materials under the act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604), as amended, and reserved for use of the Department of the Air Force for military purposes in connection with Edwards Air Force Base:

#### SAN BERNARDINO MERIDIAN

T. 9 N., R. 11 W.,

Sec. 14, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , and  
SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 15, NE $\frac{1}{4}$ .

The areas described aggregate 230 acres.

JOHN A. CARVER, Jr.,  
Assistant Secretary of the Interior.

FEBRUARY 21, 1961.

[F.R. Doc. 61-1702; Filed, Feb. 27, 1961;  
8:48 a.m.]

## Title 50—WILDLIFE AND FISHERIES

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

#### PART 33—SPORT FISHING

#### Santee National Wildlife Refuge, South Carolina

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

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

#### SOUTH CAROLINA

#### SANTEE NATIONAL WILDLIFE REFUGE

Sport fishing on the Santee National Wildlife Refuge, South Carolina, is permitted only on the areas designated by

signs as open to fishing. This open area, comprising 3,150 acres or 0.044 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, Peachtree-Seventh Building, Atlanta 23, Georgia. Sport fishing is subject to the following conditions:

(a) Species permitted to be taken: Striped bass, largemouth bass, white bass, crappie, bream and jackfish; and other minor species permitted by State regulations.

(b) Open season: March 15, 1961, through October 31, 1961. Daylight hours only.

(c) Daily creel limits: Striped bass; largemouth bass; white bass—no more than an aggregate of 8. Crappie; bream; jackfish—an aggregate of not more than 20 game fish other than bass.

Other minor species as prescribed by State regulations.

(d) Methods of fishing:

1. Pole and line, rod and reel, artificial and live baits permitted.

2. Row boats, canoes and other floating devices without motors permitted. Boats must be removed from the refuge at the close of each day, unless circumstances warrant permission to be granted by the refuge officer in charge.

3. Fishing from banks and dikes permitted.

(e) Other provisions:

1. The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33.

2. A Federal permit is not required to enter the public fishing area.

3. The provisions of this special regulation are effective to November 1, 1961.

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

FEBRUARY 14, 1961.

[F.R. Doc. 61-1699; Filed, Feb. 27, 1961;  
8:47 a.m.]

#### PART 33—SPORT FISHING

#### Lake Isom National Wildlife Refuge, Tennessee

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

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

#### TENNESSEE

#### LAKE ISOM NATIONAL WILDLIFE REFUGE

Sport fishing on the Lake Isom National Wildlife Refuge, Tennessee, is permitted only on the areas designated by signs as open to fishing. This open area, comprising 750 acres or 37 percent of the total area of the refuge, is delineated on a map available at the