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# Presidential Documents

## Title 3—THE PRESIDENT

### Executive Order 11016

#### AUTHORIZING AWARD OF THE PURPLE HEART

WHEREAS General George Washington, at Newburg-on-the-Hudson, on August 7, 1782, during the War of the Revolution, issued an Order establishing the Honorary Badge of Distinction, otherwise known as the Badge of Military Merit or Decoration of the Purple Heart; and

WHEREAS the award of that decoration ceased with the closing of the War of the Revolution and was revived on February 22, 1932, out of respect to the memory and military achievements of General George Washington, by War Department General Orders No. 3:

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States and as Commander in Chief of the armed forces of the United States, it is ordered as follows:

1. The Secretary of a military department, or the Secretary of the Treasury with regard to the Coast Guard when not operating as a service in the Navy, shall, in the name of the President of the United States, award the Purple Heart, with suitable ribbons and appurtenances, to any member of an armed force under the jurisdiction of that department and any civilian national of the United States who, while serving under competent authority in any capacity with an armed force of that department, has been, or may hereafter be, wounded—

(a) in any action against an enemy of the United States;

(b) in any action with an opposing armed force of a foreign country in which the armed forces of the United States are or have been engaged;

(c) while serving with friendly foreign forces engaged in an armed conflict against an opposing armed force in which the United States is not a belligerent party;

(d) as the result of an act of any such enemy or opposing armed force; or

(e) as the result of an act of any hostile foreign force.

2. The Secretary of a military department, or the Secretary of the Treasury, shall, in the name of the President of the United States, award the Purple Heart, with suitable ribbons and appurtenances, posthumously, to any person covered by, and under the circumstances described in, paragraph 1 who, after April 5, 1917, has been, or may hereafter be, killed, or who has died or may hereafter die after being wounded.

3. A wound for which the award is made must have required treatment by a medical officer.

4. The Purple Heart shall be forwarded to the next of kin of any person entitled to the posthumous award, without respect to whether a previous award has been made to such person, except that if the award results from service before December 7, 1941, the Purple Heart shall be forwarded to such next of kin upon his application therefor to the Secretary of the department concerned.

5. Except as authorized in paragraph 4, not more than one Purple Heart shall be awarded to any person, but for each subsequent award a Gold Star, or other suitable device, shall be awarded to be worn with the Purple Heart as prescribed by appropriate regulations to be issued by the Secretary of the department concerned.



## THE PRESIDENT

6. When authorized by the Secretary of the department concerned, the award of the Purple Heart may be made by subordinate military commanders, or such other appropriate officers as the Secretary concerned may designate.

7. The Secretary of the department concerned may prescribe such regulations as he considers appropriate to carry out this order. The regulations of the Secretaries of the departments with respect to the award of the Purple Heart shall, so far as practicable, be uniform, and those of the military departments shall be subject to the approval of the Secretary of Defense.

8. This order supersedes Executive Order No. 10409 of November 12, 1952, entitled "Award of the Purple Heart to Persons Serving with the Navy, Marine Corps, or Coast Guard of the United States". However, existing regulations prescribed pursuant to that order, together with regulations prescribed under the authority of General Orders No. 3, War Department, February 22, 1932, shall, so far as they are not inconsistent with this order, remain in effect until modified or revoked by regulations prescribed by the Secretary of the department concerned under this order.

JOHN F. KENNEDY

THE WHITE HOUSE,  
*April 25, 1962.*

[F.R. Doc. 62-4281; Filed, Apr. 30, 1962; 9:59 a.m.]



## Executive Order 11017

**PROVIDING FOR COORDINATION WITH RESPECT TO OUTDOOR RECREATION RESOURCES AND ESTABLISHING THE RECREATION ADVISORY COUNCIL**

WHEREAS it is necessary, through the conservation and wise use of resources, to preserve, develop, and make accessible to all our people outdoor recreation of such quantity and quality as will make possible the individual enjoyment of, and will assure the physical, cultural, and spiritual benefits of, such recreation; and

WHEREAS the Federal Government has major nationwide responsibilities with respect to outdoor recreation resources; and

WHEREAS it is necessary to improve the effectiveness of Federal participation in the field of outdoor recreation; and

WHEREAS a new Bureau of Outdoor Recreation has recently been established in the Department of the Interior; and

WHEREAS improvements in the development of national outdoor recreation policies and the carrying out of national outdoor recreation programs will be facilitated by the provision of more adequate inter-agency consultation and advice:

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States, it is ordered as follows:

**SECTION 1. Recreation Advisory Council.** (a) There is hereby established the Recreation Advisory Council (hereinafter referred to as the Council). The Council shall be composed of the Secretary of the Interior, the Secretary of Agriculture, the Secretary of Defense, the Secretary of Health, Education, and Welfare, and the Administrator of the Housing and Home Finance Agency. The chairmanship of the Council shall rotate among these officials in the order named and for terms of two years each. Each of the foregoing officers may appoint a delegate to represent him in Council activity. When matters affecting the interests of Federal agencies (including, as used in this order, executive departments and other executive agencies) the heads of which are not members of the Council are to be considered by the Council, the chairman of the Council shall invite such heads to participate in the deliberations of the Council.

(b) The Secretary of the Interior, in consultation with the other members of the Council, shall be responsible for developing methods and procedures for improved interagency coordination in the development and carrying out of national outdoor recreation policies and programs.

**Sec. 2. Functions of the Council.** (a) The Council shall provide broad policy advice to the heads of Federal agencies on all important matters affecting outdoor recreation resources and shall facilitate coordinated efforts among the various Federal agencies.

(b) As far as may be practical, the Council, in carrying out the provisions of subsection (a) of this section, shall include advice to the Federal agencies concerned with respect to the following aspects of outdoor recreation resources: (1) the protection and appropriate management of scenic areas, natural wonders, primitive areas, historic sites, and recreation areas of national significance, (2) the management of Federal lands for the broadest possible recreation benefit consistent with other essential uses, (3) the management and improvement of fish and wildlife resources for recreational purposes, (4) cooperation with and assistance to the States and local governments, (5) interstate arrangements, including Federal participation where authorized and necessary, and (6) vigorous and cooperative leadership in a nationwide recreation effort.

**Sec. 3. Construction.** Nothing in this order shall be construed as subjecting any function vested by law in, or assigned pursuant to law to, any Federal agency or head thereof to the authority of any other agency or officer or as abrogating or restricting any such function in any manner.



SEC. 4. *Assistance and cooperation.* (a) The Federal agencies headed by the officers composing the Council shall furnish necessary assistance to the Council in consonance with the provisions of Section 214 of the Act of May 3, 1945 (59 Stat. 134; 31 U.S.C. 691).

(b) In respect of duties of the Council and of the chairman of the Council, respectively, under this order, and insofar as practical, all Federal agencies shall upon request furnish information, data, and reports to, and shall otherwise cooperate with, the said Council and chairman.

JOHN F. KENNEDY

THE WHITE HOUSE,  
April 27, 1962.

[F.R. Doc. 62-4282; Filed, Apr. 30, 1962; 9:59 a.m.]



**Executive Order 11018**

**INCREASING FROM THREE TO FOUR THE NUMBER OF VICE CHAIRMEN  
OF THE PRESIDENT'S COMMITTEE ON EMPLOYMENT OF THE HANDI-  
CAPPED**

By virtue of the authority vested in me as President of the United States, it is ordered that the first sentence of Section 1(b) of Executive Order No. 10994 of February 14, 1962, be, and it is hereby, amended to read as follows: "The Committee shall be composed of a Chairman and not more than four Vice Chairmen, who shall be appointed by and serve at the pleasure of the President, and of so many other members as may be appointed thereto from time to time by the Chairman of the President's Committee upon the advice of the Executive Committee (hereinafter provided for) from among persons (including representatives of organizations) who can contribute to the achievement of the objectives of the Committee."

JOHN F. KENNEDY

THE WHITE HOUSE,  
*April 27, 1962.*

[F.R. Doc. 62-4283; Filed, Apr. 30, 1962; 9:59 a.m.]



RESEARCH REPORT

OF THE RESEARCH COMMITTEE ON THE HISTORY OF THE UNITED STATES

CHAPTER

The first part of the report deals with the history of the United States from 1776 to 1865. It covers the period of the American Revolution, the early years of the Republic, and the Civil War. The second part of the report deals with the history of the United States from 1865 to 1914. It covers the Reconstruction period, the Gilded Age, and the Progressive Era. The third part of the report deals with the history of the United States from 1914 to 1945. It covers the World War I period, the 1920s, and the World War II period. The fourth part of the report deals with the history of the United States from 1945 to the present. It covers the Cold War period, the Vietnam War, and the modern era.

THE HISTORY OF THE UNITED STATES



Executive Order 11019

AMENDING EXECUTIVE ORDER NO. 10873<sup>1</sup> TO PROVIDE FOR AN EXCEPTION TO THE INTER-AMERICAN DEVELOPMENT BANK'S IMMUNITY FROM SUIT SPECIFIED IN THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

By virtue of the authority vested in me by section 1 of the International Organizations Immunities Act (59 Stat. 669; 22 U.S.C. 288-288f), and as President of the United States, it is hereby ordered that Executive Order No. 10873 of April 8, 1960, be amended by substituting a semicolon for the period at the end of the last sentence and by adding the following:

*“Provided, That such designation shall not be construed to affect in any way the applicability of the provisions of Section 3, Article XI, of the Articles of Agreement of the Bank as adopted by the Congress of the United States in the Inter-American Development Bank Act (73 Stat. 299; 22 U.S.C. 283-283i).”*

JOHN F. KENNEDY

THE WHITE HOUSE,  
April 27, 1962.

[F.R. Doc. 62-4284; Filed, Apr. 30, 1962; 9:59 a.m.]

<sup>1</sup> 3 CFR, 1960 Supp., p. 68; 25 F.R. 3097.



WYOMING STATE LANDS

WHEREAS certain lands owned by the State of Wyoming are being transferred to the Bureau of Land Management for the purpose of being included in the National System of Public Lands and the National Monument Act;

and whereas the State of Wyoming has agreed to transfer to the Bureau of Land Management certain lands owned by the State of Wyoming, to-wit: the lands described in the attached schedule of lands, and the same are being transferred to the Bureau of Land Management for the purpose of being included in the National System of Public Lands and the National Monument Act;

and whereas the Secretary of the Interior has approved the transfer of the lands described in the attached schedule of lands to the Bureau of Land Management for the purpose of being included in the National System of Public Lands and the National Monument Act;

Now, therefore, be it ordered that the lands described in the attached schedule of lands be transferred to the Bureau of Land Management for the purpose of being included in the National System of Public Lands and the National Monument Act.

WITNESSED my hand and the seal of the Department of the Interior at Washington, D. C., this 1st day of June, 1907.

JOHN D. HAY, Secretary of the Interior.

Approved: JOHN D. HAY, Secretary of the Interior.



# Rules and Regulations

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 25—FEDERAL EMPLOYEES' PAY REGULATIONS

##### Schedule Step Increases

Effective July 1, 1962, paragraph (a) of § 25.152 is amended as set out below.

##### § 25.152 Schedule waiting period.

(a) For full-time and non-full-time employees with a prearranged regularly scheduled tour of duty, the waiting period for a schedule step increase (hereinafter called "schedule waiting period") is the 52 or 78 weeks of creditable service as prescribed in the Act and the regulations in this subpart. For non-full-time employees with no prearranged regularly scheduled tour of duty, the waiting period shall be 260 days in a pay status over a period of not less than 52 calendar weeks, or 390 days in a pay status over a period of not less than 78 calendar weeks. For purposes of this section a calendar week is any period of seven consecutive calendar days.

(Sec. 1101, 63 Stat. 971; 5 U.S.C. 1072)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 62-4168; Filed, Apr. 30, 1962; 8:45 a.m.]

## Title 7—AGRICULTURE

### Chapter III—Agricultural Research Service, Department of Agriculture

[P.P.C. 612]

#### PART 301—DOMESTIC QUARANTINE NOTICES

##### Subpart—Khapra Beetle

##### ADMINISTRATIVE INSTRUCTIONS DESIGNATING CERTAIN PREMISES AS REGULATED AREAS

Pursuant to § 301.76-2 of the regulations supplemental to the Khapra Beetle Quarantine (7 CFR 301.76-2), under sections 8 and 9 of the Plant Quarantine Act of 1912, as amended (7 U.S.C. 161, 162), revised administrative instructions are hereby issued as follows, listing premises in which infestation of the khapra beetle has been determined to exist and designating such premises as regulated areas within the meaning of said quarantine and regulations.

##### § 301.76-2a Administrative instructions designating certain premises as regulated areas under the khapra beetle quarantine and regulations.

Infestation of the khapra beetle has been determined to exist in the premises listed below. Accordingly, such premises are hereby designated as regulated areas within the meaning of the provisions in this subpart:

##### ARIZONA

The Red Barn Pet Shop, 4250 Speedway Boulevard, Tucson.

Rocking Chair Ranch, located 3 miles east of Patagonia on Harshaw Road, P.O. Box 301, Patagonia.

(Sec. 9, 37 Stat. 318; 7 U.S.C. 162. Interprets or applies sec. 8, 37 Stat. 318, as amended; 7 U.S.C. 161. 19 F.R. 74, as amended; 7 CFR 301.76-2)

These administrative instructions shall become effective May 1, 1962, when they shall supersede P.P.C. 612, effective March 1, 1962 (27 F.R. 1963).

Subsequent to the issuance of P.P.C. 612, effective March 1, 1962, infestation of the khapra beetle was discovered on the premises of Bill Alcáida Farm, located on Colorado River Indian Reservation 8 miles south of Parker and 2 miles west of Parker-Ehrenberg Highway, P.O. Box 1716, Parker, Ariz. Movement of regulated articles from this property was immediately stopped. Within a few days the infested premises had been fumigated in their entirety and declared free of khapra beetle infestation. Accordingly, this property is not being included as a regulated area in the present instructions.

These administrative instructions designate certain premises in Arizona, in which khapra beetle infestation has been determined to exist, as regulated areas under the khapra beetle quarantine and regulations. They also have the effect of revoking the designation as a regulated area of Southlake Farms Warehouse, Central Valley Highway, Angiola, Calif. (formerly listed as Angiola Elevator and Warehouse), since it has been determined by the Director of the Plant Pest Control Division that adequate sanitation measures have been practiced for a sufficient length of time to eradicate the khapra beetle in and upon such premises.

These instructions, in part, impose restrictions supplementing khapra beetle quarantine regulations already effective. They also relieve restrictions insofar as they revoke the designation of a certain regulated area. They must be made effective promptly in order to carry out the purposes of the regulations and to be of maximum benefit in permitting the interstate movement, without restriction under the quarantine, of regulated products from the premises being removed from designation as a regulated area. Accordingly, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003), it is found upon good cause that notice and other public procedure with

respect to the foregoing administrative instructions are impracticable and good cause is found for making the effective date thereof less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 25th day of April 1962.

[SEAL] E. D. BURGESS,  
Director, Plant Pest Control Division.

[F.R. Doc. 62-4212; Filed, Apr. 30, 1962; 8:47 a.m.]

### Chapter VIII—Agricultural Stabilization and Conservation Service (Sugar), Department of Agriculture

#### SUBCHAPTER B—SUGAR REQUIREMENTS AND QUOTAS

[Sugar Reg. 813.2, Amdt. 2]

#### PART 813—ALLOTMENT OF SUGAR QUOTA

##### Domestic Beet Sugar Area; Six-Month Period Ending June 30, 1962

*Basis and purpose.* This amendment is issued under section 205(a) of the Sugar Act of 1948, as amended (hereinafter called the "Act"), for the purpose of further amending Sugar Regulation 813.2 (26 F.R. 12678; 27 F.R. 2448) which established allotments of the sugar quota for the six-month period ending June 30, 1962, for the Domestic Beet Sugar Area totaling 1,032,931 short tons, raw value.

This amendment is necessary to substitute final data and revised estimated data for estimated data on the processings of sugar from 1961-crop beets, marketings of sugar in 1961, and January 1, 1962, inventories of sugar used in the determination of allotments and to allot the larger quota for the area established by Sugar Regulation 811, Amendment 1 (27 F.R. 3733) which established continental sugar requirements of 9,700,000 short tons, raw value, for the calendar year 1962, and established a quota of 1,063,162 short tons, raw value, for the Domestic Beet Sugar Area for the six-month period ending June 30, 1962. Such quota for the area, 30,231 tons greater than the quantity previously allotted, is allocated by this order.

It was found after notice and public hearing that this order shall be revised, without further notice or hearing, for the purpose of (1) substituting revised estimates or final data for estimated data used in the determination of allotments, and (2) revising allotments to give effect to any increase or decrease in the quota for the area made pursuant to sections 201, 202, 204, or 408 of the Act.

In the following table, as provided for in the hearing record, revised estimated or final data are used in the method of allotment applied to the Domestic Beet Sugar Area quota of 1,063,162 short tons, raw value, for the six-month period ending June 30, 1962:



RULES AND REGULATIONS

Processors	Processings from 1961-crop to which proportionate shares pertained		Average marketings within the quota 1957-61		Base allotments		January 1 effective inventories, hundredweight refined			Adjustments to base allotments <sup>1</sup>	
	Hundred-weight refined (1)	Percent of total (2)	Hundred-weight refined (3)	Percent of total (4)	Percent of total (col. 2) x 0.75 + col. 4 x 0.25 (5)	Short tons, raw value (col. 5 x quota) (6)	1962 (7)	1957-61 average adjusted to col. 7 total (8)	1962 inventory imbalances (9)	Annual, hundred-weight refined (10)	Six-month (col. 10) x 0.0535 x 1/2 - Short tons, raw value (11)
Amalgamated Sugar Co., The	6,395,302	13.9946	5,781,241	13.6632	13.9118	147,905	5,090,222	4,796,340	+293,882	0	0
American Crystal Sugar Co.	5,799,893	12.6917	5,477,149	12.9446	12.7549	135,605	4,292,929	4,595,719	-302,790	-41,932	-1,122
Buckeye Sugars, Inc.	231,138	.5058	215,792	.5100	.5068	5,388	138,149	155,411	-17,262	-2,391	-64
Great Western Sugar Co., The	10,912,723	23.8799	10,496,066	24.8061	24.1114	256,343	8,822,238	9,102,571	-280,333	-38,822	-1,038
Holly Sugar Corp.	6,649,965	14.5519	6,605,129	15.6104	14.8165	157,523	4,886,722	5,406,543	-519,821	-71,988	-1,926
Layton Sugar Co.	215,578	.4717	228,094	.5391	.4886	5,195	188,402	212,005	-23,603	-3,269	-87
Menominee Sugar Co.	189,484	.4147	232,151	.5487	.4482	4,765	107,813	134,581	-26,768	-3,707	-99
Michigan Sugar Co.	1,483,386	3.2460	1,496,108	3.5359	3.3185	35,281	1,072,979	1,165,855	-92,876	-12,862	-344
Monitor Sugar Div., Robert Gage Coal Co.	807,692	1.7674	675,143	1.5956	1.7244	18,333	627,969	511,642	+116,327	+16,291	+436
National Sugar Manufacturing Co.	2,205,443	.4496	182,324	.4309	.4449	4,730	118,192	131,200	-13,008	-1,801	-48
Northern Ohio Sugar Co.	603,223	1.3200	602,035	1.4228	1.3457	14,307	341,372	361,459	-20,087	-2,782	-74
Spreckels Sugar Co.	5,200,805	11.3807	4,859,537	11.4468	11.4068	121,273	2,723,042	3,240,928	-517,886	-71,720	-1,919
Union Sugar Division of Consolidated Foods Corp.	2,159,987	4.7266	1,561,140	3.6896	4.4674	47,496	1,785,816	1,301,655	+484,161	+88,499	+2,367
Utah-Idaho Sugar Co.	4,843,724	10.5994	3,900,467	9.2182	10.2541	109,018	4,261,321	3,341,257	+920,064	+146,484	+3,918
Total	45,698,343	100.0000	42,312,376	100.0000	100.0000	1,063,162	34,457,166	34,457,166	±1,814,434	±251,274	±6,721

<sup>1</sup> Plus (+) adjustments in Col. 10 = (Extent (+) quantity in Col. 9 exceeds 10 percent of Col. 8) x (25 percent); minus (-) adjustments in Col. 10 = the total of (+) adjustments in Col. 10, amounting to 251,274 cwt., prorated to processors on the basis of minus (-) quantities in Col. 9.

<sup>2</sup> Prior to the application of the "hardship" provision, 1961-crop processings were

172,989 hundredweight and Jan. 1, 1962, effective inventories were 85,738 cwt. for The National Sugar Manufacturing Co.

<sup>3</sup> The quota for the Domestic Beet Sugar Area for the six-month period ending June 30, 1962.

The allotments set forth herein have been established on the same basis as those in Sugar Regulation 813.2, Amendment 1, except that final or revised estimated data have been substituted for estimated data, and have been established in accordance with findings heretofore made by the Secretary in the course of this proceeding. Such allotments afford a fair, efficient and equitable distribution of the quota as required by section 205(a) of the Act.

**Effective date.** Allotments established by this order are larger than the allotments established in S.R. 813.2, Amendment 1. To afford adequate opportunities to plan marketings and to market the additional quantities of sugar in an orderly manner, it is imperative that this order be effective as soon as possible. Accordingly, it is hereby found that compliance with the 30-day effective date requirement of the Administrative Procedure Act (60 Stat. 237), is impracticable and contrary to the public interest and, consequently, this order shall be effective when published in the FEDERAL REGISTER.

**Order.** Pursuant to the authority vested in the Secretary of Agriculture by section 205(a) of the Act: *It is hereby ordered,* That paragraph (a) of § 813.2 as amended, be further amended to read as follows:

**§ 813.2 Allotment of the domestic beet sugar area quota for the six-month period ending June 30, 1962.**

(a) **Allotments.** The Domestic Beet Sugar Area quota of 1,063,162 short tons, raw value, for the six-month period ending June 30, 1962, for consumption within the continental United States is hereby allotted to the following processors in the quantities which appear opposite their respective names.

Processors	Allotments	
	Short tons, raw value	Equivalent in hundred-weight refined beet sugar
Amalgamated Sugar Co., The	147,905	2,764,580
American Crystal Sugar Co.	134,483	2,513,701
Buckeye Sugars, Inc.	5,324	99,514
Great Western Sugar Co., The	255,305	4,772,056
Holly Sugar Corp.	155,597	2,908,355
Layton Sugar Co.	5,108	95,477
Menominee Sugar Co.	4,666	87,215
Michigan Sugar Co.	34,937	653,028
Monitor Sugar Division, Robert Gage Coal Co.	18,769	350,822
National Sugar Manufacturing Co.	4,682	87,514
Northern Ohio Sugar Co.	14,233	266,037
Spreckels Sugar Co.	119,354	2,230,916
Union Sugar Division, Consolidated Foods Corp.	49,863	932,019
Utah-Idaho Sugar Co.	112,936	2,110,953
Total	1,063,162	19,872,187

(Sec. 403, 61 Stat. 932; 7 U.S.C. 1153. Interprets or applies secs. 205, 209; 61 Stat. 926, as amended, 928; 7 U.S.C. 1115, 1119)

Done at Washington, D.C., this 24th day of April 1962.

ROBERT G. LEWIS,  
Deputy Administrator, Price and Production, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 62-4185; Filed, Apr. 30, 1962; 8:45 a.m.]

[Sugar Reg. 815.3, Amdt. 1]

**PART 815—ALLOTMENT OF THE DIRECT-CONSUMPTION PORTION OF MAINLAND SUGAR QUOTA FOR PUERTO RICO**

**Six-Month Period Ending June 30, 1962**

**Basis and purpose.** This amendment is issued under section 205(a) of the

Sugar Act of 1948, as amended (hereinafter called the "Act"), for the purpose of revising Sugar Regulation 815.3 (27 F.R. 3275), which allots the sugar quota for Puerto Rico for the six-month period ending June 30, 1962, for consumption in the continental United States (including raw sugar transferred for further processing and shipment within the direct-consumption portion of such quota) and the sugar quota for local consumption in Puerto Rico for the six-month period ending June 30, 1962, among persons who process Puerto Rican sugarcane into sugar (1) to be brought into the continental United States and (2) to be marketed for local consumption in Puerto Rico.

The sugar quota for Puerto Rico for consumption in the continental United States is referred to herein as "mainland quota" and allotments thereof are referred to as "mainland allotments". The sugar quota for consumption in Puerto Rico and allotments thereof are referred to as "local quota" and "local allotments," respectively.

Revision of Sugar Regulation 815.3 is necessary to allot the increase of 17,641 short tons, raw value, in the mainland quota for the area established by Sugar Regulation 811, Amendment 1 (27 F.R. 3733) and to substitute in the determination of allotments revised estimated data for the estimated data on 1961 marketings used in determining the allotments in effect prior to this amendment. Such data are reflected in the following table together with the measures of the three factors, "processings \* \* \* from proportionate shares \* \* \*," "past marketings," and "ability to market":



Processor	Processings—Average 1959-60 and 1960-61 crop year production		Past marketings—Average annual mainland and local marketings, 1957 through 1961		Ability to market—Highest annual production, 1959-60 and 1960-61 crops		Combined allotments of mainland and local quotas		Average 1960 and 1961 local marketings—
	Short tons, raw value	Percent of total	Short tons, raw value	Percent of total	Short tons, raw value	Percent of total	Percent of total	Short tons, raw value	Short tons, raw value
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
Antonio Roig Sucesores, S. en C.	40,125	3.770	41,888	4.065	41,484	3.717	3.904	26,758	25,116
Asociacion Azucarera Cooperativa	29,525	2.774	28,084	3.726	30,835	2.763	2.747	18,828	0
Central Aguirre Sugar Co., a Trust	119,684	11.246	118,596	11.510	129,637	11.615	11.470	78,616	366
Central Coloso, Inc.	73,998	6.953	66,638	6.468	74,852	6.707	6.649	45,572	172
Central Eureka, Inc.	38,323	3.601	36,454	3.538	41,567	3.724	3.600	24,674	666
Central Guamani, Inc.	13,311	1.251	13,286	1.289	13,702	1.228	1.264	8,663	0
Central Igualdad, Inc.	46,704	4.389	44,181	4.288	49,672	4.451	4.354	29,842	21,645
Central Juanita, Inc.	27,848	2.617	31,905	3.097	28,167	2.523	2.834	19,424	206
Central Mercedesita, Inc.	84,718	7.960	77,104	7.483	89,442	8.014	7.735	53,016	37,645
Central Monserrate, Inc.	27,286	2.564	24,431	2.371	27,906	2.500	2.452	16,806	0
Central San Francisco	13,852	1.302	12,626	1.225	14,495	1.299	1.263	8,657	2,048
Central San Vicente, Inc.	39,542	3.715	42,698	4.144	41,088	3.682	3.921	26,875	0
Compania Azucarera del Camuy, Inc.	17,118	1.608	14,506	1.408	17,893	1.603	1.508	10,329	0
Compania Azucarera del Toa	22,856	2.148	24,326	2.361	23,599	2.114	2.246	15,394	0
Cooperativa Azucarera Los Canos	33,476	3.146	31,907	3.097	33,924	3.040	3.095	21,213	14
C. Brewer Puerto Rico, Inc.	166,033	15.601	170,844	16.581	171,221	15.341	16.026	109,842	17,564
Land Authority of Puerto Rico	65,550	6.159	62,772	6.092	65,736	5.890	6.058	41,522	0
Mario Mercado e Hijos	30,627	2.878	29,262	2.840	33,523	3.004	2.891	19,815	509
Plata Sugar Company	53,504	5.027	50,849	4.935	53,659	4.808	4.926	33,763	0
Soller Sugar Company	13,827	1.299	13,174	1.279	13,862	1.242	1.275	8,739	0
So. Puerto Rico Sugar Corp.	106,343	9.992	94,819	9.203	119,814	10.735	9.783	67,053	17,616
Total	1,064,250	100.000	1,030,350	100.000	1,116,078	100.000	100.000	685,401	123,567

It was found after notice and public hearing that this order shall be revised without further notice or hearing for the purpose of substituting revised estimated or final data for estimated data which are applicable in the determination of allotments and revising allotments to give effect to any increase, or decrease, in mainland or local quotas due to action pursuant to sections 201, 202(a), or 203 of the Act or from the proration of a deficit in the quota for any area pursuant to section 204(a) or section 408(b) (2) of the Act. The revised allotments are determined by the same method used in the initial order, Sugar Regulation 815.3, effective April 6, 1962.

Since a number of allottees have already brought in or marketed a large portion of their initial allotments, it is imperative that this amendment become effective at the earliest possible date in order to permit continued orderly marketing of sugar. Accordingly, it is hereby found that compliance with the 30-day effective date requirements of the Administrative Procedure Act (60 Stat. 237) is impracticable and contrary to the public interest and consequently this order shall be effective when published in the FEDERAL REGISTER.

**Order.** Pursuant to the authority vested in the Secretary of Agriculture by section 205(a) of the Act: *It is hereby ordered*, That paragraph (a) of § 815.3 be amended to read as follows:

§ 815.3 Allotment of sugar quotas for Puerto Rico for the six-month period ending June 30, 1962.

(a) *Allotments.* The sugar quota for Puerto Rico for the six-month period ending June 30, 1962, for consumption in the continental United States (including raw sugar to be further processed and marketed within the direct-consumption portion of such quota) and the sugar quota for local consumption in Puerto Rico for the six-month period ending

June 30, 1962, are hereby allotted, to the extent shown in this section, to the following processors in amounts which appear in columns (1) and (2) opposite their respective names:

[Short tons, raw value]

Processor	Allotments	
	Mainland	Local
	(1)	(2)
Antonio Roig Sucesores, S. en C.	13,546	13,212
Asociacion Azucarera Cooperativa	18,828	0
Central Aguirre Sugar Co., a Trust	78,423	193
Central Coloso, Inc.	45,481	91
Central Eureka, Inc.	24,324	350
Central Guamani, Inc.	8,663	0
Central Igualdad, Inc.	18,456	11,386
Central Juanita, Inc.	19,316	108
Central Mercedesita, Inc.	33,214	19,802
Central Monserrate, Inc.	16,806	0
Central San Francisco	7,580	1,077
Central San Vicente, Inc.	26,875	0
Compania Azucarera del Camuy, Inc.	10,329	0
Compania Azucarera del Toa	15,394	0
Cooperativa Azucarera Los Canos	21,206	7
C. Brewer Puerto Rico, Inc.	100,603	9,239
Land Authority of Puerto Rico	41,522	0
Mario Mercado e Hijos	19,547	268
Plata Sugar Company	33,763	0
Soller Sugar Company	8,739	0
So. Puerto Rico Sugar Corp.	57,786	9,267
All other persons, liquid sugar only	20	0
Total	620,421	65,000

(Sec. 403, 61 Stat. 932; 7 U.S.C. 1153. Interprets or applies secs. 205, 209; 61 Stat. 926; as amended, 928; 7 U.S.C. 1115, 1119; sec. 1, Pub. Law 87-15)

Done at Washington, D.C., this 24th day of April 1962.

ROBERT G. LEWIS,  
Deputy Administrator, Price and Production, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 62-4187; Filed, Apr. 30, 1962; 8:45 a.m.]

**Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture**

**PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA**

**Determination Relative to Expenses and Fixing of Rate of Assessment for 1961-62 Fiscal Year**

Notice was published in the April 12, 1962, daily issue of the FEDERAL REGISTER (27 F.R. 3519) that consideration was being given to the proposals regarding the expenses and the fixing of the rate of assessment for the 1961-62 fiscal year under the marketing agreement and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). After consideration of all relevant matters presented, including the proposals set forth in such notice which were submitted by the Valencia Orange Administrative Committee (established pursuant to said marketing agreement and order, as amended), it is hereby found and determined that:

**§ 908.201 Expenses and rate of assessment for the 1961-62 fiscal year.**

The expenses necessary to be incurred by the Valencia Orange Administrative Committee, established pursuant to the provisions of the aforesaid marketing agreement and order, as amended, to enable such committee to perform its functions, in accordance with the provisions thereof, during the 1961-62 fiscal year (November 1, 1961, through October 31, 1962), will amount to \$175,000; and the rate of assessment, which each handler who first handles oranges shall pay



as his pro rata share of the aforesaid expenses in accordance with the applicable provisions of said marketing agreement and order, as amended, is hereby fixed at eleven mills (\$.011) per carton of oranges handled by such handler as the first handler thereof during the 1961-62 fiscal year.

It is hereby found that good cause exists for not postponing the effective time of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that: (1) The relevant provisions of said marketing agreement and this part require that the rate of assessment fixed for a particular fiscal year shall be applicable to all assessable Valencia oranges from the beginning of such year; and (2) the current fiscal year began on November 1, 1961, and the rate of assessment herein fixed will automatically apply to all assessable Valencia oranges beginning with such date.

Terms used herein shall have the same meaning as when used in said marketing agreement and order, as amended.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: April 26, 1962.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 62-4211; Filed, Apr. 30, 1962; 8:46 a.m.]

## Title 14—AERONAUTICS AND SPACE

### Chapter I—Federal Aviation Agency

[Reg. Docket No. 1178; Supp. No. 34]

#### PART 60—AIR TRAFFIC RULES

##### Emergency Descent

The provision currently contained in § 60.21-2 of Civil Aeronautics Manual 60 delineates a procedure to be used by pilots in the event an aircraft executes an emergency descent through other traffic. In this procedure, the pilots of aircraft at altitudes below the emergency aircraft are instructed by Air Traffic Control to leave specified courses or radials immediately to expedite clearance of the emergency descent flight path.

At the time this policy was adopted, the functions associated with control of air traffic were primarily accomplished by relay through an intermediate communications channel. The traffic density was considerably lighter, little or no radar was available, and the use of direct communications was practically nonexistent except in terminal areas. Consequently, relatively little time was available to issue individual instructions to affected pilots and the procedure to provide for emergency descent was considered the most suitable alternative.

The current air traffic density and airway structure in most cases prevent the application of this procedure since it could very possibly result in the creation

of a more hazardous situation than the emergency itself. Additionally, with the advent of improved communications capability and expanded radar coverage, continuation of this published procedure is no longer necessary. In fact, air traffic controllers rarely implement the procedure since the circumstances of an emergency are usually so variable that proper control cannot be effected under its provisions. Therefore, the companion procedure has been deleted from the controller's manual, and in lieu thereof, emphasis is placed on flexibility, clarity of instructions, effective use of available air traffic control equipment, and the controller's exercise of good judgment in determining the most feasible course of action. Accordingly, there is no further requirement to retain CAM 60.21-2 as an established pilot procedure.

Inasmuch as this action rescinds an existing policy and imposes no additional burden on any person, compliance with the notice and public procedure requirements of the Administrative Procedure Act is unnecessary and good cause exists to make this amendment effective without delay.

In consideration of the foregoing § 60.21-2 of Civil Aeronautics Manual 60 is hereby revoked.

This revocation shall become effective upon publication in the FEDERAL REGISTER.

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

Issued in Washington, D.C., on April 25, 1962.

N. E. HALABY,  
Administrator.

[F.R. Doc. 62-4193; Filed, Apr. 30, 1962; 8:45 a.m.]

### Chapter III—Federal Aviation Agency

#### SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket No. 61-NY-13]

#### PART 600—DESIGNATION OF FEDERAL AIRWAYS

##### PART 608—SPECIAL USE AIRSPACE

###### Alteration of Restricted Area and Federal Airway

The purpose of these amendments to §§ 600.6286 and 608.66 of the regulations of the Administrator is to alter VOR Federal airway No. 286 and the Camp Hill, Va., Restricted Area R-6601.

The Department of the Army has stated that R-6601 is excess to their actual needs in its present size, altitude and time of designation as a result of transferring the artillery activities formerly conducted therein to the Camp Pickett, Va., Restricted Area R-6602. Therefore, the present size, altitude and time of designation of R-6601 is unjustified as an assignment of airspace and reduction thereof will be in the public interest. Such action is taken herein.

Although these alterations result in an overall reduction of restricted airspace, the adjustment of the restricted area boundaries entails the inclusion within R-6601 of a small amount of air-

space bordering the southern edge of the present area. This additional area will not affect current aeronautical operations.

In altering R-6601 the present overlap in VOR Federal airway No. 286 is eliminated. Therefore, the present requirement to obtain prior approval for the use of that portion of VOR Federal airway No. 286 within R-6601 is also removed.

Since these amendments reduce a burden on the public, compliance with the notice, public procedure, and effective date requirements of section 4 of the Administrative Procedure Act is unnecessary and they may be made effective upon publication. However, the effective date will be May 31, 1962, so as to be concurrent with other proposed airspace actions.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582), the following actions are taken:

1. In the text of § 600.6286 (14 CFR 600.6286, 26 F.R. 573) "The portion of this airway which lies within the geographic limits of, and between the designated altitudes of, the Camp A. P. Hill Restricted Area (R-40) shall be used only after obtaining prior approval from the Federal Aviation Agency Air Traffic Control." is deleted.

2. In § 608.66 Virginia (26 F.R. 7203) the Camp Hill, Va., Restricted Area R-6601 is amended to read:

R-6601 Camp Hill, Va.:

Boundaries. Beginning at latitude 38°07'47" N., longitude 77°13'25" W.; to latitude 38°06'50" N., longitude 77°10'34" W.; to latitude 38°05'30" N., longitude 77°09'06" W.; to latitude 38°03'15" N., longitude 77°09'20" W.; to latitude 38°02'15" N., longitude 77°11'15" W.; to latitude 38°01'17" N., longitude 77°16'45" W.; to latitude 38°05'13" N., longitude 77°17'15" W.; to point of beginning.

Designated altitudes. Surface to 5,000 feet MSL.

Time of designation. 0700 to 2300 e.s.t., June 1 through September 8 annually.

Controlling agency. Federal Aviation Agency, Washington ARTC Center.

Using agency. Commanding General, Second United States Army, Fort Meade, Md.

This amendment shall become effective 0001 e.s.t., May 31, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on April 27, 1962.

D. D. THOMAS,  
Director, Air Traffic Service.

[F.R. Doc. 62-4246; Filed, Apr. 30, 1962; 8:47 a.m.]

[Airspace Docket No. 61-NY-14]

#### PART 600—DESIGNATION OF FEDERAL AIRWAYS

##### PART 608—SPECIAL USE AIRSPACE

###### Alteration of Restricted Area and Federal Airway

On March 27, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 2808), stating the Federal Aviation Agency was considering an amendment to § 608.66 to increase the size of the Camp Pickett,



Va., Restricted Area R-6602 to contain additional firing activities transferred from the Camp Hill, Va., Restricted Area R-6601. It was also stated that a change in the time of designation was being considered from "continuous" to "continuous from June 1 through September 8; 0600 e.s.t. Saturday to 2200 e.s.t. Sunday from September 9 through May 31; other times as published by NOTAMS at least 48 hours in advance." It was further stated in the notice that R-6602 would be utilized on a joint-use basis with the Federal Aviation Agency, Washington ARTC Center as the controlling agency.

Although not mentioned in the Notice, the segment of VOR Federal airway No. 1505 between Raleigh-Durham, N.C., and Richmond, Va., should be realigned from the Raleigh-Durham VOR as a 16-mile wide airway to the intersection of the Richmond VOR 214° and the Cofield, N.C., VOR 298° True radials; thence as a 10-mile wide airway to the Richmond VOR. This would align Victor 1505 to overlie low altitude VOR Federal airway No. 157 and would facilitate the transitioning of aircraft between the two airway systems. In enlarging R-6602 to contain additional firing activities, it was noted that the portion of R-6602 which slightly overlaps low altitude VOR Federal airway No. 157 is no longer required and the exclusion of R-6602 now appearing in the description of this airway may be deleted. Since these changes are minor in nature and impose no additional burden on anyone, action is taken herein to accomplish such changes simultaneously.

The Air Transport Association of America in commenting on the Notice concurred in the enlargement of R-6602 provided the Camp Hill, Va., Restricted Area R-6601 is reduced simultaneously. Such action is taken in Airspace Docket No. 61-NY-13 to become effective on May 31, 1962.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendment having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated herein and in the notice, the following actions are taken:

1. In § 608.66 Virginia (14 CFR 608.66) the Camp Pickett, Va., Restricted Area R-6602 is amended to read:

R-6602 Camp Pickett, Va.  
*Boundaries.* Beginning at latitude 37°05' 37" N., longitude 77°51'54" W.; to latitude 37°04'25" N., longitude 77°51'45" W.; along State Highway No. 40 to latitude 37°03'55" N., longitude 77°51'05" W.; to latitude 37°00'56" N., longitude 77°50'55" W.; to latitude 36°57'54" N., longitude 77°53'19" W.; to latitude 36°58'12" N., longitude 77°57'42" W.; to latitude 37°01'50" N., longitude 77°58'40" W.; to latitude 37°01'50" N., longitude 77°55'58" W.; to latitude 37°05'37" N., longitude 77°56'00" W.; to the point of beginning.

*Designated altitudes.* Surface to 22,000 feet MSL.

*Time of designation.* Continuous from June 1 through September 8; 0600 e.s.t. Saturday to 2200 e.s.t. Sunday from September 9 through May 31; other times as published by NOTAMS at least 48 hours in advance.

*Controlling agency.* Federal Aviation Agency, Washington ARTC Center.

*Using agency.* Commanding General, Second United States Army, Fort Meade, Md.

2. In the text of § 600.1505 (26 F.R. 1081, 10875) "Raleigh-Durham VOR; to the INT of the Richmond, Va., VOR 213° and the Cofield, N.C., VOR 298° radials; thence 10-mile wide airway to the Richmond VOR" is deleted and "Raleigh-Durham VOR; to the INT of the Richmond, Va., VOR 214° and the Cofield, N.C., VOR 298° radials; thence 10-mile wide airway to the Richmond VOR" is substituted therefor.

3. In the text of § 600.6157 (26 F.R. 573, 1754, 2344, 3462, 6810, 10,588) (27 F.R. 562) "The portions of this airway which coincide with R-6602 and R-6612 are excluded during the times of designation of the restricted areas." is deleted and "The airspace within R-6612 is excluded during the time of designation of this restricted area." is substituted therefor.

These amendments shall become effective 0001 e.s.t., May 31, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on April 27, 1962.

D. D. THOMAS,  
 Director, Air Traffic Service.

[F.R. Doc. 62-4247; Filed, Apr. 30, 1962; 8:47 a.m.]

[Airspace Docket No. 62-WE-46]

**PART 608—SPECIAL USE AIRSPACE**

**Alteration of Restricted Area**

The purpose of this amendment to § 608.23 of the regulations of the Administrator is to increase the designated altitudes of the Ajo, Ariz., Restricted Area R-2301 from "Surface to flight level 400" to "Surface to flight level 800".

R-2301 is presently designated to provide special use airspace in which the Department of the Air Force and the Department of the Navy can conduct air-to-air and air-to-ground gunnery. A large portion of R-2301 has been established by the Air Force and the Navy as a supersonic range in which air-to-air gunnery, night intercept exercises and hooded instrument flying can be conducted at speeds approaching mach 2. Recently the Navy deployed its first operational F4H squadron on the west coast to the Yuma, Ariz., MCAAS for the purpose of conducting high speed, high altitude gunnery and intercept training in R-2301. Because of the higher speed and altitude capabilities of the F4H, it has been determined that the present ceiling of R-2301, flight level 400, seriously hampers the effective training of the air crews assigned to these aircraft. Inasmuch as R-2301 does not encroach upon any airway or jet route structure and because little or no civil air operations are conducted above flight level 400, the increase in ceiling of R-2301 from flight level 400 to flight level

800 will not affect current civil aeronautical operations.

Since this amendment imposes no burden on the public, notice and public procedure hereon are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, this amendment will become effective more than 30 days after publication.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582), the following action is taken: In the text of § 608.23 (14 CFR 608.23), R-2301, Ajo, Ariz., "Designated altitudes. Surface to flight level 400." is deleted and "Designated altitudes. Surface to flight level 800." is substituted therefor.

This amendment shall become effective 0001 e.s.t., June 28, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on April 24, 1962.

D. D. THOMAS,  
 Director, Air Traffic Service.

[F.R. Doc. 62-4194; Filed, Apr. 30, 1962; 8:45 a.m.]

**Title 43—PUBLIC LANDS:  
 INTERIOR**

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

**APPENDIX—PUBLIC LAND ORDERS**

[Public Land Order 2666]

[Los Angeles 0157654]

**CALIFORNIA**

**Reserving Lands in Inyo National Forest as Ancient Bristlecone Pine Forest**

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

Subject to valid existing rights, the following-described lands in the Inyo National Forest, are hereby withdrawn from prospecting, location, entry, and purchase under the mining laws of the United States for use of the Forest Service, Department of Agriculture, as a botanical area for the protection of an ancient species of bristlecone pine and as an area for study in the fields of plant physiology and dendrochronology:

- T. 5 S., R. 34 E. (unsurveyed), Secs. 14, 23, 24, 25, 26, 35, and 36.
- T. 6 S., R. 34 E. (unsurveyed), Secs. 1, 12, and 13;
- Sec. 24, N½N½.
- T. 5 S., R. 35 E. (unsurveyed), Secs. 17, 19, 20, 29, 30, 31, and 32.
- T. 6 S., R. 35 E., Sec. 5, lots 1, 2, 3, 4, S½N½, N½SW¼, SE¼SW¼, and SE¼;
- Sec. 6;
- Sec. 7, lots 1, 2, 3, 4, S½NE¼, NW¼NE¼, E½W½, and SE¼;
- Sec. 8, NE¼, E½NW¼, SW¼NW¼, and N½S½;



## RULES AND REGULATIONS

Sec 9, S $\frac{1}{2}$ ;  
Secs. 16, 17, 18, 19, and 20;  
Sec. 21, E $\frac{1}{2}$  and W $\frac{1}{2}$ W $\frac{1}{2}$ ;  
Secs. 28, 29, and 30;  
Sec. 31, N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$  and SE $\frac{1}{4}$ ;  
Sec. 33, NW $\frac{1}{4}$ .  
T. 7 S., R. 35 E.,  
Sec. 5;  
Sec. 6, NE $\frac{1}{4}$ .

The areas described contain 21,320 acres, of which 1,360 acres are nonpublic.

This order shall attach to the non-public land in the areas described upon acquisition of title thereto or any interest therein by the United States.

JOHN A. CARVER, JR.,  
*Assistant Secretary of the Interior.*

APRIL 25, 1962.

[F.R. Doc. 62-4196; Filed, Apr. 30, 1962;  
8:45 a.m.]



# Proposed Rule Making

## DEPARTMENT OF THE TREASURY

Internal Revenue Service

[ 26 CFR Part 1 ]

### INCOME TAX; TAXABLE YEARS BEGINNING AFTER DEC. 31, 1953

#### Proposed Election of Certain Small Business Corporations as to Taxable Status

Notice is hereby given, pursuant to the Administrative Procedure Act, approved June 11, 1946, that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury or his delegate. Prior to the final adoption of such regulations, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing, in duplicate, to the Commissioner of Internal Revenue, Attention: T.P., Washington 25, D.C., within the period of 30 days from the date of publication of this notice in the FEDERAL REGISTER. Any person submitting written comments or suggestions who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit his request, in writing, to the Commissioner within the 30-day period. In such a case, a public hearing will be held, and notice of the time, place, and date will be published in a subsequent issue of the FEDERAL REGISTER. The proposed regulations are to be issued under the authority contained in section 7805 of the Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805).

[SEAL] MORTIMER M. CAPLIN,  
Commissioner of Internal Revenue.

The Income Tax Regulations (26 CFR Part 1) are hereby amended to reflect the amendment to section 1372 of the Internal Revenue Code of 1954 made by section 2 of the Act of May 4, 1961 (Public Law 87-29, 75 Stat. 64), and to make clarifying changes.

PARAGRAPH 1. Section 1.1372 is amended by adding a new subsection (g) at the end of section 1372 and by revising the historical note at the end of the section. These amended provisions read as follows:

#### § 1.1372 Statutory provisions; election by small business corporation.

Sec. 1372. Election by small business corporation. \* \* \*

(g) Consent to election by certain shareholders of stock held as community property. If a husband and wife owned stock which was community property (or the income from which was community income) under the applicable community property law of a State, and if either spouse filed a timely consent to an election under subsection (a) for a taxable year beginning before January 1, 1961, the time for filing the consent of the

other spouse to such election shall not expire prior to May 15, 1961.

[Sec. 1372 as added by sec. 64(a), Technical Amendments Act of 1958 (72 Stat. 1650); amended by sec. 2, Act of May 4, 1961 (Pub. Law 87-29, 75 Stat. 64)]

PAR. 2. Paragraph (a) of § 1.1372-3 is amended to read as follows:

#### § 1.1372-3 Shareholders' consent.

(a) *In general.* The consent of a shareholder to an election by a small business corporation shall be in the form of a statement signed by the shareholder in which such shareholder consents to the election of the corporation. Such shareholder's consent is binding and may not be withdrawn after a valid election is made by the corporation. The consent of a minor shall be made by the minor or by his legal guardian, or his natural guardian if no legal guardian has been appointed. The consent of an estate shall be made by the executor or administrator thereof. The statement shall set forth the name and address of the corporation and of the shareholder, the number of shares of stock owned by him, and the date (or dates) on which such stock was acquired. The consents of all shareholders may be incorporated in one statement. The consents of all persons who are shareholders at the time the election is made shall be attached to the election of the corporation. If the election is made before the first day of the corporation's taxable year for which it is effective, the consents of persons who become shareholders after the date of election and are shareholders on such first day shall be filed with the district director with whom the election was filed as soon as practicable after such first day. The consent referred to in the preceding sentence will be considered timely if it is filed on or before the last day prescribed for making the election. Where a consent is filed after the date of election, a copy of the consent shall also be filed with the return required to be filed under section 6037. In the case of a shareholder in a community-property State whose spouse has filed a timely consent to an election under section 1372(a) for a taxable year beginning before January 1, 1961, the time for filing the consent of such shareholder shall not expire prior to May 15, 1961; in the case of a shareholder in a community-property State whose spouse has filed a timely consent to an election under section 1372(a) for a taxable year beginning after December 31, 1960, and on or before the date of publication of this regulation in the FEDERAL REGISTER as a Treasury decision, the consent of such shareholder shall be considered timely if it is filed on or before the last day prescribed for making the election. An election under section 1372(a) will not be valid if any of the consents are not timely filed. However, an election which was timely filed for any taxable

year beginning before March 1, 1960, and which would be valid but for the fact that the consent of any shareholder of the corporation was not filed or was defective in any manner, will not be invalid if—

(1) A proper consent is filed by such shareholder after December 19, 1959, and on or before March 1, 1960,

(2) All shareholders of the corporation who previously filed timely and proper consents file new consents within the period mentioned in subparagraph (1) of this paragraph, and

(3) The shareholders show to the satisfaction of the district director with whom the election under section 1372(a) was filed that the failure to file timely and proper consents was not due to an intention to avoid making a valid election.

[F.R. Doc. 62-4209; Filed, Apr. 30, 1962; 8:46 a.m.]

## DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[ 50 CFR Part 10 ]

### MIGRATORY BIRDS

#### Notice of Proposed Rule Making

Notice is hereby given that pursuant to authority contained in section 3 of the Migratory Bird Treaty Act of July 3, 1918, as amended (40 Stat. 755; 16 U.S.C. 704), it is proposed to amend Part 10, Title 50, Code of Federal Regulations. These amendments will specify open seasons, certain closed seasons, hunting methods, shooting hours, bag and possession limits, and possession, importation, and transportation controls for migratory game birds.

Amendments specifying open seasons, bag and possession limits, and shooting hours for doves and pigeons in Puerto Rico and the Virgin Islands will be proposed for final adoption not later than June 1, 1962, to become effective on or about July 1, 1962. Amendments specifying open seasons, bag and possession limits, and shooting hours for doves, pigeons, rails (except coot), woodcock, Wilson's snipe, waterfowl and coot in Alaska, and certain sea ducks in open coastal waters along certain northeastern States will be proposed for final adoption not later than August 1, 1962, to become effective on or about September 1, 1962. Amendments specifying open seasons, bag and possession limits, and shooting hours for waterfowl, coots, cranes, and other migratory game birds not previously adopted will be proposed for final adoption not later than September 1, 1962, to become effective on or about October 1, 1962. On the basis of decisions to be reached at the conclusion of studies now in progress, and having due consideration for any views or



PROPOSED RULE MAKING

data submitted by interested parties, other amendments to Part 10 may be proposed for final adoption.

At the present time amendments to the regulations governing hunting methods and possession, importation, and transportation controls are being proposed as set forth below. The purposes of these proposed amendments are as follows:

1. Section 10.2 is amended to enlarge the definition of "Take", delete the definition of "Bag", and add a definition of "Sinkbox" in the interests of clarification and explanation.

2. Section 10.3 is amended to delete the description of a sinkbox from paragraph (a) (2); to revise paragraphs (a) (3) and (b) (4) to clarify the application of the regulations as they pertain to sailboats; and to add cranes to the list of species to which paragraph (b) (8) applies.

3. Section 10.4(b) is amended to eliminate that provision which applies to hired hunting guides or persons who for hire assist a hunter in taking birds.

4. Section 10.7(a) is amended for clarity and to include a restriction on the numbers of all species of doves and pigeons which may be legally imported from foreign countries.

5. Section 10.9 is amended by revising the wording to clarify the conditions under which migratory game birds held in possession or custody must be tagged.

6. Section 10.10 is amended by revising the wording to authorize the disposal of birds by gift.

7. Section 10.14 is amended by adding the words "or cripple" following the word "kill" to require that a reasonable effort be made to retrieve crippled as well as dead birds.

8. A new § 10.31 is added to replace the old § 10.31 which was revoked in connection with a revision of the migratory bird permit regulations.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendments set forth below to the Director, Bureau of Sport Fisheries and Wildlife, Washington 25, D.C., within thirty days of the date of publication of this notice in the FEDERAL REGISTER.

1. Paragraphs (c) and (h) of § 10.2 are amended to read as follows:

§ 10.2 Definitions of terms.

(c) *Take*. Pursue, hunt, shoot, capture, collect, kill, trap, or attempt to pursue, hunt, shoot, capture, collect, kill, or trap.

(h) *Sinkbox*. A raft or any type of low floating device having a depression which affords the hunter a means of concealing himself below the surface of the water.

2. Subparagraphs (2) and (3) of paragraph (a), and subparagraphs (4) and (8) of paragraph (b) of § 10.3 are amended to read as follows:

§ 10.3 Hunting methods.

(a) *Permitted methods*. Migratory game birds may be taken only:

(2) In the open or from a blind or other place of concealment (except a sinkbox) on land or water;

(3) From any floating craft except a sinkbox, and excluding any boat or other craft having a motor attached or any sailboat unless such boat or other craft with motor attached or such sailboat is beached, resting at anchor, or fastened within or tied immediately alongside of any type of fixed hunting blind: *Provided*, That rails (but not including coots or gallinules) may be taken from a boat with motor attached when (i) the source of power has been completely shut off; (ii) the forward progress of the boat due to the automotive power has ceased; and (iii) the boat is immobile or is being propelled by paddle, oars, or pole;

(b) *Prohibited methods*. Migratory game birds may not be taken:

(4) From or by means of any boat or other craft having a motor attached or any sailboat unless such boat or other craft with motor attached or such sailboat is beached, resting at anchor, or fastened within or tied immediately alongside of any type of fixed hunting

blind, or is used solely as a means of picking up dead or injured birds;

(8) By means or aid of any motor-driven land, water, or air conveyance or any sailboat used for the purpose of or resulting in the concentrating, driving, rallying, or stirring up of water-fowl, coots, or cranes; or

3. Paragraph (b) of § 10.4 is amended to read as follows:

§ 10.4 Open seasons, limits, and other provisions.

(b) No person may take in any one day more than the daily bag limit or aggregate daily bag limit, whichever applies. No person may possess more birds lawfully taken in the United States than the possession limit or the aggregate possession limit, whichever applies. No person on the opening day of the season may possess any freshly killed migratory game birds in excess of the daily bag limit or aggregate daily bag limit, whichever applies, and no person may possess any freshly killed migratory game birds during the closed season.

4. Paragraph (a) of § 10.7 is amended to read as follows:

§ 10.7 Importations from Canada, Mexico, or other foreign country.

(a) The following listed birds shall be limited as to the numbers permitted to be entered and transported by one person, either in a single shipment or by multiple shipments, as follows:

From—	Not to exceed—
Provinces of Alberta, Manitoba, or Saskatchewan, Canada.	10 ducks and 10 geese per season.
Province of British Columbia, Canada.	12 ducks and 10 geese per season.
Province of Ontario, Canada.	10 ducks and 10 geese per calendar week. <sup>1</sup>
Any other province of Canada.	12 ducks and 10 geese per calendar week. <sup>1</sup>
Mexico or any other foreign country (except Canada) or subdivision thereof.	10 ducks and 5 geese per calendar week. <sup>1</sup>
Any foreign country or subdivision thereof:	
Pigeons (all species)	10 of each species per calendar week. <sup>1</sup>
Doves (all species)	25, singly or in the aggregate of all species, per calendar week. <sup>1</sup>
Rails (except sora and coot)	30, singly or in the aggregate of all species, per calendar week. <sup>1</sup>
Coots	25 per calendar week. <sup>1</sup>
Sora rails	25 per calendar week. <sup>1</sup>
Wilson's snipe	8 per calendar week. <sup>1</sup>
Woodcock	8 per calendar week. <sup>1</sup>
Brant	6 per calendar week. <sup>1</sup>

<sup>1</sup> A calendar week begins on Sunday.

5. Section 10.9 is revised to read as follows:

§ 10.9 Possession for purposes of processing, transportation, or storage.

(a) No hunter who legally takes and possesses any migratory game birds shall place or leave any such birds in the custody of any other person for picking, cleaning, processing, shipping, transportation, or storage (including temporary storage) unless such birds have a

tag attached signed by the hunter stating his address, the total number and kinds of birds, and the date such birds were killed.

(b) No person may receive or have in custody any migratory game birds belonging to another person unless such birds are tagged as required under paragraph (a) of this section.

(c) No hunter who legally takes and possesses any migratory game birds shall place or leave such birds at any place



for storage (including temporary storage) other than at his personal abode unless such birds are tagged as required under paragraph (a) of this section. Legally possessed migratory game birds being transported in any vehicle as the personal baggage of the possessor shall not be deemed to be in storage or temporary storage.

(d) Any commercial picking establishment or cold-storage or locker plant receiving, possessing, or having in custody any migratory game birds shall maintain accurate records showing the numbers and kinds of such birds, the dates received and disposed of, and the names and addresses of the persons from whom such birds were received and to whom such birds were delivered. Any person authorized to enforce this part may enter such establishments or plants at all reasonable hours and inspect the records and the premises where operations are being carried on. The records required to be maintained shall be retained by the person or persons responsible for their preparation and maintenance for a period of one year following the close of the open season on migratory game birds prescribed for the State in which such picking establishment or cold-storage or locker plant is located.

6. Section 10.10 is amended to read as follows:

**§ 10.10 Termination of possession by hunters.**

For the purposes of this part, the possession of birds legally taken by any hunter shall be deemed to have ceased when such birds have been delivered by him to another person as a gift; or have been delivered by him to a post office, a common carrier, or a commercial cold-storage or locker plant for transportation by the postal service or a common carrier to some person other than the hunter.

7. Section 10.14 is amended to read as follows:

**§ 10.14 Wanton waste of migratory game birds.**

No person shall kill or cripple any migratory game bird pursuant to this part without making a reasonable effort to retrieve the bird and include it in his daily bag limit.

8. A new § 10.31 is added to Part 10 to read as follows:

**§ 10.31 State laws for the protection of migratory birds.**

Nothing in this part shall be construed to authorize the taking, possession, exchange, or transportation of migratory game birds or parts thereof

in any State contrary to the laws and regulations of that State: *Provided*, That such laws and regulations are for the purpose of giving further protection to such birds and are not inconsistent with the conventions between the United States and any foreign country for the protection of migratory birds or with the Migratory Bird Treaty Act.

STEWART L. UDALL,  
*Secretary of the Interior.*

APRIL 25, 1962.

[F.R. Doc. 62-4202; Filed, Apr. 30, 1962; 8:45 a.m.]

**FEDERAL AVIATION AGENCY**

[ 14 CFR Part 601 ]

[ Airspace Docket No. 62-WE-47 ]

**CONTROL ZONE**

**Proposed Alteration**

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering an amendment to § 601.2175 of the regulations of the Administrator, the substance of which is stated below.

The El Centro, Calif., control zone is presently designated within a 5-mile radius of the Naval Air Station extending to and including a 2-mile radius of the El Centro radio range station and 2 miles either side of the east course of the El Centro radio range extending to a point 10 miles east of the radio range.

The Federal Aviation Agency (FAA) has under consideration the following alterations to the El Centro control zone:

1. Revoke the control zone extension based on the east course of the El Centro radio range. The El Centro VORTAC, a more modern and reliable navigational facility, is available for navigational guidance to aircraft executing instrument approach and departure procedures at the Imperial county Airport and NAF El Centro Airport. Therefore, it is proposed to designate an extension within 2 miles either side of the El Centro VORTAC 327° True radial extending from the 5-mile radius zone to the VORTAC.

2. Designate, in addition to the 5-mile radius zone at NAF El Centro, that airspace within a 5-mile radius of El Centro (Imperial County) Airport.

The proposed control zone would provide protection for aircraft executing prescribed instrument approach and departure procedures at NAF El Centro and the Imperial County Airports. Communications and weather reporting

service will be furnished by the FAA Flight Service Station at the Imperial County Airport. In addition, a control tower is in operation 24 hours, daily, at NAF El Centro with adequate communications to the Flight Service Station at the Imperial County Airport.

If this action is taken, the El Centro, Calif., control zone would be redesignated within a 5-mile radius of NAF El Centro, Calif. (latitude 32°49'20" N., longitude 115°40'15" W.) and within a 5-mile radius of El Centro (Imperial County) Airport, Calif. (latitude 32°50'10" N., longitude 115°34'30" W.); including the airspace within 2 miles either side of the El Centro VORTAC 327° True radial extending from the El Centro (Imperial County) 5-mile radius zone to the VORTAC.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Western Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 9, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on April 24, 1962.

CLIFFORD P. BURTON,  
*Acting Chief,*  
*Airspace Utilization Division.*

[F.R. Doc. 62-4192; Filed, Apr. 30, 1962; 8:45 a.m.]



# Notices

## DEPARTMENT OF THE TREASURY

Comptroller of the Currency

[Delegation Order No. 6]

### FIRST DEPUTY COMPTROLLER OF THE CURRENCY ET AL.

#### Order of Succession To Act as Comptroller

By virtue of the authority vested in me by Treasury Department Order No. 129 (Revision No. 2), dated April 22, 1955, it is hereby ordered as follows:

1. The following officers in the Bureau of the Comptroller of the Currency, in the order of succession enumerated, shall act as Comptroller of the Currency during the absence or disability of the Comptroller of the Currency or when there is a vacancy in such office:

- (1) Hollis S. Haggard, First Deputy Comptroller of the Currency.
- (2) Griffith W. Garwood, Deputy Comptroller of the Currency.
- (3) Chapman C. Fleming, Deputy Comptroller of the Currency.
- (4) William B. Camp, Deputy Comptroller of the Currency.
- (5) Arnold E. Larsen, Administrative Assistant to the Comptroller of the Currency.

- (6) Chief National Bank Examiner.
- (7) District Chief National Bank Examiner at Richmond, Va.
- (8) District Chief National Bank Examiner at Philadelphia, Pa.
- (9) District Chief National Bank Examiner at New York, N.Y.
- (10) District Chief National Bank Examiner at Cleveland, Ohio.
- (11) District Chief National Bank Examiner at Atlanta, Ga.
- (12) District Chief National Bank Examiner at Boston, Mass.
- (13) District Chief National Bank Examiner at Chicago, Ill.
- (14) District Chief National Bank Examiner at St. Louis, Mo.
- (15) District Chief National Bank Examiner at Kansas City, Mo.
- (16) District Chief National Bank Examiner at Minneapolis, Minn.
- (17) District Chief National Bank Examiner at Dallas, Tex.
- (18) District Chief National Bank Examiner at San Francisco, Calif.

2. In the event of an enemy attack on the continental United States, all District Chief National Bank Examiners, including any Acting District Chief National Bank Examiners, are authorized in their respective districts to perform any function of the Comptroller of the Currency, or the Secretary of the Treasury, whether or not otherwise delegated, which is essential to the carrying out of responsibilities otherwise assigned to them. The respective officers will be notified when they are to cease exercising the authority delegated in this paragraph.

3. Delegation Order 5 is hereby repealed.

Dated: April 25, 1962.

[SEAL] JAMES J. SAXON,  
Comptroller of the Currency.

[F.R. Doc. 62-4210; Filed, Apr. 30, 1962;  
8:46 a.m.]

#### Foreign Assets Control

### IMPORTATION OF RAW MEDICINAL HERBS DIRECTLY FROM KOREA

#### Available Certifications by the Republic of Korea

Notice is hereby given that certificates of origin issued by the Ministry of Commerce and Industry of the Republic of Korea under procedures agreed upon between that Government and the Foreign Assets Control are now available with respect to the importation into the United States directly, or on a through bill of lading, from Korea of the following additional commodity:

Herbs, medicinal, raw.

[SEAL] MARGARET W. SCHWARTZ,  
Acting Director,  
Foreign Assets Control.

[F.R. Doc. 62-4311; Filed, Apr. 30, 1962;  
11:47 a.m.]

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[Classification No. 164]

#### NEVADA

#### Small Tract Classification; Amendment

Effective April 19, 1962, F.R. Doc. 58-8759 appearing on page 8163 of the issue for October 23, 1958, is amended to read as follows:

1. Pursuant to the authority delegated to me by Bureau Order No. 684, dated August 28, 1961 (26 F.R. 8216) and the State Director August 30, 1961 (26 F.R. 8468), I hereby classify the following described public lands, in Ormsby County, Nevada, as suitable for disposition under the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U.S.C. 682a), as amended:

#### MOUNT DIABLO MERIDIAN

- T. 14 N., R. 19 E.,  
Sec. 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$   
Sec. 12, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ .  
T. 14 N., R. 20 E.  
Sec. 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ .  
Sec. 6, E $\frac{1}{2}$  of Lot 2 of NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

Containing 1267.5 acres of which approximately 275 acres are covered by 55 applications from persons entitled to preference under 43 CFR 257.5(a).

The following paragraph will be added to the above classification order:

4. All valid applications filed prior to April 19, 1962 will be granted as soon as possible, the preference right provided by 43 CFR 257.5.

DANIEL P. BAKER,  
Chief, Division of  
Lands and Minerals Management.

APRIL 19, 1962.

[F.R. Doc. 62-4195; Filed, Apr. 30, 1962;  
8:45 a.m.]

## DEPARTMENT OF AGRICULTURE

Office of the Secretary

### MISSISSIPPI

#### Designation of Area for Emergency Loans

For the purpose of making emergency loans pursuant to section 321(a) of Public Law 87-128 (7 U.S.C. 1961) it has been determined that in Lee County, Mississippi, natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named county after December 31, 1962, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 26th day of April 1962.

ORVILLE L. FREEMAN,  
Secretary.

[F.R. Doc. 62-4213; Filed, Apr. 30, 1962;  
8:47 a.m.]

## DEPARTMENT OF LABOR

Office of the Secretary

### RECOMMENDATIONS FOR APPOINTMENTS TO ADVISORY COUNCIL

Section 14 of the Welfare and Pension Plans Disclosure Act Amendments of 1962 (76 Stat. 40, 41) provides for the establishment of an "Advisory Council on Employee Welfare and Pension Benefit Plans" which is to consist of thirteen members to be appointed as follows: One from the insurance field, one from the corporate trust field, two from management, four from labor, and two from other interested groups, all of whom are to be appointed by the Secretary from among persons recommended by organi-



zations in the respective groups. The additional three representatives are to be appointed from the general public by the Secretary. The prescribed duties of the council are to advise the Secretary with respect to the carrying out of his functions under the Welfare and Pension Plans Disclosure Act, as amended, and to submit to the Secretary recommendations with respect thereto.

Accordingly, notice is hereby given that any organization desiring to recommend persons for appointment to the "Advisory Council on Employee Welfare and Pension Benefit Plans," may submit recommendations to the Office of the Secretary of Labor, 14th Street and Constitution Avenue NW., Washington 25, D.C., on or before May 14, 1962. The recommendation may be in the form of a letter, resolution or petition signed by an authorized official of the organization. It shall identify each candidate by name, occupation or position, and address. It shall specify the field or group which he would represent for purposes of Section 14 of the Act. Recommendations submitted to the Secretary of Labor before the issuance of this notice need not be resubmitted if they contain the information required by this notice.

Signed at Washington, D.C., this 26th day of April 1962.

JAMES J. REYNOLDS,  
Assistant Secretary for Labor-  
Management Relations.

[F.R. Doc. 62-4285; Filed, Apr. 30, 1962;  
10:33 a.m.]

## ATOMIC ENERGY COMMISSION

[Docket No. 50-17]

### INDUSTRIAL REACTOR LABORATORIES, INC., AND TRUSTEES OF COLUMBIA UNIVERSITY IN THE CITY OF NEW YORK

#### Notice of Issuance of Facility License Amendment

Please take notice that the Atomic Energy Commission has issued Amendment No. 10 set forth below to Facility License No. R-46. The license authorizes Industrial Reactor Laboratories, Inc., and The Trustees of Columbia University in the City of New York to operate the Industrial Reactor Laboratories, Inc. research reactor located in Plainsboro Township, Middlesex County, New Jersey. The amendment authorizes changes in the method of controlling and preventing the release of fission product activity arising from the hold-up tank in the primary coolant circulating system.

The Commission has found that operation of the facility in accordance with the license as amended will not present undue hazard to the health and safety of the public and will not be inimical to the common defense and security.

The Commission has further found that prior public notice of proposed issuance of this amendment is not necessary in the public interest since the conduct of the proposed experiment would not present any substantial change in the hazards to the health and safety of the

public from those considered and evaluated in connection with the previously approved operation of the facility.

In accordance with the Commission's rules of practice (10 CFR Part 2), the Commission will direct the holding of a formal hearing on the matter of issuance of the license amendment upon receipt of a request therefor from the licensee or an intervener within 30 days after the issuance of the license amendment. Petitions for leave to intervene shall be filed by mailing a copy of the Office of the Secretary, Atomic Energy Commission, Washington 25, D.C., or by delivery of a copy in person to the Office of the Secretary, Germantown, Maryland, or the AEC's Public Document Room, 1717 H Street NW., Washington, D.C.

For further details see (a) the application for license amendment by Industrial Reactor Laboratories, Inc., and The Trustees of Columbia University in the City of New York, and (b) a hazards analysis of the changes in the reactor prepared by the Division of Licensing and Regulation, all on file at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of item (b) above may be obtained at the Commission's Public Document Room, or upon request addressed to the Atomic Energy Commission, Washington 25, D.C., Attention: Director, Division of Licensing and Regulation.

Dated at Germantown, Md., this 23d day of April 1962.

For the Atomic Energy Commission.

ROBERT H. BRYAN,  
Chief, Research and Power Reactor Safety Branch, Division of Licensing and Regulation.

[License No. R-46; Amdt. 10]

License No. R-46, as previously amended, is further amended as follows:

In addition to the activities previously authorized by the Commission at the Industrial Reactor Laboratories, Inc., reactor facility under License No. R-46, as amended, Industrial Reactor Laboratories, Inc., and The Trustees of Columbia University in the City of New York are hereby authorized to modify the method of controlling and preventing the release of fission product activities arising from the hold-up tank in the primary coolant circulating system in accordance with the application amendment dated July 24, 1961, as amended on January 2, 1962.

This amendment is effective as of the date of issuance.

Date of issuance: April 23, 1962.

For the Atomic Energy Commission.

ROBERT H. BRYAN,  
Chief, Research and Power Reactor Safety Branch Division of Licensing and Regulation.

[F.R. Doc. 62-4214; Filed, Apr. 30, 1962;  
8:47 a.m.]

## FEDERAL MARITIME COMMISSION

T. J. HANSON ET AL.

#### Notice of Agreements Filed for Approval

Notice is hereby given that the following agreements have been filed with

the Federal Maritime Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended.

Agreement No. 8854 between T. J. Hanson, Beaumont, Tex., and Universal Transport Corp., New York.

Agreement No. 8868 between International Expeditors, Inc., New York, and The Hipage Co., Inc., Norfolk, Va.

The terms of the two agreements are identical. Each of the four parties has been assigned an application number as an independent ocean freight forwarder pursuant to Public Law 87-254.

Under these cooperative working arrangements one party will represent the other in regard to forwarding and brokerage services. The parties agree that forwarding and service fees will be negotiated upon each transaction, dependent upon the services performed. Ocean freight brokerage, for those shipments handled on behalf of each other, will be divided as agreed. Each agreement shall be valid until one party notifies the other in writing of his desire to terminate. Either of the parties may engage or be engaged by other forwarders.

Interested persons may inspect these agreements and obtain copies thereof at the Bureau of Domestic Regulation, Federal Maritime Commission, Washington 25, D.C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to them, and their position as to approval, disapproval, or modification thereof, together with request for hearing should such hearing be desired.

Dated: April 25, 1962.

By order of the Federal Maritime Commission.

THOMAS LISI,  
Secretary.

[F.R. Doc. 62-4207; Filed, Apr. 30, 1962;  
8:46 a.m.]

### STONE FORWARDING CO., INC., AND PROGRESSIVE FORWARDING CO.

#### Notice of Agreements Filed for Approval

Notice is hereby given that the following agreement has been filed with the Federal Maritime Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended.

Agreement No. 8804 between Stone Forwarding Co., Inc., Houston, Tex., and Progressive Forwarding Co., New York, N.Y., provides for a cooperative working arrangement by which one party will represent the other in regard to forwarding and brokerage services. Each party has been assigned an application number as an independent ocean freight forwarder pursuant to Public Law 87-254. Both parties agree that forwarding fees will be negotiated upon each transaction, dependent upon the services performed. Ocean freight brokerage, for those shipments handled on behalf of the other, will be divided equally when agreed. The agreement shall be valid until one party notifies the other in writing of his desire to terminate. Either party may engage or be engaged by other forwarders.



## NOTICES

Interested persons may inspect these agreements and obtain copies thereof at the Bureau of Domestic Regulation, Federal Maritime Commission, Washington, 25, D.C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to them, and their position as to approval, disapproval, or modification thereof, together with request for hearing should such hearing be desired.

Dated: April 25, 1962.

By order of the Federal Maritime Commission.

THOMAS LISI,  
Secretary.

[F.R. Doc. 62-4208; Filed, Apr. 30, 1962;  
8:46 a.m.]

## INTERSTATE COMMERCE COMMISSION

[No. 34046]

### PRESCRIPTION OF MINIMUM WEIGHT LIMITS

APRIL 26, 1962.

Notice is hereby given that the New England Motor Rate Bureau, Inc., by their attorney, Herman Matthei, 125 Lincoln Street, Boston 11, Massachusetts, has filed a petition (Docket No. 34046) with the Interstate Commerce Commission praying that the Commission enter an order or orders, as may be required, to effectuate for a reasonable period, a stabilization of the system of less than truckload weight breakdowns and truckload minimum weights applicable in connection with the commodity rate structure in the New England Territory as outlined in New England Motor Carrier Rates, Ex Parte No. MC-22, 8 MCC 287/330-331, and Motor Carrier Rates in New England, Ex Parte No. MC-22, 49 MCC 196. Copies of the petition may be obtained from said attorney.

Any persons interested in any of the matters in said petition, may, on or before May 31, 1962, file replies to the petition supporting or opposing the relief sought. An original and 14 copies of such replies must be filed with the Commission and must show service of two copies upon the petitioner's attorney at the above address.

[SEAL]

HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 62-4206; Filed, Apr. 30, 1962;  
8:46 a.m.]

## OFFICE OF EMERGENCY PLANNING

HAROLD M. BOTKIN

### Appointee's Statement of Changes in Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

No change since last statement, published in the FEDERAL REGISTER September 30, 1961 (26 F.R. 9249).

Dated: April 24, 1962.

HAROLD M. BOTKIN.

[F.R. Doc. 62-4189; Filed, Apr. 30, 1962;  
8:45 a.m.]

JOHN H. TOLAN

### Appointee's Statement of Changes in Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

No change since last statement, published in the FEDERAL REGISTER May 9, 1961 (26 F.R. 4007).

Dated: October 3, 1961.

JOHN H. TOLAN.

[F.R. Doc. 62-4191; Filed, Apr. 30, 1962;  
8:45 a.m.]

MORRIS A. LIEBERMAN

### Appointee's Statement of Changes in Business Interests

The following statement lists the names and concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

Same as prior statement except:  
Deletion: Montgomery Ward & Co.  
Additions: Consolidated Foods; Real Estate Research Corp.

This amends statement previously published in the FEDERAL REGISTER, September 30, 1961 (26 F.R. 9249).

Dated: April 6, 1962.

MORRIS A. LIEBERMAN.

[F.R. Doc. 62-4190; Filed, Apr. 30, 1962;  
8:45 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3848]

APEX MINERALS CORP.

### Order Summarily Suspending Trading

APRIL 25, 1962.

The common stock, \$1.00 par value, of Apex Minerals Corporation, being listed and registered on the San Francisco Mining Exchange, a national securities exchange; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on such Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the opinion further that such suspension is necessary in order to prevent fraudulent, deceptive, or manipulative acts or practices, with the result that it will be unlawful under section 15(c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule 15c2-2 thereunder for any broker or dealer to make use of the mails or of

any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of such security, otherwise than on a national securities exchange;

It is ordered, Pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934 that trading in said security on the San Francisco Mining Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative acts or practices, this order to be effective for a period of ten (10) days, April 26, 1962, to May 5, 1962, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

[F.R. Doc. 62-4197; Filed, Apr. 30, 1962;  
8:45 a.m.]

## DEPARTMENT OF JUSTICE

Office of Alien Property

ANITA AMELIA THYSSEN DE ZICHY

### Notice of Intention To Return Vested Property

Pursuant to section 32(f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant, Property, and Location*

Countess Anita Amelia Thyssen de Zichy, 650 Liniers Street, Tigre, Buenos Aires, Argentina. \$22,889.03 in the Treasury of the United States. Claim No. 43049. Vesting Order No. 351.

Executed at Washington, D.C., on April 24, 1962.

For the Attorney General.

[SEAL]

PAUL V. MYRON,  
Deputy Director,  
Office of Alien Property.

[F.R. Doc. 62-4163; Filed, Apr. 27, 1962;  
8:46 a.m.]

MARIA RATAJCZK ET AL.

### Notice of Intention to Return Vested Property

Pursuant to section 32(f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant, Property, and Location*

Maria Ratajczyk, 80 Wiertnica Street, Warsaw, Poland. \$262.88 in the Treasury of the United States.

Maria Zaniewska, nee Falkowska, 5 Folwarczna Street, Apt. 6, Warsaw, Poland. \$43.81 in the Treasury of the United States.



Franciszek Tomasz Falkowski, 7 Perec Street, Warsaw, Poland. \$43.81 in the Treasury of the United States.

Janina Galazka, nee Falkowska, 20 Narbutta Street, Apt. 37, Warsaw, Poland. \$43.81 in the Treasury of the United States.

Lucja Skladanowska, nee Falkowska, 12 Noakowski Street, Apt. 52, Warsaw, Poland. \$43.81 in the Treasury of the United States.

Stanislaw Narcys Falkowski, 1 Zachariasz Street, Apt. 10, Warsaw, Poland. \$21.91 in the Treasury of the United States.

Alicja Irena Rajchert, nee Falkowska, 11 Berezynska Street, Apt. 3, Warsaw, Poland. \$21.91 in the Treasury of the United States.

Henryk Marian Falkowski, 2 Sukcesorska Street, Apt. 8, Warsaw, Poland. \$43.81 in the Treasury of the United States.

Henryka Mlynska, nee Czerwinska, Village of Mainow, County of Ostrow Mazowiecka, District of Warsaw, Poland. \$262.88 in the Treasury of the United States.

Claim No. 57135.

Executed at Washington, D.C., on April 24, 1962.

For the Attorney General.

[SEAL]

PAUL V. MYRON,  
*Deputy Director,*  
*Office of Alien Property.*

[F.R. Doc. 62-4164; Filed, Apr. 27, 1962;  
8:46 a.m.]



