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Title 6—AGRICULTURAL CREDIT

Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES AND OTHER OPERATIONS

[C.C.C. Grain Price Support Bulletin 1, 1959 Supp. 2, Corn]

PART 421—GRAINS AND RELATED COMMODITIES

Subpart—1959-Crop Corn Loan and Purchase Agreement Programs

SUPPORT RATES

The 1959 C.C.C. Grain Price Support Bulletin 1 (23 F.R. 9651), issued by the Commodity Credit Corporation and Commodity Stabilization Service and containing the regulations of a general nature with respect to price support operations for certain grains and other commodities produced in 1959 was supplemented by C.C.C. Grain Price Support Bulletin 1, 1959 Supplement 1, Corn (24 F.R. 4199) containing specific requirements applicable to price support operations on the 1959 crop. These regulations are further supplemented as follows:

§ 421.4147 Support rates.

(a) *County support rates.* (1) Basic county support rates for corn placed under loans and for corn delivered under purchase agreements are set forth in this paragraph. Farm-storage and warehouse-storage loans, and purchases under purchase agreements will be made at the support rate established for the county in which the corn is produced.

(2) Basic county support rates per bushel for corn grading No. 3, except for moisture, or No. 4 on the factor of test weight only but otherwise grading No. 3 or better, except for moisture, are set forth below:

County	ALABAMA	Rate per bushel
All counties		\$1.19

County	ARIZONA	Rate per bushel
All counties		\$1.26

County	ARKANSAS	Rate per bushel
All counties		\$1.17

County	CALIFORNIA	Rate per bushel
All counties		\$1.26

COLORADO			
County	Rate per bushel	County	Rate per bushel
Adams	\$1.15	Larimer	\$1.15
Alamosa	1.18	Las Animas	1.17
Arapahoe	1.16	Lincoln	1.16
Archuleta	1.21	Logan	1.14
Baca	1.17	Mesa	1.23
Bent	1.17	Moffat	1.23
Boulder	1.16	Montezuma	1.25
Cheyenne	1.15	Montrose	1.23
Conejos	1.19	Morgan	1.14
Costilla	1.17	Otero	1.17
Crowley	1.17	Ouray	1.25
Custer	1.17	Phillips	1.14
Delta	1.23	Pitkin	1.21
Dolores	1.25	Prowers	1.16
Douglas	1.17	Pueblo	1.17
Elbert	1.16	Rio Blanco	1.23
El Paso	1.17	Rio Grande	1.21
Fremont	1.17	Routt	1.21
Garfield	1.23	Saguache	1.19
Grand	1.19	San Miguel	1.25
Huerfano	1.17	Sedgwick	1.14
Jefferson	1.17	Washington	1.14
Kiowa	1.16	Weld	1.14
Kit Carson	1.14	Yuma	1.14
La Plata	1.23		

County	CONNECTICUT	Rate per bushel
All counties		\$1.28

County	DELAWARE	Rate per bushel
All counties		\$1.23

County	FLORIDA	Rate per bushel
All counties		\$1.19

County	GEORGIA	Rate per bushel
All counties		\$1.19

County	IDAH0	Rate per bushel
All counties		\$1.21

ILLINOIS			
County	Rate per bushel	County	Rate per bushel
Adams	\$1.12	Champaign	\$1.12
Alexander	1.15	Christian	1.14
Bond	1.14	Clark	1.13
Boone	1.13	Clay	1.14
Brown	1.13	Clinton	1.14
Bureau	1.13	Coles	1.12
Calhoun	1.13	Cook	1.14
Carroll	1.11	Crawford	1.14
Cass	1.14	Cumberland	1.13

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Title 46, Parts 146-149,
1959 Supplement 1 (\$1.25)

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ILLINOIS—Continued

County	Rate per bushel	County	Rate per bushel
De Kalb	\$1.13	Marion	\$1.14
De Witt	1.13	Marshall	1.14
Douglas	1.12	Mason	1.14
Du Page	1.14	Massac	1.15
Edgar	1.12	Menard	1.14
Edwards	1.15	Mercer	1.11
Effingham	1.14	Monroe	1.15
Fayette	1.14	Montgomery	1.14
Ford	1.12	Morgan	1.14
Franklin	1.15	Moultrie	1.12
Fulton	1.13	Ogle	1.12
Gallatin	1.15	Peoria	1.13
Greene	1.14	Perry	1.15
Grundy	1.13	Piatt	1.12
Hamilton	1.15	Pike	1.13
Hancock	1.12	Pope	1.15
Hardin	1.16	Pulaski	1.15
Henderson	1.11	Putnam	1.13
Henry	1.12	Randolph	1.15
Iroquois	1.13	Richland	1.15
Jackson	1.15	Rock Island	1.11
Jasper	1.14	St. Clair	1.15
Jefferson	1.14	Saline	1.15
Jersey	1.14	Sangamon	1.14
Jo Daviess	1.11	Schuyler	1.13
Johnson	1.15	Scott	1.13
Kane	1.14	Shelby	1.13
Kankakee	1.13	Stark	1.13
Kendall	1.13	Stephenson	1.12
Knox	1.13	Tazewell	1.14
Lake	1.14	Union	1.15
La Salle	1.13	Vermillion	1.12
Lawrence	1.15	Wabash	1.15
Lee	1.13	Warren	1.12
Livingston	1.13	Washington	1.15
Logan	1.14	Wayne	1.14
McDonough	1.12	White	1.15
McHenry	1.13	Whiteside	1.11
McLean	1.14	Will	1.14
Macon	1.13	Williamson	1.15
Macoupin	1.14	Winnebago	1.12
Madison	1.14	Woodford	1.14

INDIANA

Adams	\$1.13	Fayette	\$1.13
Allen	1.13	Floyd	1.15
Bartholomew	1.14	Fountain	1.12
Benton	1.13	Franklin	1.14
Blackford	1.13	Fulton	1.13
Boone	1.13	Gibson	1.15
Brown	1.13	Grant	1.13
Carroll	1.13	Greene	1.13
Cass	1.13	Hamilton	1.13
Clark	1.15	Hancock	1.13
Clay	1.12	Harrison	1.15
Clinton	1.13	Hendricks	1.13
Crawford	1.15	Henry	1.13
Daviess	1.14	Howard	1.13
Dearborn	1.15	Huntington	1.13
Decatur	1.14	Jackson	1.14
De Kalb	1.13	Jasper	1.13
Delaware	1.13	Jay	1.13
Dubois	1.14	Jefferson	1.15
Elkhart	1.13	Jennings	1.14

INDIANA—Continued

County	Rate per bushel	County	Rate per bushel
Johnson	\$1.13	Putnam	\$1.13
Knox	1.14	Randolph	1.13
Kosciusko	1.13	Ripley	1.14
Lagrange	1.13	Rush	1.13
Lake	1.13	St. Joseph	1.13
La Porte	1.13	Scott	1.15
Lawrence	1.14	Shelby	1.13
Madison	1.13	Spencer	1.15
Marion	1.13	Starke	1.13
Marshall	1.13	Steuben	1.13
Martin	1.14	Sullivan	1.14
Miami	1.13	Switzerland	1.15
Monroe	1.13	Tippecanoe	1.12
Montgomery	1.12	Tipton	1.13
Morgan	1.13	Union	1.13
Newton	1.13	Vanderburgh	1.15
Noble	1.13	Vermillion	1.12
Ohio	1.15	Vigo	1.12
Orange	1.14	Wabash	1.13
Owen	1.12	Warren	1.12
Parke	1.12	Warrick	1.15
Perry	1.15	Washington	1.15
Pike	1.14	Wayne	1.13
Porter	1.13	Wells	1.13
Posey	1.15	White	1.13
Pulaski	1.13	Whitley	1.13

IOWA

Adair	\$1.08	Jefferson	\$1.10
Adams	1.09	Johnson	1.10
Allamakee	1.07	Jones	1.10
Appanoose	1.10	Keokuk	1.09
Audubon	1.07	Kossuth	1.04
Benton	1.09	Lee	1.11
Black Hawk	1.07	Linn	1.09
Boone	1.06	Louisa	1.11
Bremer	1.06	Lucas	1.09
Buchanan	1.08	Lyon	1.03
Buena Vista	1.04	Madison	1.08
Butler	1.06	Mahaska	1.07
Calhoun	1.05	Marion	1.08
Carroll	1.06	Marshall	1.06
Cass	1.08	Mills	1.09
Cedar	1.11	Mitchell	1.04
Cerro Gordo	1.04	Monona	1.07
Cherokee	1.05	Monroe	1.09
Chickasaw	1.06	Montgomery	1.09
Clarke	1.09	Muscatine	1.11
Clay	1.04	O'Brien	1.04
Clayton	1.08	Osceola	1.03
Clinton	1.11	Page	1.09
Crawford	1.06	Palo Alto	1.03
Dallas	1.07	Plymouth	1.05
Davis	1.10	Pocahontas	1.04
Decatur	1.09	Polk	1.07
Delaware	1.09	Pottawattamie	1.09
Des Moines	1.11	Poweshiek	1.07
Dickinson	1.03	Ringgold	1.09
Dubuque	1.10	Sac	1.05
Emmet	1.03	Scott	1.11
Fayette	1.08	Shelby	1.07
Floyd	1.05	Sioux	1.04
Franklin	1.05	Story	1.06
Fremont	1.09	Tama	1.07
Greene	1.06	Taylor	1.09
Grundy	1.06	Union	1.09
Guthrie	1.07	Van Buren	1.10
Hamilton	1.05	Wapello	1.09
Hancock	1.04	Warren	1.08
Hardin	1.06	Washington	1.10
Harrison	1.08	Wayne	1.09
Henry	1.11	Webster	1.05
Howard	1.06	Winnebago	1.04
Humboldt	1.04	Winneshiek	1.07
Ida	1.05	Woodbury	1.05
Iowa	1.09	Worth	1.04
Jackson	1.11	Wright	1.04
Jasper	1.07		

KANSAS

Allen	\$1.14	Butler	\$1.14
Anderson	1.13	Chase	1.12
Atchison	1.12	Chautauqua	1.16
Barber	1.16	Cherokee	1.16
Barton	1.13	Cheyenne	1.12
Bourbon	1.14	Clark	1.16
Brown	1.10	Clay	1.09

KANSAS—Continued

County	Rate per bushel	County	Rate per bushel
Cloud	\$1.09	Miami	\$1.13
Coffey	1.13	Mitchell	1.10
Comanche	1.16	Montgomery	1.16
Cowley	1.16	Morris	1.12
Crawford	1.15	Morton	1.16
Decatur	1.11	Nemaha	1.10
Dickinson	1.11	Neosho	1.15
Doniphan	1.11	Ness	1.15
Douglas	1.12	Norton	1.10
Edwards	1.14	Osage	1.12
Elk	1.16	Osborne	1.10
Ellis	1.12	Ottawa	1.10
Ellsworth	1.12	Pawnee	1.14
Finney	1.15	Phillips	1.09
Ford	1.15	Pottawatomie	1.10
Franklin	1.13	Pratt	1.15
Geary	1.11	Rawlins	1.12
Gove	1.14	Reno	1.14
Graham	1.11	Republic	1.08
Grant	1.15	Rice	1.13
Gray	1.15	Riley	1.09
Greeley	1.15	Rooks	1.11
Greenwood	1.14	Rush	1.13
Hamilton	1.15	Russell	1.11
Harper	1.16	Saline	1.11
Harvey	1.14	Scott	1.15
Haskell	1.15	Sedgwick	1.15
Hodgeman	1.15	Seward	1.16
Jackson	1.11	Shawnee	1.11
Jefferson	1.12	Sheridan	1.11
Jewell	1.08	Sherman	1.13
Johnson	1.13	Smith	1.08
Kearny	1.15	Stafford	1.14
Kingman	1.15	Stanton	1.15
Kiowa	1.15	Stevens	1.16
Labette	1.16	Sumner	1.16
Lane	1.15	Thomas	1.13
Leavenworth	1.13	Trego	1.14
Lincoln	1.11	Wabaunsee	1.11
Linn	1.14	Wallace	1.14
Logan	1.14	Washington	1.09
Lyon	1.12	Wichita	1.15
McPherson	1.12	Wilson	1.15
Marion	1.12	Woodson	1.14
Marshall	1.09	Wyandotte	1.13
Meade	1.16		

KENTUCKY

Adair	\$1.20	Garrard	\$1.21
Allen	1.20	Grant	1.17
Anderson	1.19	Graves	1.16
Ballard	1.16	Grayson	1.17
Barren	1.19	Green	1.20
Bath	1.21	Greenup	1.19
Bell	1.21	Hancock	1.16
Boone	1.16	Hardin	1.17
Bourbon	1.20	Harlan	1.21
Boyd	1.20	Harrison	1.19
Boyle	1.20	Hart	1.19
Bracken	1.18	Henderson	1.16
Breathitt	1.21	Henry	1.17
Breckenridge	1.16	Hickman	1.16
Bullitt	1.17	Hopkins	1.18
Butler	1.18	Jackson	1.21
Caldwell	1.18	Jefferson	1.16
Calloway	1.17	Jessamine	1.21
Campbell	1.16	Johnson	1.21
Carlisle	1.16	Kenton	1.16
Carroll	1.16	Knott	1.21
Carter	1.20	Knox	1.21
Casey	1.20	Larue	1.18
Christian	1.19	Laurel	1.21
Clark	1.21	Lawrence	1.21
Clay	1.21	Lee	1.21
Clinton	1.21	Leslie	1.21
Crittenden	1.16	Letcher	1.21
Cumberland	1.20	Lewis	1.18
Daviess	1.16	Lincoln	1.21
Edmonson	1.18	Livingston	1.16
Elliott	1.21	Logan	1.19
Estill	1.21	Lyon	1.18
Fayette	1.20	McCracken	1.16
Fleming	1.19	McCreary	1.21
Floyd	1.21	McLean	1.17
Franklin	1.18	Madison	1.21
Fulton	1.16	Magoffin	1.21
Gallatin	1.16	Marion	1.19

RULES AND REGULATIONS

KENTUCKY—Continued

County	Rate per bushel	County	Rate per bushel
Marshall	\$1.17	Pulaski	\$1.21
Martin	1.21	Robertson	1.19
Mason	1.18	Rockcastle	1.21
Meade	1.16	Rowan	1.21
Menifee	1.21	Russell	1.21
Mercer	1.20	Scott	1.19
Metcalfe	1.20	Shelby	1.17
Monroe	1.20	Simpson	1.20
Montgomery	1.21	Spencer	1.17
Morgan	1.21	Taylor	1.19
Muhlenburg	1.18	Todd	1.19
Nelson	1.18	Trigg	1.19
Nicholas	1.20	Trimble	1.16
Ohio	1.17	Union	1.16
Oldham	1.16	Warren	1.19
Owen	1.17	Washington	1.19
Owsley	1.21	Wayne	1.21
Pendleton	1.17	Webster	1.17
Perry	1.21	Whitley	1.21
Pike	1.21	Wolfe	1.21
Powell	1.21	Woodford	1.20

LOUISIANA

All counties.....\$1.17

MAINE

All counties.....\$1.28

MARYLAND

All counties.....\$1.23

MASSACHUSETTS

All counties.....\$1.28

MICHIGAN

County	Rate per bushel	County	Rate per bushel
Allegan	\$1.14	Livingston	\$1.15
Barry	1.14	Macomb	1.15
Bay	1.16	Mecosta	1.15
Berrien	1.13	Midland	1.15
Branch	1.14	Monroe	1.15
Calhoun	1.14	Montcalm	1.15
Cass	1.13	Oakland	1.15
Clinton	1.15	Ottawa	1.16
Eaton	1.15	Saginaw	1.15
Genesee	1.15	St. Clair	1.15
Gratiot	1.15	St. Joseph	1.13
Hillsdale	1.14	Sanilac	1.15
Ingham	1.15	Shiawassee	1.15
Ionia	1.15	Tuscola	1.15
Isabella	1.15	Van Buren	1.13
Jackson	1.15	Washtenaw	1.15
Kalamazoo	1.14	Wayne	1.15
Kent	1.15	All other counties	1.16
Lapeer	1.15		
Lenawee	1.15		

MINNESOTA

County	Rate per bushel	County	Rate per bushel
Aitkin	\$1.04	Itasca	\$1.04
Anoka	1.06	Jackson	1.02
Becker	1.02	Kanabec	1.05
Beltrami	1.02	Kandiyohi	1.04
Benton	1.05	Kittson	1.01
Big Stone	1.01	Koochiching	1.04
Blue Earth	1.04	Lac Qui Parle	1.01
Brown	1.04	Lake	1.04
Carlton	1.04	Lake of the Woods	1.02
Carver	1.06	Le Sueur	1.05
Cass	1.03	Lincoln	1.01
Chippewa	1.02	Lyon	1.02
Chisago	1.05	McLeod	1.05
Clay	1.01	Mahnomen	1.01
Clearwater	1.02	Marshall	1.01
Cook	1.04	Martin	1.02
Cottonwood	1.03	Meeker	1.05
Crow Wing	1.03	Mille Lacs	1.05
Dakota	1.05	Morrison	1.03
Dodge	1.04	Mower	1.04
Douglas	1.03	Murray	1.02
Faribault	1.02	Nicollet	1.05
Fillmore	1.04	Nobles	1.02
Freeborn	1.04	Norman	1.01
Goodhue	1.05	Olmsted	1.04
Grant	1.02	Otter Tail	1.02
Hennepin	1.06	Pennington	1.01
Houston	1.05	Pine	1.04
Hubbard	1.02	Pipestone	1.02
Isanti	1.05		

MINNESOTA—Continued

County	Rate per bushel	County	Rate per bushel
Polk	\$1.01	Stevens	\$1.02
Pope	1.03	Swift	1.03
Ramsey	1.06	Todd	1.03
Red Lake	1.01	Traverse	1.01
Redwood	1.03	Wabasha	1.05
Renville	1.04	Wadena	1.03
Rice	1.05	Waseca	1.04
Rock	1.02	Washington	1.06
Roseau	1.01	Watsonwan	1.03
St. Louis	1.04	Wilkin	1.01
Scott	1.05	Winona	1.05
Sherburne	1.05	Wright	1.05
Sibley	1.05	Yellow Medicine	1.02
Stearns	1.05		
Steele	1.04		

MISSISSIPPI

All counties.....\$1.17

MISSOURI

County	Rate per bushel	County	Rate per bushel
Adair	\$1.12	Linn	\$1.13
Andrew	1.11	Livingston	1.13
Atchison	1.10	McDonald	1.16
Audrain	1.14	Macon	1.14
Barry	1.16	Madison	1.16
Barton	1.16	Maries	1.16
Bates	1.14	Marion	1.12
Benton	1.14	Mercer	1.10
Bollinger	1.16	Miller	1.16
Boone	1.14	Mississippi	1.16
Buchanan	1.13	Moniteau	1.15
Butler	1.16	Monroe	1.14
Caldwell	1.14	Montgomery	1.14
Callaway	1.14	Morgan	1.15
Camden	1.16	New Madrid	1.16
Cape Girardeau	1.16	Newton	1.16
Carroll	1.14	Nodaway	1.10
Carter	1.16	Oregon	1.16
Cass	1.14	Osage	1.15
Cedar	1.15	Ozark	1.16
Chariton	1.14	Pemiscot	1.16
Christian	1.16	Perry	1.16
Clark	1.12	Pettis	1.14
Clay	1.14	Phelps	1.16
Clinton	1.14	Pike	1.13
Cole	1.15	Platte	1.14
Cooper	1.14	Polk	1.16
Crawford	1.16	Pulaski	1.16
Dade	1.16	Putnam	1.11
Dallas	1.16	Ralls	1.13
Daviess	1.12	Randolph	1.14
De Kalb	1.12	Ray	1.14
Dent	1.16	Reynolds	1.16
Douglas	1.16	Ripley	1.16
Dunklin	1.16	St. Charles	1.14
Franklin	1.15	St. Clair	1.15
Gasconade	1.15	St. Francois	1.16
Gentry	1.11	St. Louis	1.15
Greene	1.16	St. Genevieve	1.15
Grundy	1.12	Saline	1.14
Harrison	1.11	Schuyler	1.11
Henry	1.14	Scotland	1.12
Hickory	1.15	Scott	1.16
Holt	1.11	Shannon	1.16
Howard	1.14	Shelby	1.13
Howell	1.16	Stoddard	1.16
Iron	1.16	Stone	1.16
Jackson	1.14	Sullivan	1.12
Jasper	1.16	Taney	1.16
Jefferson	1.15	Texas	1.16
Johnson	1.14	Vernon	1.15
Knox	1.12	Warren	1.14
Laclede	1.16	Washington	1.16
Lafayette	1.14	Wayne	1.16
Lawrence	1.16	Webster	1.16
Lewis	1.12	Worth	1.10
Lincoln	1.14	Wright	1.16

MONTANA

All counties.....\$1.14

NEBRASKA

County	Rate per bushel	County	Rate per bushel
Adams	\$1.07	Arthur	\$1.10
Antelope	1.05	Banner	1.12

NEBRASKA—Continued

County	Rate per bushel	County	Rate per bushel
Blaine	\$1.07	Kearney	\$1.07
Boone	1.06	Keith	1.11
Box Butte	1.11	Keyapaha	1.06
Boyd	1.05	Kimball	1.12
Brown	1.06	Knox	1.05
Buffalo	1.07	Lancaster	1.07
Burt	1.07	Lincoln	1.09
Butler	1.07	Logan	1.09
Cass	1.08	Loup	1.07
Cedar	1.05	McPherson	1.09
Chase	1.11	Madison	1.06
Cherry	1.08	Merrick	1.07
Cheyenne	1.12	Morrill	1.12
Clay	1.07	Nance	1.07
Colfax	1.07	Nemaha	1.09
Cuming	1.06	Nuckolls	1.07
Custer	1.08	Otoe	1.08
Dakota	1.05	Pawnee	1.09
Dawes	1.11	Perkins	1.11
Dawson	1.08	Phelps	1.08
Deuel	1.12	Pierce	1.05
Dixon	1.05	Platte	1.07
Dodge	1.07	Polk	1.07
Douglas	1.08	Red Willow	1.10
Dundy	1.11	Richardson	1.09
Fillmore	1.07	Rock	1.06
Franklin	1.07	Saline	1.08
Frontier	1.09	Sarpy	1.08
Furnas	1.09	Saunders	1.07
Gage	1.08	Scotts Bluff	1.12
Garden	1.11	Seward	1.07
Garfield	1.07	Sheridan	1.10
Gosper	1.09	Sherman	1.08
Grant	1.09	Sioux	1.12
Greeley	1.07	Stanton	1.06
Hall	1.07	Thayer	1.07
Hamilton	1.07	Thomas	1.08
Harlan	1.08	Thurston	1.05
Hayes	1.11	Valley	1.07
Hitchcock	1.11	Washington	1.08
Holt	1.05	Wayne	1.05
Hooker	1.08	Webster	1.07
Howard	1.07	Wheeler	1.07
Jefferson	1.08	York	1.07
Johnson	1.09		

NEVADA

All counties.....\$1.27

NEW HAMPSHIRE

All counties.....\$1.28

NEW JERSEY

All counties.....\$1.25

NEW MEXICO

All counties.....\$1.23

NEW YORK

All counties.....\$1.24

NORTH CAROLINA

All counties.....\$1.21

NORTH DAKOTA

All counties.....\$1.00

OHIO

County	Rate per bushel	County	Rate per bushel
Adams	\$1.17	Erie	\$1.18
Allen	1.14	Fairfield	1.17
Ashland	1.18	Fayette	1.16
Ashtabula	1.21	Franklin	1.16
Athens	1.19	Fulton	1.15
Auglaize	1.14	Gallia	1.19
Belmont	1.21	Geauga	1.21
Brown	1.17	Greene	1.15
Butler	1.14	Guernsey	1.20
Carroll	1.21	Hamilton	1.15
Champaign	1.15	Hancock	1.15
Clark	1.15	Hardin	1.21
Clermont	1.16	Harrison	1.21
Clinton	1.15	Henry	1.15
Columbiana	1.21	Highland	1.16
Coshocton	1.19	Hocking	1.18
Crawford	1.16	Holmes	1.19
Cuyahoga	1.20	Huron	1.18
Darke	1.14	Jackson	1.18
Defiance	1.14	Jefferson	1.21
Delaware	1.16	Knox	1.17

OHIO—Continued

County	Rate per bushel	County	Rate per bushel
Lake	\$1.21	Pike	\$1.17
Lawrence	1.18	Portage	1.21
Licking	1.17	Preble	1.14
Logan	1.15	Putnam	1.15
Lorain	1.19	Richland	1.17
Lucas	1.16	Ross	1.17
Madison	1.16	Sandusky	1.17
Mahoning	1.21	Scioto	1.17
Marion	1.16	Seneca	1.16
Medina	1.19	Shelby	1.14
Meigs	1.19	Stark	1.20
Mercer	1.14	Summit	1.20
Miami	1.14	Trumbull	1.21
Monroe	1.21	Tuscarawas	1.20
Montgomery	1.14	Union	1.15
Morgan	1.19	Van Wert	1.14
Morrow	1.17	Vinton	1.18
Muskingum	1.19	Warren	1.15
Noble	1.20	Washington	1.20
Ottawa	1.17	Wayne	1.19
Paulding	1.14	Williams	1.14
Perry	1.18	Wood	1.16
Pickaway	1.16	Wyandot	1.16

OKLAHOMA

All counties	\$1.18
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OREGON

All counties	\$1.23
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PENNSYLVANIA

All counties	\$1.24
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RHODE ISLAND

All counties	\$1.28
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SOUTH CAROLINA

All counties	\$1.20
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SOUTH DAKOTA

County	Rate per bushel	County	Rate per bushel
Armstrong	\$1.04	Jackson	\$1.05
Aurora	1.01	Jerauld	1.01
Beadle	1.01	Jones	1.04
Bennett	1.06	Kingsbury	1.01
Bon Homme	1.01	Lake	1.01
Brookings	1.01	Lawrence	1.06
Brown	1.01	Lincoln	1.01
Brule	1.01	Lyman	1.02
Buffalo	1.01	McCook	1.01
Butte	1.06	McPherson	1.01
Campbell	1.02	Marshall	1.01
Charles Mix	1.01	Meade	1.05
Clark	1.01	Mellette	1.04
Clay	1.01	Miner	1.01
Codington	1.01	Minnehaha	1.01
Corson	1.04	Moody	1.01
Custer	1.09	Pennington	1.06
Davison	1.01	Perkins	1.05
Day	1.01	Potter	1.03
Deuel	1.01	Roberts	1.01
Dewey	1.04	Sanborn	1.01
Douglas	1.01	Shannon	1.08
Edmunds	1.01	Spink	1.01
Fall River	1.10	Stanley	1.04
Faulk	1.02	Sully	1.02
Grant	1.01	Todd	1.04
Gregory	1.01	Tripp	1.02
Haakon	1.04	Turner	1.01
Hamlin	1.01	Union	1.01
Hand	1.01	Walworth	1.03
Hanson	1.01	Washabaugh	1.05
Harding	1.06	Washington	1.07
Hughes	1.02	Yankton	1.01
Hutchinson	1.01	Ziebach	1.05
Hyde	1.02		

TENNESSEE

Anderson	\$1.21	Chester	\$1.18
Bedford	1.20	Claiborne	1.21
Benton	1.19	Clay	1.21
Bledsoe	1.21	Cocke	1.21
Blount	1.21	Coffee	1.20
Bradley	1.21	Crockett	1.18
Campbell	1.21	Cumberland	1.21
Cannon	1.21	Davidson	1.20
Carroll	1.18	Decatur	1.19
Carter	1.21	De Kalb	1.21
Cheatham	1.19	Dickson	1.19

TENNESSEE—Continued

County	Rate per bushel	County	Rate per bushel
Dyer	\$1.17	Maury	\$1.19
Fayette	1.18	Meigs	1.21
Fentress	1.21	Monroe	1.21
Franklin	1.19	Montgomery	1.19
Gibson	1.17	Moore	1.21
Giles	1.19	Morgan	1.21
Grainger	1.21	Obion	1.17
Greene	1.21	Overton	1.21
Grundy	1.21	Perry	1.19
Hamblen	1.21	Pickett	1.21
Hamilton	1.21	Polk	1.21
Hancock	1.21	Putnam	1.21
Hardeman	1.18	Rhea	1.21
Hardin	1.19	Roane	1.21
Hawkins	1.21	Robertson	1.19
Haywood	1.18	Rutherford	1.20
Henderson	1.18	Scott	1.21
Henry	1.18	Sequatchie	1.21
Hickman	1.19	Sevier	1.21
Houston	1.19	Shelby	1.17
Humphreys	1.19	Smith	1.20
Jackson	1.21	Stewart	1.19
Jefferson	1.21	Sullivan	1.21
Johnson	1.21	Sumner	1.20
Knox	1.21	Tipton	1.17
Lake	1.17	Trousdale	1.20
Lauderdale	1.17	Unicoi	1.21
Lawrence	1.19	Union	1.21
Lewis	1.19	Van Buren	1.21
Lincoln	1.19	Warren	1.21
Loudon	1.21	Washington	1.21
McMinn	1.21	Wayne	1.19
McNairy	1.19	Weakley	1.17
Macon	1.20	White	1.21
Madison	1.18	Williamson	1.20
Marion	1.20	Wilson	1.20
Marshall	1.21		

TEXAS

All counties	\$1.19
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UTAH

All counties	\$1.26
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VERMONT

All counties	\$1.28
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VIRGINIA

All counties	\$1.23
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WASHINGTON

All counties	\$1.21
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WEST VIRGINIA

All counties	\$1.23
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WISCONSIN

County	Rate per bushel	County	Rate per bushel
Adams	\$1.12	La Crosse	\$1.10
Ashland	1.12	Lafayette	1.12
Barron	1.10	Langlade	1.14
Bayfield	1.11	Lincoln	1.13
Brown	1.14	Manitowoc	1.15
Buffalo	1.10	Marathon	1.13
Burnett	1.10	Marquette	1.14
Calumet	1.14	Marquette	1.13
Chippewa	1.11	Milwaukee	1.14
Clark	1.12	Monroe	1.11
Columbia	1.13	Oconto	1.14
Crawford	1.10	Oneida	1.14
Dane	1.13	Outagamie	1.13
Dodge	1.13	Ozaukee	1.14
Door	1.15	Pepin	1.10
Douglas	1.10	Pierce	1.10
Dunn	1.10	Polk	1.10
Eau Claire	1.11	Portage	1.13
Florence	1.14	Price	1.12
Fond du Lac	1.13	Racine	1.14
Forest	1.14	Richland	1.11
Grant	1.10	Rock	1.13
Green	1.12	Rusk	1.11
Green Lake	1.13	St. Croix	1.10
Iowa	1.12	Sauk	1.12
Iron	1.13	Sawyer	1.11
Jackson	1.11	Shawano	1.14
Jefferson	1.13	Sheboygan	1.14
Juneau	1.12	Taylor	1.12
Kenosha	1.14	Trempealeau	1.10
Kewaunee	1.15		

WISCONSIN—Continued

County	Rate per bushel	County	Rate per bushel
Vernon	\$1.10	Waukesha	\$1.13
Vilas	1.14	Waupaca	1.14
Walworth	1.13	Waushara	1.13
Washburn	1.10	Winnebago	1.14
Washington	1.13	Wood	1.12

WYOMING

All counties	\$1.14
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(b) *Premiums and discounts.*—(1) *Farm storage.* In the case of corn grading No. 3 or better or No. 4 on the factor of test weight only, but otherwise grading No. 3 or better, delivered from farm storage under purchase agreements and in the case of farm-storage loans on corn of such grade, the applicable premium and discounts shown in the "Schedule of Premiums and Discounts," in this paragraph, except for such corn under loan grading "mixed" shall be applied to the basic rate at the time of settlement. In the case of such corn, grading "mixed" placed under a farm-storage loan, the discount shall be applied to the basic rate at the time the loan is completed.

(2) *Warehouse storage.* In the case of warehouse-storage loans the applicable premiums and discounts for corn grading No. 3 or better or No. 4 on the factor of test weight only, but otherwise grading No. 3 or better shown in the "Schedule of Premiums and Discounts" in this paragraph shall be applied to the basic support rate at the time the loan is completed. In the case of corn of such grade represented by warehouse receipts tendered to CCC under a purchase agreement, the applicable premiums and discounts shall be applied to the basic support rate at the time of settlement. The discounts for weevily and for moisture content are not applicable to corn in approved warehouse storage since such corn which grades weevily or contains in excess of 13.5 percent moisture is not eligible for price support.

(3) *Schedule of premiums and discounts.*

Premiums:	Cents per bushel
Grade No. 2 or better	1
Cracked Corn and Foreign Material (percent) 2.0 or less	1
Moisture Content (percent) 13.5 or less	1
Discounts:	
Moisture Content (percent):	
13.6 to 14.0	0
14.1 to 15.5	1
15.6 to 16.0	2
16.1 to 16.5	3
16.6 to 17.0	4
17.1 to 17.5	5
Weevily	2
Mixed	2

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 101, 105, 401, 63 Stat. 1051, 1054, as amended. 15 U.S.C. 714c, 7 U.S.C. 1441, 1421)

Issued this 15th day of October 1959.

WALTER C. BERGER,
Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 59-8861; Filed, Oct. 21, 1959; 8:45 a.m.]

Title 7—AGRICULTURE

Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 28—COTTON CLASSING, TESTING, AND STANDARDS

Subpart E—Cotton Fiber and Processing Tests

REVISIONS IN SCHEDULE OF TESTS AND FEES

On September 29, 1959, a notice of proposed rule making was published in the FEDERAL REGISTER (24 F.R. 7835) pertaining to a proposed amendment of § 28.956 (7 CFR 28.956) of the regulations governing cotton fiber and processing tests.

After consideration of all relevant data, views, and arguments presented pursuant to the notice, § 28.956 is amended as follows, pursuant to section 3c of the Cotton Statistics and Estimates Act (sec. 3c, 50 Stat. 62; 7 U.S.C. 473c):

1. Under item number 1, the fees of \$9.00, \$14.00, and \$19.00 are changed to \$10.00, \$15.00, and \$20.00, respectively.

2. Item number 2 is amended to read as follows:

2. Fiber length array of cotton samples (reporting the average percentage of fibers by weight in each $\frac{1}{8}$ -inch group, the average length, and the average length variability as based on 3 specimens from a blended sample):

a. Ginned cotton lint, per sample----	\$12.50
b. Cotton comb nolls, per sample----	17.50
c. Other cotton wastes, per sample----	22.50

3. Under item number 2.1, the words "3 specimens" are changed to "2 specimens" and the fees of \$12.50, \$17.50, and \$22.50 are changed to \$9.00, \$14.00, and \$19.00 respectively.

4. Item number 4 is deleted in its entirety.

5. Item number 6 is amended to read as follows:

6. Fiber maturity and fineness of ginned cotton lint by the Caustic method (reporting the average maturity, fineness, and Micronaire reading as based on 2 specimens from a blended sample):

Per sample-----	\$2.00
Minimum fee-----	6.00

6. Item number 6.3 is deleted in its entirety.

7. Item number 10.1 is deleted in its entirety.

8. Under item number 21, the words "item number 11" are changed to "item numbers 11 and 12".

9. Item number 27.1 is amended to read as follows:

27.1. Furnishing a certified relisting of test results (includes samples or sub-samples selected from any previous tests):

Per sheet-----	\$2.50
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10. Item number 29 is amended to read as follows:

29. Combination fiber test including test item numbers 3, 5, and 6:

Per sample-----	\$4.00
Minimum fee-----	8.00
a. When tested in connection with spinning test item numbers 11, 12, 13, 14, and 15, per sample-----	3.00
Minimum fee-----	6.00

11. Under item number 31, the fees of "\$6.00" and "\$90.00" are changed to "\$4.00" and "\$40.00", respectively.

12. Under item number 32, the fees of "\$10.00" and "\$150.00" are changed to "\$6.00" and "\$60.00", respectively.

13. Under item number 33, the fees of "\$6.00" and "\$90.00" are changed to "\$4.00" and "\$40.00", respectively.

(Sec. 3c, 50 Stat. 62; 7 U.S.C. 473c. Interpret or apply sec. 3d, 55 Stat. 131; 7 U.S.C. 473d)

Effective date. This amendment shall become effective 30 days after the date of its publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 19th day of October 1959.

ROY W. LENNARTSON,
Deputy Administrator,
Agricultural Marketing Service.

[F.R. Doc. 59-8910; Filed, Oct. 21, 1959; 8:48 a.m.]

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

[1015.303 Amdt. 2]

PART 1015—CUCUMBERS GROWN IN FLORIDA

Limitation of Shipments

Findings. (a) Pursuant to Marketing Agreement No. 118 and Order No. 115 (7 CFR Part 1015) regulating the handling of cucumbers grown in Florida effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Florida Cucumber Committee, established pursuant to said Marketing Agreement and Order, and upon other available information, it is hereby found that the amendment to the limitation of shipments, as hereinafter provided, will tend to effectuate the declared policy of the act.

(b) It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice and engage in public rule making procedure, and that good cause exists for not postponing the effective date of this amendment for 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that (1) the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, (2) more orderly marketing in the public interest, than would otherwise prevail will be promoted by regulating the shipments of cucumbers in the manner set forth below, on

and after the effective date of this amendment, (3) compliance with this amendment will not require any special preparation on the part of handlers which cannot be completed by the effective date, (4) reasonable time is permitted, under the circumstances, for such preparation, and (5) information regarding the committee's recommendations has been made available to producers and handlers in the production area.

Order. In § 1015.303 (24 F.R. 7863, 8089) delete paragraph (b) and substitute in lieu thereof a new paragraph (b) as set forth below.

§ 1015.303 Limitation of shipments.

(b) **Size requirements.** The size requirements for purposes of this section shall be the same as those specified in the United States Standards for Cucumbers (§§ 51.2220 to 51.2239 of this title) for each of the above grades, except that during the period October 23, 1959, through November 15, 1959, all cucumbers shall be limited to 2½ inches maximum diameter.

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

Dated: October 19, 1959, to become effective October 23, 1959.

S. R. SMITH,
Director, Fruit and Vegetable
Division, Agricultural Mar-
keting Service.

[F.R. Doc. 59-8930; Filed, Oct. 21, 1959; 8:50 a.m.]

Chapter XI—Agricultural Conservation Program Service, Department of Agriculture

PART 1101—NATIONAL AGRICULTURAL CONSERVATION

Subpart—1959

APPEALS

Pursuant to the authority vested in the Secretary of Agriculture under sections 7 to 17 of the Soil Conservation and Domestic Allotment Act, as amended, the 1959 National Agricultural Conservation Program, approved July 3, 1958 (23 F.R. 5247), as amended July 7, 1958 (23 F.R. 5341), and September 10, 1958 (23 F.R. 7104), is further amended as follows:

The present wording of § 1101.1034 is designated as paragraph (a) and a paragraph (b) is added as follows:

(b) Appeals considered under this section shall be decided in accordance with the provisions of this subpart and of the applicable State and county programs on the basis of the facts of the individual case: *Provided*, That the Secretary, upon the recommendation of the Administrator, ACPS, and the State and county committees, may allow cost-shares for performance not meeting all program requirements, where not prohibited by statute, if in his judgment such action is needed to permit a proper disposition of the appeal. Such action may be taken only where the farmer or

rancher, in reasonable reliance on any instruction or commitment of any member, employee, or representative of a State or county committee, in good faith performed an eligible conservation practice and such performance reasonably accomplished the conservation purpose of the practice. The amount of the cost-share in such cases shall be computed on the actual performance and shall not exceed the amount to which the farmer or rancher would have been entitled if the performance rendered had met all requirements for the practice.

(Sec. 4, 49 Stat. 164; 16 U.S.C. 590d. Interprets or applies secs. 7-17, 49 Stat. 1148, as amended; 16 U.S.C. 590g-590q)

Done at Washington, D.C., this 16th day of October 1959.

E. L. PETERSON,
Assistant Secretary.

[F.R. Doc. 59-8925; Filed, Oct. 21, 1959; 8:50 a.m.]

PART 1102—AGRICULTURAL CONSERVATION; PUERTO RICO

Subpart—1959

APPEALS

Pursuant to the authority vested in the Secretary of Agriculture under sections 7-17 of the Soil Conservation and Domestic Allotment Act, as amended, the 1959 Agricultural Conservation Program for Puerto Rico, approved October 23, 1958 (23 F.R. 8273), is amended as follows:

The present wording of § 1102.922 is designated as paragraph (a) and a paragraph (b) is added as follows:

(b) Appeals considered under this section shall be decided in accordance with the provisions of this subpart on the basis of the facts of the individual case: *Provided*, That the Secretary, upon the recommendation of the Administrator, ACPS, and the ASC State Office, may allow cost-shares for performance not meeting all program requirements, where not prohibited by statute, if in his judgment such action is needed to permit a proper disposition of the appeal. Such action may be taken only where the farmer, in reasonable reliance on any instruction or commitment of any member, employee, or representative of the ASC State Office, in good faith performed an eligible conservation practice and such performance reasonably accomplished the conservation purpose of the practice. The amount of the cost-share in such cases shall be computed on the actual performance and shall not exceed the amount to which the farmer would have been entitled if the performance rendered had met all requirements for the practice.

(Sec. 4, 49 Stat. 164; 16 U.S.C. 590d. Interprets or applies secs. 7-17, 49 Stat. 1148, as amended; 16 U.S.C. 590g-590q)

Done at Washington, D.C., this 16th day of October 1959.

E. L. PETERSON,
Assistant Secretary.

[F.R. Doc. 59-8928; Filed, Oct. 21, 1959; 8:50 a.m.]

PART 1103—AGRICULTURAL CONSERVATION; VIRGIN ISLANDS

Subpart—1959

APPEALS

Pursuant to the authority vested in the Secretary of Agriculture under sections 7-17 of the Soil Conservation and Domestic Allotment Act, as amended, the 1959 Agricultural Conservation Program for the Virgin Islands, approved November 3, 1958 (23 F.R. 8657), is amended as follows:

The present wording of § 1103.821 is designated as paragraph (a) and a paragraph (b) is added as follows:

(b) Appeals considered under this section shall be decided in accordance with the provisions of this subpart on the basis of the facts of the individual case: *Provided*, That the Secretary, upon the recommendation of the Administrator, ACPS, and the ASC State Office, may allow cost-shares for performance not meeting all program requirements, where not prohibited by statute, if in his judgment such action is needed to permit a proper disposition of the appeal. Such action may be taken only where the farmer, in reasonable reliance on any instruction or commitment of any member, employee, or representative of the ASC State Office, in good faith performed an eligible conservation practice and such performance reasonably accomplished the conservation purpose of the practice. The amount of the cost-share in such cases shall be computed on the actual performance and shall not exceed the amount to which the farmer would have been entitled if the performance rendered had met all requirements for the practice.

(Sec. 4, 49 Stat. 164; 16 U.S.C. 590d. Interprets or applies secs. 7-17, 49 Stat. 1148, as amended; 16 U.S.C. 590g-590q)

Done at Washington, D.C., this 16th day of October 1959.

E. L. PETERSON,
Assistant Secretary.

[F.R. Doc. 59-8929; Filed, Oct. 21, 1959; 8:50 a.m.]

PART 1105—AGRICULTURAL CONSERVATION; HAWAII

Subpart—1959

APPEALS

Pursuant to the authority vested in the Secretary of Agriculture under sections 7-17 of the Soil Conservation and Domestic Allotment Act, as amended, the 1959 Agricultural Conservation Program for Hawaii, approved September 3, 1958 (23 F.R. 6860), as amended October 5, 1959 (24 F.R. 8170), is further amended as follows:

The present wording of § 1105.833 is designated as paragraph (a) and a paragraph (b) is added as follows:

(b) Appeals considered under this section shall be decided in accordance with the provisions of this subpart on the basis of the facts of the individual case: *Provided*, That the Secretary, upon the

recommendation of the Administrator, ACPS, and the State Office, may allow cost-shares for performance not meeting all program requirements, where not prohibited by statute, if in his judgment such action is needed to permit a proper disposition of the appeal. Such action may be taken only where the farmer or rancher, in reasonable reliance on any instruction or commitment of any member, employee, or representative of the State Office, in good faith performed an eligible conservation practice and such performance reasonably accomplished the conservation purpose of the practice. The amount of the cost-share in such cases shall be computed on the actual performance and shall not exceed the amount to which the farmer or rancher would have been entitled if the performance rendered had met all requirements for the practice.

(Sec. 4, 49 Stat. 164; 16 U.S.C. 590d. Interprets or applies secs. 7-17, 49 Stat. 1148, as amended; 16 U.S.C. 590g-590q)

Done at Washington, D.C., this 16th day of October 1959.

E. L. PETERSON,
Assistant Secretary.

[F.R. Doc. 59-8927; Filed, Oct. 21, 1959; 8:50 a.m.]

PART 1105—AGRICULTURAL CONSERVATION; HAWAII

Subpart—1960

INCREASE IN SMALL FEDERAL COST-SHARES; APPEALS

Pursuant to the authority vested in the Secretary of Agriculture under sections 7-17 of the Soil Conservation and Domestic Allotment Act, as amended, the 1960 Agricultural Conservation Program for Hawaii, approved September 16, 1959 (24 F.R. 7571), is amended as follows:

1. The item "\$60 to \$60.99—\$14.00" in the schedule in paragraph (c) is corrected to read "\$60 to \$185.99—\$14.00."
2. The present wording of § 1105.933 is designated as paragraph (a) and a paragraph (b) is added as follows:

(b) Appeals considered under this section shall be decided in accordance with the provisions of this subpart on the basis of the facts of the individual case: *Provided*, That the Secretary, upon the recommendation of the Administrator, ACPS, and the State Office, may allow cost-shares for performance not meeting all program requirements, where not prohibited by statute, if in his judgment such action is needed to permit a proper disposition of the appeal. Such action may be taken only where the farmer or rancher, in reasonable reliance on any instruction or commitment of any member, employee, or representative of the State Office, in good faith performed an eligible conservation practice and such performance reasonably accomplished the conservation purpose of the practice. The amount of the cost-share in such cases shall be computed on the actual performance and shall not exceed the amount to which the farmer or rancher would have been entitled if the perform-

ance rendered had met all requirements for the practice.

(Sec. 4, 49 Stat. 164; 16 U.S.C. 590d. Interprets or applies secs. 7-17, 49 Stat. 1148, as amended; 16 U.S.C. 590g-590q)

Done at Washington, D.C., this 16th day of October 1959.

E. L. PETERSON,
Assistant Secretary.

[F.R. Doc. 59-8926; Filed, Oct. 21, 1959;
8:50 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

PART 77—TUBERCULOSIS IN CATTLE

Restrictions on Interstate Movement of Cattle Because of Tuberculosis

On June 30, 1959, there was published in the FEDERAL REGISTER (24 F.R. 5311) a notice with respect to a proposal to amend § 77.3 of, and to add a new § 77.3a to, the regulations restricting the interstate movement of cattle because of tuberculosis (9 CFR Part 77). After due consideration of all relevant material, and pursuant to the provisions of sections 1 and 2 of the Act of February 2, 1903, as amended, and sections 4 and 5 of the Act of May 29, 1884, as amended (21 U.S.C. 111-113, 120, 121), Part 77 of Subchapter C, Chapter I, Title 9, Code of Federal Regulations, is hereby amended in the following respects:

1. Section 77.3 is amended to read:

§ 77.3 What constitutes a modified accredited area.

A modified accredited area is a State or portion thereof, as listed in § 77.3a by the Director of the Animal Disease Eradication Division, ARS, in which said Director has determined that the percentage of cattle affected with tuberculosis does not exceed one-half of one percent and which he has determined maintains the status of a modified accredited area in accordance with provisions of the Uniform Methods and Rules for the Establishment and Maintenance of Tuberculosis-Free Accredited Herds of Cattle and Modified Accredited Areas, which are approved by said Animal Disease Eradication Division: *Provided*, That until July 1, 1960, any State or portion thereof which has qualified under such Methods and Rules as a modified accredited area shall not be deemed for purposes of this part to lose such status by failure to obtain reaccreditation when due under such Methods and Rules, if officials of such State or portion thereof are taking action satisfactory to the Director of said Division to achieve such reaccreditation: *And provided further*, That on and after July 1, 1960, any State or portion thereof which has not qualified for reaccreditation when due, shall lose its modified accredited area status

unless officials of such State or portion thereof have taken and are continuing to take action satisfactory to the Director of said Division to achieve such reaccreditation, in which case such additional time not to exceed one year from the date reaccreditation was due, as the Director deems necessary, will be allowed for such area to obtain reaccreditation and during such time the area will retain its status as a modified accredited area if it otherwise qualifies for it under this section. Copies of such Uniform Methods and Rules may be obtained from the Animal Disease Eradication Division, Agricultural Research Service, United States Department of Agriculture, Washington, D.C., or from the Federal inspectors or State inspectors performing functions under the provisions of this part.

2. Upon the basis of determinations by the Director of the Animal Disease Eradication Division in accordance with § 77.3, a new § 77.3a is added to read:

§ 77.3a Modified accredited areas.

The following areas are hereby designated as modified accredited areas: All counties and parishes in the United States.

(Secs. 4, 5, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, 41 Stat. 699; 21 U.S.C. 111-113, 116, 120, 121. Interpret or apply secs. 6, 7, 23 Stat. 32, as amended; 21 U.S.C. 115, 117, 19 F.R. 74, as amended)

Effective date. This amendment shall become effective upon publication in the FEDERAL REGISTER.

Current information as to the areas which presently are overdue for reaccreditation under the Uniform Methods and Rules may be obtained from the Animal Disease Eradication Division office in Washington, D.C., or from a Federal or State inspector.

The amendment imposes certain restrictions necessary to prevent the spread of tuberculosis in cattle. Additional language has been added to the amendment as proposed in the notice of rule making of June 30, 1959, which lessens the restrictions of the amendment as proposed. It is believed that this change will not be objectionable to affected persons and it does not appear that further public rule making procedure on the amendment would make additional information available to the Department. It should be made effective promptly in order to accomplish its purpose in the public interest. Therefore, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003), it is found upon good cause with respect to this additional language that notice and other public procedure are impracticable and unnecessary, and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 19th day of October 1959.

M. R. CLARKSON,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 59-8931; Filed, Oct. 21, 1959;
8:51 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket 59-WA-271; Amdt. 64]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

[Amdt. 72]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Federal Airways and Associated Control Areas

The purpose of these amendments to §§ 600.6049, 600.6257, 600.6269, 600.6291, 600.6423, 601.6049, 601.6257, 601.6269, 601.6291, and 601.6423 of the regulations of the Administrator is to redesignate VOR Federal airway No. 257 and its associated control areas so that it will extend from Phoenix, Ariz., to Great Falls, Mont.

Victor 257 presently extends from Drake, Ariz., to Delta, Utah. The Federal Aviation Agency is extending Victor 257 from Drake to Phoenix and from Delta to Great Falls and renumbering the entire route as a single numbered airway so as to provide for simplified flight planning and the granting of IFR clearances and also to avoid the Salt Lake City and Ogden, Utah, complexes.

These amendments involve the revocation of the following airways and segments: VOR Federal airway No. 291 segment between Prescott, Ariz., and Drake; VOR Federal airway No. 423, which extends between Delta, Utah, and Malad, Utah; VOR Federal airway No. 269 segment between Pocatello, Idaho, and Dubois, Idaho; and VOR Federal airway No. 49, which extends between Dillon, Mont., and Great Falls. In addition, the segments of the redesignated Victor 257 between Phoenix-Prescott, Malad-Pocatello, and Dubois-Dillon will retain their present numbering as VOR Federal airways Nos. 105 and 21, respectively, but will be dually numbered 257. Victor 257 will then extend from Phoenix to Great Falls via the Prescott, VORTAC, Bryce Canyon, Utah, VOR, Delta VOR, Malad City VOR, Pocatello VOR, Dubois VOR, Dillon VORTAC, and Butte, Mont., VOR. No new assignment of airspace is being made.

Since these amendments impose no additional burden on the public, compliance with the Notice, and public procedures provisions of section 4 of the Administrative Procedure Act is unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, these amendments 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 (24 F.R. 4530) §§ 600.6049, 600.6257, 600.6269, 600.6291, 600.6423 (14 CFR, 1958 Supp., 600.6049; 600.6257; 600.6269; 600.6291, 24 F.R. 2230; 600.6423); and §§ 601.6049, 601.6257, 601.6269, 601.6291, 601.6423 (14 CFR, 1958 Supp., 601.6049; 601.6257; 601.6269; 601.6291; 601.6423) are amended as follows:

§ 600.6049 [Revocation]

1. Section 600.6049 VOR Federal airway No. 49 (Dillon, Mont., to Great Falls, Mont.), is revoked.

2. Section 600.6257 is amended to read:

§ 600.6257 VOR Federal airway No. 257 (Phoenix, Ariz., to Great Falls, Mont.).

From the Phoenix, Ariz., VOR via the Prescott, Ariz., VORTAC; Drake, Ariz., VOR; Bryce Canyon, Utah, VOR; Delta, Utah, VOR, including a west alternate via the Milford, Utah, VORTAC; INT of the Delta VOR 004° and the Malad City VOR 179° radials; Malad City, Idaho, VOR; Pocatello, Idaho, VOR; Dubois, Idaho, VOR; Dillon, Mont., VORTAC; Butte, Mont., VOR; INT of the Butte VOR 002° and the Helena, Mont., VOR 272° radials; INT of the Helena, Mont., VOR 272° and the Great Falls VOR 222° radials; to the Great Falls, Mont., VOR. The portions of this airway which lie within the geographic limits of, and between the designated altitudes of, the Tooele Restricted Area (R-399) and the Desert Restricted Area (R-514) are excluded during the designated times of use of these restricted areas.

§ 600.6269 [Amendment]

3. Section 600.6269 VOR Federal airway No. 269 (Wells, Nev., to Dubois, Idaho).

(a) In the caption delete "(Wells, Nev., to Dubois, Idaho)." and substitute therefor "(Wells, Nev., to Pocatello, Idaho)."

(b) In the text delete "Pocatello, Idaho, omnirange station; to the Dubois, Idaho, omnirange station." and substitute therefor "to the Pocatello, Idaho, VOR."

§ 600.6291 [Amendment]

4. Section 600.6291 VOR Federal airway No. 291 (Prescott, Ariz., to Tuba City, Ariz.).

(a) In the caption delete "(Prescott, Ariz., to Tuba City, Ariz.)." and substitute therefor "(Drake, Ariz., to Tuba City, Ariz.)."

(b) In the text delete "From the Prescott, Ariz., VOR via the Drake, Ariz., VOR; INT of the Drake VOR 017°" and substitute therefor "From the Drake, Ariz., VOR via the INT of the Drake VOR 017°."

§ 600.6423 [Revocation]

5. Section 600.6423 VOR Federal airway No. 423 (Delta, Utah, to Malad City, Idaho), is revoked.

No. 207—2

§ 601.6049 [Revocation]

6. Section 601.6049 VOR Federal airway No. 49 control areas (Dillon, Mont., to Great Falls, Mont.), is revoked.

§ 601.6257 [Amendment]

7. In the caption of § 601.6257 VOR Federal airway No. 257 control areas (Drake, Ariz., to Delta, Utah), delete "(Drake, Ariz., to Delta, Utah)." and substitute therefor "(Phoenix, Ariz., to Great Falls, Mont.)."

§ 601.6269 [Amendment]

8. In the caption of § 601.6269 VOR Federal airway No. 269 control areas (Wells, Nev., to Dubois, Idaho), delete "(Wells, Nev., to Dubois, Idaho)." and substitute therefor "(Wells, Nev., to Pocatello, Idaho)."

§ 601.6291 [Amendment]

9. In the caption of § 601.6291 VOR Federal airway No. 291 control areas (Prescott, Ariz., to Tuba City, Ariz.), delete "(Prescott, Ariz., to Tuba City, Ariz.)." and substitute therefor "(Drake, Ariz., to Tuba City, Ariz.)."

§ 601.6423 [Revocation]

10. Section 601.6423 VOR Federal airway No. 423 control areas (Delta, Utah, to Malad City, Idaho) is revoked.

These amendments shall become effective 0001 e.s.t., December 17, 1959.

(Secs. 307(a) and 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on October 15, 1959.

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

[F.R. Doc. 59-8886; Filed, Oct. 21, 1959; 8:46 a.m.]

[Airspace Docket 59-FW-30; Amdt. 66]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Control Zone

The purpose of this amendment to Part 601 of the regulations of the Administrator is to modify the Sumter, S.C., control zone by revoking the control zone extension from the Shaw AFB to the Shaw AFB radio beacon.

The Department of the Air Force has advised the Federal Aviation Agency that it desires to decommission the nondirectional radio beacon at Shaw AFB, Sumter, S.C., as there is no longer an operational requirement for the continuation of this facility. Therefore, the retention of a control zone extension from the Shaw AFB to the Shaw AFB radio beacon is no longer justified as an assignment of airspace and the revocation thereof is in the public interest. However, the 5-mile radius control zone will

be retained for protection of aircraft making instrument approaches on the Shaw AFB TACAN, VOR, ILS and LF radio range facilities.

Since this amendment reduces 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.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) §§ 601.1984 and 601.2212 (14 CFR, 1958 Supp., 601.1984, 601.2212, 23 F.R. 10341) are amended as follows:

1. In § 601.1984 Five mile radius zones, add, "Sumter, S.C.; Shaw AFB."

2. Section 601.2212 Sumter, S.C., control zone, is revoked.

This amendment shall become effective 0001 e.s.t. December 17, 1959.

(Secs. 307(a) and 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on October 15, 1959.

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

[F.R. Doc. 59-8884; Filed, Oct. 21, 1959; 8:45 a.m.]

[Airspace Docket 59-WA-48; Amdt. 87]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Control Zone

The purpose of this amendment to § 601.2039 of the regulations of the Administrator is to modify the Tulsa, Okla., control zone by revoking the extensions based on the Skiatook, Okla., and Red Fork, Okla., fan markers, and redesignating the extensions currently based on the Verdigris River fan marker, the Owasso, Okla., radio beacon, and the Tulsa, Okla., VOR.

The Tulsa, Okla., control zone presently includes the airspace within a five mile radius of the Tulsa airport with extensions to the north, northeast, east, southwest and northwest. In the near future, the Federal Aviation Agency will decommission the Red Fork, Skiatook and Verdigris River fan markers, which are associated with the Tulsa radio range, as these facilities and the instrument approaches based on them, are no longer required for the control of air traffic in the Tulsa terminal area. The modification of the Tulsa control zone by revoking the extensions to the northwest and the southwest, and redesignating the other extensions, will reduce the size of this control zone by approximately 50 square miles.

This action has been coordinated with the Army, the Navy, the Air Force, and interested civil aviation organizations. Accordingly, compliance with the Notice,

and public procedures provisions of section 4 of the Administrative Procedure Act have, in effect, been complied with. 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 (24 F.R. 4530) § 601.2039 (14 CFR, 1958 Supp., 601.2039) is amended to read:

§ 601.2039 Tulsa, Okla., control zone.

Within a 5-mile radius of the Tulsa Municipal Airport; within two miles either side of the NE course of the Tulsa RR extending to a point 12 miles NE of the RR; within two miles either side of the N course of the Tulsa ILS localizer extending to a point 12 miles N of the Owasso, Okla., RBN; and within two miles either side of the 088° and 268° radials of the Tulsa VORTAC extending to a point 12 miles E of the VORTAC.

This amendment shall become effective 0001 e.s.t. December 17, 1959.

(Secs. 307(a) and 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on October 15, 1959.

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

[F.R. Doc. 59-8885; Filed, Oct. 21, 1959; 8:46 a.m.]

[Airspace Docket 59-WA-303; Amdt. 69]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Control Area Extension and Control Zone

The purpose of these amendments to §§ 601.2171 and 601.1014 of the regulations of the Administrator is to modify the Winston-Salem, N.C., control zone and the Greenville, S.C. (Greenville-Charlotte-Greensboro area), control area extension.

The present description of the Winston-Salem, N.C., control zone is based on the Winston-Salem radio range. The Greenville, S.C. (Greenville-Charlotte-Greensboro area), control area extension is also based on the Winston-Salem, N.C., radio range as well as the Greenville, S.C., radio range. These radio ranges will be decommissioned in the near future because the Federal Aviation Agency no longer requires the use of these navigational aids for air traffic control purposes. Therefore, §§ 601.2171 and 601.1014, which relate to control zones

and control area extensions, respectively, will be modified by deleting all reference to the Winston-Salem and Greenville radio ranges in the redescription. Such action will result in modifying the Winston-Salem control zone description by reference to the Winston-Salem ILS localizer and redescription of the Greenville control area extension by reference to geographical coordinates and VOR Federal airways. The airspace encompassed by these modifications is essentially the same as that presently designated.

This action has been coordinated with the Army, the Navy, and the Air Force, and interested aviation organizations. Accordingly, compliance with the Notice, and public procedures provisions of section 4 of the Administrative Procedure Act have, in effect, been complied with. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, these amendments 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 (24 F.R. 4530) § 601.2171 (14 CFR, 1958 Supp., 601.2171), and § 601.1014 (14 CFR, 1958 Supp., § 601.1014, 24 F.R. 3228) are amended to read:

§ 601.2171 Winston-Salem, N.C., control zone.

Within a 5-mile radius of Smith-Reynolds Airport and within 2 miles either side of the SE course of the Winston-Salem ILS localizer extending 12 miles SE of the ILS, OM.

§ 601.1014 Control area extension (Greenville, S.C.) (Greenville-Charlotte-Greensboro area).

All that airspace beginning at latitude 35°49'30", longitude 79°30'00", thence SW to latitude 34°49'30", longitude 80°10'00", thence clockwise along the arc of a 50-mile radius circle centered at latitude 35°10'30", longitude 80°56'00", to latitude 34°27'15", longitude 80°52'30", thence W to latitude 34°22'30", longitude 82°20'00", thence clockwise along the arc of a 30-mile radius circle centered at latitude 34°48'45", longitude 82°20'30", to the S boundary of VOR Federal airway No. 222, thence NE along the S boundary of VOR Federal airways No. 222 and No. 266 to the arc of a 35-mile radius circle centered at latitude 36°06'00", longitude 80°01'30", thence clockwise along the arc of this circle to the point of beginning.

These amendments shall become effective 0001 e.s.t., December 17, 1959.

(Secs. 307(a) and 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on October 15, 1959.

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

[F.R. Doc. 59-8887; Filed, Oct. 21, 1959; 8:46 a.m.]

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

PART 317—TAX IMPOSED BY THE ACT APPROVED MARCH 1, 1893, AS AMENDED, WITH RESPECT TO CERTAIN HYDRAULIC MINING

Superseding of Part

CROSS REFERENCE: For superseding of this part, see Title 26 (1954), Chapter I, Part 50, § 50.2(b), *infra*.

Title 26—INTERNAL REVENUE, 1954

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER D—MISCELLANEOUS EXCISE TAXES [T. D. 6419]

PART 50—REGULATIONS RELATING TO THE TAX IMPOSED WITH RESPECT TO CERTAIN HYDRAULIC MINING

The regulations set forth below are hereby prescribed under the Act approved March 1, 1893, as amended, which imposes a tax on certain hydraulic mining in the State of California. These regulations are applicable to taxable years beginning after August 31, 1959.

- Sec.
50.1 Introduction.
50.2 Scope of regulations.
50.3 General definitions and use of terms.
50.4 Rates of tax.
50.5 Liability for the tax.
50.6 Ascertainment of quantity mined.
50.7 Returns.
50.8 Due date and place for filing returns and paying tax.

AUTHORITY: §§ 50.1 to 50.8, incl., issued under sec. 23 of the Act of March 1, 1893, as amended (27 Stat. 510, 33 U.S.C. 683).

§ 50.1 Introduction.

The Act entitled "An Act to create the California Debris Commission and regulate hydraulic mining in the State of California", approved March 1, 1893, as amended, 27 Stat. 507; 34 Stat. 1001; 48 Stat. 1118; 52 Stat. 1040; 61 Stat. 501; 33 U.S.C. 661-687, provides in part as follows:

That a commission is hereby created, to be known as the California Debris Commission, consisting of three members. . . .

SEC. 3. That the jurisdiction of said commission, insofar as the same affects mining carried on by the hydraulic process, shall extend to all such mining in the territory drained by the Sacramento and San Joaquin river systems in the State of California. . . .

SEC. 8. That for the purposes of this act "hydraulic mining" and "mining by the hydraulic process," are hereby declared to have the meaning and application given to said terms in said State.

SEC. 9. That the individual proprietor or proprietors, or in the case of a corporation its manager or agent appointed for that purpose, owning mining ground in the territory in the State of California mentioned in section three hereof, which it is desired to work by the hydraulic process, must file with said commission a verified petition, setting forth such facts as will comply with law and the rules prescribed by said commission.

SEC. 13. That in case a majority of the members of said Commission, within thirty days after the time so fixed, concur in the decision in favor of the petitioner or petitioners, the said Commission shall thereupon make an order directing the methods and specifying in detail the manner in which operations shall proceed in such mine or mines; * * *

SEC. 23. Upon the construction by the said commission of dams or other works for the detention of debris from hydraulic mines and the issuing of the order provided for by this Act to any individual, company, or corporation to work any mine or mines by hydraulic process, the individual, company, or corporation operating thereunder working any mine or mines by hydraulic process, the debris from which flows into or is in whole or in part restrained by such dams or other works erected by said commission, shall pay for each cubic yard mined from the natural bank a tax equal to the total capital cost of the dam, reservoir, and rights of way divided by the total capacity of the reservoir for the restraint of debris, as determined in each case by the California Debris Commission, which tax shall be paid annually on a date fixed by said commission and in accordance with regulations to be adopted by the Secretary of the Treasury, and the Treasurer of the United States is hereby authorized to receive the same. * * * The Secretary of the Army is authorized to enter into contracts to supply storage for water and use of outlet facilities from debris storage reservoirs, for domestic and irrigation purposes and power development upon such conditions of delivery, use, and payment as he may approve: *Provided*, That the moneys received from such contracts shall be deposited to the credit of the reservoir project from which the water is supplied, and the total capital cost of said reservoir, which is to be repaid by tax on mining operations as herein provided, shall be reduced in the amount so received.

§ 50.2 Scope of regulations.

(a) *In general.* The regulations in this part relate to the tax imposed with respect to hydraulic mining, the debris from which flows into or is in whole or in part restrained by dams or other works erected for the detention of debris by the California Debris Commission in the area drained by the Sacramento and San Joaquin river systems in the State of California. The regulations have application to taxable years beginning after August 31, 1959. For definition of the term "taxable year", see § 50.3(g).

(b) *Extent to which the regulations in this part supersede prior regulations.* The regulations in this part, with respect to the subject matter within the scope thereof, supersede Treasury Decision 4952 (26 CFR (1939) Part 317).

§ 50.3 General definitions and use of terms.

As used in the regulations in this part: (a) The term "Act" means "An Act to create the California Debris Commission and regulate hydraulic mining in the State of California" approved March 1, 1893, as amended, 27 Stat. 507; 34 Stat.

1001; 48 Stat. 1118; 52 Stat. 1040; 61 Stat. 501; 33 U.S.C. 661-687.

(b) The term "person" means an individual, a trust, estate, partnership, company or corporation.

(c) The term "Secretary" means the Secretary of the Treasury.

(d) The term "Commissioner" means the Commissioner of Internal Revenue.

(e) The term "district director" means the district director of internal revenue.

(f) The terms "hydraulic mining" and "mining by the hydraulic process" shall have the meaning and application given said terms in the State of California.

(g) The term "taxable year" means the twelve-month period ending on August 31 of each year for which the tax imposed by the Act is payable.

§ 50.4 Rates of tax.

(a) *Determination of rate.* Under the Act the California Debris Commission will determine and prescribe with respect to each debris dam or other works the rate of tax payable in the area served by the particular debris dam or works. The Secretary of the Army will notify the Secretary of the Treasury of the rate of tax fixed with respect to each debris dam or works as such rate becomes known.

(b) *Measure of tax.* The tax is payable annually on the basis of the number of cubic yards mined from the natural bank by the hydraulic process during the taxable year.

§ 50.5 Liability for the tax.

Liability for tax attaches to any person engaged at any time during the taxable year in hydraulic mining in the area identified in paragraph (a) of § 50.2, if the debris from such mining operations is in whole or in part restrained by any of the debris dams or works constructed by the California Debris Commission.

§ 50.6 Ascertainment of quantity mined.

Each person engaged in hydraulic mining operations within the scope of the tax shall make or cause to be made appropriate surveys of the premises on which such hydraulic mining operations are conducted for the purpose of determining the cubic yardage mined from the natural bank. Such surveys shall be made at the beginning and end of hydraulic mining operations in each taxable year by a licensed engineer or other qualified agency having prior approval of the California Debris Commission, and shall conform to requirements prescribed by the California Debris Commission.

§ 50.7 Returns.

(a) *Form of return.* Every person liable for tax for any taxable year shall prepare for such year a return on Form 1 (California Debris) in accordance with the instructions thereon and in accordance with the regulations in this part.

(b) *Content of return.* The return shall show:

(1) The identity of the particular dam or other works restraining debris from the mine;

(2) The name and location of the mine;

(3) The name and address of the person to whom the California Debris Com-

mission has issued a license to operate the mine;

(4) The number and date of the license;

(5) The name and address of the owner of the mine;

(6) The dates on which hydraulic mining operations began and ended during the taxable year for which the return is made;

(7) The number of cubic yards mined by the hydraulic process at the mine during the taxable year;

(8) The rate of tax per cubic yard determined by the California Debris Commission applicable to the particular mine; and

(9) The amount of tax due and payable (cubic yards mined multiplied by the rate of tax per cubic yard).

(c) *Supporting statement.* With each return there must be submitted a supporting statement of the person who made the surveys at the mine for the mining season covered by the return (see § 50.6), stating that such surveys were made in accordance with requirements prescribed by the California Debris Commission.

(d) *Verification of return and supporting statement.* The return and the supporting statement shall be verified by written declarations that they are made under the penalties of perjury.

§ 50.8 Due date and place for filing returns and paying tax.

The return for a taxable year shall be filed with, and the tax shall be paid to, the district director at San Francisco, California, on or before September 30 of the calendar year in which the taxable year ends. The tax is due and payable on such date without assessment by, or notice from, the district director.

Because the requirements imposed on taxpayers by this Treasury decision do not differ in any material respect from the requirements imposed on taxpayers by Treasury Decision 4952 (26 CFR (1939) Part 317), it is hereby found unnecessary to issue this Treasury decision with notice and public procedure under section 4(a) of the Administrative Procedure Act, approved June 11, 1946, or subject to the effective date limitations of section 4(c) of said Act.

[SEAL]

CHARLES I. FOX,
Acting Commissioner
of Internal Revenue.

Approved and adopted: October 16, 1959.

FRED C. SCRIBNER, JR.,
Acting Secretary of the Treasury.

[F.R. Doc. 59-8924; Filed, Oct. 21, 1959; 8:50 a.m.]

Title 35—PANAMA CANAL

Chapter I—Canal Zone Regulations PART 4—OPERATION AND NAVIGATION OF PANAMA CANAL AND ADJACENT WATERS

Meals Furnished by Vessels

Pursuant to the authority vested in the Governor of the Canal Zone by 35

CFR 4.11, as adopted by Canal Zone Order 30, January 6, 1953 (18 F.R. 280), 35 CFR 4.43b is hereby amended to read as follows:

§ 4.43b Meals to be furnished by vessel in certain cases.

Pilots, extra deck hands, and other Panama Canal personnel on duty aboard a vessel during regular meal hours or between 2200 and 0400 hours while the vessel is transiting the Canal, and pilots and extra deck hands on duty aboard a vessel during regular meal hours while the vessel is being shifted from one dock or berth to another, shall be furnished meals, and a suitable sheltered place in which to eat such meals, by the vessel without charge. If the vessel is unable to furnish such meals they may be furnished by the Panama Canal Company at the expense of the vessel.

(Sec. 5, 37 Stat. 562, as amended; 2 C.Z. Code 9, 48 U.S.C. 1318; E.O. 9746, 11 F.R. 7329, 3 CFR, 1946 Supp.)

Issued at Balboa Heights, Canal Zone, October 12, 1959.

[SEAL] JOHN D. McELHENY,
Acting Governor.

[F.R. Doc. 59-8879; Filed, Oct. 21, 1959;
8:45 a.m.]

Title 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. 108.416]

PART 41—VISAS: DOCUMENTATION OF NONIMMIGRANT ALIENS UNDER THE IMMIGRATION AND NATIONALITY ACT

Miscellaneous Amendments to Visa Regulations

Part 41, Chapter I, Title 22 of the Code of Federal Regulations, is hereby amended in the following respects:

1. Section 41.7 *Waiver of visa and/or passport requirements by joint action of consular officers and immigration officers* is amended to read as follows:

§ 41.7 Waiver of visa and/or passport requirements by joint action of consular officers and immigration officers.

The provisions of section 212(a) (26) of the Act prescribing the documentary requirements for nonimmigrants may be waived by joint action of consular officers abroad and immigration officers pursuant to the authority contained in section 212(d) (4) (A) of the Act in individual cases of aliens who satisfy the consular officer serving the port or place of embarkation, after consultation with and concurrence by the appropriate immigration officer, that their cases come within any of the following situations which are hereby declared to be emergencies within the meaning of section 212(d) (4) (A) of the Act:

(a) An alien having his residence in foreign contiguous territory who does not qualify for the benefits of any waiver provided in § 41.6, and who is a member of a visiting group or excursion proceed-

ing to the United States under circumstances which make the timely procurement of a passport and visa impracticable.

(b) An alien applying for a visa, whose passport is valid for less than the minimum period prescribed in section 212(a) (26) of the Act, but will be valid upon his arrival in the United States, and who is embarking for the United States at a port or place remote from any foreign diplomatic or consular establishment at which the passport could be revalidated.

(c) An alien applying for a visa, whose passport is valid for less than the minimum period prescribed in section 212(a) (26) of the Act, but will be valid upon his arrival in the United States, and whose government as a matter of policy does not revalidate passports more than six months in advance of their expiration or until they actually expire.

(d) An alien who is well and favorably known at the consular office, who has previously been issued a nonimmigrant visa, and who is embarking on a direct flight to the United States under emergent circumstances which preclude the timely issuance of a visa.

(e) An alien serving as a crewman on a foreign warship or other vessel of war, or military, naval, or other aircraft of the armed forces of a foreign country when making a friendly call at a United States port under advance arrangements made with the military, naval, or air force authorities of the United States, other than an alien who is a citizen or resident of Albania, Bulgaria, Communist-controlled China ("Peoples Republic of China"), Czechoslovakia, Estonia, Hungary, Latvia, Lithuania, North Korea ("Peoples Democratic Republic of Korea"), North Vietnam (Viet Minh), Poland, Rumania, the Soviet Zone of Germany ("German Democratic Republic"), or the Union of Soviet Socialist Republics.

(f) An alien applying for a visa at a consular office in Canada (1) who is a landed immigrant in Canada, (2) whose port and date of expected arrival in the United States are known, (3) who is proceeding to the United States under emergent circumstances which preclude the timely procurement of a passport.

2. Section 41.13 *More than one person included in nonimmigrant visa* is amended to read as follows:

§ 41.13 More than one person included in nonimmigrant visa.

A single nonimmigrant visa may be issued to include more than one eligible alien if each alien to be included in the visa executes a separate application. When several members of a family are to be included in the same visa, the name of each family member, in addition to the name of the principal applicant, shall be written in the space provided in the visa stamp. The visa fee to be collected shall be equal to the total of the fees prescribed by the Secretary of State in accordance with the provisions of section 281 of the Act for each alien included in the visa, unless upon a basis of reciprocity a lesser fee is chargeable in such a case.

(Sec. 104, 66 Stat. 174; 8 U.S.C. 1104)

The regulations contained in this order shall become effective upon publication in the FEDERAL REGISTER. The provisions of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U.S.C. 1003) relative to notice of proposed rule making and delayed effective date are inapplicable to this order because the regulations contained therein involve foreign affairs functions of the United States.

JOHN W. HANES, JR.
Administrator, Bureau of
Security and Consular Affairs.

OCTOBER 13, 1959.

[F.R. Doc. 59-8908; Filed, Oct. 21, 1959;
8:48 a.m.]

Title 44—PUBLIC PROPERTY AND WORKS

Chapter IV—Business and Defense Services Administration, Department of Commerce

[Foreign Excess Property Order 1 (Revised)]

PART 401—FOREIGN EXCESS PROPERTY

Miscellaneous Amendments

On September 10, 1959 there was published in the FEDERAL REGISTER (24 F.R. 7280) a notice of proposed amendment of Foreign Excess Property Order No. 1 (Revised), Importation Into the United States of Nonagricultural Foreign Excess Property. Said notice provided for the submission of data, views, or arguments in writing to the Foreign Excess Property Officer of the Department of Commerce within 20 days following the day of publication of the Notice of Proposed Rule Making. Data, views, and arguments have been received in writing and have been considered.

Pursuant to the Administrative Procedure Act insofar as it may be applicable hereto, Foreign Excess Property Order No. 1 (Revised) (24 F.R. 366), as amended, is hereby further amended, as hereinafter set forth:

§ 401.2 [Amendment]

1. Section 401.2(a) is amended to read as follows:

(a) "Foreign excess property" means any property (except any agricultural commodity, food, or cotton or woolen goods) located outside the continental United States including Alaska and Hawaii, and Puerto Rico and the Virgin Islands, under the control of any Federal agency, which is not required for its needs and the discharge of its responsibilities as determined by the head thereof. It includes any such property after it has been disposed of by such Federal agency, notwithstanding any subsequent change of ownership. The importation of surplus property sold by the Government or any agency thereof in foreign areas before July 1, 1949, is governed by Foreign Liquidation Commissioner's Reg. 8, which delegates to the Secretary of Commerce jurisdiction over some but not all of such property

(§ 308.15 of this title). To the extent that such jurisdiction over such property is delegated to the Secretary of Commerce, such property shall be deemed to be foreign excess property, and is governed by the provisions of this part. All persons owning or acquiring property disposed of by the Government in foreign areas before July 1, 1949, are referred to the said Foreign Liquidation Commissioner's Reg. 8, § 308.15 of this title, for the rules applicable to the importation of any such property which is not subject to the jurisdiction of the Secretary of Commerce. Property of lend-lease origin (unless such property has been reacquired by an agency of the United States Government and subsequently disposed of under the Act of June 30, 1949, 63 Stat. 398, 399, 40 U.S.C. 512, 514(b)) is not regarded as foreign excess property nor is the importation of such property prohibited or otherwise limited by Foreign Liquidation Commissioner's Reg. 8.

§ 401.3 [Amendment]

2. Section 401.3(b) is amended to read as follows:

(b) Under the general direction and supervision of the Administrator, the FEPO, or, in his absence the Deputy FEPO, is authorized to carry out the functions assigned to him in this part.

§ 401.4 [Amendment]

3. Section 401.4(c)(14) is revoked and § 401.4(c)(15) is redesignated as § 401.4(c)(14).

4. Section 401.11 is amended to read as follows:

§ 401.11 Metal scrap.

(a) The determination made on August 23, 1950 (15 F.R. 5847, 5849) that no authorization is required for importation of foreign excess property in the form of metal scrap is revoked. Except as provided in paragraphs (b) and (c) of this section, applications for the importation of metal scrap should be made to the FEPO in accordance with the provisions of this part.

(b) Notwithstanding the provisions of § 401.5(a), no application need be filed with the FEPO for the importation of foreign excess property in the form of metal scrap which is exempt from import duty or duties or with respect to which all import duties imposed by or pursuant to the Tariff Act of 1930, as amended, are, at the time of such importation, suspended by law.

(c) Notwithstanding the provisions of § 401.5(a), no application need be filed with the FEPO for the importation of foreign excess property in the form of metal scrap delivered to a United States port of entry on or before February 15, 1959.

(d) Every FEP import authorization for the importation of metal scrap issued by the FEPO shall require, as a condition precedent to such importation, the importer to furnish an undertaking in a form and an amount to be prescribed by the Treasury Department to insure that none of the property will be diverted from use as metal scrap. Importers of metal scrap pursuant to paragraphs (b) and

(c) of this section shall be required to furnish like undertakings.

(Secs. 402, 404(b), 601, 63 Stat. 398, 399, 64 Stat. 583; 40 U.S.C. 512, 514(b), 473)

This amendment shall take effect upon the date of its publication in the FEDERAL REGISTER.

Dated: October 19, 1959.

BUSINESS AND DEFENSE SERVICES ADMINISTRATION,
H. B. McCoy,
Administrator.

[F.R. Doc. 59-8911; Filed, Oct. 21, 1959;
8:48 a.m.]

Title 50—WILDLIFE

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

PART 31—PACIFIC REGION

Subpart—Lower Klamath National Wildlife Refuge, California and Oregon

HUNTING

Basis and purpose. Pursuant to the authority conferred upon the Secretary of the Interior by section 10 of the Migratory Bird Conservation Act of February 18, 1929 (45 Stat. 1224; 16 U.S.C. 715i), as amended and supplemented, and acting in accordance with the authority delegated to me by Commissioner's Order No. 4 (22 F.R. 8126), I have determined that the hunting of pheasants on the Lower Klamath National Wildlife Refuge, California and Oregon, would be consistent with the management of the refuge.

By notice of proposed rule making published in the FEDERAL REGISTER of September 5, 1959 (24 F.R. 7203), the public was invited to participate in the adoption of a proposed regulation (conforming substantially with the rule set forth below) which would permit the hunting of pheasants on the Lower Klamath National Wildlife Refuge by submitting written data, views, or arguments to the Director, Bureau of Sport Fisheries and Wildlife, Washington 25, D.C., within a period of 30 days from the date of publication. No comments, suggestions, or objections having been received within the 30-day period, the regulations constituting Part 31 are amended by adding § 31.200 to Subpart—Lower Klamath National Wildlife Refuge, California and Oregon, as follows:

§ 31.200 Pheasant hunting permitted.

Subject to compliance with the provisions of Parts 18 and 21 of this chapter, pheasant hunting is permitted on the hereinafter described lands of the Lower Klamath National Wildlife Refuge subject to the following conditions, restrictions, and requirements:

(a) *State laws.* Strict compliance with all applicable State laws and regulations is required.

(b) *Entry.* A valid State hunting license, if required under State law, will serve as a Federal permit for hunting on that portion of the refuge opened to hunting.

(c) *Dogs.* Hunting dogs, not to exceed two per hunter, may be used for the purpose of hunting and retrieving, but such dogs shall not be permitted to run at large on the refuge.

(d) *Seasons and hunting areas.* (1) The hunting of pheasants is permitted on all of the lands of the Lower Klamath National Wildlife Refuge except Units 1, 2, 3, 5, 6, 12, and 12a, as posted, during the period from November 14 to November 29, 1959, both dates inclusive.

(2) The hunting of pheasants on Units 1, 5, 6, 12, and 12a shall be permitted only during the period November 14 and 15, 1959.

(Sec. 10, 45 Stat. 1224; 16 U.S.C. 715i)

Although it is the policy of the Department of the Interior that wherever practicable the rule making requirements of the Administrative Procedure Act (5 U.S.C. 1003) be observed voluntarily, the imminence of the pheasant hunting season in the States of California and Oregon makes more than the publication of the advance notice impracticable. In order to meet this emergency, this regulation shall become effective immediately upon publication in the FEDERAL REGISTER.

Issued at Washington, D.C., and dated October 16, 1959.

D. H. JANZEN,
Director, Bureau of
Sport Fisheries and Wildlife.

[F.R. Doc. 59-8891; Filed, Oct. 21, 1959;
8:46 a.m.]

PART 32—SOUTHWESTERN REGION

Subpart—Monte Vista National Wildlife Refuge, Colorado

HUNTING

Basis and purpose. Pursuant to the authority conferred upon the Secretary of the Interior by section 10 of the Migratory Bird Conservation Act of February 18, 1929 (45 Stat. 1224; 16 U.S.C. 715i), as amended and supplemented, and acting in accordance with the authority delegated to me by Commissioner's Order No. 4 (22 F.R. 8126), I have determined that the hunting of waterfowl, coots, pheasants, and rabbits on the Monte Vista National Wildlife Refuge, Colorado, would be consistent with the management of the refuge.

By notice of proposed rule making published in the FEDERAL REGISTER of September 2, 1959 (24 F.R. 7106), the public was invited to participate in the adoption of a proposed regulation (conforming substantially with the rule set forth below) which would permit the hunting of waterfowl, coots, pheasants, and rabbits on the Monte Vista National Wildlife Refuge by submitting written data, views, or arguments to the Director, Bureau of Sport Fisheries and Wildlife, Washington 25, D.C., within a period of 30 days from the date of publication. No comments, suggestions, or objections having been received within the 30-day period, the regulations constituting Part 32 are amended by revising §§ 32.109 and

32.110 of Subpart—Monte Vista National Wildlife Refuge, Colorado, as follows:

§ 32.109 Hunting of waterfowl and coots, except geese, permitted.

Subject to compliance with the provisions of Parts 6, 18, and 21 of this chapter, the hunting of waterfowl and coots, except geese, is permitted on the hereinafter described lands of the Monte Vista National Wildlife Refuge, Colorado, subject to the following conditions, restrictions, and requirements:

(a) *Hunting area.* The following described area is open to hunting:

Those lands of the Monte Vista National Wildlife Refuge, lying east of the east line of Sec. 6, T. 37 N., R. 8 E., bounded on the north by Spring Creek, on the east by the Empire Canal, and on the south by the Resettlement Ditch; and that portion of Sec. 9, T. 37 N., R. 8 E., lying south of the Resettlement Ditch, more particularly described as those lands in Secs. 27, 28, 32, 33, and 34, T. 38 N., R. 8 E., lying south of Spring Creek and west of the Empire Canal; those lands in Secs. 2, 3, 4, 5, 8, 9, and 10, T. 37 N., R. 8 E., lying north of the Resettlement Ditch and west of the Empire Canal; and those lands in Sec. 9, T. 37 N., R. 8 E., lying south of the Resettlement Ditch.

(b) *State laws.* Strict compliance with all State laws and regulations is required.

(c) *Hunting dogs.* Hunting dogs, not to exceed two per hunter, may be used for the purpose of hunting and retrieving, but such dogs shall not be permitted to run at large on the refuge.

(d) *Boats prohibited.* The use of boats is prohibited.

(e) *Checking stations.* Hunters, upon entering or leaving the hunting area, shall report at such checking stations as may be established for regulating the hunting.

§ 32.110 Hunting of pheasants and rabbits permitted.

Subject to compliance with the provisions of Parts 18 and 21 of this chapter, the hunting of pheasants and rabbits is permitted on the hereinafter described lands of the Monte Vista National Wildlife Refuge, Colorado, subject to the following conditions, restrictions, and requirements:

(a) *Hunting area.* The hunting of pheasants and rabbits is permitted on the following described area:

Those lands of the Monte Vista National Wildlife Refuge lying east of the east line of Sec. 6, T. 37 N., R. 8 E., bounded on the north by Spring Creek, on the east by the Empire Canal, and on the south by the Resettlement Ditch; and that portion of Sec. 9, T. 37 N., R. 8 E., lying south of the Resettlement Ditch, more particularly described as those lands in Secs. 27, 28, 32, 33, and 34, T. 38 N., R. 8 E., lying south of Spring Creek and west of the Empire Canal; those lands in Secs. 2, 3, 4, 5, 8, 9, and 10, T. 37 N., R. 8 E., lying north of the Resettlement Ditch and west of the Empire Canal; and those lands in Sec. 9, T. 37 N., R. 8 E., lying south of the Resettlement Ditch.

(b) *State laws.* Strict compliance with all State laws and regulations is required, and the period during which

hunting is permitted shall correspond with State seasons, except that rabbit hunting shall be permitted only during the waterfowl season.

(c) *Hunting dogs.* Hunting dogs, not to exceed two per hunter, may be used for the purpose of hunting and retrieving, but such dogs shall not be permitted to run at large on the refuge.

(d) *Checking stations.* Hunters, upon entering or leaving the hunting area, shall report at such checking stations as may be established for regulating the hunting.

(e) *Firearms.* Shotguns only will be permitted on the area open to hunting.

(Sec. 10, 45 Stat. 1244; 16 U.S.C. 7151)

Although it is the policy of the Department of the Interior that wherever practicable the rule making requirements of the Administrative Procedure Act (5 U.S.C. 1003) be observed voluntarily, the imminence of the waterfowl, coot, pheasant, and rabbit hunting season in the State of Colorado makes more than the publication of the advance notice impracticable. In order to meet this emergency, this regulation shall become effective immediately upon publication in the FEDERAL REGISTER.

Issued at Washington, D.C., and dated October 16, 1959.

D. H. JANZEN,
Director, Bureau of
Sport Fisheries, and Wildlife.

[F.R. Doc. 59-8892; Filed, Oct. 21, 1959; 8:47 a.m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 58]

UNITED STATES STANDARDS FOR GRADES OF BUTTER

Notice of Proposed Rule Making

Notice is hereby given that the United States Department of Agriculture is considering the issuance, as hereinafter proposed, of United States Standards for Grades of Butter pursuant to the authority contained in the Agricultural Marketing Act of 1946 (60 Stat. 1087; 7 U.S.C. 1621 et seq.).

The proposed standards will supersede the current United States Standards for Grades of Butter effective April 1, 1954.

The principal changes are (1) tightening up of allowable workmanship defects (body, color and salt), (2) more detailed and definitive description of quality characteristics, (3) inclusion, for the first time, of specific description of workmanship defects according to intensity or degree, (4) upgrading of U.S. Grade C or U.S. 89 Score by elimination of some of the flavor defects previously allowed (fruity, cheesy, oily), (5) inclusion, for the first time, of a provision for "flavor rating only" when excessive workmanship defects are present, and (6) inclu-

sion, for the first time, of a provision for "non-assignment of grade" under specific conditions.

The proposed changes are based on the Department's experience in providing inspection and grading service for butter, numerous field conferences with industry representatives, state regulatory officials and college workers, from coast to coast and the need for keeping the standards in line with the progress of the industry.

All persons who desire to submit written data, views, or arguments in connection with this proposed revision should file the same in triplicate with the Chief of the Standardization and Program Development Branch, Dairy Division, Agricultural Marketing Service, U.S. Department of Agriculture, Room 2742, South Building, Washington 25, D.C., within 30 days after publication of this proposal in the FEDERAL REGISTER. The proposed revision is as follows:

Subpart P—United States Standards for Grades of Butter¹

DEFINITIONS

§ 58.2621 Butter.

For the purposes of this Subpart P "butter" means the food product usually

¹ Compliance with these standards does not excuse failure to comply with provisions of the Federal Food, Drug, and Cosmetic Act.

known as butter, and which is made exclusively from milk or cream, or both, with or without common salt, and with or without additional coloring matter, and containing not less than 80 percent by weight of milk fat, all tolerances having been allowed for.

§ 58.2622 Cream.

The term "cream" when used in this subpart P means cream separated from milk produced by healthy cows. The cream shall be pasteurized at a temperature of not less than 165° F. and held continuously in a vat at such temperature for not less than 30 minutes; or pasteurized at a temperature of not less than 185° F. for not less than 15 seconds; or it shall be pasteurized by other approved methods giving equivalent results.

U.S. GRADES

§ 58.2625 Nomenclature of U.S. grades. The nomenclature of U.S. grades is as follows:

- (a) U.S. Grade AA or U.S. 93 Score.
- (b) U.S. Grade A or U.S. 92 Score.
- (c) U.S. Grade B or U.S. 90 Score.
- (d) U.S. Grade C or U.S. 89 Score.

§ 58.2626 Basis for determination of U.S. grade.

The U.S. grade of butter is determined on the basis of classifying first the flavor characteristics and then the characteris-

tics in body, color, and salt. Flavor is the basic quality factor in grading butter and is determined organoleptically by taste and smell. The flavor characteristic is identified and together with its relative intensity is rated according to the applicable classification. When more than one flavor characteristic is discernible in a sample of butter, the flavor classification of the sample shall be established on the basis of the flavor that carries the lowest rating (see Table I). Body, color, and salt characteristics are then noted and any defects are disrated in accordance with the established classification (see Table II). The final U.S. grade for the sample is then established in accordance with the flavor classification, subject to disratings for body, color, and salt; when the disratings for body, color, and salt exceed the permitted amount for any flavor classification the final U.S. grade shall be lowered accordingly (see Table III).

§ 58.2627 Specifications for U.S. grades of butter.

The specifications for the U.S. grades of butter are as follows:

(a) *U.S. Grade AA or U.S. 93 Score.* U.S. Grade AA or U.S. 93 Score butter conforms to the following: Possesses a fine and highly pleasing butter flavor. May possess a slight feed and a definite cooked (fine) flavor. It is made from sweet cream of low natural acid to which a culture (starter) may or may not have been added. The permitted total disratings in body, color, and salt characteristics are limited to one-half ($\frac{1}{2}$). For detailed specifications and classification of flavor characteristics see Table I, and for body, color, and salt characteristics and disratings see Table II.

(b) *U.S. Grade A or U.S. 92 Score.* U.S. Grade A or U.S. 92 Score butter conforms to the following: Possesses a pleasing and desirable butter flavor. May possess any of the following flavors to a slight degree: Aged, bitter, coarse-acid, flat, smothered, and storage. May possess feed and cooked (coarse) flavors to a definite degree. The permitted total disratings in body, color, and salt characteristics are limited to one-half ($\frac{1}{2}$), except, when the flavor classification is AA, a disrating total of one (1) is permitted. For detailed specifications and classification of flavor characteristics see Table I, and for body, color, and salt characteristics and disratings see Table II.

(c) *U.S. Grade B or U.S. 90 Score.* U.S. Grade B or U.S. 90 Score butter conforms to the following: Possesses a fairly pleasing butter flavor. May possess any of the following flavors to a slight degree: Lipase, malty, musty, neutralizer, scorched, utensil, weed, whey, and woody. May possess any of the following flavors to a definite degree: Aged, bitter, coarse-acid, smothered, storage, and old cream; feed flavor to a pronounced degree. The permitted total disratings in body, color, and salt characteristics are limited to one-half ($\frac{1}{2}$), except, when the flavor classification is AA, a disrating total of one and one-half ($1\frac{1}{2}$) is permitted and when the flavor classification is A, a disrating total of one

(1) is permitted. For detailed specifications and classification of flavor characteristics see Table I, and for body, color, and salt characteristics and disratings see Table II.

(d) *U.S. Grade C or U.S. 89 Score.* U.S. Grade C or U.S. 89 Score butter conforms to the following: May possess any of the following flavors to a slight degree: Barny, sour, wild onion or garlic, and yeasty. May possess any of the following flavors to a definite degree: Lipase, malty, musty, neutralizer, scorched, stale, utensil, weed, whey, and woody. The permitted total disratings in body, color, and salt characteristics are limited to one (1), except, when the flavor classification is A, a disrating total of one and one-half ($1\frac{1}{2}$) is permitted. For detailed specifications and classification of flavor characteristics see Table I, and for body, color, and salt characteristics and disratings see Table II.

(e) *General.* Butter of all U.S. grades shall be free of foreign materials and visible mold. Butter possessing a flavor rating of AA or A and workmanship disratings in excess of one and one-half ($1\frac{1}{2}$) shall be given a flavor rating only; butter possessing a flavor rating of B or C and workmanship disratings in excess of one (1) shall be given a flavor rating only.

TABLE I—CLASSIFICATION OF FLAVOR CHARACTERISTICS

Identified flavors ¹	Flavor classification			
	AA	A	B	C
Feed.....	S	D	P	
Cooked (fine).....	D			
Aged.....		S	D	
Bitter.....		S	D	
Coarse-acid.....		S	D	
Flat.....		S		
Smothered.....		S	D	
Storage.....		S	D	
Cooked (coarse).....		D		
Lipase.....			S	D
Malty.....			S	D
Musty.....			S	D
Neutralizer.....			S	D
Scorched.....			S	D
Utensil.....			S	D
Weed.....			S	D
Whey.....			S	D
Woody.....			S	D
Old Cream.....			D	
Barny.....			S	
Metallic.....			S	
Sour.....			S	
Wild onion or garlic.....			S	
Yeasty.....			S	
Stale.....			D	

S—Slight; D—Definite; P—Pronounced.

¹When more than one flavor is discernible in a sample of butter, the flavor classification of the sample shall be established on the basis of the flavor that carries the lowest classification.

TABLE II—CHARACTERISTICS AND DISRATINGS IN BODY, COLOR, AND SALT

Characteristics	Disratings		
	S	D	P
Crumbly.....	$\frac{1}{2}$	1	
Gummy.....	$\frac{1}{2}$	1	
Leaky.....	$\frac{1}{2}$	1	2
Mealy or grainy.....	$\frac{1}{2}$	1	
Short.....	$\frac{1}{2}$	1	
Weak.....	$\frac{1}{2}$	1	
Sticky.....	$\frac{1}{2}$	1	
Ragged boring.....	1	2	

Characteristics	Disratings		
	S	D	P
Wavy.....	$\frac{1}{2}$	1	
Mottled.....	1	2	
Streaked.....	1	2	
Color specks.....	1	2	

Characteristics	Disratings		
	S	D	P
Sharp.....	$\frac{1}{2}$	1	
Gritty.....	1	2	

S—Slight; D—Definite; P—Pronounced.

§ 58.2628 Relation of U.S. grade of butter to the flavor classification as affected by disratings in body, color, and salt characteristics.

(a) The flavor classification and total disratings in body, color, and salt characteristics permitted in each grade are as follows:

TABLE III

Flavor classification	Total disratings	U.S. grade or U.S. score
AA.....	$\frac{1}{2}$	AA or 93
AA.....	1	A or 92
A.....	$\frac{1}{2}$	A or 92
AA.....	$\frac{1}{2}$	B or 90
A.....	1	B or 90
B.....	$\frac{1}{2}$	B or 90
A.....	$\frac{1}{2}$	C or 89
B.....	1	C or 89
C.....	1	C or 89

(b) Examples of the relation of U.S. grades to flavor classification and total disratings in body, color, and salt characteristics:

TABLE IV

Example No.	Flavor classification	Disratings			Total disratings	Permitted total disratings	Disratings in excess of total permitted	U.S. grade or U.S. score
		Body	Color	Salt				
1.....	AA	$\frac{1}{2}$	0	0	$\frac{1}{2}$	$\frac{1}{2}$	0	AA or 93
2.....	AA	$\frac{1}{2}$	$\frac{1}{2}$	0	1	$\frac{1}{2}$	$\frac{1}{2}$	A or 92
3.....	AA	0	1	0	1	$\frac{1}{2}$	$\frac{1}{2}$	A or 92
4.....	AA	$\frac{1}{2}$	1	0	$\frac{1}{2}$	$\frac{1}{2}$	1	B or 90
5.....	A	$\frac{1}{2}$	0	0	$\frac{1}{2}$	$\frac{1}{2}$	0	A or 92
6.....	A	0	$\frac{1}{2}$	$\frac{1}{2}$	1	$\frac{1}{2}$	$\frac{1}{2}$	B or 90
7.....	A	0	1	0	1	$\frac{1}{2}$	$\frac{1}{2}$	B or 90
8.....	A	1	$\frac{1}{2}$	0	$\frac{1}{2}$	$\frac{1}{2}$	1	C or 89
9.....	B	$\frac{1}{2}$	0	0	$\frac{1}{2}$	$\frac{1}{2}$	0	B or 90
10.....	B	$\frac{1}{2}$	$\frac{1}{2}$	0	1	$\frac{1}{2}$	$\frac{1}{2}$	C or 89
11.....	B	1	0	0	1	$\frac{1}{2}$	$\frac{1}{2}$	C or 89
12.....	C	$\frac{1}{2}$	$\frac{1}{2}$	0	1	1	0	C or 89
13.....	C	0	1	0	1	1	0	C or 89

§ 58.2629 U.S. grade not assignable.

(a) Butter which fails to meet the requirements for U.S. Grade C or U.S. 89 Score shall not be given a U.S. Grade.

(b) Butter, when tested, which does not comply with the provisions of the Federal Food, Drug, and Cosmetic Act, including minimum milk fat requirements of 80.0 percent, shall not be assigned a U.S. grade.

(c) Butter produced in a plant found on inspection to be using unsatisfactory manufacturing practices, equipment or facilities, or to be operating under unsanitary plant conditions shall not be assigned a U.S. grade.

§ 58.2635 Explanation of terms.

(a) *With respect to flavor intensity and characteristics*—(1) *Slight*. Detected only upon critical examination.

(2) *Definite*. Detectable but not intense.

(3) *Pronounced*. Readily detectable and intense.

(4) *Aged*. Characterized by lack of freshness.

(5) *Barny*. A flavor associated with cow or stable odors.

(6) *Bitter*. Astringent, similar to taste of quinine and produces a puckery sensation.

(7) *Coarse-acid*. Lacks a delicate flavor or aroma and is associated with an acid condition but there is no indication of sourness.

(8) *Cooked (fine)*. Smooth, nutty-like character resembling a custard flavor.

(9) *Cooked (coarse)*. Lacks a fine, delicate, smooth flavor.

(10) *Feed*. Aromatic flavor characteristic of the feeds eaten by cows.

(11) *Flat*. Lacks natural butter flavor.

(12) *Lipase*. Suggestive of butyric acid, sometimes associated with bitterness.

(13) *Malty*. A distinctive, harsh flavor suggestive of malt.

(14) *Metallic*. A flavor suggestive of metal, imparting a puckery sensation.

(15) *Musty*. Suggestive of the aroma of a damp vegetable cellar.

(16) *Neutralizer*. Suggestive of a bicarbonate of soda flavor or the flavor of similar compounds.

(17) *Old Cream*. Aged cream characterized by lack of freshness and imparts a rough aftertaste on the tongue.

(18) *Scorched*. A more intensified flavor than cooked (coarse) and imparts a harsh aftertaste.

(19) *Sour*. Characterized by an acid flavor and aroma.

(20) *Smothered*. Suggestive of improperly cooled cream.

(21) *Stale*. Characterized by aged cream of poor quality.

(22) *Storage*. Characterized by a lack of freshness and more intensified than "aged" flavor.

(23) *Utensil*. A flavor suggestive of unclean cans, utensils and equipment.

(24) *Weed*. Aromatic flavor characteristic of the weeds eaten by cows.

(25) *Whey*. A flavor and aroma characteristic of cheese whey.

(26) *Wild onion or garlic*. A flavor and aroma characteristic of onion or garlic.

(27) *Woody*. Resembles the odor of wood.

(28) *Yeasty*. A flavor indicating yeast fermentation.

(b) *With respect to body*—(1) *Crumbly*. When a "crumbly" body is present the particles lack cohesion. The intensity is described as "slight" when the trier plug tends to break and the butter lacks plasticity; and "definite" when the butter breaks roughly or crumbles.

(2) *Gummy*. Gummy-bodied-butter does not melt readily and is inclined to stick to the roof of the mouth. The intensity is described as "slight" when the butter tends to become chewy and "definite" when it imparts a gum-like impression in the mouth.

(3) *Leaky*. A "leaky" body is present when on visual examination there are beads of moisture on the surface of the trier plug and on the back of the trier or when slight pressure is applied to the butter on the trier plug. The intensity is described as "slight" when the droplets or beads of moisture are barely visible and about the size of a pinhead; "definite" when the moisture drops are somewhat larger or the droplets are more numerous and tend to run together; and "pronounced" when the leaky condition is so evident that drops of water drip from the trier plug.

(4) *Mealy or grainy*. A "mealy" or "grainy" condition imparts a granular consistency when the butter is melted on the tongue. The intensity is described as "slight" when the meanness or graininess is barely detectable on the tongue and "definite" when the meanness or graininess is readily detectable.

(5) *Ragged boring*. A "ragged boring" body, in contrast to solid boring, is when a sticky-crumby condition is present to such a degree that a full trier of butter cannot be drawn. The intensity is described as "slight" when there is a considerable adherence of butter to the back of the trier and "definite" when it is practically impossible to draw a full plug of the butter.

(6) *Short*. The texture is short-grained, lacks plasticity and tends toward brittleness. The intensity is described as "slight" when the butter lacks pliability and tends to be brittle; and "definite" when sharp and distinct breaks form as pressure is applied against the plug.

(7) *Sticky*. When a "sticky" condition of the body is present, the butter adheres to the trier as a smear and possesses excessive adhesion. The intensity is described as "slight" when the smear is present only on a portion of the back of the trier and "definite" when the trier becomes smeary throughout its length.

(8) *Weak*. A "weak" body lacks firmness and tends to be spongy. The intensity is described as "slight" when the plug of butter, under slight pressure, tends to depress and is not firm and compact; and "definite" when the plug of butter, under slight pressure, tends to depress easily and definitely lacks firmness and compactness.

(c) *With respect to color*—(1) *Mottled*. "Mottles" appear as a dappled condition with spots of lighter and deeper shades of yellow. The intensity is described as "slight" when the small spots of different shades of yellow, irregular

in shape, are barely discernible on the plug of butter and "definite" when the mottles are readily discernible on the plug of butter.

(2) *Specks*. "Specks" usually appear in butter as small white or yellow spots, however, the latter may be of variable size. The intensity is described as "slight" when the spots are few in number and "definite" when they are noticeable in large numbers.

(3) *Streaked*. "Streaked" color appears as light colored portions surrounded by more highly colored portions. The intensity is described as "slight" when only a few are present and "definite" when they are more numerous on the trier plug.

(4) *Wavy*. "Wavy" color in butter is an unevenness in the color that appears as waves of different shades of yellow. The intensity is described as "slight" when the waves are barely discernible and "definite" when they are readily noticeable on the trier plug.

(d) *With respect to salt*—(1) *Sharp*. "Sharp" salt is characterized by taste sensations suggestive of salt. The intensity is described as "slight" when the salt taste predominates in flavor; and "definite" when the salt taste distinctly predominates in flavor.

(2) *Gritty*. A "gritty" salt condition is detected by the gritty feel of the grains of undissolved salt, imparting a sandlike feeling on the tongue. The intensity is described as "slight" when only a few grains of undissolved salt are detected and "definite" when the condition is more readily noticeable.

(Sec. 205, 60 Stat. 1090; 7 U.S.C. 1624)

Done at Washington, D.C., this 15th day of October 1959.

ROY W. LENNARTSON,
Deputy Administrator,
Agricultural Marketing Service.

[F.R. Doc. 59-8847; Filed, Oct. 21, 1959;
8:45 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR Part 687, 699]

[Administrative Order 523]

INDUSTRY COMMITTEES NOS. 45-A
AND 45-BResignation and Appointment of
Employer Member

Malcolm Gordon of Cayey, Puerto Rico, has resigned as an employer representative on Committees Nos. 45-A and 45-B. Under the authority of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended; 29 U.S.C. 201 et seq.), and Reorganization Plan No. 6 of 1950 (3 CFR, 1950 Supp., p. 165), I hereby appoint Harold E. Tysinger of Cayey, Puerto Rico, to serve on said Committees as an employer representative.

Signed at Washington, D.C., this 17th day of October 1959.

JAMES P. MITCHELL,
Secretary of Labor.

[F.R. Doc. 59-8912; Filed, Oct. 21, 1959;
8:48 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 600]

[Airspace Docket No. 59-WA-148]

FEDERAL AIRWAYS

Modification

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to § 600.6210 of the regulations of the Administrator, as hereinafter set forth.

The Federal Aviation Agency has under consideration the designation of south alternates to the segments of VOR Federal airway No. 210 between Goffs, Calif., and Peach Springs, Ariz., and between Peach Springs and Tuba City, Ariz. The transcontinental routes designated as VOR Federal airways Nos. 210, 1512, and 1516 are coincident in this area and, because of the designation of Victor 1512 and 1516 as positive control route segments, these airways carry a high traffic volume. The varying speeds of aircraft, and the necessity for accomplishing altitude changes while maintaining standard IFR separation, creates a traffic control problem which can be relieved by designating the south alternates to Victor 210. If such action is taken, VOR Federal airway No. 210 will be modified to include a south alternate between the Goffs, Calif., VOR and the Peach Springs, Ariz., VOR, and another south alternate between the Peach Springs VOR and the Tuba City, Ariz., VOR. The control areas associated with this airway are so designated that they will automatically conform to the modified airway. Accordingly, no amendment relating to such control areas is necessary.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Administrator, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 45, Calif. All communications received within thirty 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 Administrator, 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 B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for exam-

ination at the office of the Regional Administrator.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

In consideration of the foregoing, it is proposed to amend § 600.6210 (14 CFR, 1958 Supp., 600.6210, 24 F.R. 1284, 24 F.R. 2229) as follows:

In the text of § 600.6210 *VOR Federal airway No. 210 (Los Angeles, Calif., to Imperial, Pa.)*, delete "Peach Springs, Ariz., VOR; Tuba City, Ariz., VOR;" and substitute therefor "Peach Springs, Ariz., VOR, including a south alternate via the INT of the Goffs, Calif., VOR 084° and Peach Springs VOR 222° radials; Tuba City, Ariz., VOR; including a south alternate via the INT of the Peach Springs VOR 096° and Tuba City VOR 236° radials;"

Issued in Washington, D.C., on October 15, 1959.

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

[F.R. Doc. 59-8882; Filed, Oct. 21, 1959;
8:45 a.m.]

[14 CFR Parts 600, 601]

[Airspace Docket 59-WA-152]

FEDERAL AIRWAYS AND CONTROL AREAS

Revocation of Segment of Federal Airway and Associated Control Areas

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to §§ 600.6057, and 601.6057 of the regulations of the Administrator, as hereinafter set forth.

VOR Federal airway No. 57 presently extends from Evergreen, Ala., to Hamilton, Ohio. The Federal Aviation Agency has under consideration revocation of the segment of Victor 57 and its associated control areas between Bowling Green, Ky., and Lexington, Ky. An IFR peak-day airway traffic survey for the calendar year 1958 showed less than 10 aircraft movements on this segment of Victor 57. On the basis of this survey and in view of the proposed designation of a new route for air traffic between Bowling Green and Lexington by the modification of VOR Federal airway No. 5 (Airspace Docket No. 59-WA-149) and the extension of VOR Federal airway No. 178 (Airspace Docket No. 59-WA-63), it appears that the retention of this segment of Victor 57 is unjustified as an assignment of airspace and that the revocation thereof would be in the public interest. If such action is taken, Victor 57 would be designated from Evergreen, Ala., to Bowling Green, Ky., and from Lexington, Ky., to Hamilton, Ohio.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Administrator, Federal Aviation Agency, New York International

Airport, Jamaica 30, New York. All communications received within thirty 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 Administrator, 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 B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Administrator.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

In consideration of the foregoing, it is proposed to amend §§ 600.6057 and 601.6057 (14 CFR, 1958 Supp., 600.6057, 601.6057) as follows:

1. Section 600.6057 *VOR Federal airway No. 57 (Evergreen, Ala., to Hamilton, Ohio)*.

(a) In the caption delete "(Evergreen, Ala., to Hamilton, Ohio)" and substitute therefor "(Evergreen, Ala., to Bowling Green, Ky., and Lexington, Ky., to Hamilton, Ohio)".

(b) In the text delete "Bowling Green, Ky., VOR; point of INT of the Bowling Green VOR 063° and the Louisville, Ky., VOR 168° radials; Lexington, Ky., VOR; Falmouth, Ky., VOR;" and substitute therefor "to the Bowling Green, Ky., VOR. From the Lexington, Ky., VOR via the Falmouth, Ky., VOR;"

2. In the caption of § 601.6057 *VOR Federal airway No. 57 control areas (Evergreen, Ala., to Hamilton, Ohio)*, delete "(Evergreen, Ala., to Hamilton, Ohio)" and substitute therefor "(Evergreen, Ala., to Bowling Green, Ky., and Lexington, Ky., to Hamilton, Ohio)".

Issued in Washington, D.C., on October 15, 1959.

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

[F.R. Doc. 59-8883; Filed, Oct. 21, 1959;
8:45 a.m.]

[14 CFR Parts 600, 601]

[Airspace Docket No. 59-WA-139]

FEDERAL AIRWAYS AND CONTROL AREAS

Designation of Federal Airway and Associated Control Areas

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24

PROPOSED RULE MAKING

F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to Parts 600 and 601 of the regulations of the Administrator, as hereinafter set forth.

The Federal Aviation Agency has under consideration designation of VOR Federal airway No. 471 from the Bangor, Maine, VOR via a VOR proposed to be installed near Millinocket, Maine, at latitude 45°35'12", longitude 68°30'56", to be commissioned in October 1960, thence to the Houlton, Maine, VOR. The designation of this airway would provide a route for the movement of VOR equipped aircraft operating between Bangor, Millinocket, and Houlton. If such action is taken, Victor 471 and its associated control areas would be designated from Bangor via Millinocket to Houlton.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Administrator, Federal Aviation Agency, New York International Airport, Jamaica 30, N.Y. All communications received within thirty 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 Administrator, 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 B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Administrator.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

In consideration of the foregoing, it is proposed to amend Parts 600 and 601 (14 CFR, 1958 Supp., Parts 600, 601) by adding the following sections:

§ 600.6471 VOR Federal airway No. 471 (Bangor, Maine, to Houlton, Maine).

From the Bangor, Maine, VOR via the INT of the Bangor VOR 360° and the Millinocket VOR 216° radials; Millinocket, Maine, VOR; to the Houlton, Maine, VOR.

§ 601.6471 VOR Federal airway No. 471 control areas (Bangor, Maine, to Houlton, Maine).

All of VOR Federal airway No. 471.

Issued in Washington, D.C., on October 15, 1959.

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

[F.R. Doc. 59-8881; Filed, Oct. 21, 1959;
8:45 a.m.]

[14 CFR Part 602]

[Airspace Docket 59-WA-135]

CODED JET ROUTES

Establishment

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 602 of the regulations of the Administrator, as hereinafter set forth.

The Federal Aviation Agency has under consideration the establishment of VOR/VORTAC jet route No. 84 between Oakland, Calif., and the United States/Canadian Border in the vicinity of Windsor, Ont. The existing jet route from Oakland via Jet Route 58-V to Hanksville, Utah, thence via Jet Route 60-V to New York has proven inadequate to handle the increased volume of traffic. The route under consideration will alleviate this congestion and provide an alternate route to the north in the event of unfavorable weather conditions on the existing route. If such action is taken, Jet Route 84-V would extend from Oakland, Calif., via Sacramento, Calif., Reno, Nev., Elko, Nev., Bonneville, Utah, Salt Lake City, Utah, Rock Springs, Wyo., Scotts Bluff, Nebr., Wolbach, Nebr., Des Moines, Iowa, Northbrook, Ill., Pullman, Mich., thence to the United States/Canadian Border via the 091° radial of the Pullman VOR.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. All communications received within thirty 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 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 B-316, 1711 New York Avenue NW., Washington 25, D.C.

This amendment is proposed under sections 307(a) and 313(a) of the Fed-

eral Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

In consideration of the foregoing, it is proposed to amend Part 602 (14 CFR, 1958 Supp., Part 602) by adding the following section:

§ 602.584 VOR/VORTAC jet route No. 84 (Oakland, Calif., to United States/Canadian Border).

From the Oakland, Calif., VOR via the Sacramento, Calif., VOR; Reno, Nev., VOR; INT of the Reno VOR 060° and the Elko VOR 255° radials; Elko, Nev., VOR; Bonneville, Utah, VOR; Salt Lake City, Utah, VOR; Rock Springs, Wyo., VOR; Scotts Bluff, Nebr., VOR; Wolbach, Nebr., VOR; Des Moines, Iowa, VOR; INT of the Des Moines VOR 067° and the Northbrook VOR 276° radials; Northbrook, Ill., VOR; Pullman, Mich., VOR; thence via the Pullman VOR 091° radial to the United States/Canadian Border.

Issued in Washington, D.C., on October 15, 1959.

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

[F.R. Doc. 59-8880; Filed, Oct. 21, 1959;
8:45 a.m.]

INTERSTATE COMMERCE
COMMISSION

[49 CFR Part 194]

[Ex Parte No. MC-40]

QUALIFICATIONS AND MAXIMUM
HOURS OF SERVICE OF EMPLOY-
EES OF MOTOR CARRIERS AND
SAFETY OF OPERATION AND
EQUIPMENT

Notice of Proposed Rule Making

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 15th day of October A.D. 1959.

The matter of reporting of accidents, particularly the provisions of § 194.2 of the Motor Carrier Safety Regulations prescribed by order of April 14, 1952, as amended, being under consideration; and

It appearing that by petition filed September 13, 1957, American Trucking Associations, Inc., has requested that § 194.2 of the Motor Carrier Safety Regulations (49 CFR 194.2) be amended; and good cause appearing therefor:

It is ordered, That pursuant to section 4(a) of the Administrative Procedure Act (60 Stat. 237, 5 U.S.C. 1003), notice is hereby given of the Commission's proposal to amend § 194.2, as requested in said petition, to read as follows:

§ 194.2 Reportable accidents.

Every motor carrier, except private carriers, shall report to the Commission in the manner hereinafter prescribed, every accident in which a motor vehicle operated by him or it is involved, and from which there results an injury to or

death of any person, or property damage to any and all vehicles, cargo, or other property involved, to an apparent extent of \$250.00 or more.

(49 Stat. 546, as amended; sec. 835, 62 Stat. 739; 49 U.S.C. 304, 18 U.S.C. 835)

It is further ordered, That interested persons may on or before November 17, 1959, submit written statements containing data, views, or arguments, verified under oath by a person having knowledge of such data, views, or arguments, and that thereafter consideration will be given to the proposed deletions and additions, or some revision thereof, in the light of the statements which may be submitted.

It is further ordered, That one signed copy and 14 additional copies of such statements be furnished for the use of the Commission by mailing to the Secretary of the Interstate Commerce Commission, Washington, D.C. No oral hear-

ing is contemplated, but any request for such hearing shall be supported by an explanation as to why the evidence to be presented cannot reasonably be submitted in the form heretofore provided. The Commission thereafter will determine whether or not assignment of the matter for oral hearing is necessary or desirable.

And it is further ordered, That notice of this proposed rule modification shall be given to motor carriers, other persons of interest, and to the general public by depositing a copy thereof in the office of the Secretary of the Interstate Commerce Commission, Washington, D.C., and by filing a copy with the Director, Federal Register Division.

By the Commission.

[SEAL]

HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 59-8916; Filed, Oct. 21, 1959;
8:49 a.m.]

NOTICES

DEPARTMENT OF STATE

[Public Notice 166]

[Delegation of Authority 85-8]

ADMINISTRATION OF MUTUAL SECURITY ACT OF 1954 AND DELEGATION OF CERTAIN RELATED FUNCTIONS

By virtue of the authority vested in me by Executive Order No. 10560, as amended, section 4 of the Act of May 26, 1949 (63 Stat. 111, 5 U.S.C. 151c), as amended, and as Secretary of State, Delegation of Authority No. 85 of June 30, 1955 (20 F.R. 4825), as heretofore amended, is amended as follows:

1. The unnumbered, introductory paragraph is amended by inserting "10560, Executive Order No. 10575, Executive Order No." after "Executive Order No."

2. Section 2 a. is amended by substituting "and furnishing foreign policy guidance thereto;" for the period at the end of subparagraph (9), and by adding the following new subparagraphs (10), (11), (12), and (13):

(10) The function which the Department of State is authorized to carry out by section 4(a)(1) of Executive Order 10560 of allocating or transferring foreign currencies to the Development Loan Fund;

(11) The function conferred upon the Department of State by section 4(d)(4) of Executive Order 10560 of carrying out the purposes of sections 104(d) and 104(e) of the Agricultural Trade Development and Assistance Act of 1954 except to the extent that section 104(e) pertains to the loans referred to in section 4(d)(5) of Executive Order 10560;

(12) The functions conferred upon the Department of State and the Secretary of State by sections 4(d)(7)(i) and 4(d)(7)(ii), respectively, of Executive Order 10560, relating to foreign currencies

available to carry out the purposes of section 104(g) of the Agricultural Trade Development and Assistance Act of 1954;

(13) The function conferred upon the Secretary of State by section 4(d)(7)(iii) of Executive Order 10560 of supervising and directing the Development Loan Fund with respect to that order.

3. This Delegation of Authority shall be deemed to have become effective June 25, 1959.

Dated: October 12, 1959.

CHRISTIAN A. HERTER,
Secretary of State.

[F.R. Doc. 59-8909; Filed, Oct. 21, 1959;
8:48 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

IDAHO

Proposed Withdrawal and Reservation of Lands

OCTOBER 16, 1959.

The Bureau of Land Management has filed an application, Serial Number I-010828 for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, excepting the mineral deposits therein. The applicant desires the land for a stock driveway to provide continued access for livestock to and from summer ranges and range reseeds.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, P.O. Box 2237, Boise, Idaho.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

Berger Tract to Nevada Line

- T. 11 S., R. 15 E., B.M.,
Sec. 7: Lot 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 18: Lot 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 19: Lot 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 30: Lot 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 31: Lot 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$;
T. 12 S., R. 15 E., B.M.,
Sec. 6: Lot 3, 4, 5, 6, 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 7: Lot 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 18: Lot 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 19: Lot 1, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 20: N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 21: N $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 28: E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 33: E $\frac{1}{2}$ E $\frac{1}{2}$;
T. 13 S., R. 15 E., B.M.,
Sec. 4: Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 9: NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 10: N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 11: E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 14: NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 22: E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 23: NW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 27: E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 34: E $\frac{1}{2}$ E $\frac{1}{2}$;
T. 14 S., R. 15 E., B.M.,
Sec. 3: Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 7: SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 8: S $\frac{1}{2}$ N $\frac{1}{2}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 9: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$;
Sec. 10: E $\frac{1}{2}$ E $\frac{1}{2}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
T. 15 S., R. 15 E., B.M.,
Sec. 15: W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 22: W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 27: W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$;

Berger Project No. 11—Foothill Road

- T. 12 S., R. 15 E., B.M.,
Sec. 1: Lot 1, 2, 3, 4;
Sec. 2: Lot 1, 2, 3, 4;
Sec. 3: Lot 1, 2, 3, 4;
Sec. 4: Lot 1, 2, 3, 4;
Sec. 5: Lot 1, 2, 3, 4;
Sec. 6: Lot 1, 2;
T. 12 S., R. 16 E., B.M.,
Sec. 1: N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 2: Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$;
Sec. 3: S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 5: Lot 4;
Sec. 6: Lot 1, 2, 3, 4;
T. 12 S., R. 17 E., B.M.,
Sec. 2: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 4: SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 5: S $\frac{1}{2}$ S $\frac{1}{2}$;
Sec. 6: Lot 7, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 9: N $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 10: N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 11: NW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 15: NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$;
T. 11 S., R. 18 E., B.M.,
Sec. 35: SW $\frac{1}{4}$ NE $\frac{1}{4}$.

Rock Creek to Magic Hot Springs

- T. 12 S., R. 17 E., B.M.,
Sec. 21: NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 28: N $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 29: N $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 31: Lot 4;
T. 13 S., R. 17 E., B.M.,
Sec. 6: Lot 4, 5;
Sec. 7: Lot 1, 2, 3, 4;
Sec. 18: Lot 1, 2, 3;
T. 14 S., R. 16 E., B.M.,
Sec. 10,
N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$;
N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
T. 14 S., R. 17 E., B.M.,
Sec. 20: SW $\frac{1}{4}$;

Sec. 29: W $\frac{1}{2}$;
 Sec. 32: W $\frac{1}{2}$ W $\frac{1}{2}$.
 T. 15 S., R. 17 E., B.M.,
 Sec. 5: Lot 4.
 Sec. 7: N $\frac{1}{2}$ 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 $\frac{1}{4}$;
 Sec. 18: Lot 1, 2, 3, 4, NE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 19: Lot 1, 2, 3, 4;
 Sec. 30: Lot 1, 2, 3, 4;
 Sec. 31: Lot 1, 2, 3, 4.
 T. 16 S., R. 17 E., B.M.,
 Sec. 6: Lot 1, 2, 3, 4;
 Sec. 7: Lot 1, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$
 SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 18: E $\frac{1}{2}$ E $\frac{1}{2}$;
 Sec. 19: Lot 2, 3, 4, NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$,
 SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 30: Lot 1, 2, 3, 4;
 Sec. 31: Lot 4.

This area includes a total of 13,960.21 acres located in Twin Falls County, Idaho.

JOE T. FALLINI,
 State Supervisor.

[F.R. Doc. 59-8893; Filed, Oct. 21, 1959;
 8:47 a.m.]

WYOMING

Proposed Withdrawal and Reservation of Lands

OCTOBER 15, 1959.

The Bureau of Reclamation, United States Department of the Interior, has filed an application in the Wyoming Land Office, Serial No. Wyoming 056654, for withdrawal of the lands described below from all forms of appropriation under the first form of withdrawal as provided by section 3 of the Act of June 17, 1902 (32 Stat. 388). Grazing administration will remain under the jurisdiction of the Bureau of Land Management until such time as the lands are actually required for reclamation purposes.

The applicant desires the land for irrigation development in connection with the Seedskadee project.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to the State Supervisor, Bureau of Land Management, P.O. Box 929, Cheyenne, Wyoming.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary of the Interior on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

SIXTH PRINCIPAL MERIDIAN

T. 19 N., R. 109 W.,
 Sec. 4, Lots 1 to 4, incl., S $\frac{1}{2}$ N $\frac{1}{2}$ and S $\frac{1}{2}$.
 T. 20 N., R. 109 W.,
 Sec. 30, Lots 1 to 4, incl., E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
 Sec. 32.
 T. 24 N., R. 109 W.,
 Sec. 17;
 Sec. 18, Lots 1 to 12, incl., and E $\frac{1}{2}$;
 Sec. 19, Lots 1 to 12, incl., and E $\frac{1}{2}$;
 Secs. 20, 21, 22, 26, 27, 28 and 29;
 Sec. 30, Lots 1 to 12, incl., and E $\frac{1}{2}$;
 Sec. 31, Lots 1 to 12, incl., and E $\frac{1}{2}$;
 Secs. 32 to 36, incl.
 T. 20 N., R. 110 W.,
 Sec. 2, Lots 1 to 4, incl., S $\frac{1}{2}$ N $\frac{1}{2}$ and S $\frac{1}{2}$;
 Secs. 10 and 14.

T. 21 N., R. 110 W.,
 Secs. 8, 10, 14, 22 and 26.
 T. 24 N., R. 110 W.,
 Secs. 12 to 15, incl.;
 Sec. 19, Lots 1 to 12, incl., and E $\frac{1}{2}$;
 Secs. 20 to 29, incl.;
 Sec. 30, Lots 1 to 12, incl., and E $\frac{1}{2}$;
 Sec. 31, Lots 1 to 20, incl., and NE $\frac{1}{4}$;
 Sec. 32, Lots 1 to 12, incl., and N $\frac{1}{2}$;
 Sec. 33, Lots 1 to 4, incl., N $\frac{1}{2}$ and N $\frac{1}{2}$ S $\frac{1}{2}$;
 Sec. 34, Lots 1 to 4, incl., N $\frac{1}{2}$ and N $\frac{1}{2}$ S $\frac{1}{2}$;
 Sec. 35, Lots 1 to 4, incl., N $\frac{1}{2}$ and N $\frac{1}{2}$ S $\frac{1}{2}$;
 Sec. 36, Lots 1 to 4, incl., N $\frac{1}{2}$ and N $\frac{1}{2}$ S $\frac{1}{2}$.
 T. 22 N., R. 111 W.,
 Secs. 24 and 26.
 T. 23 N., R. 111 W.,
 Secs. 29 and 34.
 T. 24 N., R. 111 W.,
 Sec. 19, Lots 5 to 8, incl., E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
 Secs. 21, 22 and 23.
 T. 23 N., R. 112 W.,
 Sec. 13.
 T. 25 N., R. 112 W.,
 Sec. 4, Lots 1, 2 and 3, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and
 S $\frac{1}{2}$;
 Sec. 5, Lots 1, 6, 7, 8 and 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$,
 E $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 6, Lots 1 to 4, incl., E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
 Sec. 7, Lots 1 to 4, incl., NE $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$,
 N $\frac{1}{2}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 8, Lot 2 and E $\frac{1}{2}$;
 Sec. 17, Lots 4, 5, 7 and 8, and E $\frac{1}{2}$ E $\frac{1}{2}$;
 Sec. 18, Lots 1 to 4, incl., W $\frac{1}{2}$ E $\frac{1}{2}$ and E $\frac{1}{2}$
 W $\frac{1}{2}$;
 Sec. 19, Lots 1 to 4, incl., W $\frac{1}{2}$ E $\frac{1}{2}$ and E $\frac{1}{2}$
 W $\frac{1}{2}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 21, Lot 2, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
 and SE $\frac{1}{4}$;
 Sec. 22;
 Sec. 30, Lots 1, 2 and 3, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ and
 NE $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 31, N $\frac{1}{2}$ NE $\frac{1}{4}$;
 Sec. 32, Lots 3 and 4, N $\frac{1}{2}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 33, Lots 1 to 4, incl., N $\frac{1}{2}$ and N $\frac{1}{2}$ S $\frac{1}{2}$.
 T. 26 N., R. 112 W.,
 Sec. 32, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 33, Lots 1, 2, 3, 6, 7, 9, 10 and 11,
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$.
 T. 24 N., R. 113 W.,
 Sec. 1, Lot 1.
 T. 25 N., R. 113 W.,
 Sec. 24, Lots 1 to 4, incl., W $\frac{1}{2}$ E $\frac{1}{2}$ and
 W $\frac{1}{2}$;
 Sec. 25, Lots 1 to 3, incl., W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$,
 N $\frac{1}{2}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$.

The above areas aggregate approximately 46,155 acres of public land.

EUGENE L. SCHMIDT,
 Lands & Minerals Officer.

[F.R. Doc. 59-8894; Filed, Oct. 21, 1959;
 8:47 a.m.]

Office of the Secretary

JAMES S. BROADDUS

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months: None.

This statement is made as of September 14, 1959.

Dated: September 14, 1959.

JAMES S. BROADDUS.

[F.R. Doc. 59-8895; Filed, Oct. 21, 1959;
 8:47 a.m.]

ARTHUR E. CASE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months: None.

This statement is made as of September 14, 1959.

Dated: September 14, 1959.

ARTHUR E. CASE.

[F.R. Doc. 59-8896; Filed, Oct. 21, 1959;
 8:47 a.m.]

JAMES H. CAMPBELL

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

- (1) Consumers Power Company.
 Atomic Power Development Associates,
 Inc.
 Power Reactor Development
 Corporation.
- (2) Wagner Electric.
- (3) None.
- (4) None.

This statement is made as of October 13, 1959.

Dated: October 13, 1959.

JAMES H. CAMPBELL.

[F.R. Doc. 59-8897; Filed, Oct. 21, 1959;
 8:47 a.m.]

CHARLES M. CUSTER

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months: None.

This statement is made as of September 16, 1959.

Dated: September 16, 1959.

CHAS. M. CUSTER.

[F.R. Doc. 59-8898; Filed, Oct. 21, 1959;
 8:47 a.m.]

JOHN W. HIERONYMUS

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Pro-

duction Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months: None.

This statement is made as of September 16, 1959.

Dated: September 16, 1959.

JOHN W. HIERONYMOUS.

[F.R. Doc. 59-8899; Filed, Oct. 21, 1959; 8:47 a.m.]

K. M. IRWIN

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months: None.

This statement is made as of September 14, 1959.

Dated: September 14, 1959.

K. M. IRWIN.

[F.R. Doc. 59-8900; Filed, Oct. 21, 1959; 8:47 a.m.]

HOMER G. KEESLING

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months: None.

This statement is made as of September 22, 1959.

Dated: September 22, 1959.

HOMER G. KEESLING.

[F.R. Doc. 59-8901; Filed, Oct. 21, 1959; 8:47 a.m.]

H. W. OETINGER

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months: None.

This statement is made as of September 14, 1959.

Dated: September 14, 1959.

H. W. OETINGER.

[F.R. Doc. 59-8902; Filed, Oct. 21, 1959; 8:48 a.m.]

GEORGE A. PORTER

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months: None.

This statement is made as of September 14, 1959.

Dated: September 14, 1959.

G. A. PORTER.

[F.R. Doc. 59-8903; Filed, Oct. 21, 1959; 8:48 a.m.]

EDWARD W. WELCH

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

Deletions: None.
Additions: Purchased U.S. Government Bonds.

This statement is made as of September 14, 1959.

Dated: September 14, 1959.

E. W. WELCH.

[F.R. Doc. 59-8904; Filed, Oct. 21, 1959; 8:48 a.m.]

EDWARD F. ZIEGLER

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months: None.

This statement is made as of September 14, 1959.

Dated: September 14, 1959.

EDWARD F. ZIEGLER.

[F.R. Doc. 59-8905; Filed, Oct. 21, 1959; 8:48 a.m.]

DEPARTMENT OF COMMERCE

Maritime Administration

TRADE ROUTES NOS. 1 AND 15-A

Notice of Adoption of Conclusions and Determinations Regarding Essentiality and United States Flag Service Requirements

Notice is hereby given that the Maritime Administrator has adopted as final

his tentative conclusions and determinations regarding the essentiality and United States flag service requirements of Trade Routes Nos. 1 and 15-A as published in the FEDERAL REGISTER issue of September 30, 1959 (24 F.R. 7885).

By order of the Maritime Administrator.

Dated: October 19, 1959.

JAMES L. PIMPER,
Secretary.

[F.R. Doc. 59-8918; Filed, Oct. 21, 1959; 8:49 a.m.]

Office of the Secretary

EARL E. VANCE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests as reported in the FEDERAL REGISTER of the last six months:

A. Deletions: no change.
B. Additions: no change.

This statement is made as of October 13, 1959.

Dated: October 13, 1959.

EARL E. VANCE.

[F.R. Doc. 59-8917; Filed, Oct. 21, 1959; 8:49 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 10925]

EMPRESA DE TRANSPORTES AEROVIAS BRASIL, S.A.

Notice of Prehearing Conference

In the matter of the application of Empresa De Transportes Aerovias Brasil, S.A. for amendment of its foreign air carrier permit to provide service between a terminal point in the United States of Brazil, the intermediate points Bogota, Colombia, Mexico City, Mexico, Los Angeles, California, Honolulu, Hawaii, and the terminal point, Tokyo, Japan.

Notice is hereby given that a prehearing conference in the above-entitled proceeding is assigned to be held on October 26, 1959, at 10:00 a.m., e.s.t., in Room 803, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Barron Fredericks.

Dated at Washington, D.C., October 19, 1959.

[SEAL]

FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 59-8919; Filed, Oct. 21, 1959; 8:49 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 12897; FCC 59M-1367]

SHERRILL C. CORWIN (KGUD-FM)

Order Continuing Hearing

In re application of Sherrill C. Corwin (KGUD-FM), Santa Barbara, California, Docket No. 12897, File No. BMPH-5408; for modification of construction permit for FM broadcast station.

The Hearing Examiner having under consideration a motion filed in the above-captioned proceeding on October 15, 1959, by counsel for respondent Cordell Fray, requesting that the dates heretofore scheduled for the exchange of exhibits in final form and for the hearing, be continued to certain dates specified hereinafter; and

It appearing, that, as a result of a recently accepted amendment to the above application, the consulting engineer for respondent requires additional time to complete a proposed engineering exhibit; and

It further appearing, that the other parties herein have consented to the request of respondent's counsel for a continuance of dates and to a waiver of the 4-day rule so as to permit immediate consideration of such request, and that good cause has been shown for granting the continuance;

Accordingly, it is ordered, This 16th day of October 1959, that the aforementioned motion for continuance of dates is granted, and the pertinent dates are continued as follows:

For—	From—	To—
Exchange by applicant and respondent of their respective exhibits in final form (with copies to Broadcast Bureau and the Hearing Examiner).....	Oct. 12, 1959 Oct. 19, 1959	Oct. 23, 1959 Nov. 5, 1959

¹ At 10 a.m. in the offices of the Commission, at Washington, D.C.

Released: October 16, 1959.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS, Secretary.

[F.R. Doc. 59-8920; Filed, Oct. 21, 1959; 8:49 a.m.]

[Docket No. 13181; FCC 59M-1360]

MARIN BROADCASTING CO., INC. (KTIM)

Order Scheduling Prehearing Conference

In re application of Marin Broadcasting Company, Inc., Radio Station KTIM, San Rafael, California, Docket No. 13181, File No. BP-12540; for construction permit to change transmitter site.

On the Examiner's own motion: It is ordered, This 15th day of October 1959, that all parties, or their counsel, in the

above-entitled proceeding are directed to appear for a prehearing conference pursuant to the provisions of § 1.111 of the Commission's rules, in the offices of the Commission, Washington, D.C., at 2:00 o'clock p.m., on November 3, 1959.

Released: October 16, 1959.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS, Secretary.

[F.R. Doc. 59-8921; Filed, Oct. 21, 1959; 8:49 a.m.]

[Docket Nos. 12991, 12992; FCC 59M-1361]

SUBURBAN BROADCASTING CO., INC. AND CAMDEN BROADCASTING CO.

Order Scheduling Prehearing Conference

In re applications of Suburban Broadcasting Company, Inc., Mount Kisco, New York, Docket No. 12991, File No. BPH-2620; Donald Jerome Lewis, tr/as Camden Broadcasting Co., Newark, New Jersey, Docket No. 12992, File No. BPH-2624; for construction permits for new FM broadcast stations.

On the Examiner's own motion: It is ordered, This 15th day of October 1959, that the hearing in the above-entitled proceeding which is presently scheduled for October 26, 1959, be, and the same is, hereby continued to a date to be set by subsequent order; and

It is further ordered, That a prehearing conference in accordance with the provisions of § 1.111 of the Commission's rules, will be held on October 26, 1959, at 10:00 a.m., in the offices of the Commission, Washington, D.C.

Released: October 16, 1959.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS, Secretary.

[F.R. Doc. 59-8922; Filed, Oct. 21, 1959; 8:50 a.m.]

[Docket No. 13221; FCC 59M-1363]

WEST COAST TELEPHONE CO.

Order Scheduling Hearing

In the matter of West Coast Telephone Company, Docket No. 13221; regulations and charges relating to channels for data transmission.

It is ordered, This 15th day of October 1959, that Jay A. Kyle will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on December 30, 1959, in Washington, D.C.

Released: October 16, 1959.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS, Secretary.

[F.R. Doc. 59-8923; Filed, Oct. 21, 1959; 8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-18509]

AMERICAN LOUISIANA PIPE LINE CO.

Notice of Application and Date of Hearing

OCTOBER 15, 1959.

Take notice that American Louisiana Pipe Line Company (Applicant), a Delaware corporation with its principal office in Detroit, Michigan, filed on May 11, 1959, an application in Docket No. G-18509, pursuant to section 7 of the Natural Gas Act, for a certificate of public convenience and necessity authorizing the construction and operation of field facilities, including compressor stations and treatment facilities, to enable it to take into its certificated main pipeline system natural gas which will be purchased from producers in the general area of its existing transmission system from time to time during the 12-month period following date of issuance of certificate authorization at a total cost not in excess of approximately \$3,000,000, with the total cost of any single project being limited to \$500,000, subject to the jurisdiction of the Commission, all as more fully set forth in the application which is on file with the Commission, and open to public inspection.

The applicant states that the filing will eliminate numerous certificate filings by Applicant during said 12-month period for the sole purpose of installing facilities to attach new supplies of gas to its system where expansions of its overall transmission system are not involved; and that the present proposal will augment Applicant's ability to act with reasonable dispatch in contracting for and connecting to its pipeline system new supplies of gas in various producing areas generally coextensive with its system.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on November 18, 1959, at 9:30 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear at or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before No-

November 7, 1959. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the immediate decision procedure in cases where a request therefor is made.

MICHAEL J. FARRELL,
Acting Secretary.

[F.R. Doc. 59-8888; Filed, Oct. 21, 1959;
8:46 a.m.]

[Docket Nos. G-19658—G-19667]

ATLANTIC REFINING CO. ET AL.

Order for Hearing and Suspending Proposed Changes in Rates¹

OCTOBER 15, 1959.

In the matters of The Atlantic Refining Company (Operator), et al., Docket

No. G-19658; The Atlantic Refining Company, Docket No. G-19659; Magnolia Petroleum Company, Docket No. G-19660; Magnolia Petroleum Company (Operator), et al., Docket No. G-19661; Arkansas Fuel Oil Corporation, Docket No. G-19662; Arkansas Fuel Oil Corporation (Operator), et al., Docket No. G-19663; Standard Oil Company of Texas (Operator), Docket No. G-19664; Tidewater Oil Company, Docket No. G-19665; Continental Oil Company (Operator), et al., Docket No. G-19666; The California Company (Operator), et al., Docket No. G-19667.

The above-named Respondents have tendered for filing proposed changes in presently effective rate schedules for sales of natural gas subject to the jurisdiction of the Commission. The proposed changes are designated as follows:

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser	Notice of change dated—	Tendered	Effective date ¹	Date suspended until—
G-19658	The Atlantic Refining Co. (operator), et al.	151	1	Tennessee Gas Transmission Co.	9-9-59	9-15-59	11-1-59	4-1-60
G-19659	The Atlantic Refining Co.	205	1	Kansas-Nebraska Natural Gas Co., Inc.	9-10-59	9-15-59	11-1-59	4-1-60
G-19659	do	125	2	Tennessee Gas Transmission Co.	9-10-59	9-15-59	11-1-59	4-1-60
G-19659	do	7	4	do	9-18-59	9-21-59	11-1-59	4-1-60
G-19660	Magnolia Petroleum Co.	152	9	Hassle Hunt Trust	9-11-59	9-15-59	11-1-59	4-1-60
G-19660	do	146	7	Shell Oil Co.	9-11-59	9-15-59	11-1-59	4-1-60
G-19660	do	149	8	do	9-11-59	9-15-59	11-1-59	4-1-60
G-19660	do	151	7	do	9-11-59	9-15-59	11-1-59	4-1-60
G-19660	do	82	14	Texas Eastern Transmission Corp.	9-15-59	9-16-59	11-1-59	4-1-60
G-19661	Magnolia Petroleum Co. (operator), et al.	150	9	Hassle Hunt Trust	9-11-59	9-15-59	11-1-59	4-1-60
G-19662	Arkansas Fuel Oil Corp.	54	6	Texas Eastern Transmission Corp.	9-17-59	9-21-59	11-1-59	4-1-60
G-19662	do	55	6	do	9-17-59	9-21-59	11-1-59	4-1-60
G-19663	Arkansas Fuel Oil Corp. (operator), et al.	58	2	do	9-17-59	9-21-59	11-1-59	4-1-60
G-19664	Standard Oil Co. of Texas (operator)	22	6	El Paso Natural Gas Co.	Not dated	9-21-59	10-22-59	3-22-60
G-19665	Tidewater Oil Co.	87	2	Texas Eastern Transmission Corp.	9-15-59	9-21-59	11-1-59	4-1-60
G-19665	do	9	8	Tennessee Gas Transmission Co.	9-18-59	9-21-59	11-1-59	4-1-60
G-19666	Continental Oil Co. (operator), et al.	4	6	do	9-18-59	9-21-59	11-1-59	4-1-60
G-19667	The California Co. (operator), et al.	1	24	Texas Eastern Transmission Corp.	9-21-59	9-24-59	11-1-59	4-1-60

¹ The stated effective dates are those requested by Respondents, or the first day after the expiration of statutory notice, whichever is later.

² Rate in effect subject to refund in Docket No. G-16965 (also subject to orders in Docket Nos. G-16426 and G-15505).

³ Rate in effect subject to refund in Docket No. G-16620 (also subject to orders in Docket Nos. G-15723 and G-13522).

⁴ Rate in effect subject to refund in Docket No. G-16654 (also subject to order in Docket No. G-13377).

⁵ Rate in effect subject to refund in Docket No. G-13187.

⁶ Rate in effect subject to refund in Docket No. G-16668 (also subject to orders in Docket Nos. G-15836, G-13527, G-11329 and G-9513).

In support of their proposed rate increases, Atlantic, Tidewater and Continental submit price renegotiation letters from Tennessee Gas Transmission Company, cite the applicable contract provision, and state that the contracts were negotiated at arm's-length. Additionally, Continental indicates that its proposed rate is below the current area price level. Tidewater states that the proposed rate is just and reasonable, and Atlantic proposes the desirability of its pricing provisions in permitting lower initial rates. In its periodic increase

sought from Kansas-Nebraska Natural Gas Company, Atlantic makes the same statements.

Arkansas Fuel and Tidewater, in their sales to Texas Eastern Transmission Corporation, cite their periodic increase provisions and state that the contracts were negotiated at arm's-length. Arkansas Fuel indicates that lower initial rates are permitted by its pricing provisions, and Tidewater recites that the rates it seeks are just and reasonable.

Magnolia states that its proposed increases are provided by contracts negotiated at arm's-length, that the law of supply and demand should govern natural gas prices, and that Respondent's cost of doing business has increased rapidly.

Standard Oil of Texas cites contract provisions upon which its proposed favored-nation price rise is based, and submits a notification letter from El Paso which indicates that the triggering increases are in effect subject to refund. El Paso has filed a formal protest of the rate, requesting rejection.

The California Company states that its proposed rate was part of the consideration for its contract with Texas Eastern, and that such rate is less than the market price for gas in the same general area.

The increased rates and charges so proposed have not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory, or preferential or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon hearings concerning the lawfulness of the several proposed changes and that the above-designated supplements be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure and the regulations under the Natural Gas Act (18 CFR Ch. I), public hearings be held upon dates to be fixed by notices from the Secretary concerning the lawfulness of the several proposed increased rates and charges contained in the above-designated supplements.

(B) Pending hearing and decision thereon, each of the aforementioned supplements is suspended and the use thereof deferred until the date specified in the above-designated "Rate Suspended Until" column and thereafter until such further time as it is made effective in the manner prescribed by the Natural Gas Act.

(C) Neither the supplements hereby suspended, nor the rate schedules sought to be altered thereby, shall be changed until these proceedings have been disposed of or until the periods of suspension have expired, unless otherwise ordered by the Commission.

(D) Interested state commissions may participate as provided by §§ 1.8 and 1.37(f) of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37(f)).

By the Commission.

MICHAEL J. FARRELL,
Acting Secretary.

[F.R. Doc. 59-8889; Filed, Oct. 21, 1959;
8:46 a.m.]

[Docket No. G-14647]

SOHIO PETROLEUM CO.

Notice of Application and Date of Hearing

OCTOBER 15, 1959.

Take notice that Sohio Petroleum Company (Applicant), an Ohio corporation with its principal office in Cleveland,

¹ This order does not provide for the consolidation for hearing or disposition of the separately docketed matters covered herein, nor should it be so construed.

Ohio, filed on March 10, 1958, in Docket No. G-14647, pursuant to section 7(b) of the Natural Gas Act, an application for permission and approval to abandon service to Texas Gas Transmission Corporation (Texas Gas) from the Tweedel Unit No. 3 in the South Lewisburg Field, Acadia Parish, Louisiana, covered by a gas sales contract dated October 30, 1953, between Texas Northern Gas Corporation, now Texas Gas, as buyer, and Applicant, among others, as seller, on file with the Commission as Sohio Petroleum Company FPC Gas Rate Schedule No. 15, all as more fully described in the application on file with the Commission and open to public inspection.

Applicant states that on January 7, 1957, the unit well ceased to produce and further sale and delivery of said gas therefrom was no longer possible.

Applicant was authorized on July 1, 1955, in Docket No. G-4585 to render the service proposed to be abandoned herein.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on November 24, 1959, at 9:30 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before November 13, 1959. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

MICHAEL J. FARRELL,
Acting Secretary.

[F.R. Doc. 59-8890; Filed, Oct. 21, 1959;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

OCTOBER 19, 1959.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of prac-

tice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 35765: *TOFC service—Rates between western and southwestern points.* Filed by Southwestern Freight Bureau, Agent (No. 7662), for interested rail carriers. Rates on property, moving on class rates, loaded in or on trailers and transported on railroad flat cars between Champaign and Kankakee, Ill., Ft. Dodge and Waterloo, Iowa, on the one hand, and points in southwestern territory, on the one hand, and points in southwestern territory, on the other.

Grounds for relief: Motor-truck competition.

Tariff: Supplement 44 to Southwestern Freight Bureau, Agent, tariff I.C.C. 4312.

FSA No. 35766: *Cement—St. Joseph, Mich., to central and Illinois territories.* Filed by Traffic Executive Association—Eastern Railroads, Agent, for interested rail carriers. Rates on cement and related commodities, carloads from St. Joseph, Mich., to destinations in Illinois, Indiana, Iowa, Kentucky, Michigan, Missouri, New York, Ohio, Pennsylvania, West Virginia, and Wisconsin.

Grounds for relief: Short-line distance formula, grouping and market competition with other producing points at the same markets.

Tariff: Supplement 18 to Traffic Executive Association—Eastern Railroads, Agent, tariff I.C.C. C-56.

By the Commission.

[SEAL]

HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 59-8915; Filed, Oct. 21, 1959;
8:49 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 812-1251]

INCORPORATED INVESTORS AND INCORPORATED INCOME FUND

Notice of Filing of Application for Order Exempting Transactions Be- tween Affiliates

OCTOBER 12, 1959.

Notice is hereby given that Incorporated Investors ("Investors") and Incorporated Income Fund ("Income"), registered open-end investment companies, have filed an amended application pursuant to the provisions of section 17(b) of the Investment Company Act of 1940 ("Act") for an order exempting from the prohibitions of section 17(a) of the Act the proposed sale by Income Fund of portfolio securities to Incorporated Investors, and correspondingly, the purchase by Investors of such securities from Income.

Investors and Income have identical directors and officers; and The Parker Corporation acts as investment adviser and principal underwriter for each company. Accordingly, it appears that the two companies are under common con-

trol and are therefore affiliates of each other as defined in the Act.

Subject to receipt of the order of exemption hereby applied for, Income proposes to sell to Investors on or after November 2, 1959, 45,000 shares of Virginian Railway Company ("Virginian") common stock now owned by Income, and Investors proposes to buy such shares from Income, without commission, at the current market price of such shares on the New York Stock Exchange at the time of the transaction provided that the applicable price of such shares is within the limits hereinafter set forth.

The sale of such shares is proposed by Income in furtherance of its investment policy as set forth in its registration statement under the Act. Such policy is described in detail in the current prospectus as follows:

Bearing in mind the needs of the Fund's stockholders, the management selects securities which have as liberal a yield as possible consistent with investment quality and on which the indicated return is felt to be reasonably secure. Such securities may or may not have good prospects for capital appreciation over the long term. There may be included in this category the securities of relatively mature companies which have achieved sufficient growth to enable them to pay out as dividends a major portion of earnings.

As a matter of general investment policy, the management avoids purchasing securities with low yields, including securities which command market prices reflecting large premiums resulting from publicized growth potentialities and earnings records. Capital appreciation may be obtained in periods of generally rising securities prices, and efforts will be made to avoid serious capital depreciation in periods of declining prices.

The purchase of such shares is proposed by Investors in furtherance of its investment policy as set forth in its registration statement under the Act. Such policy is described in detail in its current prospectus, as follows:

In selecting securities the management takes current income into consideration but devotes a greater amount of time and thought to studying what the position of the companies concerned will be one to five years later—as to probable earnings, dividends, competitive position, working assets, and financial strength. While securities are always available which offer, at least temporarily, current high income, the management believes that careful evaluation of the future will be more profitable in the long run both as to income and capital than seeking high current income which may prove to be undependable.

Income acquired the Virginian common stock in 1956 at an average cost per share for the 45,000 shares now owned by it of 25 $\frac{1}{8}$. In 1959, the market price per share has ranged from 36 $\frac{1}{2}$ to 53 $\frac{1}{2}$ and was 49 at the close of business on October 6, 1959. The shares are to be sold by Income to Investors at the sale price last reported at the time of the transaction, or, if there has been no reported sale on that day or the previous day, at the mean between the bid and asked prices for such shares on the New York Stock Exchange as last reported at the time of the transaction provided such price is then not more than 52 and not less than 44.

The application states that Income wishes to sell such shares because in the opinion of its management their market price has increased to such an extent that the probable yield of such shares, in relation to current and reasonably foreseeable market values for such shares, is no longer consistent with its investment objectives. In reaching this conclusion management took into account the proposed merger of Virginian and Norfolk & Western Railway Company ("Norfolk & Western") pursuant to which 55 of a share of common stock of the latter will be issued for each share of Virginian common stock. The closing market price of Norfolk & Western common stock as of October 6, 1959 was 93½. Investors wish to purchase such shares because it is the opinion of its management, that the shares which are expected to result from the proposed merger of Virginian with Norfolk & Western will have possibilities of growth in capital value which, in relation to the cost of acquisition of such shares, will be in keeping with the investment objectives of investors described above. Applicants state that the proposed transactions will avoid any artificial effects on market prices of such securities, such as a decrease in the prices Income might receive from the sale of the securities in the open market, and a possible increase in the prices investors would have to pay in the open market.

Section 17(a) of the Act prohibits an affiliated person of a registered investment company or any affiliated person of such a person, from selling to or purchasing from such registered investment company any securities or property, subject to certain exceptions not pertinent here. The Commission upon application pursuant to section 17(b) may grant an exemption from the provisions of section 17(a) if it finds that the terms of the proposed transaction, including the consideration to be paid, are reasonable and fair and do not involve overreaching on the part of any person concerned, that the proposed transaction is consistent with the policy of each registered investment company concerned, as recited in its registration statement and reports filed under the Act, and is consistent with the general purposes of the Act.

Notice is hereby given that any interested person may, not later than October 26, 1959 at 12:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, as provided by Rule O-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the showing contained in said application, unless an order for hearing upon said applica-

tion shall be issued upon request or upon the Commission's own motion.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 59-8906; Filed, Oct. 21, 1959;
8:48 a.m.]

[File No. 1-2645]

F. L. JACOBS CO.

Order Summarily Suspending Trading

OCTOBER 16, 1959.

I. The common stock, \$1.00 par value, of F. L. Jacobs Co. is registered on the New York Stock Exchange and admitted to unlisted trading privileges on the Detroit Stock Exchange, national securities exchanges, and

II. The Commission on February 11, 1959 issued its order and notice of hearing under section 19(a)(2) of the Securities Exchange Act of 1934 to determine at a hearing beginning March 16, 1959 whether it is necessary or appropriate for the protection of investors to suspend for a period not exceeding twelve months, or to withdraw, the registration of the capital stock of F. L. Jacobs Co. on the New York Stock Exchange and Detroit Stock Exchange for failure to comply with section 13 of the Act and the rules and regulations thereunder.

On October 8, 1959, the Commission issued its order summarily suspending trading of said securities on the exchanges pursuant to section 19(a)(4) of the Act for the reasons set forth in said order to prevent fraudulent, deceptive or manipulative acts or practices for a period of ten days ending October 18, 1959.

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

The Commission being of the further opinion that such suspension is necessary in order to prevent fraudulent, deceptive or manipulative acts or practices, trading in the stock of F. L. Jacobs Co. will be unlawful under section 15(c)(2) of the Securities Exchange Act of 1934 and the Commission's Rule 240.15c2-2 (17 CFR 240.15c2-2) 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 New York Stock Exchange and Detroit Stock 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, October 19 to 28, 1959, inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 59-8907; Filed, Oct. 21, 1959;
8:48 a.m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

DOMENICO PAGELLA

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, Claim No., Property, and Location

Domenico Pagella, Torino, Italy; Claim No. 63737; \$383.40 in the Treasury of the United States. Vesting Order Nos. 1417, 1759 and 3943.

Executed at Washington, D.C., on October 15, 1959.

For the Attorney General.

[SEAL]

DALLAS S. TOWNSEND,
Assistant Attorney General, Director, Office of Alien Property.

[F.R. Doc. 59-8913; Filed, Oct. 21, 1959;
8:49 a.m.]

ALMA SCHLESINGER

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, Claim No., Property, and Location

Alma Schlesinger, Hamburg, Germany; Claim No. 58168; \$437.63 in the Treasury of the United States. Vesting Order No. 13481.

Executed at Washington, D.C., on October 15, 1959.

For the Attorney General.

[SEAL]

DALLAS S. TOWNSEND,
Assistant Attorney General, Director, Office of Alien Property.

[F.R. Doc. 59-8914; Filed, Oct. 21, 1959;
8:49 a.m.]

CUMULATIVE CODIFICATION GUIDE—OCTOBER

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