



FEDERAL REGISTER

VOLUME 24 NUMBER 193

Washington, Friday, October 2, 1959

Title 3—THE PRESIDENT

Executive Order 10839

DESIGNATING CERTAIN OFFICERS TO ACT AS SECRETARY OF STATE

By virtue of authority vested in me by section 179 of the Revised Statutes (5 U.S.C. 6), and as President of the United States, it is ordered as follows:

In case of the death, resignation, absence, or sickness of the Secretary of State and the Under Secretary of State, the following-designated officers of the Department of State shall, in the order of succession indicated, act as Secretary of State until a successor is appointed or until the absence or sickness of the incumbent shall cease:

1. Under Secretary of State for Political Affairs or Under Secretary of State for Economic Affairs, as may be designated by the President pursuant to the act of July 30, 1959, 73 Stat. 266.

2. Deputy Under Secretaries of State, (a) in such order of succession as the Secretary of State (or the Under Secretary of State when acting as Secretary) may by order designate from time to time, or (b) if no such designation order is in effect at the time, in the order of the lengths of service as Deputy Under Secretaries.

3. Assistant Secretaries of State, (a) in such order of succession as the Secretary of State (or the Under Secretary of State when acting as Secretary) may by order designate from time to time, or (b) if no such designation order is in effect at the time, in the order of the lengths of service as Assistant Secretaries.

The President may at any time, in pursuance of law but without regard to the foregoing provisions of this order, direct that an officer specified by the President shall act as Secretary of State.

Executive Order No. 10791 of November 28, 1958, is hereby superseded.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,
September 30, 1959.

[F.R. Doc. 59-8377; Filed, Oct. 1, 1959; 12:30 p.m.]

Executive Order 10840

DESIGNATING THE FEDERAL AVIATION AGENCY AS AN AGENCY TO HAVE CERTAIN CONTRACTUAL AUTHORITY UNDER THE ASSIGNMENT OF CLAIMS ACT OF 1940, AS AMENDED

WHEREAS the Assignment of Claims Act of 1940 (54 Stat. 1029) as amended by the act of May 15, 1951, 65 Stat. 41 (31 U.S.C. 203), contains the following provisions:

Any contract of the Department of Defense, the General Services Administration, the Atomic Energy Commission, or any other department or agency of the United States designated by the President, except any such contract under which full payment has been made, may, in time of war or national emergency proclaimed by the President (including the national emergency proclaimed December 16, 1950) or by Act or joint resolution of the Congress and until such war or national emergency has been terminated in such manner, provide or be amended without consideration to provide that payments to be made to the assignee of any moneys due or to become due under such contract shall not be subject to reduction or set-off, and if such provision or one to the same general effect has been at any time heretofore or is hereafter included or inserted in any such contract, payments to be made thereafter to an assignee of any moneys due or to become due under such contract, whether during or after such war or emergency, shall not be subject to reduction or set-off for any liability of any nature of the assignor to the United States or any department or agency thereof which arises independently of such contract, or hereafter for any liability of the assignor on account of (1) renegotiation under any renegotiation statute or under any statutory renegotiation article in the contract, (2) fines, (3) penalties (which term does not include amounts which may be collected or withheld from the assignor in accordance with or for failure to comply with the terms of the contract), or (4) taxes, social security contributions, or the withholding or nonwithholding of taxes or social security contributions, whether arising from or independently of such contract.

AND WHEREAS it appears that it would be in the public interest to make those provisions applicable to the Federal Aviation Agency:

NOW, THEREFORE, by virtue of the authority vested in me by the above-
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Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs,
Department of the Treasury
(T.D. 54950)

PART 23—ENFORCEMENT OF CUSTOMS AND NAVIGATION LAWS**Appraisal of Seized Merchandise**

The authority of collectors of customs to determine the domestic value of seized merchandise which was limited to seizures valued at not over \$250 has been extended to cover seizures valued at not more than \$500. To reflect this change, the second paragraph of footnote 23, appended to § 23.12(a), Customs Regulations, is amended to read:

The function of determining the domestic value of seized property under section 606, Tariff Act of 1930 (19 U.S.C. 1606), in any case where the aggregate value of the seizure is not more than \$500 has been transferred from the appraiser to the collector. (T.D. 54949)

(R.S. 161, as amended, 251, sec. 624, 46 Stat. 759; 5 U.S.C. 22, 19 U.S.C. 66, 1624)

[SEAL] LAWTON M. KING,
Acting Commissioner of Customs.

Approved: September 24, 1959.

A. GILMORE FLUES,
Acting Secretary of the Treasury.

[F.R. Doc. 59-8280; Filed, Oct. 1, 1959;
8:49 a.m.]

Title 25—INDIANS

Chapter I—Bureau of Indian Affairs,
Department of the Interior

SUBCHAPTER P—MINING

SUBCHAPTER Q—OIL AND GAS

PART 171—LEASING OF TRIBAL LANDS FOR MINING**PART 172—LEASING OF ALLOTTED LANDS FOR MINING****PART 173—LEASING OF LANDS IN CROW INDIAN RESERVATION, MONTANA, FOR MINING****PART 174—LEASING OF RESTRICTED LANDS OF MEMBERS OF FIVE CIVILIZED TRIBES, OKLAHOMA, FOR MINING****PART 184—LEASING OF CERTAIN LANDS IN WIND RIVER INDIAN RESERVATION, WYOMING, FOR OIL AND GAS MINING****Filing Fees for Mineral Leases on Indian Lands**

On page 8732 of the FEDERAL REGISTER of November 8, 1958, a notice to amend §§ 171.25, 171.30, 172.31, 172.32, 173.28, 173.29, 174.7, 174.47, 184.29, and 184.30 of 25 CFR was published. The purpose of these amendments is to increase the filing fee to cover the cost of processing

a lease, including the cost of printing the prescribed forms, and to eliminate the separate charge for the forms.

Interested persons were given thirty days from the date of publication of the notice in the FEDERAL REGISTER as an opportunity to submit their views, data, and arguments concerning the proposed amendments to the Commissioner of Indian Affairs. Two communications having the same objection were received within the specified period. The objection was given careful consideration, but was not accepted because the purpose of the amendment would be defeated thereby.

The proposed amendments to the sections of 25 CFR listed above are adopted, without change, except that reference is made to the chapter instead of the subchapter, and are set forth below.

These amendments are effective upon publication in the FEDERAL REGISTER.

ELMER F. BENNETT,
Acting Secretary of the Interior.

SEPTEMBER 25, 1959.

1. Section 171.25 is amended to provide for an increase in the filing fee from \$5 to \$10 and to read as follows:

§ 171.25 Fees.

Unless otherwise authorized by the Secretary of the Interior or his authorized representative, each lease, mining permit, sublease, or assignment shall be accompanied at the time of filing by a fee of \$10. Such fee will not be required on sand and gravel permits issued to States, counties, or other municipal bodies. (25 U.S.C. 413)

2. Section 171.30 is amended to provide for the elimination of the charge for prescribed forms and to read as follows:

§ 171.30 Forms.

Leases, assignments, and other instruments shall be on forms prescribed by the Secretary of the Interior or his authorized representative and may be obtained from the superintendent or other officer having jurisdiction over the lands.

(Secs. 16, 17, 48 Stat. 987, 988, sec. 9, 49 Stat. 1968, Sec. 4, 52 Stat. 348; 25 U.S.C. 396d, 476, 477, 509)

3. Section 172.31 is amended to provide for an increase in the filing fee from \$5 to \$10 and to read as follows:

§ 172.31 Fees.

The provisions of § 171.25 of this chapter, or as hereafter amended, are applicable to this part.

4. Section 172.32 is amended to provide for the elimination of the charge for prescribed forms and to read as follows:

§ 172.32 Forms.

The provisions of § 171.30 of this chapter, or as hereafter amended, are applicable to this part.
(35 Stat. 783, as amended; 25 U.S.C. 396)

5. Section 173.28 is amended to provide for an increase in the filing fee from \$5 to \$10 and to read as follows:

§ 173.28 Fees.

The provisions of § 171.25 of this chapter, or as hereafter amended, are applicable to this part.

6. Section 173.29 is amended to provide for the elimination of the charge for prescribed forms and to read as follows:

§ 173.29 Forms.

The provisions of § 171.30 of this chapter, or as hereafter amended, are applicable to this part.

(Sec. 6, 41 Stat. 753, sec. 6, 44 Stat. 659)

7. Section 174.7 is amended to change the caption, to provide for an increase in the filing fee from \$5 to \$10 and to read as follows:

§ 174.7 Fees.

The provisions of § 171.25 of this chapter, or as hereafter amended, are applicable to this part.

8. Section 174.47 is amended to provide for the elimination of the charge for prescribed forms and to read as follows:

§ 174.47 Forms.

The provisions of § 171.30 of this chapter, or as hereafter amended, are applicable to this part.

(Sec. 2, 35 Stat. 312, sec. 18, 44 Stat. 426, sec. 1, 45 Stat. 495, sec. 1, 47 Stat. 777; 25 U.S.C. 356)

9. Section 184.29 is amended to provide for an increase in the filing fee from \$5 to \$10 and to read as follows:

§ 184.29 Fees.

Unless otherwise authorized by the Secretary of the Interior or his authorized representative, each lease, sublease, or assignment shall be accompanied at the time of filing by a fee of \$10. (25 U.S.C. 413)

10. Section 184.30 is amended to provide for the elimination of the charge for prescribed forms and to read as follows:

§ 184.30 Forms.

The provisions of § 171.30 of this chapter, or as hereafter amended, are applicable to this part.

(Sec. 1, 39 Stat. 519)

[F.R. Doc. 59-8265; Filed, Oct. 1, 1959;
8:48 a.m.]

Title 29—LABOR

Chapter IV—Bureau of Labor-Management Reports, Department of Labor

PART 406—LABOR RELATIONS CONSULTANT REPORT

Section 203(b) of the Labor-Management Reporting and Disclosure Act (Pub. Law 86-257; 73 Stat. 519), requires every person who, pursuant to agreement or arrangement with an employer, undertakes certain described labor relations services, to file a report with the Secretary of Labor within 30 days after