

THE NATIONAL ARCHIVES  
LITTERA SCRIPTA MANET  
OF THE UNITED STATES

# FEDERAL REGISTER

VOLUME 24      1934      NUMBER 121

Washington, Saturday, June 20, 1959

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

##### Department of Agriculture

Effective upon publication in the FEDERAL REGISTER, subparagraph (3) of § 6.111(h) is amended as set out below.

##### § 6.111 Department of Agriculture.

(h) *Agricultural Marketing Service.* \* \* \*

(3) Positions of cotton classers GS-9 and below, clerks GS-2, and laborers, employed on a seasonal basis in cotton-classing offices outside the Washington, D.C., Metropolitan Area. Employment under this authority (or under a combination of this authority and any other excepting authority) shall not exceed 160 working days a year in the case of cotton classers and laborers and 130 working days a year in the case of clerks.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] WM. C. HULL,  
*Executive Assistant.*

[F.R. Doc. 59-5144; Filed, June 19, 1959; 8:49 a.m.]

## Title 7—AGRICULTURE

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

SUBCHAPTER A—MARKETING ORDERS  
[Valencia Orange Reg. 170]

#### PART 922—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

##### Limitation of Handling

§ 922.470 Valencia Orange Regulation 170.

(a) *Findings.* (1) Pursuant to the marketing agreement and Order No. 22,

No. 121—Pt. I—1

*This issue includes two parts bound together. Part II contains a republication of regulations of the National Park Service, 36 CFR Chapter I.*

as amended (7 CFR Part 922), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.; 68 Stat. 906, 1047), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said marketing agreement and order, as amended, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (60 Stat. 237; 5 U.S.C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the

(Continued on p. 5015)

## CONTENTS

	Page
<b>Agricultural Marketing Service</b>	
Rules and regulations:	
Determination relative to expenses and fixing of assessment rate for 1959-60 fiscal year:	
Avocados grown in South Florida.....	5015
Limes grown in Florida.....	5016
Handling limitations:	
Lemons grown in California and Arizona.....	5015
Valencia oranges grown in Arizona and designated part of California.....	5013
Tomatoes grown in the Lower Rio Grande Valley in Texas; shipments limitation termination.....	5016
Tomatoes; import regulation termination.....	5016
<b>Agriculture Department</b>	
See Agricultural Marketing Service.	
<b>Alien Property Office</b>	
Notices:	
G. A. K. baron van Lynden et al.; intention to return vested property.....	5031
<b>Business and Defense Services Administration</b>	
Rules and regulations:	
Basic rules of defense materials system; special procedure for production of selected aircraft Class B products.....	5020
<b>Civil Aeronautics Board</b>	
Rules and regulations:	
Foreign air transportation; terms, conditions and limitations of certificates of public convenience and necessity; persons upon whom notice must be served.....	5016
<b>Civil Service Commission</b>	
Rules and regulations:	
Exception from competitive service; Agriculture Department.....	5013
	5013

hausted shall be deemed not to be ended until the last day of the extended benefit period determined under the following schedule, and the maximum number of days of, and amount of payment for, unemployment

within such benefit year for which benefits may be paid to the employee shall be enlarged to include all compensable days of unemployment within such extended benefit period:

The extended benefit period shall begin on the first day of unemployment following the day on which the employee exhausted his then current rights to normal benefits for days of unemployment and shall continue for successive fourteen-day periods (each of which periods shall constitute a registration period) until the number of such fourteen-day periods totals—

If the employee's "years of service" total—  
10 and less than 15-----  
15 and over-----

7 (but not more than 65 days).  
13.

but no such extended benefit period shall extend beyond the beginning of the first registration period in a benefit year in which the employee is again qualified for benefits in accordance with section 3 of this Act on the basis of compensation earned after the first of such successive fourteen-day periods has begun.

Section 303(b) of Public Law 86-28, 73 Stat. 31, provides that:

An employee who has less than ten years of service as defined in section 1(f) of the Railroad Retirement Act of 1937, and who has after June 30, 1957, and before April 1, 1959, exhausted (within the meaning prescribed by the Railroad Retirement Board by regulation) his rights to unemployment benefits, shall be paid unemployment benefits for days of unemployment, not exceeding sixty-five, which occur in registration periods beginning on or after June 19, 1958, and before July 1, 1959, and which would not be days with respect to which he would be held entitled otherwise to receive unemployment benefits under the Railroad Unemployment Insurance Act \* \* \*

§ 325.12 Registration.

(a) *Method of registration.* Registration with respect to any day shall be made by the employee's appearing before an unemployment claims agent at a free employment office during such agent's working hours and claiming the day by signing for it on the registration and claim form provided by the Board: *Provided, however,* That, except for registrations for benefits in extended benefit periods and for benefits provided in Section 303(b), Public Law 86-28, 73 Stat. 31, no registration shall be deemed to have been made with respect to any day which, if registration were made with respect to it, would be the first day of a registration period in a benefit year in which (1) the employee is not a qualified employee under section 3 of the Railroad Unemployment Insurance Act, or (2) benefits have already been payable to him for 130 days of unemployment, or (3) benefits for days of unemployment have already been payable to him in an amount equal to his compensation in the base year: *And provided further,* That if registration is made with respect to any day, and the claim to such day as a day of unemployment on the basis of such registration is not withdrawn, nothing done subsequent to such registration, except reregistration under § 325.50, shall be deemed registration with respect to such

day: *And provided further,* That if, at the time of establishment of an extended benefit period, it is apparent that beginning the extended benefit period with a particular day would clearly be to the employee's disadvantage, no registration shall be deemed to have been made with respect to such day.

(c) *Day of registration.* \* \* \*

(7) Registration with respect to any day before May 19, 1959, for which the employee would not have been entitled to unemployment benefits except for the amendments to the Railroad Unemployment Insurance Act made by Public Law 86-28, 73 Stat. 25, or except for the provisions of section 303(b) of Public Law 86-28, 73 Stat. 31, may be made at any time before May 19, 1960.

(Sec. 12, 52 Stat. 1107, as amended; 5 U.S.C. 362)

Sec.  
336.1 Statutory provisions.  
336.2 Exhaustion of rights.

*AUTHORITY:* §§ 336.1 and 336.2 issued under sec. 12, 52 Stat. 1107, as amended; 45 U.S.C. 362.

§ 336.1 Statutory provisions.

Section 2(c) of the Railroad Unemployment Insurance Act, as amended, provides that:

\* \* \* with respect to an employee who has ten or more years of service as defined in section 1(f) of the Railroad Retirement Act of 1937, who did not voluntarily leave work without good cause or voluntarily retire, and who had current rights to normal benefits for days of unemployment in a benefit year but has exhausted such rights, the benefit year in which such rights are exhausted shall be deemed not to be ended until the last day of the extended benefit period determined under the following schedule, and the maximum number of days of, and amount of payment for, unemployment within such benefit year for which benefits may be paid to the employee shall be enlarged to include all compensable days of unemployment within such extended benefit period:

The extended benefit period shall begin on the first day of unemployment following the day on which the employee exhausted his then current rights to normal benefits for days of unemployment and shall continue for successive fourteen-day periods (each of which periods shall constitute a registration period) until the number of such fourteen-day periods totals—

If the employee's "years of service" total—  
10 and less than 15-----  
15 and over-----

7 (but not more than 65 days).  
13.

but no such extended benefit period shall extend beyond the beginning of the first registration period in a benefit year in which the employee is again qualified for benefits in accordance with section 3 of this Act on the basis of compensation earned after the first of such successive fourteen-day periods has begun.

Section 303(b) of Public Law 86-28, 73 Stat. 31, provides that:

An employee who has less than ten years of service as defined in section 1(f) of the Railroad Retirement Act of 1937, and who has after June 30, 1957, and before April 1, 1959, exhausted (within the meaning prescribed by the Railroad Retirement Board by regulation) his rights to unemployment benefits, shall be paid unemployment benefits for days of unemployment, not exceeding sixty-five, which occur in registration periods beginning on or after June 19, 1958, and before July 1, 1959, and which would not be days with respect to which he would be held entitled otherwise to receive unemployment benefits under the Railroad Unemployment Insurance Act \* \* \*

§ 336.2 Exhaustion of rights.

An employee shall be deemed to have exhausted his current rights to normal benefits for days of unemployment, within the meaning of Section 2(c) of the Railroad Unemployment Insurance Act, and to have exhausted his rights to unemployment benefits, within the meaning of Section 303(b) of Public Law 86-28, 73 Stat. 31, if:

(a) He has received unemployment benefits for 130 days of unemployment in the benefit year, or

(b) He has received unemployment benefits in the benefit year equal to his base-year compensation, or

(c) At the end of a normal benefit year during which he was qualified for benefits he has received less than the maximum unemployment benefits for the benefit year and he is not qualified for benefits in the next succeeding benefit year.

Dated: June 15, 1959.

By authority of the Board.

MARY B. LINKINS,  
Secretary of the Board.

[F.R. Doc. 59-5135; Filed, June 19, 1959; 8:48 a.m.]

Title 25—INDIANS

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

SUBCHAPTER K—PATENTS, ALLOTMENTS AND SALES

PART 121—ISSUANCE OF PATENTS IN FEE, CERTIFICATES OF COMPETENCY, SALE OF CERTAIN INDIAN LANDS, AND REINVESTMENT OF PROCEEDS

Status of Applications for Patents in Fee

On pages 1720 and 1721 of the FEDERAL REGISTER of March 10, 1959, there was published a notice of intention to amend Part 121, Title 25 of the Code of Federal Regulations, by adding new material to be designated as § 121.2a. The purpose

of this amendment is to assure, insofar as practicable, that Indian applicants for patents in fee are informed concerning the disposition of their applications before such information is made available to the public.

Interested persons were given an opportunity to submit their views, data, and arguments concerning the proposed amendment within 30 days from the date of publication of the notice. No written communications pertaining to the proposed amendment were received within the period specified.

The proposed amendment to the regulations is hereby adopted, without change, and is set forth below. This amendment is effective upon publication in the FEDERAL REGISTER.

FRED A. SEATON,  
*Secretary of the Interior.*

JUNE 15, 1959.

A new section is added following § 121.2 to read as follows:

§ 121.2a Information regarding status of applications for patents in fee.

The status of applications by Indians for patents in fee shall be disclosed to employees of the Department whose duties require that such information be disclosed to them and to the applicant, or his attorney, upon request. Such information will be made available to all other persons, upon request, fifteen (15) days after the fee patent has been issued by the Bureau of Land Management, or after the application has been rejected and the applicant notified, if such be the case.

(R.S. 161; 5 U.S.C. 22)

[F.R. Doc. 59-5127; Filed, June 19, 1959; 8:47 a.m.]

## Title 32A—NATIONAL DEFENSE, APPENDIX

### Chapter VI—Business and Defense Services Administration, Department of Commerce

[DMS Reg. No. 1, Direction 5 as amended June 17, 1959]

#### DMS REG. 1—BASIC RULES OF THE DEFENSE MATERIALS SYSTEM

##### Dir. 5—Special Procedure for the Production of Selected Aircraft Class B Products

This amended direction under DMS Regulation 1 is found necessary and appropriate to promote the national defense and is issued pursuant to the Defense Production Act of 1950, as amended. In the formulation of this direction, consultation with industry representatives has been rendered impracticable due to the need for immediate action.

Sec.

1. What this direction does.
2. Definition.

Sec.

3. Applicability of DMS Reg. 1.
4. Transition provision for acquisition of controlled materials.
5. Self-authorization procedure for SA Class B products.

**AUTHORITY:** Sections-1 to 5 issued under sec. 704, 64 Stat. 816, as amended, P.L. 85-471, 72 Stat. 241; 50 U.S.C. App. 2154. Interpret or apply sec. 101, 64 Stat. 799, as amended, sec. 705, 64 Stat. 816, as amended, P.L. 85-471, 72 Stat. 241; 50 U.S.C. App. 2071, 2155; E.O. 10480, as amended, 18 F.R. 4939, 6201, 19 F.R. 3807, 7249, 21 F.R. 1673; 3 CFR, 1953, 1954 and 1956 Supps.; DMO I-7, as amended, 18 F.R. 5366, 6736, 6737, 19 F.R. 7348; 32A CFR Ch. I; Commerce Dept. Order No. 152 (Revised), 23 F.R. 7951.

##### Section 1. What this direction does.

This amended direction makes basic changes in the special procedure for the production of APRA B products which was established by this direction as originally issued April 1, 1954. It provided that the Aircraft Production Resources Agency of the Department of Defense would authorize production schedules and make allotments to manufacturers of APRA B products. Under this amended direction manufacturers of Selected Aircraft Class B products (formerly APRA B products) who receive rated orders for such products will operate under the self-authorization provisions of section 17 of DMS Reg. 1 but, in lieu of using the program identification B-5, will use their customers' program identifications in obtaining controlled materials and other products and materials.

##### Sec. 2. Definition.

As used in this direction, "SA Class B product" means any Class B product listed in Table 1 of this direction.

##### Sec. 3. Applicability of DMS Reg. 1.

The provisions of DMS Regulation No. 1 are superseded to the extent that they are inconsistent with the provisions of this direction. In all other respects the provisions of DMS Regulation No. 1 shall remain in full force and effect.

##### Sec. 4. Transition provision for acquisition of controlled materials.

(a) All allotments for the production of SA Class B products (formerly APRA B products) for delivery of controlled materials subsequent to the third calendar quarter of 1959, which were not used prior to the effective date of this amended direction, are hereby cancelled.

(b) A person who has received an allotment for the production of SA Class B products (formerly APRA B products) and who may obtain controlled materials for the same purpose by self-authorization pursuant to this amended direction shall not use either the allotment or self-authorization to obtain more controlled materials than needed for such purpose.

##### Sec. 5. Self-authorization procedure for SA Class B products.

(a) No person shall authorize a production schedule or make an allotment

for the production of an SA Class B product, and no person shall accept an authorized production schedule or an allotment for the production of an SA Class B product.

(b) A manufacturer of an SA Class B product who receives a rated order for such product shall obtain his requirements of controlled materials and other products and materials needed to fill such order in accordance with the self-authorization provisions of section 17 of DMS Regulation No. 1: *Provided*, That he shall use his customer's program identification in lieu of using the program identification B-5.

This direction as amended shall take effect June 17, 1959.

BUSINESS AND DEFENSE SERVICES ADMINISTRATION,  
H. B. MCCOY,  
*Administrator.*

TABLE 1 OF DIRECTION 5 TO DMS REG. 1

##### LIST OF SELECTED AIRCRAFT CLASS B PRODUCTS

Accumulators, hydraulic, aircraft.  
Actuators (cylinder assemblies), linear motion, hydraulic, aircraft.  
Actuators (cylinder assemblies), linear motion, pneumatic, aircraft.  
Actuators, linear motion, electric, aircraft.  
Altimeters, Barometric, aircraft.  
Brake boosters, aircraft.  
Brakes, aircraft.  
Compasses, aircraft.  
Conduit, electric, braided metallic, aircraft.  
Coolers, oil and air, aircraft.  
Dampeners, shimmy.  
Dampeners, yaw.  
Dynamotors, special aircraft.  
Filters, engine, air, aircraft.  
Filters, engine fuel, aircraft.  
Flight control systems, automatic, aircraft.  
Gauges, fuel, capacitor type, aircraft.  
Gearmotors, special aircraft.  
Generators, electric, special aircraft.  
Heat exchanger, aircraft.  
Heaters, airborne, aircraft.  
Indicators, airspeed and mach, aircraft.  
Indicators, rate of climb, aircraft.  
Indicators, turn and bank, aircraft.  
Instruments, Bourdon, aircraft.  
Instruments, gyro, aircraft.  
Instruments, indicating, electric, synchronous, aircraft.  
Instruments, temperature indicating, electric, aircraft.  
Inverters, electric, aircraft.  
Landing gear struts and assemblies.  
Motors, fractional horsepower, special aircraft, except synchros.  
Motors, hydraulic, special aircraft.  
Motors, rotary pneumatic, aircraft.  
Parachute components.  
Pilots, automatic, aircraft.  
Pumps, accumulators and assemblies, hydraulic, special aircraft.  
Pumps and assemblies, fuel, aircraft.  
Pumps and assemblies, vacuum, aircraft.  
Regulators, oxygen, respiration, aircraft.  
Safety belt and harness components, aircraft.  
Sextants, periscope, aircraft.  
Spark plugs, aircraft.  
Starters, electric, aircraft.  
Tachometers, electric, aircraft.  
Towing equipment, airborne, aircraft.  
Valves, control, hydraulic and pneumatic, aircraft.  
Wheels, aircraft.

[F.R. Doc. 59-5136; Filed, June 19, 1959; 8:48 a.m.]