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3-55

1949 EDITION CODE OF FEDERAL REGULATIONS

Title 25—Indians

1952
CUMULATIVE POCKET SUPPLEMENT
FOR USE DURING 1953 (or 3 Jan. 1, 1953)

For changes subsequent to December 31, 1952
see the daily issues of the
FEDERAL REGISTER

mated stumpage value exceeds \$10,000 but not \$100,000, for not less than 30 days; and if the estimated stumpage value exceeds \$100,000, for not less than 60 days. If no contract is executed after such advertisement, the officer approving the advertisement may, within one year from the last day on which bids were to be received as defined in the advertisement sell such timber in the open market upon the terms and conditions in the advertisement and at not less than the advertised value or the appraised value at the time of sale, whichever is greater. (17 F. R. 8380, Sept. 18, 1952.)

Part 62—Sale of Timber Products and Use of Forest Lands for Nonforest Purposes, Menominee Indian Reservation¹

Subpart A—Sale of Timber Products [Added]

Sec. 62.1-62.13.

Subpart B—Clearing and Use of Forest Land for Nonforest Purposes [Added]

Sec.

62.50 Menominee Indian Forest.

62.51 Exclusion of land for nonforest use.

62.52 Clearing excluded areas.

SUBPART A—SALE OF TIMBER PRODUCTS

CORPORATION: §§ 62.1 to 62.13 were designated as Subpart A, 16 F. R. 10881, Oct. 28, 1951.

SUBPART B—CLEARING AND USE OF FOREST LAND FOR NONFOREST PURPOSES [ADDED]

AUTHORITY: §§ 62.50 to 62.52 issued under sec. 3, 35 Stat. 51, as amended.

Source: §§ 62.50 to 62.52 appear at 16 F. R. 10881, Oct. 28, 1951.

§ 62.50 Menominee Indian Forest.

(a) The entire area of the Menominee Indian Reservation, except the areas designated in this section is declared to be the Menominee Indian Forest. Excluded from the Forest are (1) areas used for the agency, Menominee Mills, and other administrative purposes; (2) areas now occupied and used individually by members of the Menominee Tribe, and (3) areas designated pursuant to § 62.51 for agricultural or other nonforest purposes. The Superintendent shall keep current records of all areas excluded from the Forest.

¹ The headnote of Part 62 was amended to read as set forth above, 16 F. R. 10881, Oct. 28, 1951.

(b) Areas excluded from the Forest by reason of present occupancy and use by members of the Menominee Tribe that are not fully occupied and used by such members, and all other areas excluded from the Forest that are not used for nonforest purposes for at least three consecutive years, may, pursuant to resolution of the Menominee Advisory Council and approval of the Commissioner of Indian Affairs or his designated representative, be in whole or in part restored to the Forest or, subject to the requirements of § 62.51, assigned or reassigned to eligible Indians.

§ 62.51 *Exclusion of land for nonforest use.* Areas within the Menominee Indian Forest may be excluded therefrom for use for agricultural or other nonforest purposes. Exclusion shall be effective upon issuance by the Superintendent of the Reservation of a certificate, which shall clearly define the area and describe the purposes for which it is to be used. The certificate shall not be issued without endorsement as provided in this section. Upon receipt of a request for exclusion under this section, the Superintendent shall refer the proposed certificate to the Forest Officer. It shall be the duty of the Forest Officer to cause to be made a survey of each area dealt with in the certificate and thereafter to endorse the certificate if, in his opinion, the area is not more valuable as a part of the Menominee Indian Forest or the use of the area for other than forestry will not be detrimental to the Forest. Should the Forest Officer find the area to be more valuable as a part of the Menominee Indian Forest, or that its use for other than forestry purposes will be detrimental to the Forest, he shall notify the Superintendent in writing to that effect. Such land shall not be excluded from the Forest unless after review by the Commissioner of Indian Affairs the Forest Officer's findings are reversed by the Commissioner and the certificate is endorsed pursuant thereto. The decision of the Commissioner shall be final.

§ 62.52 *Clearing excluded areas.* Forest land described in a certificate issued pursuant to § 62.51 shall be cleared under the supervision of the Forest Officer. All merchantable forest products removed from such land shall be disposed of as provided for in § 62.1. The funds derived therefrom shall be deposited to the credit of the "Menominee Four Per Cent Fund."

SUBCHAPTER I—GRAZING

Part 71—General Grazing Regulations

Sec.	
71.6	Establishment of range units. [Amended]
71.8	Record of grazing permits. [Amended]
71.13	Authority for advertising grazing privileges. [Amended]
71.14	Advertisement of grazing privileges. [Amended]
71.18	Grazing permits for organized and unorganized tribes. [Amended]
71.19	Permits and leases issued without powers of attorney. [Amended]
71.24	Court action for collection of grazing fees and damages. [Amended]
71.25	Nonconcurrence between the superintendent and the regional forester. [Revoked]
71.26	Definitions. [Revised]
71.27	Administration of Government lands. [Amended]

§ 71.6 Establishment of range units.

CORPORATION: In §§ 71.6, 71.8, 71.12, 71.14, 71.18, 71.19, 71.24, and 71.27 the term "regional forester" was changed to "area director" wherever it appeared. 17 F. R. 1420, Feb. 14, 1952.

§ 71.8 Record of grazing permits. (See note to § 71.6)

§ 71.13 Authority for advertising grazing privileges. (See note to § 71.6)

§ 71.14 Advertisement of grazing privileges. (See note to § 71.6)

§ 71.16 Grazing permits for organized and unorganized tribes. (See note to § 71.6)

§ 71.19 Permits and leases issued without powers of attorney. (See note to § 71.6)

§ 71.24 Court action for collection of grazing fees and damages. (See note to § 71.6)

§ 71.27 Administration of Government lands. (See note to § 71.6)

SUBCHAPTER J—HEIRS AND WILLS

Part 81—Determination of Heirs and Approval of Wills, Except as to Members of the Five Civilized Tribes and Osage Indians

Sec.	
81.30	Presumption of death. [Revised]
81.43	Making, approval as to form, and revocation of wills. [Revised]

§ 81.17 Rehearing. (a) Any person aggrieved by the decision of the examiner of inheritance may, within 60 days after the date on which notice of the decision is mailed to the interested parties (or within such additional period as the