

Washington, Tuesday, March 10, 1959

Title 43—PUBLIC LANDS: INTERIOR

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

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 1814]

[Fairbanks 020832]

ALASKA

Withdrawing Public Lands for Use of the Bureau of Indian Affairs for School Purposes

By virtue of the authority vested in the Secretary of the Interior by the act of May 31, 1938 (52 Stat. 593; 48 U.S.C. 353a), it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Alaska are hereby withdrawn from all forms of appropriation under the public land laws, including the mining and mineral leasing laws but not the disposal of materials under the act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604) as amended, and reserved under the jurisdiction of the Bureau of Indian Affairs for school purposes:

SCAMMON BAY—BERING SEA AREA

Beginning at a point located N. 60° W., 100 feet from the northwest corner of the Bureau of Indian Affairs school building, thence

S. 30° W., 220 feet;

S. 60° E., 450 feet;

N. 30° E., 350 feet;

N. 60° W., 450 feet;

S. 30° W., 130 feet to the point of beginning.

The tract described contains 3.6 acres.

ROGER ERNST,

Assistant Secretary of the Interior.

MARCH 4, 1959.

[F.R. Doc. 59-2025; Filed, Mar. 9, 1959; 8:47 a.m.]

[Public Land Order 1815]

[78965]

ALABAMA

Withdrawing Lands for Use of the Tennessee Valley Authority

By virtue of the authority vested in the President and pursuant to Executive Or-

der No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Alabama are hereby withdrawn from all forms of appropriation under the public lands laws, including the mineral leasing laws but not disposals of materials under the act of July 31, 1947 (61 Stat. 681; 69 Stat. 367; 30 U.S.C. 601-604) as amended, and reserved for use of the Tennessee Valley Authority for the purposes thereof as set forth in the Tennessee Valley Authority Act of 1933 (48 Stat. 63; 16 U.S.C. 831; et seq.):

HUNTSVILLE MERIDIAN

T. 6 S., R. 5 E.,

Sec. 6, lot 1.

The tract described contains 2.9 acres.

ROGER ERNST,

Assistant Secretary of the Interior.

MARCH 4, 1959.

[F.R. Doc. 59-2026; Filed, Mar. 9, 1959; 8:47 a.m.]

PROPOSED RULE MAKING

DEPARTMENT OF THE TREASURY

Bureau of Customs

[19 CFR Part 26]

DISCLOSURE OF INFORMATION; NAMES OF EXPORTERS

Notice of Proposed Rule Making

Requests have been received from the press for permission to obtain from customs records and publish the names of shippers (exporters) of export shipments by vessel. The publications now copying export cargo data from customs records for publication are precluded by § 26.5 (a) and (b), Customs Regulations, from obtaining the names of the exporters.

The names of shippers (exporters) are not required to be shown on the outward vessels manifests filed with customs covering exportations. In some cases

(Continued on next page)

CONTENTS

	Page
Atomic Energy Commission	
Notices:	
Alco Products, Inc.; proposed issuance of facility license.....	1723
General Electric Co.; issuance of amendment to utilization facility license.....	1722
Proposed rule making:	
General rules of procedure on application for determination of reasonable royalty fee, just compensation, or grant of an award for patents, inventions, or discoveries.....	1721
Civil Aeronautics Board	
Notices:	
Pan American World Airways, Inc., and National Airlines, Inc.; agreements investigation; postponement of hearing.....	1723
Commerce Department	
Notices:	
Crosby, Joseph P.; statement of changes in financial interests.....	1723
Customs Bureau	
Proposed rule making:	
Disclosure of information; names of exporters.....	1719
Federal Power Commission	
Notices:	
Hearings, etc.:	
Continental Oil Co.....	1726
Humble Oil and Refining Co..	1723
Magnolia Petroleum Co.....	1727
Northern Natural Gas Co.....	1726
Pioneer Gathering System, Inc., et al.....	1724
Pure Oil Co.....	1727
Secure Trusts et al.....	1725
Wiegand Brothers Drilling Co. et al.....	1724
Food and Drug Administration	
Proposed rule making:	
Pesticide chemicals; in or on raw agricultural commodities; petition for establishment of tolerance for residues of toxaphene.....	1721
Health, Education, and Welfare Department	
See Food and Drug Administration.	1719



Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Federal Register Division, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15 cents) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953. The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of books and pocket supplements vary.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER, or the CODE OF FEDERAL REGULATIONS.

CFR SUPPLEMENTS

(As of January 1, 1959)

The following supplement is now available:

Title 38 (\$0.55)

Previously announced: Title 3, 1958 Supp. (\$0.35); Title 8 (\$0.35); Titles 22-23 (\$0.35); Title 25 (\$0.35); Title 46, Parts 146-149, 1958 Supp. 2 (\$1.50); Title 47, Part 30 to end (\$0.30); Title 49, Parts 91-164 (\$0.40)

Order from Superintendent of Documents, Government Printing Office, Washington 25, D. C.

CONTENTS—Continued

Indian Affairs Bureau	Page
Proposed rule making:	
Colville Indian Irrigation Project, Washington	1721
Issuance of patents in fee, certificates of competency, sale of certain Indian lands, and reinvestment of proceeds	1720
Interior Department	
See Indian Affairs Bureau; Land Management Bureau.	
Interstate Commerce Commission	
Notices:	
Fourth section applications for relief	1728

CONTENTS—Continued

Land Management Bureau	Page
Rules and regulations:	
Public land orders:	
Alabama	1719
Alaska	1719
Securities and Exchange Commission	
Notices:	
Hearings, etc.:	
Eljo Oil & Mining Corp.	1729
Michigan Consolidated Gas Co. and American Natural Gas Co.	1728
National Capital Bank of Washington	1729
Ohio Edison Co.	1728
Small Business Administration	
Notices:	
Chief, Financial Assistance Division; Detroit Regional Office; delegation of authority relating to financial assistance functions	1730
Deputy Administrator for Administration; Office of the Administrator; delegation of authority relating to administration	1730

Treasury Department
See Customs Bureau.

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

A Cumulative Codification Guide covering the current month appears at the end of each issue beginning with the second issue of the month.

10 CFR	Page
Proposed rules:	
80	1721
19 CFR	
Proposed rules:	
26	1719
21 CFR	
Proposed rules:	
120	1721
25 CFR	
Proposed rules:	
121	1720
221	1721
43 CFR	
Public land orders:	
1814	1719
1815	1719

information that such manifests are required to show is supplied by attaching bills of lading to the manifests. In addition to the required customs information, the bills of lading give the names of the shippers (exporters). It is only to such manifests with bills of lading attached that the present requests for disclosure of exporters' names relate.

To effect the change requested by members of the press, § 26.5 (a) and (b) of the Customs Regulations would be amended to make clear that names of shippers (exporters) could be copied

when bills of lading containing such information are voluntarily attached to the outward manifest. Also, § 26.7 (a) of the regulations would be simultaneously amended to provide that collectors of customs, upon written application from an exporter, would refuse to permit the copying by the press of the exporter's name. The result of these amendments would be that where an exporter's name is on a bill of lading voluntarily attached to the outward manifest filed with customs such name could be copied by the press for publication unless the exporter instructs collectors of customs not to permit his name to be copied for publication.

Notice is hereby given of the proposed amendments in accordance with section 4 of the Administrative Procedure Act (5 U.S.C. 1003).

Prior to issuance of the proposed amendment, it is desired to obtain the views of that part of the public which might be directly affected and of all other members of the public which might be interested in this matter. Consideration will be given to any relevant data, views, or arguments pertaining to the proposed amendment which are submitted in writing to the Commissioner of Customs, Washington 25, D.C., and received not later than 60 days from the date of publication of this notice in the FEDERAL REGISTER. No hearing will be held.

[SEAL] **RALPH KELLY,**
Commissioner of Customs.

Approved: March 3, 1959.

A. GILMORE FLUES,
Acting Secretary of the Treasury.

[F.R. Doc. 59-2034; Filed, Mar. 9, 1959; 8:48 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Part 121]

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

Information Regarding Status of Applications for Patents in Fee

Basis and purpose. Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by section 161 of the Revised Statutes (5 U.S.C. 22), it is proposed to amend 25 CFR 121.2 as set forth below. 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. To accomplish this purpose, the amendment provides, in the case of approved applications, a period of 15 days for recordation and delivery of the patent to the Indian applicant before information on the status of the application will be made public. If the application is rejected, such information will be made available immediately after the applicant has been notified of such rejection.

This proposed amendment relates to matters which are exempt from the rule making requirements of the Administrative Procedure Act (5 U.S.C. 1003); however, it is the policy of the Department of the Interior that, wherever practicable, the rule making requirements be observed voluntarily. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendments to the Bureau of Indian Affairs, Washington 25, D.C., within thirty days of the date of publication of this notice in the FEDERAL REGISTER.

ROGER ERNST,
Assistant Secretary of the Interior.

MARCH 3, 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.

[F.R. Doc. 59-2024; Filed, Mar. 9, 1959; 8:46 a.m.]

I 25 CFR Part 221 I

COLVILLE INDIAN IRRIGATION PROJECT, WASHINGTON

Operation and Maintenance Charges

Basis and purpose. Notice is hereby given of intention to amend §§ 221.10 and 221.11 of Part 221, Title 25 CFR, Indians, to read as set forth below. Authority for this action is provided by the acts of August 1, 1914, and March 7, 1928 (38 Stat. 583 and 45 Stat. 210; 25 U.S.C. 385, 387). These amendments will change the regulations in regard to due dates of operation and maintenance charges and penalty for delinquency.

The proposed amendments relate to matters which are subject to section 4 of the rule making requirements of the Administrative Procedure Act of June 11, 1946 (60 Stat. 238). Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposals to the Commissioner, Bureau of Indian Affairs, Washington 25, D.C., within thirty days of the date of publication of this notice in the FEDERAL REGISTER.

ROGER ERNST,
Assistant Secretary of the Interior.

MARCH 3, 1959.

1. Sections 221.10 and 221.11 are amended to read as follows:

§ 221.10 Payments.

(a) The annual charges fixed in § 221.9 for the Nespelem and Little Nespelem Units shall become due on April 1 of each year and are payable on or before that date.

(b) The annual charges fixed in § 221.9 for the Monse Pumping Unit shall become due as follows: 50 percent on April 1 and 50 percent on July 1, and are payable on or before those dates.

(c) To any charges against non-Indian land or Indian land under lease to non-Indians remaining unpaid after July 1 there shall be added a penalty of one-half of one percent per month or fraction thereof from the due date until paid.

(d) In any instance where the superintendent is convinced that an Indian landowner, whose land is not under lease to a non-Indian, is financially unable to pay his operation and maintenance charges from proceeds of the crops being grown on the lands, or from any other source, water may be delivered if a written certificate is issued by the superintendent stating that such Indian is not financially able to pay such charges. In such cases, the unpaid charges shall be entered on the accounts and will stand as a first lien against the land until paid but without penalty for delinquency.

§ 221.11 Delivery contingent on payment.

(a) No water shall be delivered to any tract of land under the Nespelem and Little Nespelem Units until the entire irrigation charges for the current year shall have been paid. No water shall be delivered to any tract of land under the Monse Pumping Unit until at least 50 percent of the current year's charges have been paid. Water delivery shall not be continued after July 1 unless the total charges for the year have been paid, except as provided in § 221.10(d).

(b) No water shall be delivered to lands in non-Indian ownership until all delinquent charges, plus penalties, for previous years have been paid.

(c) No water shall be delivered to Indian lands under lease until the lessee has paid all charges, plus penalties in the case of a non-Indian lessee, which have accrued during the period of his lease.

(d) A water user who has fulfilled all requirements and is eligible to have water delivered to him shall give the ditch rider 48 hours notice in advance of the time he wishes to receive water or discontinue delivery of water to his tract.

2. Section 221.10a *Payments, Monse Pumping Unit* is eliminated for the reason that its provisions are included in § 221.10, as amended.

[F.R. Doc. 59-2023; Filed, Mar. 9, 1959; 8:46 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 120 I]

TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Notice of Filing of Petition for Establishment of Tolerance for Residues of Toxaphene

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a (d)(1)), the following notice is issued:

A petition has been filed by Hercules Powder Company, Inc., Wilmington 99, Delaware, proposing the establishment of a tolerance of 7 parts per million for residues of toxaphene in the fat of meat from hogs.

The analytical method proposed in the petition for determining residues of toxaphene is that of J. A. Hudy and C. L. Dunn, entitled "Determination of Organic Chlorides and Residues from Chlorinated Pesticides by Combustion Analysis," published in the Journal of Agricultural and Food Chemistry, Volume 5, pages 351-354 (May 1957).

Dated: March 4, 1959.

[SEAL] ROBERT S. ROE,
Director, Bureau of Biological and Physical Sciences.

[F.R. Doc. 59-2036; Filed, Mar. 9, 1959; 8:48 a.m.]

ATOMIC ENERGY COMMISSION

[10 CFR Part 80 I]

GENERAL RULES OF PROCEDURE ON APPLICATION FOR DETERMINATION OF REASONABLE ROYALTY FEE, JUST COMPENSATION, OR GRANT OF AWARD FOR PATENTS, INVENTIONS, OR DISCOVERIES

Notice of Proposed Rule Making

The following proposed amendments to Part 80 of the Commission's rules and regulations provide that (1) the Patent Compensation Board be delegated authority to hear and decide cases involving claims for damages and use as the result of patent secrecy orders under 35 U.S.C. section 183, as authorized by 35 U.S.C. section 188, and (2) decisions of the Board be made reviewable by the Commission upon petition for review filed by any party to each such proceeding. Under the proposed review procedure, the decision of the Board would constitute final action of the Commission, unless any party to the proceeding should file a petition for review with the Commission within sixty days after such