



FEDERAL REGISTER

VOLUME 29 NUMBER 67

Washington, Saturday, April 4, 1964

Contents

THE PRESIDENT

EXECUTIVE ORDER

Federal Reconstruction and Development Planning Commission for Alaska; establishment. 4789

EXECUTIVE AGENCIES

AGRICULTURAL MARKETING SERVICE

Rules and Regulations

Fruit grown in Arizona and California; handling limitations; Lemons _____ 4792
 Oranges _____
 Navel _____ 4791
 Valencia (2 documents) _____ 4791, 4792

Proposed Rule Making

Poultry and products thereof; inspection _____ 4804

Notices

Rudnick Livestock Sales Co., Inc., et al.; deposting of stockyards. 4815

AGRICULTURE DEPARTMENT

See also Agricultural Marketing Service.

Notices

North Dakota and Wisconsin; designation of areas for emergency loans _____ 4816

ATOMIC ENERGY COMMISSION

Notices

New York University; application for facility license _____ 4816

CIVIL AERONAUTICS BOARD

Notices

Alaska Airlines, Inc., et al.; agreements; order for reply and comments _____ 4816
 Kodiak Airways, Inc.; service mail rates; show cause order _____ 4817
 Thrift class fare investigation; hearing _____ 4817

CIVIL SERVICE COMMISSION

Rules and Regulations

Excepted service; Emergency Planning Office _____ 4791

COAST GUARD

Notices

New London Harbor; closure to navigation during launching of "USS Greenling" _____ 4815

COMMERCE DEPARTMENT

Notices

Frazza, Louis F.; statement of changes in financial interests _____ 4816

CUSTOMS BUREAU

Proposed Rule Making

Customs employees; reimbursement of charges for services and expenses _____ 4804

DEFENSE DEPARTMENT

See Navy Department.

EMERGENCY PLANNING OFFICE

Notices

Kentucky; amendment to major disaster notice _____ 4842

FEDERAL AVIATION AGENCY

Rules and Regulations

Control zones, alteration; and designation of transition areas _____ 4793

Proposed Rule Making

Valparaiso, Fla.; special air traffic rule _____ 4805

FEDERAL COMMUNICATIONS COMMISSION

Rules and Regulations

Land Transportation Radio Services; frequencies available for base and mobile stations _____ 4802
 Practice and procedure; interpretations regarding fee schedule _____ 4801

Proposed Rule Making

Fraudulent billing practices of standard, FM, and television broadcast stations _____ 4806
 Secondary frequency assignments, California _____ 4808

Notices

Advisory Committee for Land Mobile Service; establishment _____ 4818
 Frequency allocation _____ 4820
 Land Mobile Service; frequency spacing and sharing _____ 4820
 Lewis, Joseph F., Jr.; show cause order _____ 4834

Hearings, etc.:

Blackhawk Broadcasting Co. (WSDR) (2 documents) _____ 4834, 4835
 Community Broadcasting Service, Inc., et al. _____ 4835
 Salem Broadcasting Co. _____ 4836
 WHDH, Inc. (WHDH-TV) et al. _____ 4836

FEDERAL MARITIME COMMISSION

Notices

Agreements:

Farrell Lines, Inc., and Delta Steamship Lines, Inc. _____ 4837
 United States Lines Co. and Isthmian Lines, Inc. _____ 4837
 United States Lines Co. and Matson Navigation Co.; termination _____ 4837

FEDERAL POWER COMMISSION

Notices

Hearings, etc.:

Cities Service Gas Co. _____ 4839
 Colorado Interstate Gas Co. and Kansas Colorado Utilities, Inc. _____ 4839
 Cumberland and Allegheny Gas Co. _____ 4840
 Interstate Power Co. _____ 4840
 Pan American Petroleum Corp. et al. _____ 4837

(Continued on next page)

Title 25—INDIANS

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

SUBCHAPTER M—FORESTRY

PART 144—SALE OF FOREST PRODUCTS, RED LAKE INDIAN RESERVATION, MINN.

Revision

On page 14431 of the FEDERAL REGISTER of December 28, 1963, there was published a notice and text of proposed amendment of Part 144 of Title 25, Code of Federal Regulations.

The purpose of the amendment is to incorporate numerous editorial changes to conform with the procedure adopted for other related parts in 25 CFR Chapter I, Subchapter M—Forestry.

Interested persons were given 30 days within which to submit comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions, or objections have been received, and the proposed amendment is hereby adopted and is set forth below. This amendment shall become effective at the beginning of the 30th calendar day following the date of publication in the FEDERAL REGISTER.

STEWART L. UDALL,
Secretary of the Interior.

MARCH 31, 1964.

Part 144 of 25 CFR is revised to read as follows:

Sec.	
144.1	Definitions.
144.2	Purpose of regulations.
144.3	Applicability of regulations.
144.4	Sale in open market.
144.5	Advertisement in trade journals and newspapers.
144.6	Advertising contracts.
144.7	General advertisement.
144.8	Proposals for purchase.
144.9	Proposals to Government departments.
144.10	Cash sales.

Sec.	
144.11	Payments, discounts, and credit sales.
144.12	Commission sales agents.
144.13	Deposits.
144.14	Purchase of timber by the Red Lake Indian Mills.
144.15	Appeals.

AUTHORITY: The provisions of this Part 144 issued under sec. 9, 39 Stat. 137, as amended; 5 U.S.C. 22, 41 U.S.C. 6b.

CROSS REFERENCE: For General Forest Regulations, see 25 CFR Part 141.

§ 144.1 Definitions.

(a) "Secretary" means the Secretary of the Interior or his authorized representative.

(b) "Red Lake Indian Mills" means the tribal enterprise, established under section 9 of the act of May 18, 1916 (39 Stat. 137), as amended, for the purpose of producing forest products.

(c) "Forest Products" means lumber, lath, shingles, crating, ties, bolts, logs, bark, pulpwood, or other marketable materials manufactured or produced by the Red Lake Indian Mills.

(d) "Red Lake Indian Reservation, Minnesota" means the Red Lake Indian Forest and all other forest lands held in trust for the Red Lake Band of Chippewa Indians.

§ 144.2 Purpose of regulations.

The regulations in this Part 144 prescribe the terms and conditions under which forest products produced by the Red Lake Indian Mills may be sold without compliance with section 3709 of the Revised Statutes.

§ 144.3 Applicability of regulations.

The regulations in this Part 144 apply only to the Red Lake Indian Mills.

§ 144.4 Sale in open market.

The forest products produced by the Red Lake Indian Mills may be sold in the open market at such prices as may be realized through the methods in this Part 144.

§ 144.5 Advertisement in trade journals and newspapers.

The Secretary may advertise forest products of the Red Lake Indian Mills for sale in trade journals of general circulation among persons, companies, or corporations interested in buying and selling of forest products, and in news-

word or expression, to describe respondents or such watches.

4. Furnishing any means or instrumentality to others whereby the public may be misled as to any of the matters or things prohibited by the above provisions of this order.

It is further ordered, That Waltham Watch Company, a corporation, and its officers and Harry Aronson, Ben Cole and Morris Draft, individually and as officers of said corporation, and their agents, representatives and employees, directly or through any corporate or other device in connection with the sale and distribution of watches or other merchandise in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Advertising, disseminating or distributing any list, preticketed or suggested retail price that is not established in good faith as an honest estimate of the actual retail price or that appreciably exceeds the highest price at which substantial sales are made in respondents' trade area.

2. Representing that their merchandise is guaranteed unless the nature, extent and conditions of the guarantee and the manner in which the guarantors will perform thereunder are clearly set forth in conjunction with the representation of guarantee.

3. Furnishing any distributor, dealer or retailer with any means whereby to deceive the purchasing public in the manner forbidden by the above provisions of this order.

It is further ordered, That the hearing examiner's initial decision, as modified herein, be, and it hereby is, adopted as the decision of the Commission.

It is further ordered, That Waltham Watch Company, a corporation, and Harry Aronson, Ben Cole and Morris Draft shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: February 28, 1964.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 64-3307; Filed, Apr. 3, 1964; 8:49 a.m.]

papers in cities that may afford a favorable market for such forest products.

§ 144.6 Advertising contracts.

The Secretary may, as he determines, make advertising contracts, provided that such contracts shall not be executed for periods of more than one year.

§ 144.7 General advertisement.

Advertisement of forest products may also be made by direct and circular letters and through personal interviews with the trade: *Provided*, That travel expense incident thereto shall not be incurred without specific authority from the Secretary.

§ 144.8 Proposals for purchase.

Proposals for the purchase of forest products may be made to the Secretary, and he is authorized to quote prices and consummate sales at such times and/or such terms as are consistent with the regulations of this Part 144.

§ 144.9 Proposals to Government departments.

Proposals may be made by the Secretary to sell to municipalities, counties, States, or the United States and prices may be quoted to such agencies. Terms and payment in connection with such sales may be formulated in accordance with the general practice of such agencies.

§ 144.10 Cash sales.

All forest products of the Red Lake Indian Mills shall be sold for cash f.o.b. mill or other point of delivery, except as provided in §§ 144.9 and 144.11. Adjustments and allowances on shipments of forest products after delivery to the buyer are authorized in accordance with generally accepted trade practices, when such adjustments are essential by reason of off-grade shipments or errors in volume.

§ 144.11 Payments, discounts, and credit sales.

Shipments of forest products on open account shall be made only to persons or companies who have an acceptable credit rating. Credit on shipment of forest products sold on open account shall not be extended beyond 60 days from date of receipt by the buyer. A cash discount in accordance with general trade practice and usually not exceeding two percent of mill value may be allowed when the shipment is paid for within ten days of receipt by the consignee as evidenced by the original paid freight bill or other acceptable evidence.

§ 144.12 Commission sales agents.

Sales may be made through commission sales agents, for which they may be paid a commission on f.o.b. mill value of the shipment at approved rates. Sales may be made to wholesalers on which a discount at approved rates may be allowed.

§ 144.13 Deposits.

On all agreements to purchase for future delivery a deposit may be required. Such a deposit may be forfeited if the purchaser does not comply with the

terms of sale. No agreement for sale and future delivery shall be made for a longer period than 90 days, except with approval of the Secretary.

§ 144.14 Purchase of timber by the Red Lake Indian Mills.

The Secretary may purchase, harvest, and manufacture timber or forest products standing on or severed from lands other than the Red Lake Indian Reservation, Minnesota, at such times as it may be considered economically feasible, provided that such purchases are consistent with approved operating schedules and budget allowances and subject also to such limitations on expenditures as may be prescribed in annual appropriation acts.

§ 144.15 Appeals.

Any action taken by an approving officer exercising delegated authority from the Secretary may be appealed to the Secretary. Such appeal shall not stay any action taken unless otherwise directed by the Secretary. Appeals will be filed in accordance with applicable general regulations covering appeals appearing in this Title 25.

[F.R. Doc. 64-3276; Filed, Apr. 3, 1964; 8:45 a.m.]

SUBCHAPTER T—OPERATION AND MAINTENANCE

PART 221—OPERATION AND MAINTENANCE CHARGES

Fort Belknap Indian Irrigation Project, Montana

There was published in the FEDERAL REGISTER on February 5, 1964 (29 F.R. 1736), notice to amend § 221.30 of the Code of Federal Regulations, Title 25—Indians, dealing with the adjustment of irrigation operation and maintenance assessment rates on the various units of the Fort Belknap Indian Irrigation Project. The amendment also establishes per-acre assessment rates for Indian owned and operated lands based on the financial ability of the Indian landowners or water users as a whole to pay such assessments.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendment. Two communications objecting to the proposed increase in the assessment rates for non-Indian owned land within the Brown Unit were received within the specified period. The two objections have been thoroughly considered and discussed and as a result thereof it has been determined to continue to use the existing assessment rate for the Brown Unit for both Indian and non-Indian owned lands. Accordingly the proposed amendment is hereby adopted without change, except for the adjustment in the assessment rate for the Brown Unit and is set forth below:

Section 221.30 is amended to read as follows:

§ 221.30 Charges.

Pursuant to the provisions of the Act of May 18, 1916 (39 Stat. 142) and the

Acts of August 1, 1914, and March 7, 1928 (38 Stat. 583, 45 Stat. 210; 25 U.S.C. 385, 387), the basic annual charges for operation and maintenance against the irrigable lands to which water can be delivered under the constructed works of the Fort Belknap Indian Irrigation Project in Montana are hereby fixed for calendar year 1964 and each succeeding year until further order (a) for the Milk River and White Bear Units, including lands under pumping contract with the Fort Belknap Indian Irrigation Project, at \$2.65 per acre against lands in Indian ownership not under lease to a non-Indian, and at \$3.88 per acre against lands in non-Indian ownership and lands in Indian ownership under lease to a non-Indian; (b) for the Three Mile Unit at \$3.20 per acre against lands in Indian ownership not under lease to a non-Indian, and at \$4.43 per acre against lands in non-Indian ownership and lands in Indian ownership under lease to a non-Indian; (c) for the Brown Unit at \$2.00 per acre for Indian and non-Indian owned lands; and (d) for the Peoples Creek (Hays) and Ereaux Units at \$2.00 per acre for Indian and non-Indian owned lands.

STEWART L. UDALL,
Secretary of the Interior.

MARCH 31, 1964.

[F.R. Doc. 64-3277; Filed, Apr. 3, 1964; 8:45 a.m.]

Title 32—NATIONAL DEFENSE

Chapter VI—Department of the Navy

SUBCHAPTER C—PERSONNEL

PART 719—NONJUDICIAL PUNISHMENT, NAVAL COURTS AND CERTAIN FACT-FINDING BODIES

SUBCHAPTER E—CLAIMS

PART 750—NAVY GENERAL CLAIMS

PART 751—NAVY PERSONNEL CLAIMS

Miscellaneous Amendments

Scope and purpose. The amendments are intended (1) to revise § 719.102 dealing with letters of censure; (2) to indicate the authority of the Director, Office of the Judge Advocate General, West Coast, San Bruno, California, for certain types of claims and to increase from \$1,000 to \$2,500 the amount of claims for medical expenses under the cognizance of several of the officers listed in § 750.45 (a); and (3) to update addresses or other data in §§ 750.45 and 751.21 (c) (1). Corresponding amendments to the Manual of the Judge Advocate General will be distributed to Navy and Marine Corps commands in due course.

1. Section 719.102 is revised to read as follows:

§ 719.102 Letters of censure.

(a) *General.* "Censure" is a generic term applicable to adverse reflection upon or criticism of an individual's character, conduct, performance or military appearance. Censure may be punitive or nonpunitive. Punitive censure is im-