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TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 5—PROHIBITION AGAINST HOLDING STATE OR LOCAL OFFICE

FEDERAL POSITIONS THE INCUMBENTS OF WHICH ARE PERMITTED TO HOLD STATE AND LOCAL OFFICES

Paragraphs (m) and (n) of § 5.103 are renumbered as paragraph (m) (1) and (2) as follows:

§ 5.103 *Federal positions the incumbents of which are permitted to hold State and local offices.* * * *

(m) *All agencies.* (1) Full-time Federal employees may hold positions under a State or local government on other than a full-time basis.

(2) Federal employees employed on other than a full-time basis may hold positions under a State or local government, whether full-time or otherwise.

(R. S. 1753, 5 U. S. C. 631, E. O. 10530, 19 F. R. 2709; 3 CFR, 1954, Supp.)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 57-6742; Filed, Aug. 15, 1957; 8:49 a. m.]

TITLE 7—AGRICULTURE

Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

Subchapter K—Federal Seed Act

PART 201—FEDERAL SEED ACT REGULATIONS

DECLARATION OF PURPOSE

On April 13, 1957, there was published in the FEDERAL REGISTER (22 F. R. 2536) a notice of rule making and hearing with respect to proposed amendments of the regulations under the Federal Seed Act. After consideration of all relevant matters presented at the hearing or in writing pursuant to the notice, and under authority of section 402 of the Federal Seed Act (7 U. S. C. 1592), § 201.222 of the joint regulations of the Secretary of the Treasury and the Secretary of Agriculture under the Federal Seed Act (7 CFR 201.222), as amended, is hereby further amended by inserting in paragraph (a) thereof in proper alphabetical order the following:

Guar.
Lentil.
Vetch.

This amendment shall become effective on September 16, 1957.

(Sec. 402, 53 Stat. 1285; 7 U. S. C. 1592)

Done at Washington, D. C., this 8th day of August 1957.

DAVID W. KENDALL,
Acting Secretary of the Treasury.
[SEAL] EARL L. BUTZ,
Assistant Secretary of Agriculture.

[F. R. Doc. 57-6727; Filed, Aug. 15, 1957; 8:47 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

Subchapter A—Civil Air Regulations

[Supp. 2]

PART 1—CERTIFICATION, IDENTIFICATION, AND MARKING OF AIRCRAFT AND RELATED PRODUCTS

PRODUCTION INSPECTION SYSTEM STANDARDS

Section 1.15-5 *Production inspection system standards,* requires manufacturers to comply with minimum inspection standards as a prerequisite for a CAA approved inspection system required by § 1.15 of the Civil Air Regulations.

A notice of proposed rule making, changing § 1.15-5 from a policy to a rule, was published on May 2, 1957, in 22 F. R. 3125. All interested persons have been afforded an opportunity to submit written views, data or argument and consideration has been given to all relevant data presented.

Therefore, § 1.15-5 published as a policy on November 14, 1956, in 21 F. R. 8799 is rescinded and a new § 1.15-5 is added to read as follows:

§ 1.15-5 *Production inspection system standards (CAA rules which apply to § 1.15 (d)).* The inspection system shall provide for at least the following:

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interest to delay providing for the amendments set forth above.

I further find that chlortetracycline hydrochloride tablets intended to be used for the disease conditions noted in amendment 4 and labeled as directed in the regulations need not comply with the requirements of section 502 (1) and 507 of the Federal Food, Drug, and Cosmetic Act in order to ensure their safety and efficacy.

Effective date. This order shall become effective upon publication in the FEDERAL REGISTER.

(Sec. 701, 52 Stat. 1055, as amended; 21 U. S. C. 371. Interpret or apply sec. 507, 59 Stat., 463, as amended; 21 U. S. C. 357)

Dated: August 12, 1957.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F. R. Doc. 57-6731; Filed, Aug. 15, 1957; 8:48 a. m.]

TITLE 25—INDIANS

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

Subchapter R—Leases and Sales of Minerals, Restricted Indian Lands

PART 183—LEASING OF RESTRICTED LANDS OF MEMBERS OF FIVE CIVILIZED TRIBES, OKLAHOMA, FOR MINING

PART 186—LEASING OF TRIBAL LANDS FOR MINING

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PART 192—LEASING OF CERTAIN LANDS IN WIND RIVER INDIAN RESERVATION, WYO., FOR OIL AND GAS MINING

PART 195—LEASING OF LANDS IN CROW INDIAN RESERVATION, MONT., FOR MINING

RATE OF RENTS AND ROYALTIES ON OIL AND GAS LEASES

1. Section 183.24 is amended to read as follows:

§ 183.24 *Rate of rents and royalties on oil and gas leases.* The lessee shall pay, beginning with the date of approval of oil and gas leases by the Secretary of the Interior, a rental of $1.25 per acre per annum in advance during the continuance thereof, together with a royalty of 12½ percent of the value or amount of all oil, gas, and/or natural gasoline, and/or all other hydrocarbon substances produced and saved from the land leased, save and except oil and/or gas used by the lessee for development and operation purposes on the lease, which oil or gas shall be royalty free. A higher rate of royalty may be fixed by the Secretary of the Interior or his authorized representative, prior to the advertisement of land for oil and gas leases. During the period of supervision, "value" for the purposes of the lease may, in the discretion of the Secretary of the Interior be calculated on the basis of the highest price paid or offered (whether calculated on the basis of short or actual volume) at the time of production for the major portion of the oil of the same gravity, and gas, and/or natural gasoline, and/or all other hydrocarbon substances produced and sold from the field where the leased lands are situated, and the actual volume of the marketable product less the content of foreign substances as determined by the supervisor. The actual amount realized by the lessee from the sale of said products may, in the discretion of the Secretary of the Interior, be deemed mere evidence of or conclusive evidence of such value. When paid in value, such royalties shall be due and payable monthly at such time as the lease provides; when royalty on oil produced is paid in kind, such royalty oil shall be delivered in tanks provided by the lessee on the premises where produced without cost to the lessor unless otherwise agreed to by the parties thereto, at such time as may be required by the lessor. The lessee shall not be required to hold such royalty oil in storage longer than 30 days after the end of the calendar month in which said oil is produced. The lessee shall be in no manner responsible or held liable for loss or destruction of such oil in storage by causes beyond his control.

(Sec. 2, 35 Stat. 312, sec. 18, 41 Stat. 426, sec. 1, 45 Stat. 495, sec. 1, 47 Stat. 477; 25 U. S. C. 356)

2. Section 186.13 is amended to read as follows:

§ 186.13 *Rates of rentals and royalties under oil and gas leases.* (a) The lessee shall pay, beginning with the date of approval of oil and gas leases by the Secretary of the Interior, a rental of $1.25 per acre per annum in advance during the continuance thereof, together with a royalty of 12½ percent of the value or amount of all oil, gas, and/or natural gasoline, and/or all other hydrocarbon substances produced and saved from the land leased, save and except oil, and/or gas used by the lessee for development and operation purposes on the lease, which oil or gas shall be royalty free. A higher rate of royalty may be fixed by the Secretary of the Interior or his authorized representative, prior to the advertisement of land for oil and gas leases. During the period of supervision, "value" for the purposes of the lease may, in the discretion of the Secretary of the Interior, be calculated on the basis of the highest price paid or offered (whether calculated on the basis of short or actual volume) at the time of production for the major portion of the oil of the same gravity, and gas, and/or natural gasoline, and/or all other hydrocarbon substances produced and sold from the field where the leased lands are situated, and the actual volume of the marketable product less the content of foreign substances as determined by the supervisor. The actual amount realized by the lessee from the sale of said products may, in the discretion of the Secretary of the Interior, be deemed mere evidence of or conclusive evidence of such value. When paid in value, such royalties shall be due and payable monthly on the last day of the calendar month following the calendar month in which produced; when royalty on oil produced is paid in kind, such royalty oil shall be delivered in tanks provided by the lessee on the premises where produced without cost to the lessor unless otherwise agreed to by the parties thereto, at such time as may be required by the lessor. The lessee shall not be required to hold such royalty oil in storage longer than 30 days after the end of the calendar month in which said oil is produced. The lessee shall be in no manner responsible or held liable for loss or destruction of such oil in storage by causes beyond the lessee's control. In determining the value for royalty purposes of products, such as natural gasoline, that are derived from treatment of gas, a reasonable allowance for the cost of manufacture shall be made, such allowance to be two-thirds of the value of the marketable product unless otherwise determined by the Secretary of the Interior on application of the lessee or on his own initiative, and that royalty will be computed on the value of gas or casing-head gas, or on the products thereof (such as residue gas, natural gasoline, propane, butane, etc.), whichever is the greater.

(b) If the leased premises produce gas in excess of the lessee's requirements for the development and operation of said premises, then the lessor may use sufficient gas, free of charge, for any desired school or other buildings belonging to the tribe, by making his own connections to a regulator installed, connected to the well and maintained by the lessee, and the lessee shall not be required to pay royalty on gas so used. The use of such gas shall be at the lessor's risk at all times.

(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 189.16 is amended to read as follows:

§ 189.16 *Rentals and royalties for oil and gas leases.* The lessee shall pay, beginning with the date of approval of oil and gas leases by the Secretary of the Interior, a rental of $1.25 per acre per annum in advance during the continuance thereof, the rental so paid for any one year to be credited on the royalty for that year, together with a royalty of 12½ percent of the value or amount of all oil, gas, and/or natural gasoline, and/or all other hydrocarbon substances produced and saved from the land leased save and except oil, and/or gas used by the lessee for development and operation purposes on the lease, which oil or gas shall be royalty free. A higher rate of royalty may be fixed by the Secretary of the Interior or his authorized representative, prior to the advertisement of land for oil and gas leases. During the period of supervision, "value" for the purposes of the lease may, in the discretion of the Secretary, be calculated on the basis of the highest price paid or offered (whether calculated on the basis of short or actual volume) at the time of production for the major portion of the oil of the same gravity, and gas, and/or

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natural gasoline, and/or all other hydrocarbon substances produced and sold from the field where the leased lands are situated, and the actual volume of the marketable product less the content of foreign substances as determined by the oil and gas supervisor. The actual amount realized by the lessee from the sale of said products may, in the discretion of the Secretary of the Interior, be deemed mere evidence of or conclusive evidence of such value. When paid in value, such royalties shall be due and payable monthly on the last day of the calendar month following the calendar month in which produced; when royalty on oil produced is paid in kind, such royalty oil shall be delivered in tanks provided by the lessee on the premises where produced without cost to the lessor unless otherwise agreed to by the parties thereto, at such time as may be required by the lessor. The lessee shall not be required to hold such royalty oil in storage longer than 30 days after the end of the calendar month in which said oil is produced. The lessee shall be in no manner responsible or held liable for loss or destruction or such oil in storage caused by acts of God. All rental and royalty payments, except as provided in sections 4 (c) and 8 (a) of the lease (Form 5-154h, revised April 24, 1935), shall be made by check or draft drawn on a solvent bank, open for the transaction of business on the day the check or draft is issued, to the order of the Superintendent. Except the advance rental for the first year, which, as provided in § 189.14 shall be paid to the superintendent when the lease is filed, payments shall be transmitted through the oil and gas supervisor, shall be accompanied by a statement by the lessee, in triplicate, showing the specific items of rental or royalty that the remittance is intended to cover, and shall be made at such times as the lease provides. In determining the value for royalty purposes of products, such as natural gasoline, that are derived from treatment of gas, a reasonable allowance for the cost of manufacture shall be made, such allowance to be two-thirds of the value of the marketable product unless otherwise determined by the Secretary of the Interior on application of the lessee or on his own initiative, and that royalty will be computed on the value of gas or casing-head gas, or on the products thereof (such as residue gas, natural gasoline, propane, butane, etc.), whichever is the greater.

(35 Stat. 783, as amended; 25 U. S. C. 396)

4. Section 192.17 is amended to read as follows:

§ 192.17 *Rates of rents and royalties.* (a) The lessee shall pay, beginning with the date of execution of leases by the Secretary of the Interior, a rental of $1.25 per acre per annum in advance during the continuance thereof, together with a royalty of 12½ percent of the value or amount of all oil, gas, and/or natural gasoline, and/or all other hydrocarbon substances produced and saved from the land leased, save and except oil and/or gas used by the lessee for development and operation purposes on the lease, which oil or gas shall be royalty free. A higher rate of royalty may be fixed by the Secretary of the Interior or his authorized representative, prior to the advertisement of land for oil and gas leases. During the period of supervision, "value" for the purposes of the lease may, in the discretion of the Secretary of the Interior, be calculated on the basis of the highest price paid or offered (whether calculated on the basis of short or actual volume) at the time of production for the major portion of the oil of the same gravity, and gas, and/or natural gasoline, and/or all other hydrocarbon substances produced and sold from the field where the leased lands are situated, and the actual volume of the marketable product less the content of foreign substances as determined by the supervisor. The actual amount realized by the lessee from the sale of said products may, in the discretion of the Secretary of the Interior, be deemed mere evidence of or conclusive evidence of such value. When paid in value, such royalties shall be due and payable monthly at such time as the lease provides; when royalty on oil produced is paid in kind, such royalty oil shall be delivered in tanks provided by the lessee on the premises where produced without cost to the lessor unless otherwise agreed to by the parties thereto, at such time as may be required by the lessor. The lessee shall not be required to hold such royalty oil in storage longer than 30 days after the end of the calendar month in which said oil is produced. The lessee shall be in no manner responsible or held liable for loss or destruction of such oil by causes beyond his control.

(b) The proceeds from all leases shall be taken up in the accounts of the superintendent for appropriate deposit for the benefit of the Indians.

(Sec. 1, 39 Stat. 519)

5. Section 195.14 is amended to read as follows:

§ 195.14 *Royalty rates; oil and gas leases.* The lessee shall pay, beginning with the date of approval of oil and gas leases by the Secretary of the Interior, a rental of $1.25 per acre per annum in advance during the continuance thereof, together with a royalty of 12½ percent of the value or amount of all oil, gas, and/or natural gasoline, and/or all other hydrocarbon substances produced and saved from the land leased, save and except oil, and/or gas used by the lessee for development and operation purposes on the lease, which oil and/or gas shall be royalty free. A higher rate of royalty may be fixed by the Secretary of the Interior or his authorized representative, prior to the advertisement of land for oil and gas leases.

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

FRED A. SEATON,
Secretary of the Interior.

AUGUST 10, 1957.

[F. R. Doc. 57-6718; Filed, Aug. 15, 1957; 8:45 a. m.]

TITLE 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 609—WOMEN'S AND CHILDREN'S UNDERWEAR AND WOMEN'S BLOUSE AND NECKWEAR INDUSTRY IN PUERTO RICO

PART 718—WOMEN'S AND CHILDREN'S UNDERWEAR INDUSTRY IN PUERTO RICO

PART 719—NEEDLEWORK AND FABRICATED TEXTILE PRODUCTS INDUSTRY IN PUERTO RICO

MISCELLANEOUS AMENDMENTS

Pursuant to section 5 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended; 29 U. S. C. 201 et seq.), the Secretary of Labor by Administrative Order No. 483 (22 F. R. 3757) as amended by Administrative Order No. 486 (22 F. R. 4689), appointed, convened, and gave notice of the hearing of Industry Committee No. 31-B to recommend the minimum wage rate or rates to be paid under section 6 (c) of the act to employees in the Women's and Children's Underwear and Women's Blouse and Neckwear Industry in Puerto Rico, who are engaged in commerce or in the production of goods for commerce.

Subsequent to an investigation and a hearing conducted pursuant to the notice, the committee filed with the Administrator a report containing its findings and recommendations with respect to the matters referred to it. The definition of the new industry is a consolidation of the definition of the present women's and children's underwear industry in Puerto Rico (29 CFR 718.1) and the blouses and neckwear classification of the needlework and fabricated textile products industry in Puerto Rico (29 CFR 719.2 (a) and (b). The recommendations of Industry Committee No. 31-B set forth classifications within the new industry and recommended rates of pay for such classifications which are incorporated in this wage order.

Accordingly, as authorized and required by section 8 of the act, Reorganization Plan No. 6 of 1950 (3 CFR, 1950 Supp., p. 165), and General Order No. 45-A (15 F. R. 3290), the recommendations of this committee are published in this amendment to Title 29 of the Code of Federal Regulations, to become effective September 1, 1957, which hereby (i) revokes 29 CFR Part 718, (ii) amends 29 CFR Part 719 by deleting from the proviso clause of § 719.1 the phrase "the women's and children's underwear industry" and substituting in place thereof the phrase "the women's and children's underwear and women's blouse and neckwear industry", (iii) deletes paragraphs (a) and (b) of 29 CFR 719.2, and (iv) issues a new Part 609 to read as follows:

Sec.
609.1 Definition of the industry.
609.2 Wage rates.
609.3 Notices.

AUTHORITY: §§ 609.1 to 609.3 issued under sec. 8, 52 Stat. 1064, as amended; 29 U. S. C. 208. Interpret or apply sec. 5, 52 Stat. 1062, as amended; 29 U. S. C. 205.

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