



FEDERAL REGISTER

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Contents

THE PRESIDENT

Proclamation
Thanksgiving Day, 1961..... 10203

EXECUTIVE AGENCIES

Agricultural Marketing Service

NOTICES:
Market agencies at Union Stock Yards, Ogden, Utah; petition for modification of rate order... 10242

RULES AND REGULATIONS:
Valencia oranges grown in Arizona and designated part of California; handling limitation... 10214

Agricultural Research Service

NOTICES:
Certain humanely slaughtered livestock; identification of carcasses..... 10242

RULES AND REGULATIONS:
Scabies in sheep; interstate movement..... 10223

Agricultural Stabilization and Conservation Service

PROPOSED RULE MAKING:
Milk in North Texas marketing area; decision on proposed amendments to tentative agreement and order..... 10236

RULES AND REGULATIONS:
Farm marketing quotas:
Holding of referenda..... 10208
Peanuts; 1959 and subsequent crops..... 10209
Review regulations..... 10204

Milk in certain marketing areas; orders amending orders:
Colorado Springs-Pueblo..... 10216
Minneapolis-St. Paul..... 10215
North Texas..... 10214

Sugar; Puerto Rico; approved local producing areas for 1960-61 crop..... 10214

Agriculture Department

See also Agricultural Marketing Service; Agricultural Research Service; Agricultural Stabilization and Conservation Service.

Atomic Energy Commission

NOTICES:
Aerojet-General Nucleonics; issuance of facility license amendment..... 10246

Attorney General's Office

RULES AND REGULATIONS:
Witness fees; travel expenses and subsistence of Federal officers and employees summoned as witnesses for Government.... 10232

Census Bureau

NOTICES:
Number of employees, taxable wages, geographic location, and kind of business for establishments of multiunit companies... 10246

Civil Aeronautics Board

NOTICES:
Hearings, etc.:
Aaxico Airlines, Inc..... 10246
Emery Air Freight Corp..... 10247

PROPOSED RULE MAKING:
Tariffs of air carriers and foreign air carriers; reduced rate transportation for members of immediate families of military personnel stationed overseas... 10238

Civil Service Commission

RULES AND REGULATIONS:
Exceptions from competitive service:
Civil Rights Commission..... 10204
Defense Department..... 10204
General Services Administration..... 10204
Interior Department..... 10204

Commerce Department

See Census Bureau.

Federal Aviation Agency

NOTICES:
Proposed radio antenna structure; determination of hazard to air navigation..... 10248

Proposed water storage tank; determination of no hazard to air navigation..... 10248

Radio antenna structure; determination of no hazard to air navigation..... 10248

RULES AND REGULATIONS:

Airworthiness directives:
Canadair CL-44D4 aircraft (2 documents)..... 10223, 10224
Vickers Viscount 745D and 810 series aircraft..... 10224

Control zones and control area extensions; alteration..... 10225

Federal airway; alteration..... 10225

Federal Communications Commission

NOTICES:
Howard, William S.; show cause order..... 10249

Hearings, etc.:
Bloomington Broadcasting Corp. (WJBC and WJBC-FM).... 10249
Catskills Broadcasting Co. et al..... 10249
Kenosha Broadcasting, Inc.... 10250
Young People's Church of the Air, Inc., and WJMJ Broadcasting Corp..... 10250

PROPOSED RULE MAKING:
Amateur radio service; availability of certain frequency bands in Alaska and Hawaii..... 10240

Deintermixture of Columbia, S.C.; order extending time for filing responsive pleadings..... 10239

Federal Home Loan Bank Board

PROPOSED RULE MAKING:
Operations; loans and investments..... 10239

Federal Housing Administration

RULES AND REGULATIONS:
Miscellaneous amendments..... 10229

Federal Power Commission

NOTICES:
Hearings, etc.:
Brown, George R..... 10251
Hunt, H. L., et al..... 10252
Lima Gas Co..... 10253
Socony Mobil Oil Co., Inc., et al..... 10253
Texas Eastern Transmission Corp. and Texas Gas Transmission Corp..... 10250

(Continued on next page)

Title 25—INDIANS

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

SUBCHAPTER M—FORESTRY

PART 141—GENERAL FOREST REGULATIONS

Timber Cutting Permits

On page 7778 of the FEDERAL REGISTER of August 19, 1961, there was published a notice and text of proposed amendments of §§ 141.7, 141.12 and 141.19 of Title 25, Code of Federal Regulations. The purposes of the amendments are to change the \$200 limitation on stumpage values to \$500 in §§ 141.7, 141.12, and 141.19, and to make clear that the 1-year limitation in § 141.19 applies to a calendar year rather than to any other 12-month period.

Interested persons were given 30 days within which to submit written comments, suggestions or objections with respect to the proposed amendments. No comments, suggestions or objections have been received, and the proposed amendments are hereby adopted without change and are set forth below. These amendments shall become effective at the beginning of the 30th calendar day following the date of this publication in the FEDERAL REGISTER.

STEWART L. UDALL,
Secretary of the Interior.

OCTOBER 25, 1961.

1. Section 141.7 is amended to read as follows:

§ 141.7 Timber sales from unallotted and allotted lands.

On reservations where the volume of timber available for cutting is in excess of that which is being developed by the Indians, open market sales of Indian timber will be authorized: *Provided*, That consent is given by the authorized representative of the tribe for tribal timber, and by the Indian owners for allotted timber. The consent of the Secretary is required in all cases. Unless otherwise authorized by the Secretary, sales from unallotted lands, allotted lands, or a combination of these two ownerships having a stumpage value exceeding \$500 will not be approved until an examination of the timber to be sold has been made by a qualified forest officer and a report setting forth all pertinent information has been submitted to the officer authorized to approve the contract as provided in § 141.13. In all such sales of timber exceeding \$500 in value, the timber shall be appraised and sold at not less than its appraised value.

2. Section 141.12 is amended to read as follows:

§ 141.12 Contracts required.

Except as provided in § 141.19(c), in sales of timber with an appraised stumpage value exceeding \$500 the contract forms approved by the Secretary must be used unless a special form for a particular sale or class of sales is approved by the Secretary. The approved forms provide flexibility to meet variable con-

ditions, but essential departures from the fundamental requirements of such contracts shall be made only with the approval of the Secretary. Unless otherwise directed, the contracts shall require that the proceeds be paid by remittance drawn to the Bureau of Indian Affairs and transmitted to the Superintendent. Contracts may be extended, modified, or assigned subject to approval of the approving officer, and may be terminated by the approving officer upon completion.

3. The introductory paragraph of § 141.19 is amended to read as follows:

§ 141.19 Timber cutting permits.

Except as provided in § 141.20, all timber cutting that is not done under formal contract, pursuant to § 141.12, shall be done under the regular timber cutting permit forms. Permits to be valid must be approved by the Secretary. Permits will be issued only with the consent of authorized representatives of the tribe for unallotted lands, and for allotted lands with the consent of the Indian owner or the Superintendent as authorized in § 141.13 (b) and (c). The stumpage value which may be cut in 1 calendar year by any individual under authority of paragraphs (a) and (b) of this section shall not exceed \$500, but this limitation shall not apply to cutting under authority of paragraph (c) of this section.

[F.R. Doc. 61-10367; Filed, Oct. 31, 1961;
8:48 a.m.]

Title 28—JUDICIAL ADMINISTRATION

Chapter I—Department of Justice

[Order No. 252-61]

PART 21—WITNESS FEES

Travel Expenses and Subsistence of Federal Officers and Employees Summoned as Witnesses for the Government

By virtue of the authority vested in me by section 1823(a) of Title 28 of the United States Code, and by section 30 of the act of June 6, 1960 (48 U.S.C. 25), as affected by section 23(c) of the Alaska Omnibus Act (73 Stat. 147), I hereby revise § 21.1 of Chapter I of Title 28 of the Code of Federal Regulations to read as follows:

§ 21.1 Officers and employees of the United States summoned as witnesses.

Officers and employees of the United States summoned as witnesses for the Government in cases before United States courts (including such courts in the possessions of the United States) or United States commissioners shall be entitled (a) to necessary expenses incident to travel by common carrier, or, if travel is made by privately-owned automobile, to mileage at the rate of ten cents a mile, and (b) to a per-diem allowance, in lieu of subsistence, at the rate of \$16 within the continental United States except in Alaska, and at the maximum rates prescribed by the

President or his delegate pursuant to the Travel Expense Act of 1949, as amended (5 U.S.C. 836), outside the continental United States and in Alaska. Such allowances shall be paid in accordance with the provisions of the Standardized Government Travel Regulations.

(28 U.S.C. 1823(a))

Order No. 107-55 of December 2, 1955 is hereby superseded.

This order shall become effective on the date of its publication in the FEDERAL REGISTER. Compliance with the requirements of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U.S.C. 1003) as to notice of proposed rule making and delayed effective date is unnecessary in this instance because the only change made by the order in existing regulations, other than changes in the interest of form and clarification, relieves a restriction and is advantageous to persons affected by it.

Dated: October 27, 1961.

ROBERT F. KENNEDY,
Attorney General.

[F.R. Doc. 61-10485; Filed, Oct. 31, 1961;
10:49 a.m.]

Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans Administration

PART 13—DEPARTMENT OF VETERANS BENEFITS, CHIEF ATTORNEYS

Miscellaneous Amendments

1. In Part 13, §§ 13.72 through 13.77 are added to read as follows:

§ 13.72 Release of funds from Personal Funds of Patients.

Chief Attorneys may authorize release of funds from Personal Funds of Patients for the needs of veterans and their dependents, including amounts fixed by statute or valid administrative regulations as the cost of current maintenance of veterans in institutions of the United States or a political subdivision thereof other than Veterans Administration institutions.

§ 13.73 Transfer of funds from Funds Due Incompetent Beneficiaries.

(a) *Authorization.* Chief Attorneys may recommend the transfer of amounts credited to individual veterans from Funds Due Incompetent Beneficiaries to Personal Funds of Patients at Veterans Administration hospitals, regional offices and centers. Chief Attorneys may recommend the transfer of such funds from Funds Due Incompetent Beneficiaries to managers, superintendents or medical officers in charge of non-Veterans Administration institutions maintained by the United States or a political subdivision thereof for the account of the institutionalized veteran.

(b) *Limitation.* No transfer of funds will be authorized from Funds Due Incompetent Beneficiaries in excess of \$500 and only when the funds in Personal Funds of Patients or deposited to the