

THE NATIONAL ARCHIVES
LITTEA SCRIPTA MANET

FEDERAL REGISTER

OF THE UNITED STATES

VOLUME 21
1934
NUMBER 206

Washington, Tuesday, October 23, 1956

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM COMPETITIVE SERVICE

DEPARTMENT OF AGRICULTURE

Effective upon publication in the FEDERAL REGISTER, paragraph (d) (1) of § 6.311 is revoked.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 56-8500; Filed, Oct. 22, 1956; 8:52 a. m.]

PART 25—FEDERAL EMPLOYEES' PAY REGULATIONS

DEFINITIONS

In F. R. Doc. 56-7911, Filed, October 1, 1956, a sentence was inadvertently omitted from § 25.102 (j). As amended the paragraph reads as follows:

§ 25.102—*Definitions.* As used in this subpart, and in making salary adjustments upon change in type of appointment, employment status, or position of the employee, words and terms are defined as follows:

(j) "Highest previous rate" is the highest basic salary rate previously paid to a Federal civilian employee occupying a position in a department as defined in section 201 (a) of the Classification Act of 1949, as amended, or in a mixed ownership corporation, or in a position in the legislative or judicial branch, before transfer in accordance with section 2 (b) or (c) of Public Law 880, 76th Congress, as amended, irrespective of whether or not such position is subject to the pay schedules of the Classification Act. The highest previous rate must be based on a regular tour of duty at such rate (1)

under an appointment not limited to 90 days or less, or (2) for a continuous period of 90 days under one or more appointments without a break in service. If such highest previous rate was earned in a Classification Act position, it shall be increased by any subsequent amendments to the Classification Act pay schedules. If such highest previous rate was earned in a position not subject to the Classification Act, it shall be increased only by those amendments to the Classification Act or other applicable statutory amendments which were enacted during a period when the employee was not in civilian service as described above.

(Sec. 1101, 63 Stat. 971; 5 U. S. C. 1072)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 56-8499; Filed, Oct. 22, 1956; 8:51 a. m.]

PART 30—ANNUAL AND SICK LEAVE REGULATIONS

DEPARTMENT OF COMMERCE; LIST OF OFFICERS EXCLUDED FROM COVERAGE

Effective upon publication in the FEDERAL REGISTER the following positions are added to Appendix A.

DEPARTMENT OF COMMERCE

- 2. Director of Census.
- 3. Commissioner of Patents.
- 4. Chief of Weather Bureau.
- 5. Director, National Bureau of Standards.

(Sec. 208, 65 Stat. 681; 5 U. S. C. 2065. Interprets or applies sec. 202, 65 Stat. 679, as amended; 5 U. S. C. 2061. E. O. 10540, 10 F. R. 3983, 3 CFR, 1954 Supp.)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 56-8501; Filed, Oct. 22, 1956; 8:52 a. m.]

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lation in the locality where the timber is situated. If the estimated stumpage value does not exceed \$10,000, the advertisement shall be for not less than 15 days; if the estimated 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.

(2) The officer approving the advertisement may reduce the advertising period because of emergencies such as fire, beetle attack, blowdown, limitation of time, or when there would be no practical advantage to advertise for the specified periods.

(3) 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 appraisal value at the time of sale, whichever is greater.

(b) Timber sales up to \$2,000 in value may be negotiated with the approval of the Commissioner of Indian Affairs when the serious condition of the timber or other exigency or emergency requires the immediate sale and removal of the timber or it is impractical to secure competition by formal advertising procedures, or when otherwise specifically authorized by statutes or regulations. In the case of such negotiated transaction it shall be the responsibility of the negotiating officer to establish the documented record of the transaction. He shall prepare a written determination and finding that the transaction is of a type or class allowing the negotiation procedures or warranting departure from the procedures provided in paragraph (a) of this section, a record of the extent of solicitation and competition or a statement of the facts upon which a finding of impracticability of securing competition is based, and a statement of the factors on which the award was based and including a determination as to the reasonability of the price accepted.

(Secs. 7, 8, 36 Stat. 857; 25 U. S. C. 406, 407)

FRED A. SEATON,
Secretary of the Interior

[F. R. Doc. 56-8475; Filed, Oct. 22, 1956; 8:46 a. m.]

Subchapter W—Rights-of-Way

PART 256—RIGHTS OF WAY OVER INDIAN LANDS

MISCELLANEOUS AMENDMENTS

1. Section 256.26 is revised by amending the headline and adding paragraph (c) to include radio and television communication facilities:

§ 256.26 *Telephone and telegraph lines; radio, television, and other communication facilities.* * * *

(c) Rights of way for poles and lines for communication purposes, and for radio, television, and other forms of communication transmitting, relay, and

receiving structures and facilities, shall be limited to 200 feet on each side of the centerline of such lines and poles; radio, television, and other forms of communication transmitting, relay, and receiving structures and facilities shall be limited to an area not to exceed 400 feet by 400 feet.

2. Section 256.27 (a) is amended to read as follows:

§ 256.27 *Power projects.* (a) All applications for authority to survey, locate, or commence construction work on any project for the generation of electric power, or the transmission or distribution of electric power of 33 kv or higher involving lands other than tribal lands dealt with in the exception contained in § 256.2 shall be referred by the superintendent through the area director to the Commissioner who will secure the approval of the Office of the Assistant Secretary of the Interior for Water and Power Development or such other agency as may be designated for the area involved, for consideration of the relationship of the proposed project to the power development program of the United States. Where the proposed project will not conflict with the program of the United States, the area director, upon notification to that effect, will so notify the superintendent, who may then proceed to act upon the application. In the case of necessary changes respecting the proposed location, construction, or utilization of the project in order to eliminate conflicts with the power development program of the United States, the superintendent shall obtain from the applicant written consent to or compliance with such requirements before taking further action on the application.

(R. S. 161, sec. 1, 30 Stat. 941, sec. 1, 32 Stat. 266, sec. 1, 33 Stat. 359; sec. 4, 37 Stat. 194, sec. 6, 62 Stat. 18; 5 U. S. C. 22, 25 U. S. C. 328)

FRED A. SEATON,
Secretary of the Interior.

OCTOBER 16, 1956.

[F. R. Doc. 56-8476; Filed, Oct. 22, 1956; 8:46 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter XVIII—National Shipping Authority, Maritime Administration, Department of Commerce

MISCELLANEOUS AMENDMENTS TO CHAPTER XVIII of this title is hereby amended as follows:

1. AGE-1, General Agents, Agents and Berth Agents, is hereby amended by adding the following footnote at the end thereof: "The above referred to books, records, documents and accounts shall be retained until the completion of the audit by the General Accounting Office, at which time the Maritime Administration will take custody of the records."

2. FIS-1, Procedural Rules for Financial Transactions Under Agency Agreements, is hereby amended by adding the following footnote at the end thereof: "The above referred to books of accounts

and documents shall be retained until the completion of the audit by the General Accounting Office, at which time the Maritime Administration will take custody of the records."

3. FIS-2, Procedure to be Followed by General Agents in Preparation of Invoices and Payment of Compensation Pursuant to Provisions of NSA Order No. 47, is hereby amended by adding the following footnote at the end thereof: "The above referred to invoices and account books shall be retained until the completion of the audit by the General Accounting Office, at which time the Maritime Administration will take custody of the records."

4. INS-1, Marine Protection and Indemnity Insurance Instructions Under General Agency and Berth Agency Agreements, is hereby amended by adding the following footnote at the end thereof: "The above referred to statements or credit memoranda shall be retained until the completion of the audit by the General Accounting Office, at which time the Maritime Administration will take custody of the records."

5. OPR-1, Slop Chests, is hereby amended by adding the following footnote at the end thereof: "The above referred to records and logs shall be retained until the completion of the audit by the General Accounting Office, at which time the Maritime Administration will take custody of the records."

6. OPR-4, Authority and Responsibility of General Agents to Undertake to Decommission Ships to be Withdrawn from Operation and Placed in a Reserve Fleet, is hereby amended by adding the following footnote at the end thereof: "The above referred to blueprints, instruction books, navigation books, ship's plans and ship's correspondence shall be properly sorted, neatly packaged and stored in a welded store room aboard the ship, when ship is decommissioned."

7. OPR 6, Authority and Responsibility of General Agents to Undertake to Decommission Tankers and Place in a Reserve Fleet, is hereby amended by adding the following footnote at the end thereof: "The above referred to blueprints, instruction books, navigation books, charts, ship's plans and ship's correspondence, shall be properly sorted, neatly packaged and stored in a welded store room aboard the ship, when ship is decommissioned."

8. SRM-1, Expenditure Control and Distribution of Job Orders and Worksmalrep Contracts, is hereby amended by adding the following footnote at the end thereof: "The above referred to Job Orders, Supplemental Job Orders or Worksmalrep Contracts shall be retained until the completion of the audit by the General Accounting Office, at which time the Maritime Administration will take custody of the records."

9. SRM-2, Authority and Responsibility of General Agents to Undertake Emergency Repairs in Foreign Ports, is hereby amended by adding the following footnote at the end thereof: "The above referred to records and supporting documents shall be retained until the completion of the audit by the General Accounting Office, at which time the Mari-