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TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 10751

AMENDMENT OF EXECUTIVE ORDER NO. 10127, ESTABLISHING AIRSPACE RESERVATIONS OVER CERTAIN FACILITIES OF THE UNITED STATES ATOMIC ENERGY COMMISSION

By virtue of and pursuant to the authority vested in me by section 4 of the Air Commerce Act of 1926 (44 Stat. 570), it is ordered that paragraph 2 of Executive Order No. 10127 of May 23, 1950, describing the boundaries of the airspace reservation above the Hanford Engineer Works, Richland, Washington, be, and it is hereby, amended to read as follows:

"2. Hanford Engineer Works, Richland, Washington:

Beginning at Latitude 46°48'00", Longitude 119°13'13", thence to Latitude 46°20'00", Longitude 119°13'13", thence to Latitude 46°18'06", Longitude 119°30'00", thence to Latitude 46°30'00", Longitude 119°55'30", thence to Latitude 46°39'00", Longitude 119°55'30", thence to Latitude 46°48'00", Longitude 119°47'00", thence to point of beginning."

The amendment made by this order excludes from the airspace reservation above the Hanford Engineer Works air space above certain landmarks useful in air navigation, and will enable aircraft pilots to follow such landmarks without flying within the reservation as now constituted.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,
February 11, 1958.

[F. R. Doc. 58-1168; Filed, Feb. 11, 1958; 4:24 p. m.]

TITLE 43—PUBLIC LANDS:

INTERIOR

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

[Circular 1993]

PART 185—GENERAL MINING REGULATIONS

SUBPART H—DISPOSAL OF MINERALS RESERVED BY THE ACT OF JULY 17, 1914 (38 STAT. 509)

On pages 5774 and 5775 of the FEDERAL REGISTER of July 19, 1957, there was published

15 F. R. 3171; 3 CFR, 1950 Supp. p. 100.

lished a notice of proposed rule making to issue regulations implementing the act of July 20, 1956 (70 Stat. 592). Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed regulations.

No comments or suggestions were submitted within the 30-day period. Consequently, the proposed regulations are hereby adopted without change and are set forth below.

HATFIELD CHILSON,
*Acting Secretary of
the Interior.*

FEBRUARY 6, 1958.

Sec.	Purpose.
185.160	Minerals reserved by the Act of July 17, 1914 subject to mineral location, entry and patenting.
185.161	Mineral subject to disposition.
185.162	Procedure necessary to authorize entry of the land by a mineral claimant.
185.163	

AUTHORITY: §§ 185.160 to 185.163 issued under R. S. 2478; 43 U. S. C. 1201. Interpret or apply sec. 2, 38 Stat. 509, as amended; 30 U. S. C. 1220.

§ 185.160 *Purpose.* The act of July 20, 1956 (70 Stat. 592), which amended the act of July 17, 1914 (38 Stat. 509; 30 U. S. C. sec. 122) was enacted to permit the disposal of certain reserved mineral deposits under the mining laws of the United States.

§ 185.161 *Minerals reserved by the act of July 17, 1914 subject to mineral location, entry and patenting.* The act of July 17, 1914 (38 Stat. 509; 30 U. S. C. sec. 122), as amended by the act of July 20, 1956 (70 Stat. 592), provides in part as follows:

*** such deposits to be subject to disposal by the United States only as shall be hereafter expressly directed by law: *Provided, however,* That all mineral deposits heretofore or hereafter reserved to the United States under this Act which are subject, at the time of application for patent to valid and subsisting rights acquired by discovery and location under the mining laws of the United States made prior to the date of the Mineral Leasing Act of February 25, 1920 (41 Stat. 437), shall hereafter be subject to disposal to the holders of those valid and subsisting rights by patent under the mining laws of the United States in force at the time of such disposal. Any person qualified to acquire the reserved deposits may enter

(Continued on p. 941)

CONTENTS

THE PRESIDENT

Executive Order	Page
Amendment of Executive Order 10127, establishing airspace reservations over certain facilities of the United States Atomic Energy Commission.....	939

EXECUTIVE AGENCIES

Agricultural Marketing Service	
Proposed rule making:	
Milk in Platte Valley, Nebr., marketing area.....	948

Agriculture Department	
See Agricultural Marketing Service; Commodity Stabilization Service.	

Army Department	
See Engineers Corps.	

Civil Aeronautics Administration	
Rules and regulations:	
Standard instrument approach procedures; procedure alterations.....	942

Civil Aeronautics Board	
Notices:	
Linea Aeropostal Venezolana; hearing.....	953

Commerce Department	
See also Civil Aeronautics Administration; Federal Maritime Board; Maritime Administration.	
Notices:	
Winston, Arthur W.; statement of changes in financial interests.....	953

Commodity Stabilization Service	
Rules and regulations:	
California; peanuts; determination of county normal yields for 1957 crop.....	942

Defense Department	
See Engineers Corps.	

Engineers Corps	
Rules and regulations:	
Bridge, danger zone, and navigation regulations; miscellaneous amendments.....	947

939

The total area consists of 730 acres. The order shall take precedence over but not otherwise affect the existing reservation of the lands for national forest purposes.

ROGER ERNST,
Assistant Secretary
of the Interior.

FEBRUARY 7, 1958.

[F. R. Doc. 58-1118; Filed, Feb. 12, 1958;
8:46 a. m.]

TITLE 25—INDIANS

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

Subchapter C—Probate

PART 15—DETERMINATION OF HEIRS AND APPROVAL OF WILLS, EXCEPT AS TO MEM- BERS OF THE FIVE CIVILIZED TRIBES AND OSAGE INDIANS

Subchapter J—Fiscal and Financial Affairs

PART 104—INDIAN MONEY ACCOUNTS

INDIAN MONEY ACCOUNTS AND PRIORITY OF CLAIMS

There was published in the FEDERAL REGISTER on July 24, 1957 (22 F. R. 5874), notice of intention to revise §§ 81.25 and 221.10, Title 25 of the Code of Federal Regulations, dealing with the responsibilities of Superintendents of the Bureau of Indian Affairs concerning their authorization of last illness and funeral expenses from Individual Indian Money accounts and also to limit the amounts of such expenses not previously authorized in which priority of payments will be extended on the basis of claims filed against an Indian's estate. On December 24, 1957, a complete renumbering of all sections in Title 25 of the Code of Federal Regulations was published in 22 F. R. 10513, and the sections formerly numbered 81.25 and 221.10 now appear as §§ 15.25 and 104.10 respectively.

All interested persons were given opportunity to submit views, data and arguments in writing to the Commissioner of Indian Affairs, Department of the Interior, Washington 25, D. C., within 30 days from the date of such publication. The views and arguments have been received and after full consideration the said sections are adopted as published and set forth below.

HATFIELD CHILSON,
Acting Secretary
of the Interior.

FEBRUARY 7, 1958.

1. Section 15.25 is revised to read as follows:

§ 15.25 *Priority of claims.* (a) Claims shall be allowed priority in payment in the following order, except as is otherwise provided in paragraph (b) of this section:

- (1) Probate fee;
- (2) Claims for expenses not previously authorized, for last illness not in excess of \$500, and for funeral not in excess of \$250;
- (3) Unsecured claims of indebtedness to the United States or any of its agencies;
- (4) Unsecured claims of indebtedness to the tribe of which the decedent was a

member or to any of its subsidiary organizations;

(5) Claims of the state on account of social security or old-age assistance payments; and

(6) Claims of general creditors, including that portion of expenses of last illness not previously authorized in excess of \$500 and that portion of funeral charges not previously authorized in excess of \$250.

(b) The preference of the probate fee and of other claims may be deferred, in the discretion of the Examiner, in making adjustments or compromises beneficial to the estate.

(c) No claims of general creditors shall be allowed if the value of the estate is \$1,500 or less and the decedent is survived by a spouse or by one or more minor children. If the estate is valued in excess of \$1,500, or if the estate is valued at \$1,500 or less and the decedent is not survived by a spouse or by any minor children, the claims of general creditors may be allowed in the discretion of the Examiner of Inheritance. If the income of the estate is not sufficient to permit the payment of allowed claims of general creditors within three years from the date of allowance, the unpaid balance of such claims shall not be enforceable against the estate or any of its assets.

(Secs. 1, 2, 36 Stat. 855, as amended, 856, as amended, sec. 1, 38 Stat. 586, 42 Stat. 1185, as amended, secs. 1, 2, 56 Stat. 1021, 1022; 25 U. S. C. 372, 373, 374, 377, 373a, 373b)

2. Section 104.10 is revised to read as follows:

§ 104.10 *Funds of deceased Indians.* Funds of a deceased Indian may be disbursed:

- (a) For the payment of obligations previously authorized, including authorized expenses of last illness;
- (b) For authorized funeral expenses;
- (c) For support of dependent members of the family of decedent in such amounts deemed necessary to avoid hardship and consistent with the value of the estate and the interest of probable heirs;
- (d) For necessary expenses to conserve the estate pending the completion of probate proceedings;
- (e) For probate fees and claims allowed pursuant to Parts 15 and 16 of this chapter.

(R. S. 161; 5 U. S. C. 22)

[F. R. Doc. 58-1116; Filed, Feb. 12, 1958;
8:46 a. m.]

TITLE 7—AGRICULTURE

Chapter VII—Commodity Stabilization Service (Farm Marketing Quotas and Acreage Allotments), Depart- ment of Agriculture

PART 729—PEANUTS

DETERMINATION OF COUNTY NORMAL YIELDS FOR 1957 CROP

Basis and purpose. The purpose of this document is to establish county normal yields for the 1957 peanut crop for counties in the State of California, which yields have been determined by

the State committee pursuant to and under the standards specified in § 729.821 (a) of the Allotment and Marketing Quota Regulations for Peanuts of the 1957 and Subsequent Crops (21 F. R. 9370, 9760; 22 F. R. 6741, 6987). County normal yields are used in some cases under the said regulations (§§ 729.821 (b), 729.823, 729.853) to determine the amount of penalty on peanuts marketed from a farm and as the 1957 peanut crop is now being marketed it is essential that county normal yields for the 1957 crop be made effective as soon as possible. Accordingly, it is hereby determined and found that compliance with the notice, public procedure and effective date requirements of the Administrative Procedure Act (5 U. S. C. 1001-1011) is impractical and contrary to the public interest and the county normal yields specified below shall become effective upon filing of this document with the Director, Division of the Federal Register.

County normal yields for the 1957 peanut crop are as follows:

CALIFORNIA			
	Normal yield		Normal yield
County (pounds)		County (pounds)	
Imperial ----	901	Riverside ----	760
Kern -----	840	Stanislaus ---	600
Madera -----	600	Tulare -----	820

(Sec. 375, 52 Stat. 66, as amended; 7 U. S. C. 1375. Interprets or applies sec. 301, 52 Stat. 38, as amended; 7 U. S. C. 1301)

Done at Washington, D. C., this 7th day of February 1958. Witness my hand and the seal of the Department of Agriculture.

[SEAL] WALTER C. BERGER,
Administrator.

[F. R. Doc. 58-1141; Filed, Feb. 12, 1958;
8:50 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Admin- istration, Department of Commerce

[Amdt. 56]

PART 609—STANDARD INSTRUMENT APPROACH PROCEDURES PROCEDURE ALTERATIONS

The standard instrument approach procedures appearing hereinafter are adopted in order to promote safety. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required.

Part 609 is amended as follows:

NOTE: Where the general classification (L/MFR, ADF, VOR, TerVOR, VOR/DME, ILS, or RADAR), location, and procedure number (if any) of any procedure in the amendments which follow, are identical with an existing procedure, that procedure is to be substituted for the existing one, as of the effective date given, to the extent that it differs from the existing procedure; where a procedure is cancelled, the existing procedure is revoked; new procedures are to be placed in appropriate alphabetical sequence within the section amended.