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Title 3—THE PRESIDENT

Proclamation 3319

COLUMBUS DAY, 1959

By the President of the United States
of America

A Proclamation

WHEREAS in the year 1492 Christopher Columbus sailed westward across an uncharted sea and planted his banner on the shores of the New World; and

WHEREAS this intrepid explorer, whose voyage opened the way for the eventual establishment of our Nation and its free institutions, symbolizes the American heritage of discovery and daring achievement; and

WHEREAS the qualities of Columbus—his courage, his vision, and his loyalty to a great cause—are a constant inspiration to us as we seek to reach ever higher levels of accomplishment, both as individuals and as a Nation; and

WHEREAS, in recognition of our indebtedness to Columbus, the Congress of the United States, by a joint resolution approved April 30, 1934 (48 Stat. 657), authorized and requested the President to issue a proclamation designating October 12 of each year as Columbus Day:

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, do hereby designate Monday, October 12, 1959, as Columbus Day; and I invite the people of this Nation to observe that day in schools, churches, and other suitable places with appropriate ceremonies in commemoration of the four hundred and sixty-seventh anniversary of the discovery of America.

I also direct that the flag of the United States be displayed on all public buildings on the appointed day in honor of the memory of Christopher Columbus.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this ninth day of October in the year of our Lord nineteen hundred and [SEAL] fifty-nine, and of the Independence of the United States of America the one hundred and eighty-fourth.

DWIGHT D. EISENHOWER

By the President:

CHRISTIAN A. HERTER,
Secretary of State.

[F.R. Doc. 59-8688; Filed, Oct. 12, 1959; 1:09 p.m.]

Executive Order 10845

FURTHER SPECIFICATION OF LAWS FROM WHICH FUNCTIONS AUTHORIZED BY THE MUTUAL SECURITY ACT OF 1954, AS AMENDED, SHALL BE EXEMPT

By virtue of the authority vested in me by section 533 of the Mutual Security Act of 1954, 68 Stat. 860 (22 U.S.C. 1793) it is ordered as follows:

SECTION 1. It is hereby determined that, to the extent indicated in the preamble of section 2 of Executive Order No. 10784 of October 1, 1958, and in section 2(e) of that order as added by this order, the performance of functions authorized by the Mutual Security Act of 1954, as amended, without regard to the provisions of section 3(b) of the act entitled "An Act to authorize the making, amendment, and modification of contracts to facilitate the national defense" (72 Stat. 972; 50 U.S.C. 1433(b)) will further the purposes of the Mutual Security Act of 1954, as amended.

SEC. 2. Executive Order No. 10784 of October 1, 1958, is hereby amended:

(a) By substituting the following for that portion of section 2 thereof which precedes the lettered items of section 2:

"Sec. 2. With respect to purchases authorized to be made outside the limits of the United States or the District of Columbia under the Mutual Security Act of 1954, as amended."

(b) By adding the following paragraph (e) at the end of section 2 thereof:

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(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: October 8, 1959.

S. R. SMITH,
Director, Fruit and Vegetable
Division, Agricultural Market-
ing Service.

[F.R. Doc. 59-8635; Filed, Oct. 13, 1959;
8:46 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Parts 171, 174, 175, 176]

**BOND REQUIREMENTS FOR PERMITS
AND LEASES FOR MINING MIN-
ERALS OTHER THAN OIL AND GAS**

Notice of Proposed Rule Making

Basis and purpose. Notice is given that the Secretary of the Interior proposes to amend 25 CFR Parts 171, 174, 175, and 176. The purpose of the amendments is to allow a reduced bond coverage when issuing permits and leases for mining minerals other than oil and gas when the Secretary of the Interior or his authorized representative believes that by so doing the interests of the Indians are adequately protected. Parts 172 and 173 are amended by reference, because the applicable sections incorporate by reference the section on bonds in Part 171.

These proposed amendments relate to matters which are exempt from the rule making requirements of the Administrative Procedure Act (5 U.S.C. 1003); however, the Department of the Interior policy is to observe rule making requirements voluntarily wherever practicable. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendments to the Commissioner of Indian Affairs, Department of the Interior, Washington 25, D.C., within 30 days of the date of publication of this notice in the FEDERAL REGISTER.

ROGER ERNST,
Assistant Secretary of the Interior.

OCTOBER 7, 1959.

1. Section 171.6(a) is amended to read as follows:

§ 171.6 Bonds.

(a) Lessee shall furnish with each lease a bond (Form 5-154b), and an assignee of a lease shall furnish with each assignment a bond (Form 5-154m), with an acceptable company authorized to act as sole surety, or with two or more personal sureties and a deposit as collateral security of any public-debt obligations of the United States guaranteed as to principal and interest by the United States, equal to the full amount of such bonds, or other collateral satisfactory to the Secretary of the Interior, or show ownership of unencumbered real estate of the value equal to twice the amount of the bonds. Lessee may file a bond

No. 204-3

on Form 5-154a without sureties and a deposit as collateral security of Government bonds equal in value to, the full amount of the bond. Lease bonds shall not be less than the following amounts:

For less than 80 acres.....	\$1,000
For 80 acres and less than 120 acres...	1,500
For 120 acres and not more than 160 acres.....	2,000
For each additional 40 acres, or part thereof above 160 acres.....	500

Provided, That for leases for minerals other than oil and gas the Secretary of the Interior or his authorized representative may authorize a bond for a lesser amount if, in his opinion, the circumstances warrant and the interests of the Indian landowners are fully protected: *Provided further*, That a lessee may file one bond (Form 5-154f), in the sum of \$15,000 for all leases of minerals, in any one State and which may also include leases on that part of an Indian reservation extending into States contiguous thereto, to which the lessee may become a party: *And provided further*, That the total acreage covered by the bond shall not exceed 10,240 acres.

2. Section 174.15(a) is amended to read as follows:

§ 174.15 Bonds.

(a) Lessee shall furnish with each mining lease a bond (Form 5-154b), and an assignee of a lease shall furnish with each assignment a bond (Form 5-154m), with an acceptable company authorized to act as sole surety, or with two or more personal sureties and a deposit as collateral security of any public-debt obligations of the United States guaranteed as to principal and interest by the United States, equal to the full amount of such bonds, or other collateral satisfactory to the Secretary of the Interior, or show ownership of unencumbered real estate of the value equal to twice the amount of the bonds. Lessee may file a bond on Form 5-154a without sureties and a deposit as collateral security of Government bonds equal in value to the full amount of the bond. Lease bonds, except as provided in paragraph (c) of this section, shall not be less than the following amounts:

For less than 80 acres.....	\$1,000
For 80 acres and less than 120 acres...	1,500
For 120 acres and not more than 160 acres.....	2,000
For each additional 40 acres, or part thereof above 160 acres.....	500

Provided, That for leases for minerals other than oil and gas the Secretary of the Interior or his authorized representative may authorize a bond for a lesser amount if, in his opinion, the circumstances warrant and the interests of the Indian landowners are fully protected: *Provided further*, That a lessee may file a bond (Form 5-154f), in the sum of \$15,000 for all leases of minerals up to 10,240 acres under the jurisdiction of the officer in charge of the Five Civilized Tribes Agency.

3. Section 175.4 is amended to read as follows:

§ 175.4 Bonds.

Lessee shall furnish with each lease at the time it is filed with the officer in charge an acceptable bond not less than the following amounts:

For less than 80 acres.....	\$1,000
For 80 acres and less than 120 acres...	1,500
For 120 acres and not more than 160 acres.....	2,000
For each additional 40 acres, or part thereof above 160 acres.....	500

Provided, That for leases for minerals other than oil and gas the Secretary of the Interior or his authorized representative may authorize a bond for a lesser amount if, in his opinion, the circumstances warrant and the interests of the Indian landowners are fully protected: *Provided further*, That the lessee shall be allowed to file bond, Form S¹ covering all leases to which he or they are or may become parties instead of a separate bond in each case, such bond to be in the penal sum of \$15,000. The right is reserved to change the amount of the bond in any particular case, or to require a new bond in the discretion of the Secretary of the Interior.

4. Section 176.13 is amended to read as follows:

§ 176.13 Bond.

Every mineral lease made and entered into under the regulations in this part, by an Indian or by the superintendent as his representative or in his behalf, must be accompanied by a surety bond, executed by the lessee and by a responsible surety company or two or more satisfactory sureties, guaranteeing the payment of all deferred installments of bonus and the payment of all specified royalties and rentals and the performance of all covenants and agreements undertaken by the lessee. Such bonds, unless authorized by the Secretary of the Interior or his authorized representative, shall be not less than the following amounts:

For less than 80 acres.....	\$2,500
For 80 acres and less than 120 acres...	3,500
For 120 acres or more.....	5,000

Provided, however, That the lessee may, in lieu of such surety bond and upon execution of a proper penal bond to the United States in the sum prescribed and a proper power of attorney to the Secretary of the Interior, submit therewith United States bonds or notes in the aggregate sum prescribed as security for the carrying out of the terms, conditions, and provisions of the lease: *Provided further*, That a lessee may file in lieu of such individual lease bonds, one bond in a sum to be fixed by the Secretary of the Interior covering all leases to which he is or may become a party. The right is specifically reserved to the Secretary of the Interior to require an increase of the amount of any bond above the sum named in any particular case where he deems it necessary to require such increased bond.

[F.R. Doc. 59-8626; Filed, Oct. 13, 1959;
8:45 a.m.]

¹ For further information concerning form, see § 175.24.