

Washington, Tuesday, October 20, 1959

## Title 12—BANKS AND BANKING

### Chapter V—Federal Home Loan Bank Board

**SUBCHAPTER C—FEDERAL SAVINGS AND LOAN SYSTEM**  
 [No. 12,850]

#### PART 544—CHARTER AND BYLAWS

##### Prior Approval of Amendment to Bylaws

OCTOBER 14, 1959.

Resolved that the Federal Home Loan Bank Board, upon the basis of consideration by it of the advisability of amendment of Part 544 of the rules and regulations for the Federal Savings and Loan System (12 CFR Part 544), as hereinafter set forth, and for the purpose of effecting such amendment, hereby amends said part by adding a new section, § 544.6a, effective October 20, 1959, to read as follows:

##### § 544.6a Preparedness emergency amendments to bylaws.

This section constitutes approval by the Board of any one or more of the following amendments to the bylaws of any Federal association, upon the valid adoption of any such amendment by such association's directors or members as provided in its bylaws, effective when so adopted:

(a) *Emergency operations by surviving staff.* In the event of an emergency declared by the President of the United States or the person performing his functions, the officers and employees of this association will continue to conduct the affairs of the association under such guidance from the directors as may be available except as to matters which by statute require specific approval of the board of directors and subject to conformance with any governmental directives during the emergency.

(b) *Emergency operations by directors or members of executive committee.* The board of directors shall have the power, in the absence or disability of any officer, or upon the refusal of any officer to act, to delegate and prescribe such

officer's powers and duties to any other officer, or to any director, for the time being. In the event of a state of disaster of sufficient severity to prevent the conduct and management of the affairs and business of this association by its directors and officers as contemplated by these bylaws, any two or more available members of the then incumbent executive committee shall constitute a quorum of that committee for the full conduct and management of the affairs and business of the association in accordance with the provisions of Article \_\_\_\_ of these bylaws. In the event of the unavailability, at such time, of a minimum of two members of the then incumbent executive committee, any three available directors shall constitute the executive committee for the full conduct and management of the affairs and business of the association in accordance with the foregoing provisions of this section. This bylaw shall be subject to implementation by resolutions of the board of directors passed from time to time for that purpose, and any provisions of these bylaws (other than this section) and any resolutions which are contrary to the provisions of this section or to the provisions of any such implementary resolutions shall be suspended until it shall be determined by any interim executive committee acting under this section that it shall be to the advantage of this association to resume the conduct and management of its affairs and business under all of the other provisions of these bylaws.

(c) *Officer succession.* If consequent upon war or warlike damage or disaster, the president of this association cannot be located by the then acting home office or is unable to assume or to continue normal executive duties, then the authority and duties of the president shall, without further action of the board of directors, be automatically assumed by one of the following persons in the order designated: (List of names in order of succession is shown in the official minutes of the association and in the certified copies which are under seal in various depositories.)

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**SEMIANNUAL  
CFR SUPPLEMENT**  
(As of July 1, 1959)

The following semiannual cumulative pocket supplement is now available:

**Title 46, Parts 146-149,  
1959 Supplement 1 (\$1.25)**

Order from Superintendent of Documents,  
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Any one of the above persons who in accordance with this resolution assumes the authority and duties of the president shall continue to serve until he resigns or until five-sixths of the other officers who are attached to the then acting home office decide in writing he is unable to perform said duties or until the elected president of this association, or a person higher on the above list, shall become available to perform the duties of president of the association. If consequent upon war or warlike damage or disaster, the treasurer of this association cannot be located by the then acting home office or is unable to assume or to continue normal executive duties, then the authority and duties of the treasurer shall, without further action by the board of directors, be automatically assumed by one of the following persons in the order designated: (List of names in order of succession is shown in the official minutes of the association and in the certified copies which are under seal in various depositories.)

The person assuming the authority and duties of treasurer in accordance with this resolution shall serve until (1) the elected treasurer or person whose name is higher on the above list shall be able to function as treasurer, or (2) until he resigns or is unable as determined by the acting president to perform the duties of his office. In the case of subparagraph (2) of this paragraph, the next eligible and available person on the above list shall assume the authority and duties of the treasurer. Anyone dealing with

this association may accept a certification by any three officers that a specified individual is acting as president or that a specified individual is acting as treasurer in accordance with this resolution; and that anyone accepting such certification may continue to consider it in force until notified in writing of a change, said notice of change to carry the signatures of three officers of the association.

(d) *Providing for alternate locations.* The offices of the association at which its business shall be conducted shall be the home office thereof located at \_\_\_\_\_ Street, \_\_\_\_\_, \_\_\_\_\_, (and branches, if any), and any other legally authorized location which may be leased or acquired by this association to carry on its business. During an emergency resulting in any authorized place of business of this association being unable to function, the business ordinarily conducted at such location shall be relocated elsewhere in suitable quarters, in addition to or in lieu of the locations heretofore mentioned, as may be designated by the board of directors or by the executive committee or by such persons as are then, in accordance with resolutions adopted from time to time by the board of directors dealing with the exercise of authority in the time of such emergency, conducting the affairs of this association. Any temporarily relocated place of business of this association shall be returned to its legally authorized location as soon as practicable and such temporary place of business shall then be discontinued.

(e) *Providing for acting home offices.* In case of, and provided that, because of war or warlike damage or disaster, the Home Office of this association is unable temporarily to continue its functions, \_\_\_\_\_ Branch, located in \_\_\_\_\_, shall automatically and without further action of this board of directors, become the "Acting Home Office of this Association"; that if by reason of said war or warlike damage or disaster, both the Home Office of this association and the said \_\_\_\_\_ Branch of this association are unable to carry on their functions, then and in such case, the \_\_\_\_\_ Branch of this association, located in \_\_\_\_\_, shall, without further action of this board of directors, become the "Acting Home Office of this Association"; and if neither \_\_\_\_\_ Branch nor \_\_\_\_\_ Branch can carry on their functions, then the \_\_\_\_\_ Branch of this association, located in \_\_\_\_\_, shall, without further action of this board of directors, become the "Acting Home Office of this Association." The Home Office shall resume its functions at its legally authorized location as soon as practicable.

(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464, Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1947 Supp.)

Resolved further that, as said amendment only relieves restriction, the Board hereby finds that notice and public procedure thereon are unnecessary under the provisions of § 508.12 of the general regulations of the Federal Home Loan Bank Board (12 CFR 508.12) or section 4(a) of the Administrative Procedure

Act and, as said amendment relieves restriction, deferment of the effective date thereof is not required under section 4(c) of said Act.

By the Federal Home Loan Bank Board.

[SEAL] HARRY W. CAULSEN,  
Secretary.

[F.R. Doc. 59-8811; Filed, Oct. 19, 1959; 8:47 a.m.]

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter III—Foreign and Territorial Compensation

[Departmental Reg. 108.415]

#### PART 325—ADDITIONAL COMPENSATION IN FOREIGN AREAS

##### Designation of Differential Posts

Section 325.11, *Designation of differential posts*, is amended as follows, effective on the dates indicated:

1. Effective as of the beginning of the first pay period following October 17, 1959, paragraph (a) is amended by the deletion of the following:

Grand Cayman, T.W.I.

2. Effective as of the beginning of the first pay period following October 17, 1959, paragraph (d) is amended by the deletion of the following:

Camaguey, Cuba.

3. Effective as of the beginning of the first pay period following October 17, 1959, paragraph (b) is amended by the addition of the following:

Grand Cayman, T.W.I.

4. Effective as of March 19, 1959, paragraph (c) is amended by the addition of the following:

Horta, Azores.

(Secs. 103, 401, E.O. 10000, 13 F.R. 5453, 3 CFR, 1948 Supp., E.O. 10623, E.O. 10636, 20 F.R. 5297, 7025, 3 CFR, 1955 Supp.)

Washington, D.C., October 2, 1959.

For the Secretary of State.

LANE DWINELL,  
Assistant Secretary.

[F.R. Doc. 59-8781; Filed, Oct. 19, 1959; 8:45 a.m.]

## Title 24—HOUSING AND HOUSING CREDIT

### Chapter II—Federal Housing Administration, Housing and Home Finance Agency

#### SUBCHAPTER B—PROPERTY IMPROVEMENT LOANS

#### PART 201—CLASS 1 AND CLASS 2 PROPERTY IMPROVEMENT LOANS.

##### Refinancing; Claims

In § 201.9, paragraph (c) is amended to read as follows:

#### § 201.9 Refinancing.

(c) *Rebate.* The full unearned charge on the original note shall be refunded to the borrower. If no additional advance is made a handling charge not in excess of \$5.00 may be assessed the borrower.

In § 201.11, paragraph (e) (2) is amended to read as follows:

#### § 201.11 Claims.

(e) *Claim amount.* \* \* \*

(2) Ninety percent of the uncollected earned interest to date of default and 90 percent of interest from the date of default to the date of the application for reimbursement of loss sustained figured at 5 percent per annum on the outstanding principal balance, but in no event shall the total interest allowed exceed the maximum permissible financing charge on the principal amount outstanding to the date of application for reimbursement.

(Sec. 2, 48 Stat. 1246, as amended; 12 U.S.C. 1703)

Issued at Washington, D.C., October 14, 1959.

JULIAN H. ZIMMERMAN,  
Federal Housing Commissioner.

[F.R. Doc. 59-8814; Filed, Oct. 19, 1959; 8:48 a.m.]

## Title 39—POSTAL SERVICE

### Chapter I—Post Office Department

#### PART 45—CITY DELIVERY

#### PART 202—PROCEDURE BEFORE THE GENERAL COUNSEL

##### Miscellaneous Amendments

I. In § 45.6 *Apartment house receptacles*, as amended by Federal Register Document 59-3736, 24 F.R. 3533, Federal Register Document 59-3737, 24 F.R. 3534, and by Federal Register Document 59-5995, 24 F.R. 5794, make the following changes:

#### § 45.6 [Amendment]

A. Subdivision (ii) of paragraph (b) (6) is amended as a result of a change in the regulations regarding the position of the clasp or holder which contains the name card for identifying the patron or patrons on apartment house receptacles. As so amended, subdivision (ii) reads as follows:

(ii) Each receptacle must be equipped with a clasp or holder to accommodate a name card for identifying a patron or patrons using that box. Preferably, this holder or clasp should be on the frame above each receptacle, but it may be located inside at the rear of the box where the patron's name will be visible to the carrier when the master door is open. The holder must be large enough to take a name card at least ¾ x 2½ inches.

B. In paragraph (e) strike out "Edwards Co., Inc., 15 Merium Street, Norwalk, Conn.," where it appears in the list of manufacturers and distributors therein.

Note: The corresponding Postal Manual sections are 155.626b and 155.65.

(R.S. 16, as amended, 396, as amended, 3868, sec. 1, 24 Stat. 355, sec. 1, 24 Stat. 569, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 151, 155, 156)

II. In Part 202, Subpart C—Procedures to Adjudicate Claims For Personal Injury or Property Damage Arising Out Of The Operation Of The Postal Service, make the following changes as a result of Public Law 86-238, approved September 8, 1959 (73 Stat. 471, 472), which amended title 28 United States Code by increasing the limit for administrative settlement of claims against the United States under the Tort Claims Procedure from \$1,000 to \$2,500.

**§ 202.50 [Amendment]**

A. In § 202.50 *Character and limit of claims* amend paragraph (b) to read as follows:

(b) Claims for damage to or loss of property or on account of personal injury or death caused by the negligent or wrongful act or omission of an employee of the Department acting within the scope of his employment under circumstances where the United States, if a private person, would be liable to the claimant for such damage, loss, injury, or death in accordance with the law of the place where the act or omission occurred. The authority of the Department to award compensation under this act is limited to claims not exceeding \$2,500. Where loss or damage occurs without negligence on the part of the Government employee involved, the maximum compensation which the Department may pay is \$500.

B. Section 202.51 *Time limit for filing* is amended to read as follows:

**§ 202.51 Time limit for filing.**

The statutory period of limitation during which claim must be filed under 31 U.S.C. 224c is one year. The statutory period of limitation under 28 U.S.C. 2672, et seq., is two years. The maximum amount for which claim may be filed under 31 U.S.C. 224c is \$500. The maximum amount for which an administrative claim may be filed under 28 U.S.C. 2672, et seq., is \$2,500.

(R.S. 161, as amended, 396, as amended; 5 U.S.C. 22, 369)

[SEAL] HERBERT B. WARBURTON,  
*General Counsel.*

[F.R. Doc. 59-8806; Filed, Oct. 19, 1959;  
8:47 a.m.]

## Title 49—TRANSPORTATION

### Chapter I—Interstate Commerce Commission

#### SUBCHAPTER B—CARRIERS BY MOTOR VEHICLE

[Ex Parte MC-54]

#### PART 165a—CERTIFICATES AND PERMITS

##### Interpretation of Operating Rights; Alaska

At a general session of the Interstate Commerce Commission, held at its office

in Washington, D.C., on the 13th day of October A.D. 1959.

Having under consideration the matter of whether all certificates of public convenience and necessity and permits issued to motor carriers, licenses issued to brokers of motor transportation, and permits issued to freight forwarders prior to the admission of Alaska as a State and containing text which if used in an operating right issued subsequent to January 3, 1959, would be construed as including the right of the holder to serve points in Alaska, authorizes the holder to serve points in Alaska; and

It appearing that a notice of proposed rule making was issued on February 16, 1959, and published in the FEDERAL REGISTER on March 14, 1959 (24 F.R. 1870), by the terms of which any interested person could on or before April 15, 1959 submit written statements containing data, views, and arguments concerning the proposed rule;

And it further appearing that investigation of the matters and things involved in this proceeding has been made, and the Commission, on the date hereof, having made and filed its report containing its findings of fact and conclusions thereon, which report is hereby referred to and made a part hereof:

It is ordered, That Part 165a be, and it is hereby, amended by adding thereto the following subpart and paragraph:

#### Subpart B—Interpretation of Operating Rights

##### § 165a.11 Service to, from, and between points in Alaska.

Certificates and permits issued to motor carriers, licenses issued to brokers, and permits issued to freight forwarders, prior to January 3, 1959, authorizing service from a point or area "to points in the United States" are interpreted as authorizing service from the originating point to points in the District of Columbia and the 48 States constituting the United States prior to the admission of Alaska; those authorizing service from "points in the United States" to particular destination points or areas are interpreted as authorizing service from points in the District of Columbia and the 48 States constituting the United States prior to the admission of Alaska to the specified destination points or areas; those authorizing service "between points in the United States" are interpreted as authorizing service between points in the District of Columbia and the 48 States constituting the United States prior to the admission of Alaska; and those authorizing service at points described in text which depends for its meaning upon the definition of "States" or "United States" are interpreted as authorizing service at only those points which were within the meaning of the text at the time of issuance thereof.

(Sec. 204, 403, 49 Stat. 546, as amended 56 Stat. 285; 49 U.S.C. 304, 1003. Interpret or apply section 207(a), 208(a), 209, 211, and 410(c), 49 Stat. 551, 552, as amended, 554, as amended, 56 Stat. 291, as amended; 49 U.S.C. 308, 309, 311, 1010)

It is further ordered, That this order shall be effective on November 30, 1959;

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission.

[SEAL] HAROLD D. MCCOY,  
*Secretary.*

[F.R. Doc. 59-8817; Filed, Oct. 19, 1959;  
8:48 a.m.]

[Ex Parte MC-37]

## PART 170—COMMERCIAL ZONES

### Commercial Zones and Terminal Areas; New Orleans, La., Commercial Zone

At a session of the Interstate Commerce Commission, Division I held at its office in Washington, D.C., on the 13th day of October, A.D. 1959.

It appearing that on April 18, 1956, the Commission, division 1, made and filed the twelfth supplemental report in this proceeding, 66 M.C.C. 709, and an order redefining the limits of the zone adjacent to and commercially a part of New Orleans, La.;

It further appearing that petitions of New Orleans Traffic and Transportation Bureau, dated April 18, 1958, Cities Service Oil Co., dated June 13, 1958, Shell Oil Co. and Shell Chemical Corporation, dated June 13, 1958, General American Transportation Corporation, dated June 13, 1958, The American Oil Co., dated June 13, 1958, Monsanto Chemical Co., dated July 23, 1958, and Capital Transport Co., Inc., dated November 4, 1958, seek reopening for the purpose of redefining the limits of said zone;

And it further appearing that an informal conference has been held at New Orleans, La., on November 13, 1958, wherein petitioners, except the American Oil Co., and other persons presented their views and arguments in support of or in opposition to all or a portion of the relief sought in said petitions;

And it further appearing that the factual situation involved has been the subject of thorough study in the prior reports; that a further lengthy continuation of this proceeding would result in considerable expense to the parties concerned and to the Commission; that to follow the public procedure outlined by section 4 of the Administrative Procedure Act would be impracticable and unnecessary; and that the issuance of the order attached hereto without additional notice to the public is required in the public interest;

and good cause appearing therefor:

It is ordered, That said proceeding be, and it is hereby, reopened for further consideration.

It is further ordered, That § 170.27, as prescribed in the order entered in this proceeding on April 18, 1956 (49 CFR 170.27) be, and it is hereby, vacated and set aside and the following is hereby substituted in lieu thereof:

§ 170.27 New Orleans, La.

The zone adjacent to and commercially a part of New Orleans, La., within which transportation by motor vehicle, in interstate or foreign commerce, not under a common control, management, or arrangement for a continuous carriage or shipment to or from a point beyond such zone, is partially exempt under section 203(b) (8) of the Interstate Commerce Act (49 U.S.C. 303(b) (8)) from regulation, includes and is comprised of all points in the area bounded by a line as follows:

Commencing at a point on the shore of Lake Pontchartrain where it is crossed by the Jefferson Parish-Orleans Parish line; thence easterly along the shore of Lake Pontchartrain to the Rigolets; thence through the Rigolets in an easterly direction to Lake Borgne; thence southwesterly along the shore of Lake Borgne to the Bayou Bienvenue; thence in a general westerly direction along the Bayou Bienvenue (which also constitutes the Orleans Parish-St. Bernard Parish line) to Paris Road; thence in a southerly direction along Paris Road to the Back Protection Levee; thence in a southeasterly direction along the Back Protection Levee (across Lake Borgne Canal) to a point 1 mile north of Louisiana Highway 46; thence in an easterly direction 1 mile north of Louisiana Highway 46 to longitude 89°50' W.; thence south along longitude line 89°50' W. (crossing Louisiana Highway 46 approximately 3/4 of a mile east of Toca) to Forty Arpent Canal; thence westerly, northwesterly, and southerly along Forty Arpent Canal to Scarsdale Canal; thence northwesterly along Scarsdale Canal and beyond it in the same direction to the middle of the Mississippi River; thence southerly along the middle of the Mississippi River to the Augusta Canal; thence in a westerly direction along the Augusta Canal to the Gulf Intracoastal Waterway; thence in a northeasterly direction along the middle of the Gulf Intracoastal Waterway to the Crossing of Louisiana Highway 31; thence along Louisiana Highway 31 in a northwesterly direction to a point approximately 2 miles south of Gretna where a high-tension transmission line crosses Louisiana Highway 31; thence in a westerly direction following such transmission line to the intersection thereof with U.S. Highway 90; thence westerly along U.S. Highway 90 to the Jefferson Parish-St. Charles Parish line; thence north along such parish line to the middle of the Mississippi River; thence westerly along the middle of the Mississippi River to a point 1 mile west of the Jefferson Parish-St. Charles Parish line; thence north to the shore of Lake Pontchartrain; thence along the shore of Lake Pontchartrain in an easterly direction to the Jefferson Parish-Orleans Parish line, the point of beginning.

(49 Stat. 546, as amended; 49 U.S.C. 304. Interprets or applies 49 Stat. 543, as amended, 544, as amended; 49 U.S.C. 302, 303)

And it is further ordered, That this order shall become effective November 27, 1959, and shall continue in effect until the further order of the Commission.

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in

the office of the Secretary of the Commission at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register.

By the Commission, Division 1.

[SEAL] HAROLD D. MCCOY, Secretary.

[F.R. Doc. 59-8816; Filed, Oct. 19, 1959; 8:48 a.m.]

Title 46—SHIPPING

Chapter II—Federal Maritime Board, Maritime Administration, Department of Commerce

SUBCHAPTER B—REGULATIONS AFFECTING MARITIME CARRIERS AND RELATED ACTIVITIES

[Gen. Order 61, 2d Rev., Amdt. 5]

PART 221—DOCUMENTATION, TRANSFER OR CHARTER OF VESSELS

Amendment of Certain Declaration Forms

Effective as of the date hereof, Forms MA-4557 (2-19-54), MA-4560 (5-4-55), and MA-4561 (9-24-58), as set forth in paragraphs (b), (d), and (e), respectively, of § 221.11, are hereby amended to read as set forth below; and the word "members," appearing in the sentence preceding Form MA-4561 in paragraph (e), is hereby changed to read "trustees."

§ 221.11 Citizenship declarations by owners or mortgagees of vessels of the United States as required by section 40 of the Shipping Act, 1916, as amended.

(b) \* \* \*

Form MA-4557 (10-16-59)

U.S. DEPARTMENT OF COMMERCE MARITIME ADMINISTRATION

OWNER OR MORTGAGEE OF VESSEL

(Section 40, Shipping Act, 1916, as amended) 46 U.S.C. 838, 40 Stat. 902, as amended

DECLARATION OF OFFICER OF INCORPORATED COMPANY\*

I \_\_\_\_\_, of \_\_\_\_\_ declare that I am \_\_\_\_\_ of the \_\_\_\_\_ a corporation organized under the laws of the State of \_\_\_\_\_ with offices at \_\_\_\_\_; that said corporation is the owner (or) mortgagee of the vessel, or part thereof, or interest therein, called \_\_\_\_\_ of \_\_\_\_\_, official number \_\_\_\_\_, gross \_\_\_\_\_ net \_\_\_\_\_, built in 19\_\_\_\_, at \_\_\_\_\_ as appears by \_\_\_\_\_ No. \_\_\_\_\_, issued at \_\_\_\_\_ 19\_\_\_\_, surrendered \_\_\_\_\_;

(Give cause of surrender) that I am a citizen of the United States of America by birth, having been born at \_\_\_\_\_ (City) (State) (Date of birth) (or) by naturalization before the \_\_\_\_\_ for \_\_\_\_\_ (Name of Court) (District, County, or State)

on \_\_\_\_\_, having been issued (Date naturalized) Naturalization Certificate No. \_\_\_\_\_; that the president or other chief executive officer and chairman of the board and all directors of said corporation are citizens of the United States of America, \*\*except \_\_\_\_\_ alien directors which represent a minority of the number of directors necessary to constitute a quorum as provided under Public Law 86-327, 73 Stat. 597, September 21, 1959; that the controlling interest (or) seventy-five (75) per centum of the interest in said corporation is owned by citizens of the United States of America; that the title to a majority of the stock (or) seventy-five per centum of the stock of said corporation is vested in citizens of the United States of America free from any trust or fiduciary obligation in favor of any person not a citizen of the United States of America, and that such proportion of the voting power of said corporation is vested in citizens of the United States; that through no contract or understanding is it so arranged that the majority of the voting power (or) more than twenty-five (25) per centum of the voting power of said corporation may be exercised, directly or indirectly, in behalf of any person who is not a citizen of the United States of America; that by no means whatsoever is the control of said corporation (or) the control of any interest in said corporation in excess of twenty-five (25) per centum conferred upon or permitted to be exercised by any person who is not a citizen of the United States of America.

(Date) (Signature)

\*This declaration is to be taken whenever any bill of sale, mortgage, hypothecation, or conveyance of any vessel, or part thereof, or interest therein, is presented by a corporation to any collector of customs for recording.

\*\*The "except" clause shall be deleted when this declaration is executed in behalf of corporations under Title VI, Merchant Marine Act, 1936, as amended.

1 Insert "President," "Secretary," or "Treasurer," or any other duly authorized official thereof, as the case may be.

2 Insert full corporate name of company.

3 Insert business address of corporation.

4 Strike out word, or expression not appropriate.

5 Insert other means whereby vessel became entitled to American registry, when appropriate.

6 I.e., document now surrendered, or document last surrendered heretofore (46 U.S.C. 808).

7 Strike out reference to naturalization if party is native-born citizen. If more than one vessel is involved, only one form of declaration need be filed if by a notation inserted in the clause immediately prior to the clause about the citizenship of declarant, appropriate reference is made to a schedule added to said declaration, in which schedule shall be inserted the name and date of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said declaration is made.

PENALTY FOR FALSE STATEMENT: Section 40, Shipping Act, 1916, as amended, provides "Whoever knowingly makes any false statement of a material fact in any such declaration shall be guilty of a misdemeanor and subject to a fine of not more than \$5,000, or to imprisonment for not more than five years, or both."

(d) \* \* \*

RULES AND REGULATIONS

Form MA-4560 (10-16-59)

U.S. DEPARTMENT OF COMMERCE MARITIME ADMINISTRATION

OWNER OR MORTGAGEE OF VESSEL

(Section 40, Shipping Act, 1916, as amended) 46 U.S.C. 838, 40 Stat. 902, 62 Stat. 212

DECLARATION OF OFFICER OF MUTUAL INSURANCE COMPANY\*

I, of, declare that I am of the a corporation organized under the laws of the State of with offices at; that said corporation is the owner (or) mortgagee of the vessel, or part thereof, or interest therein, called of official number, gross net built in 19, at as appears by No. issued at, 19, surrendered

(Give cause of surrender)

that I am a citizen of the United States of America by birth, having been born at (City) (State) (Date of birth) (or) by naturalization before the (Name of Court) (District, County, or State) on, having been issued (Date naturalized)

Naturalization Certificate No.; that the president or other chief executive officer and chairman of the board are citizens of the United States of America, and no more of the directors than a minority of the number necessary to constitute a quorum are non-citizens; that the controlling interest (or) seventy-five (75) per centum of the interest in said corporation is owned by citizens of the United States of America; said corporation is not authorized to issue stock, the ownership and control of said corporation being vested in the members of said corporation who have the exclusive voting power. The persons exercising the duties of directors of the corporation are called and are the persons referred to herein as directors. The majority of the voting power (or) seventy-five (75) per centum of the voting power of said corporation is vested in citizens of the United States of America free from any trust or fiduciary obligations in favor of any person not a citizen of the United States of America; that through no contract or understanding is it so arranged that the majority of the voting power (or) more than twenty-five (25) per centum of the voting power of said corporation may be exercised, directly or indirectly, in behalf of any person who is not a citizen of the United States of America; that by no means whatsoever is the control of said corporation (or) the control of any interest in said corporation in excess of twenty-five (25) per centum conferred upon or permitted to be exercised by any person who is not a citizen of the United States of America.

(Date) (Signature)

\*This declaration is to be taken whenever any bill of sale, mortgage, hypothecation, or conveyance of any vessel, or part thereof, or interest therein, is presented by a corporation to any collector of customs for recording.

1 Insert "President," "Secretary," or "Treasurer," or any other duly authorized official thereof, as the case may be.

2 Insert full corporate name of company.

3 Insert business address of corporation.

4 Strike out word or expression not appropriate.

5 Insert other means whereby vessel became entitled to American registry, when appropriate.

6 I.e., document now surrendered, or document last surrendered heretofore (46 U.S.C. 808).

7 Strike out reference to naturalization if party is native-born citizen. If more than one vessel is involved, only one form of declaration need be filed if by a notation inserted in the clause immediately prior to the clause about the citizenship of declarant, appropriate reference is made to a schedule added to said declaration, in which schedule, shall be inserted the name and data of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said declaration is made.

PENALTY FOR FALSE STATEMENT: Section 40, Shipping Act, 1916, as amended, provides "Whoever knowingly makes any false statement of a material fact in any such declaration shall be guilty of a misdemeanor and subject to a fine of not more than \$5,000, or to imprisonment for not more than five years, or both."

\* \* \* \* \*

(e) \* \* \* Form MA-4561 (10-16-59)

U.S. DEPARTMENT OF COMMERCE MARITIME ADMINISTRATION

OWNER OR MORTGAGEE OF VESSEL

(Section 40, Shipping Act, 1916, as amended) 46 U.S.C. 838, 40 Stat. 902, 62 Stat. 212

DECLARATION OF OFFICER OF MUTUAL SAVINGS BANK\*

I, of, declare that I am of the a corporation organized under the laws of the State of with offices at; that said corporation is the owner (or) mortgagee of the vessel, or part thereof, or interest therein, called of official number, gross net built in 19, at as appears by No. issued at, 19, surrendered

(Give cause of surrender)

that I am a citizen of the United States of America by birth, having been born at (City) (State) (Date of birth) (or) by naturalization before the (Name of Court) (District, County, or State) on, having been issued (Date naturalized)

Naturalization Certificate No.; that the president or other chief executive officer and chairman of the board are citizens of the United States of America, and no more of the trustees than a minority of the number necessary to constitute a quorum are non-citizens; that said bank has no directors, the duties of directors being exercised by said trustees; that said bank is not authorized to issue stock; that the majority of the voting power and

control of said bank is vested in the Board of Trustees free from any trust or fiduciary obligation in favor of any person not a citizen of the United States; that through no contract or understanding is it so arranged that more than a minority of the voting power of said bank may be exercised, directly or indirectly, in behalf of any person who is not a citizen of the United States of America; that by no means whatsoever is the control of more than a minority interest in said bank conferred upon or permitted to be exercised by any person who is not a citizen of the United States of America.

control of said bank is vested in the Board of Trustees free from any trust or fiduciary obligation in favor of any person not a citizen of the United States; that through no contract or understanding is it so arranged that more than a minority of the voting power of said bank may be exercised, directly or indirectly, in behalf of any person who is not a citizen of the United States of America; that by no means whatsoever is the control of more than a minority interest in said bank conferred upon or permitted to be exercised by any person who is not a citizen of the United States of America.

(Date) (Signature)

\* This declaration is to be taken whenever any bill of sale, mortgage, hypothecation, or conveyance of any vessel, or part thereof, or interest therein, is presented by a corporation to any collector of customs for recording.

1 Insert "President" or any other duly authorized official thereof, as the case may be.

2 Insert full corporate name of bank.

3 Insert business address of bank.

4 Strike out word or expression not appropriate.

5 Insert other means whereby vessel became entitled to American registry, when appropriate.

6 I.e., document now surrendered, or document last surrendered heretofore (46 U.S.C. 808).

7 Strike out reference to naturalization if party is a native-born citizen.

If more than one vessel is involved, only one form of declaration need be filed if by a notation inserted in the clause immediately prior to the clause about the citizenship of declarant, appropriate reference is made to a schedule added to said declaration, in which schedule shall be inserted the name and data of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said declaration is made.

PENALTY FOR FALSE STATEMENT: Section 40, Shipping Act, 1916, as amended, provides "Whoever knowingly makes any false statement of a material fact in any such declaration shall be guilty of a misdemeanor and subject to a fine of not more than \$5,000, or to imprisonment for not more than five years, or both."

(49 Stat. 1987, as amended; 46 U.S.C. 1114; Pub. Law 86-327 (73 Stat. 597))

Dated: October 16, 1959.

By order of the Deputy Maritime Administrator.

JAMES L. PIMPER, Secretary.

[F.R. Doc. 59-8878; Filed, Oct. 19, 1959; 9:24 a.m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

17 CFR Part 922.1

VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Definitions

Notice is hereby given that the Department is considering the approval of a

proposed amendment, hereinafter set forth, to the rules and regulations (7 CFR 922.100 et seq.; Subpart—Rules and Regulations) of the Valencia Orange Administrative Committee, currently in effect pursuant to the marketing agreement and Order No. 22, as amended (7 CFR Part 922), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The proposed amendment would add a new paragraph § 922.100 *Definitions*, as follows:

(e) Pursuant to § 922.18, the quantity of oranges comprising a carload, as such term is therein defined, is hereby increased from a quantity of oranges equivalent to 924 cartons of oranges to a quantity of oranges equivalent to 1,000 cartons of oranges.

All persons who desire to submit written data, views, or arguments for consideration in connection with the said proposed amendment should do so by forwarding same to the Director, Fruit and Vegetable Division, Agricultural Marketing Service, Room 2077, South Building, Washington 25, D.C., not later than the 10th day after publication of this notice in the FEDERAL REGISTER.

Dated: October 15, 1959.

S. R. SMITH,  
Director, Fruit and Vegetable  
Division, Agricultural Mar-  
keting Service.

[F.R. Doc. 59-8819; Filed, Oct. 19, 1959;  
8:48 a.m.]

## DEPARTMENT OF HEALTH, EDU- CATION, AND WELFARE

Food and Drug Administration  
[ 21 CFR Part 53 ]

### TOMATO PRODUCTS; DEFINITIONS AND STANDARDS OF IDENTITY; QUALITY; AND FILL OF CON- TAINER

#### Canned Tomatoes; Order Denying Amendment of Standard of Identity

On July 8, 1959, a notice of proposed rule making was published in the FEDERAL REGISTER (24 F.R. 5511) setting forth a proposal made by the Cannery League of California, San Francisco, Calif., to amend the standard of identity for canned tomatoes to permit the addition of citric acid as an optional ingredient. The notice allowed 30 days for interested persons to submit in writing their views on the proposal.

Upon consideration of the comments presented and other relevant information, it is concluded that it would not promote honesty and fair dealing in the interest of consumers to amend the standard of identity for canned tomatoes as proposed.

Therefore, pursuant to the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended; 21 U.S.C. 341, 371) and the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (22 F.R. 1045, 23 F.R. 9500): *It is ordered*, That the identity standard for canned tomatoes be not amended.

Any person who will be adversely affected by the foregoing order may at any time prior to the thirtieth day following the date of publication of this order in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Educa-

tion, and Welfare, Room 5440; 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, shall specify with particularity the provisions of the order deemed objectionable and the grounds for the objections, and shall request a public hearing upon the objections. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

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

If a public hearing is to be held upon objections to this order, an appropriate notice will be published in the FEDERAL REGISTER.

Dated: October 9, 1959.

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

[F.R. Doc. 59-8810; Filed, Oct. 19, 1959;  
8:47 a.m.]

## NOTICES

### DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[Gallup Area Redelelegation Order 2, Amdt. 10]

#### GENERAL SUPERINTENDENTS, SU- PERINTENDENTS AND OTHER DESIGNATED EMPLOYEES

##### Redelelegation of Authority; Mis- cellaneous Amendments

Order No. 2, as amended (19 F.R. 8675; 20 F.R. 2894, 3941, 8780; 21 F.R. 5848, 6286; 22 F.R. 8829; 23 F.R. 6842; 24 F.R. 683) is further amended as hereinafter indicated.

1. Under Functions Relating to Credit Matters, in Part 2, the following amendments are made:

a. Section 2.120 is amended in part to read as follows:

SECTION 2.120 *Loan agreements.* The approval of applications pursuant to 25 CFR Part 91, subject to availability of funds where the total indebtedness of the applicant to the lender does not exceed:

(a) \$1500 in the case of loans to individual Indians, except loans for educational purposes.

b. Section 2.127 is added:

SEC. 2.127 *Modification of loan agreements.* The approval of modification of loan agreements pursuant to 25 CFR Part 91, where the total indebtedness of the borrower to the lender does not exceed:

(a) \$1500 in the case of loans to individual Indians, except loans for educational purposes.

2. Under Functions Relating to Credit Matters, in Part 3, the following amendments are made:

a. Section 3.120 is amended as follows:

SEC. 3.120 *Loan agreements.* The approval of applications pursuant to 25 CFR Part 91, subject to the availability of funds, where the total indebtedness of the applicant to the lender does not exceed:

(a) \$10,000 in the case of loans by corporations, tribes, and bands to individual Indians, except loans for educational purposes.

b. The title of section 3.127 is changed and the section is amended as follows:

SEC. 3.127 *Modifications of loan agreements—*(a) \$10,000 in the case of loans by corporations, tribes, and bands to individual Indians, except loans for educational purposes.

3. Under Functions Relating to Credit Matters, in Part 4, the following amendments are made:

a. Section 4.120 is amended as follows:

SEC. 4.120 *Loan agreements and modifications—*(a) *United Pueblos.* The General Superintendent, United Pueblos Agency, may approve applications for loans and modifications of loans to individuals by the United States pursuant to 25 CFR Part 91 (subject to the availability of funds), where the total indebtedness to the United States does not exceed \$5,000, except loans for educational purposes.

(b) *Jicarilla.* The Superintendent, Jicarilla Agency, and the Executive Committee of the Jicarilla Apache Tribe, may approve applications for and modifications of loans by the tribe to individuals (subject to the availability of funds), where the total indebtedness to the Tribe does not exceed \$3,000, pursuant to a declaration of policy approved by the Commissioner.

(c) *Southern Ute.* The Superintendent, Consolidated Ute Agency, may approve applications for and modifications of loans by the Southern Ute Tribe to individuals (subject to the availability of funds) where the total indebtedness to the Tribe does not exceed \$5,000 in the case of loans which are not fully secured, and \$10,000 in the case of loans which are fully secured, pursuant to a declaration of policy approved by the Commissioner.

(d) *Ute Mountain.* The Superintendent, Consolidated Ute Agency, may approve applications for and modifications of loans by the Ute Mountain Tribe to individuals (subject to the availability of funds) where the total indebtedness to the Tribe does not exceed \$5,000, pursuant to a declaration of policy approved by the Commissioner.

b. Sections 4.18, 4.121, 4.122, 4.124, 4.129, 4.130, 4.131 and 4.170 are amended to read, "The Assistant General Superintendent (Resources), Navajo Agency, is authorized \* \* \*", instead of "The Assistant General Superintendent (Operations), Navajo Agency, is author-

ized \* \* \*": There is no change in the remainder of these sections.

c. Section 4.127 *Corporate and tribal enterprises*, is repealed.

d. Section 4.128 *Loan Agreements and Modifications*, is repealed.

4. In Part 5, section 5.16 *Mineral leases and permits*, under Functions Relating to Lands and Minerals, is repealed.

WALTER O. OLSON,  
*Acting Area Director.*

Approved: October 14, 1959.

GLENN L. EMMONS,  
*Commissioner.*

[F.R. Doc. 59-8797; Filed, Oct. 19, 1959;  
8:46 a.m.]

## Bureau of Land Management

[69279]

### ARIZONA

#### Amendment to Notice of Hearing in the Matter of Opening of Lands in Tucson Mountain Park, Ariz., to Mining Location

In the issue of the FEDERAL REGISTER of October 9 at page 8242, there was published a notice of the scheduling of a public hearing at 10:00 a.m. on Tuesday, December 8, at the Pioneer Hotel in Tucson, Ariz., to inquire into the merits of a proposal to open 7,600 acres of public land in the Tucson Mountain Park area to mining location.

Notice is hereby given that the date of such hearing has been changed to Thursday, October 29. Those desiring to be heard in person at the hearing should so advise the State Supervisor, Bureau of Land Management, 1305 North Central Avenue (P.O. Box 148), Phoenix, Ariz., preferably not later than October 28. Written statements will be received by that official until November 16.

ROGER C. ERNST,  
*Assistant Secretary of the Interior.*

OCTOBER 14, 1959.

[F.R. Doc. 59-8798; Filed, Oct. 19, 1959;  
8:46 a.m.]

## ATOMIC ENERGY COMMISSION

[Docket No. 50-116]

### IOWA STATE UNIVERSITY

#### Notice of Issuance of Construction Permit

Please take notice that no request for a formal hearing having been filed following the filing of notice of proposed action with the Office of the Federal Register on September 24, 1959, the Atomic Energy Commission has issued Construction Permit No. CPRR-41 authorizing Iowa State University to construct a 10-kilowatt training and research reactor facility on the campus at Ames, Iowa. Notice of the proposed action was pub-

lished in the FEDERAL REGISTER on September 25, 1959, 24 F.R. 7741.

Dated at Germantown, Md., this 12th day of October 1959.

For the Atomic Energy Commission.

R. L. KIRK,  
*Acting Director, Division of  
Licensing and Regulation.*

[F.R. Doc. 59-8791; Filed, Oct. 19, 1959;  
8:45 a.m.]

[Docket No. 50-142]

## UNIVERSITY OF CALIFORNIA AT LOS ANGELES

### Notice of Proposed Issuance of Construction Permit

Please take notice that the Atomic Energy Commission proposes to issue to University of California at Los Angeles, Calif., a construction permit substantially as set forth below unless within fifteen (15) days after the filing of this notice with the Office of the Federal Register a request for a formal hearing is filed with the Commission as provided by the Commission's rules of practice (10 CFR Part 2). For further details see (1) the application submitted by University of California at Los Angeles, Calif., and (2) a hazards analysis prepared by the Hazards Evaluation Branch, Division of Licensing and Regulation, both on file at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of item (2) above may be obtained at the Commission's Public Document Room or upon request addressed to the Atomic Energy Commission, Washington 25, D.C., Attention: Director, Division of Licensing and Regulation.

Dated at Germantown, Md., this 12th day of October 1959.

For the Atomic Energy Commission.

R. L. KIRK,  
*Acting Director, Division of  
Licensing and Regulation.*

#### PROPOSED CONSTRUCTION PERMIT

By application dated June 24, 1959 (hereinafter referred to as "the application"), University of California at Los Angeles requested a Class 104 license, defined in § 50.21 of Part 50, "Licensing of Production and Utilization Facilities", Title 10, Chapter I, CFR, authorizing construction and operation on the University of California campus near Beverly Hills, Calif., of a nuclear reactor (hereinafter referred to as "the facility").

The Atomic Energy Commission (hereinafter referred to as "the Commission") finds that:

A. The facility will be a utilization facility as defined in the Commission's regulations contained in Title 10, Chapter I, CFR, Part 50, "Licensing of Production and Utilization Facilities".

B. The facility will be used in the conduct of research and development activities of the types specified in section 31 of the Atomic Energy Act of 1954, as amended (hereinafter referred to as "the Act").

C. University of California at Los Angeles is financially qualified to construct and operate the facility in accordance with the regulations contained in Title 10, Chapter I,

CFR, to assume financial responsibility for the payment of Commission charges for special nuclear material and to undertake and carry out the proposed use of such material for a reasonable period of time.

D. University of California at Los Angeles and its contractor, AMF Atomics, are technically qualified to design and construct the facility.

E. University of California at Los Angeles has submitted sufficient information to provide reasonable assurance that a facility of the general type proposed can be constructed and operated at the proposed location without undue risk to the health and safety of the public.

F. The issuance of a construction permit to University of California at Los Angeles will not be inimical to the common defense and security or to the health and safety of the public.

Pursuant to the Act and Title 10, CFR, Chapter I, Part 50, "Licensing of Production and Utilization Facilities", the Commission hereby issues a construction permit to University of California at Los Angeles to construct the facility in accordance with the application. This permit shall be deemed to contain and be subject to the conditions specified in §§ 50.54 and 50.55 of said regulations; is subject to all applicable provisions of the Act and rules, regulations and orders of the Commission now or hereafter in effect; and is subject to the additional conditions specified below:

1. The earliest completion date of the facility is October 31, 1959. The latest date for completion of the facility is January 31, 1960. The term "completion date" as used herein, means the date on which construction of the facility is completed except for the introduction of the fuel material.

2. The facility shall be constructed and located on the University of California at Los Angeles campus near Beverly Hills, as specified in the application.

3. The general type of facility authorized for construction is a 10-kilowatt (thermal) Argonaut-type training and research reactor, utilizing enriched uranium as fuel.

This permit is provisional to the extent that a license authorizing operation of the facility will not be issued by the Commission unless University of California at Los Angeles has submitted to the Commission (by amendment of the application) additional data required to complete the hazards evaluation and the Commission has found the final design provides reasonable assurance that the health and safety of the public will not be endangered by operation of the facility in accordance with the specified procedures.

Upon completion (as defined in paragraph "1." above) of the construction of the facility in accordance with the terms and conditions of this permit, upon the filing of the additional information needed to bring the original application up-to-date, and upon finding that the facility authorized has been constructed and will operate in conformity with the application as amended and in conformity with the provisions of the Act and of the rules and regulations of the Commission, and in the absence of any good cause being shown to the Commission why the granting of a license would not be in accordance with the provisions of the Act, the Commission will issue a Class 104 license to University of California at Los Angeles pursuant to section 104c of the Act, which license shall expire ten (10) years after the date of this construction permit.

For the Atomic Energy Commission.

Date of Issuance:

[F.R. Doc. 59-8792; Filed, Oct. 19, 1959;  
8:45 a.m.]

[Docket No. 50-139]

**UNIVERSITY OF WASHINGTON**  
**Notice of Issuance of Construction Permit**

Please take notice that no request for a formal hearing having been filed following the filing of notice of the proposed action with the Office of the Federal Register on September 25, 1959, the Atomic Energy Commission has issued Construction Permit No. CPRR-40 authorizing University of Washington to construct a heterogeneous, water-moderated and -cooled, graphite-reflected training nuclear reactor of the Argonaut type on its site in Seattle, Wash. Notice of the proposed action was published in the FEDERAL REGISTER on September 26, 1959, 24 F.R. 7797.

Dated at Germantown, Md., this 13th day of October 1959.

For the Atomic Energy Commission.

R. L. KIRK,  
*Acting Director, Division of  
Licensing and Regulation.*

[F.R. Doc. 59-8793; Filed, Oct. 19, 1959; 8:45 a.m.]

[Docket No. 50-34]

**WESTINGHOUSE ELECTRIC CORP.**  
**Notice of Issuance of Facility License Amendment**

Please take notice that the Atomic Energy Commission has issued Amendment No. 8 set forth below to License No. CX-6 authorizing Westinghouse Electric Corporation to perform "Belgian Reactor-3 (BR-3) Proof Test Critical Experiments" as described in its application for amendment dated August 5, 1959, in its Westinghouse Reactor Evaluation Center CRX facility located near Waltz Mill in Westmoreland County, Pa. The Commission has found that conduct of the experiments in accordance with the terms and conditions of the license as amended will not present any undue hazard to the health and safety of the public and will not be inimical to the common defense and security.

The Commission has further found that prior public notice of proposed issuance of this amendment is not necessary in the public interest since the conduct of the proposed experiments would not present any substantial change in the hazards to the health and safety of the public from those previously considered and evaluated in connection with the previously approved operation of the facility.

In accordance with the Commission's rules of practice (10 CFR Part 2), the Commission will direct the holding of a formal hearing on the matter of issuance of the license amendment upon receipt of a request therefor from the licensee or an intervener within 30 days after the issuance of the license amendment.

No. 205—2

For further details see (a) the application for license amendment by Westinghouse Electric Corp., and (b) a hazards analysis of the proposed experiments prepared by the Hazards Evaluation Branch, Division of Licensing and Regulation, all on file at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. A copy of item (b) above may be obtained at the Commission's Public Document Room, or upon request addressed to the Atomic Energy Commission, Washington 25, D.C., Attention: Director, Division of Licensing and Regulation.

Dated at Germantown, Md., this 12th day of October 1959.

For the Atomic Energy Commission.

R. L. KIRK,  
*Acting Director, Division of  
Licensing and Regulation.*

[License No. CX-6; Amdt. 8]

In addition to the activities previously authorized by the Commission under License No. CX-6, as amended, the Westinghouse Electric Corp. (hereinafter referred to as the "licensee") is authorized to perform the "Belgian Reactor-3 (BR-3) Proof Test Critical Experiments" described in its application for amendment dated August 5, 1959, in the Westinghouse Reactor Evaluation Center CRX facility in accordance with the procedures and subject to the limitations stated or incorporated herein.

In performing these experiments the licensee shall comply with the conditions and requirements contained in paragraph 4 of License No. CX-6, as amended.

This amendment is effective as of the date of issuance.

Date of issuance: October 12, 1959.

For the Atomic Energy Commission.

R. L. KIRK,  
*Acting Director,  
Division of Licensing and Regulation.*

[F.R. Doc. 59-8794; Filed, Oct. 19, 1959; 8:45 a.m.]

[Docket No. 50-95]

**VANDERBILT UNIVERSITY**

**Notice of Withdrawal of Application for Utilization Facility License**

Please take notice that by letter dated September 28, 1959, Vanderbilt University, Nashville, Tenn., has withdrawn its application dated January 24, 1958, for a license authorizing acquisition and operation of a nuclear reactor of the type designated by the manufacturer as Model AGN-201. Notice of the filing of this application was published in the FEDERAL REGISTER on February 15, 1958, 23 F.R. 1016.

Dated at Germantown, Md., this 13th day of October 1959.

For the Atomic Energy Commission.

R. L. KIRK,  
*Acting Director, Division of  
Licensing and Regulation.*

[F.R. Doc. 59-8795; Filed, Oct. 19, 1959; 8:45 a.m.]

**CIVIL AERONAUTICS BOARD**

[Docket No. SA-346]

**ACCIDENT NEAR BUFFALO, TEX.**

**Notice of Hearing**

In the matter of investigation of accident involving aircraft of United States registry N 9705, which occurred near Buffalo, Tex., September 29, 1959.

Notice is hereby given, pursuant to the Federal Aviation Act of 1958, particularly Title VII of said Act, in the above-entitled proceeding that hearing is hereby assigned to be held on Wednesday, October 21, 1959, at 9:00 a.m. (local time), in the gymnasium of the Buffalo High School, Buffalo, Tex.

Dated at Washington, D.C., October 14, 1959.

[SEAL] ROBERT W. CHRISP,  
*Chief, Hearing and Reports Division.*

[F.R. Doc. 59-8815; Filed, Oct. 19, 1959; 8:48 a.m.]

**FOREIGN CLAIMS SETTLEMENT COMMISSION OF THE UNITED STATES**

**BANK DEPOSIT CLAIMS**

**Hearing for Claimants Against Czechoslovakia**

Notice is hereby given that at 10 a.m., Tuesday, November 17, 1959, in the Tariff Commission Building, 7th and E Streets, NW., Washington 25, D.C., the Foreign Claims Settlement Commission will hold a public hearing for claimants against Czechoslovakia under Public Law 85-604; at which time argument will be heard on the question: "Are claims based upon bank deposits and savings accounts compensable under section 404, Public Law 85-604?"

Legal briefs and memoranda on the issue may be filed, preferably in four copies and no later than November 9, 1959.

ANDREW T. MCGUIRE,  
*General Counsel.*

[F.R. Doc. 59-8809; Filed, Oct. 19, 1959; 8:47 a.m.]

**FEDERAL POWER COMMISSION**

[Docket No. G-11197 etc.]

**SINCLAIR OIL AND GAS CO. ET AL.**

**Order Severing Proceedings and Accepting Offer of Settlement**

OCTOBER 13, 1959.

In the matters of Sinclair Oil & Gas Company (Operator), et al., Docket Nos. G-11197, G-11343, G-13507, G-16632; Sinclair Oil & Gas Company, et al., Docket Nos. G-11344, G-11345, G-13500, G-16630, G-17523; Sinclair Oil & Gas Company (Operator), Docket Nos. G-13535, G-16633.

On September 16, 1959, Sinclair Oil & Gas Co., for itself and for other parties of interest (hereinafter referred to collectively as Sinclair), tendered for filing an Offer of Settlement, pursuant to § 1.18 (e) of the Commission's rules of practice and procedure, of the rate suspension proceedings involved in the above-entitled matters. The suspension proceed-

ings involved concern Sinclair's jurisdictional sales of gas to Texas Eastern Transmission Corp. (Texas Eastern) from fields in Gregg, Hardin, Jasper, Orange, Live Oak and San Patricio Counties, Tex.

The Suspended rate changes which are the subject of this offer of settlement are as follows:

Docket No.	FPC gas rate schedule No.	Supplement No.	Suspended rate (14.65 psia) Cents	Order suspending rate issued	Date rate made effective subject to refund
G-11343	160 A	7	13.5016	Oct. 31, 1956	Apr. 1, 1957
G-11197	160 B	7	13.5016	Oct. 8, 1956	Do.
G-13507	160 A	8	14.4	Oct. 29, 1957	Apr. 1, 1958
G-13507	160 B	8	14.4	do.	Do.
G-16632	160	9	14.6	Oct. 30, 1958	Apr. 1, 1959
G-11344	161	11	13.50948	Oct. 31, 1956	Apr. 1, 1957
G-13500	161	14	14.4	Oct. 30, 1957	Apr. 1, 1958
G-16630	161	16	14.6	Oct. 30, 1958	Apr. 1, 1959
G-11345	162	9	13.5016	Oct. 31, 1956	Apr. 1, 1957
G-13500	162	10	14.4	Oct. 30, 1957	Apr. 1, 1958
G-16630	162	11	14.6	Oct. 30, 1958	Apr. 1, 1959
G-11343	163	7	13.5016	Oct. 31, 1956	Apr. 1, 1957
G-13507	163	8	14.4	Oct. 29, 1957	Apr. 1, 1958
G-16632	163	10	14.6	Oct. 30, 1958	Apr. 1, 1959
G-17523	167	10	13.8733	Jan. 16, 1959	June 18, 1959
G-13535	143	2	14.4	Oct. 29, 1957	Apr. 1, 1958
G-16633	143	3	14.6	Oct. 30, 1958	Apr. 1, 1959

<sup>1</sup> Rate schedule designated as Sinclair Oil & Gas Co. (Operator), et al.

<sup>2</sup> Rate schedule designated as Sinclair Oil & Gas Co., et al.

<sup>3</sup> Rate schedule designated as Sinclair Oil & Gas Co. (Operator).

The offer contemplates that these proceedings be settled on the following basis:

(1) Existing favored-nation and price-redetermination clauses would be eliminated from the subject gas-purchase contracts between Sinclair and Texas Eastern.

(2) The base rate of 14.6 cents per Mcf shall continue in effect without obligation to refund under its FPC Gas Rate Schedule Nos. 60, 61, 62, 63, and 143.

(3) The base rate of 13.71964 cents per Mcf, plus tax reimbursement of 0.15366 cents per Mcf—totaling 13.8733 cents per Mcf—shall continue in effect without obligation to refund under its FPC Gas Rate Schedule No. 67.

(4) Substitute periodic increases of 1 cent per Mcf in November 1963, November 1968 and November 1973, respectively, for the present 0.2 cent per Mcf annual periodic escalations under its FPC Gas Rate Schedule Nos. 60, 61, 62, 63 and 143.

(5) Sinclair provides for additional periodic increases of 0.5 cent per Mcf in February 1963 and February 1968, respectively, under its FPC Gas Rate Schedule No. 67.

(6) The suspension proceedings herein be terminated and Sinclair be discharged from all refund obligations in connection with these proceedings.

As justification for the offer, Sinclair contends that the favored-nation and price-redetermination provisions of the contracts are valuable to Sinclair as a means of protection against inflation and for the increased valuation of gas under the long term of these contracts. In addition, Sinclair states that the 14.6 cents and 13.8733 cents per Mcf rates are fair and reasonable and are below the level of contract prices recently negotiated for gas produced in the same area.

Docket Nos. G-11343, G-13507, G-11344, G-11345, and G-13500, which are involved herein, have been consolidated

In the Matters of Sinclair Oil & Gas Co., Docket Nos. G-9291, et al., for hearing.

Texas Eastern concurs in and approves the Offer of Settlement and advert to the similarity of previous offers of settlement pertaining to jurisdictional sales of gas to Texas Eastern which have been accepted by the Commission. No intervener in these proceedings has expressed any opposition to the Offer of Settlement. The Chase Manhattan Bank, as holder of secured notes of various signatory parties to the subject contracts, consents to the Offer of Settlement and the resulting amendments of the said contracts, as proposed.

In accepting this offer, the present periodic increase clauses, providing for annual increases up to a maximum of 18 cents per Mcf in 1972 and thereafter, would no longer be applicable. Under the offer, Sinclair would gain rate increases to 14.6 cents per Mcf in all the aforementioned rate schedules, except Rate Schedule No. 67, which would remain at 13.8733 cents per Mcf. The substituted and additional periodic increases are, of course, subject to our approval when subsequently proposed.

In our judgment, settlement of these proceedings in accordance with the Offer of Settlement is desirable in the public interest and appropriate in carrying out the provisions of the Natural Gas Act. Sinclair is proposing to eliminate all favored-nation and price-redetermination clauses in its contracts herein involved with Texas Eastern, to waive all its future rights and benefits thereunder and to convert the annual escalations now provided in the contracts to fixed escalations, as provided in its offer.

The proposed Offer of Settlement would be beneficial to the public and advantageous to all concerned, by relieving the Commission, the producers, and Texas Eastern, as well as customer companies, of the time and expense which might be necessary to the conduct

of formal hearings in such rate cases as might otherwise arise under such provisions. The resulting stability in gas costs would be welcome to all segments of the natural gas industry. Furthermore, freeing the Commission and its staff from the need of considering such proposed increases would enable us to concentrate our efforts on other matters having possibly more serious consequences for the public and the consumer.

However, we desire to make it clear that acceptance of this Offer of Settlement shall not be construed as approval of any future increased rates proposed by Sinclair under the fixed escalation provision or otherwise.

The Commission finds:

(1) Good cause has been shown for severing Docket Nos. G-11343, G-13507, G-11344, G-11345, and G-13500 from the consolidated proceeding in the Matters of Sinclair Oil & Gas Co., Docket Nos. G-9291, et al.

(2) The proposed settlement of these rate proceedings on the basis described herein, as more fully set forth in the Offer of Settlement filed by Sinclair with the Commission on September 16, 1959, and in Appendixes A to and including F<sup>1</sup> to this order, is in the public interest and appropriate to carry out the provisions of the Natural Gas Act and should be approved by the Commission and made effective as hereinafter ordered.

The Commission orders:

(A) Docket Nos. G-11343, G-13507, G-11344, G-11345, and G-13500 are hereby severed from the consolidated proceedings in the Matters of Sinclair Oil & Gas Co., Docket Nos. G-9291, et al.

(B) The Offer of Settlement filed with the Commission by Sinclair on September 16, 1959, is hereby approved in accordance with the provisions of this order.

(C) Sinclair shall execute with Texas Eastern amendments to the gas purchase contracts, as amended, filed with the Commission as Sinclair's FPC Gas Rate Schedule Nos. 60, 61, 62, 63, 67, and 143, in accordance with Appendixes A to and including F<sup>1</sup> attached hereto.

(D) Sinclair shall, within 30 days from the date of issuance of this order, file with the Commission as a supplement to the aforesaid FPC Gas Rate Schedule Nos. 60, 61, 62, 63, 67, and 143, under Part 154 of the Commission's regulations under the Natural Gas Act, the respective executed agreement with Texas Eastern required by paragraph (C) above.

(E) Upon Sinclair's compliance with paragraph (D) above, Sinclair's aforementioned suspended rates are herewith permitted to become effective on the date designated in the above "Date Rate Made Effective Subject to Refund" column and, the proceedings in these dockets, concurrently with such filings, are terminated.

(F) Sinclair is hereby discharged from any liability for any refunds on account of the suspended rates involved herein upon Sinclair's compliance with the provisions of paragraph (D) above.

<sup>1</sup> Filed as part of original document.

(G) The acceptance of this Offer of Settlement is without prejudice to any findings or determinations that may be made in the proceedings in the Matter of Sinclair Oil & Gas Co., Docket Nos. G-9291, et al., or in any other proceeding now pending or hereafter instituted by or against Sinclair.

By the Commission.<sup>2</sup>

MICHAEL J. FARRELL,  
*Acting Secretary.*

[F.R. Doc. 59-8796; Filed, Oct. 19, 1959;  
8:45 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 811-797]

### AMERICAN INVESTMENT AND IN- COME FUND, INVESTMENT PLANS

#### Notice of Application for Order De- claring Company Has Ceased To Be an Investment Company

OCTOBER 13, 1959.

Notice is hereby given that American Investment and Income Fund, Investment Plans (Applicant), a registered unit investment trust, has filed an application pursuant to section 8(f) of the Investment Company Act of 1940 for an order of the Commission declaring that it has ceased to be an investment company.

The application states that Applicant's sponsor, Washington Underwriters, Inc., has ceased to be the distributor for American Investment and Income Fund, issuer of the underlying shares in the Plan, and that the sponsor no longer desires to act as such for the Applicant.

Applicant further recites that it has not made a public offering of its investment plans and that there are only two fully paid plans issued and outstanding at the present time, both of which were purchased by two individuals in the amount of \$50,000 each. Each such planholder will terminate his plan by surrendering his plan certificate to the custodian for complete withdrawal and cancellation of the Plans with instructions to deliver the underlying fund shares to such planholders. Upon consummation of these transactions all trust assets will have been distributed to outstanding planholders.

Section 8(f) of the Act provides, in part, that whenever the Commission upon application finds that a registered investment company has ceased to be an investment company, it shall so declare by order and that upon the taking effect of such order the registration of such company shall cease to be in effect.

Notice is hereby given that any interested person may, not later than October 26, 1959 at 12:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order

<sup>2</sup> Commissioner Connole dissenting.

a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, as provided by Rule O-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the showing contained in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
*Secretary.*

[F.R. Doc. 59-8800; Filed, Oct. 19, 1959;  
8:46 a.m.]

## SMALL BUSINESS ADMINISTRA- TION

[Delegation of Authority No. 2-1, (Rev. 4)]

### CHIEF, ADMINISTRATIVE SERVICES DIVISION

#### Delegation of Authority

I. Pursuant to the authority delegated to the Director, Office of Organization and Management, by Delegation of Authority No. 2, as amended (23 F.R. 556, 10575, 24 F.R. 6556) there is hereby delegated to the Chief, Administrative Services Division, the authority:

A. *Specific.* 1. To contract for supplies, materials and equipment, printing, transportation, communications, space and special services.

2. To enter into contracts for supplies and services pursuant to Delegation of Authority 363, dated March 10, 1959 (24 F.R. 1921, 2096), from the Administrator of the General Services Administration to the Small Business Administration.

3. To effect the disposition of official records of SBA.

4. To approve annual and sick leave for employees under his supervision.

B. *Correspondence.* To sign all non-policy making correspondence, other than Congressional correspondence, and replies to correspondence addressed to the Deputy Administrator for Administration and the Director, Organization and Management, relating to the functions of the Administrative Services Division.

II. The authority delegated herein may be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Chief, Administrative Services Division.

IV. All previous authority delegated to the Chief, Administrative Services Division, by the Director, Office of Organization and Management, is rescinded without prejudice to actions taken under all such delegations of authority prior to the date hereof.

Effective date: October 1, 1959.

WILLIAM C. FISHER,  
*Director, Office of  
Organization and Management.*

[F.R. Doc. 59-8801; Filed, Oct. 19, 1959;  
8:46 a.m.]

[Delegation of Authority No. 2-1A (Rev. 2)]

### ASSISTANT CHIEF, ADMINISTRATIVE SERVICES DIVISION

#### Delegation of Authority

I. Pursuant to the authority delegated to the Chief, Administrative Services Division, by Delegation of Authority No. 2-1 (Revision 4), dated October 1, 1959, there is hereby delegated to the Assistant Chief, Administrative Services Division, the authority:

A. *Specific.* 1. To contract for supplies, materials and equipment, printings, transportation, communications, space and special services.

2. To enter into contracts for supplies and services pursuant to Delegation of Authority 363, dated March 10, 1959, (24 F.R. 1921, 2096) from the Administrator of the General Services Administration to the Small Business Administration.

3. To issue purchase orders, printing and binding requisitions, telephone orders, work orders and bills of lading.

4. To effect the disposition of official records of SBA.

5. To approve annual and sick leave for employees under his supervision.

B. *Correspondence.* To sign all routine correspondence, except congressional correspondence, relating to contracts, purchase orders, requisitions, bills of lading, equipment, space and communications.

II. The specific authority delegated in I.A. 1, except authority for purchases of transportation of things (Object class .03) Printing and Binding (Object class .06), Supplies and Equipment (Object class .08), and petty cash in an amount not to exceed \$10 for any one item purchased, and I.A. 2 may not be redelegated.

III. The authority delegated herein may be exercised by any employees designated as Acting Assistant Chief, Administrative Services Division.

IV. All previous authority delegated to the Assistant Chief, Administrative Services Division, by the Chief, Administrative Services Division is hereby rescinded without prejudice to actions taken under such delegations of authority prior to the date hereof.

Effective date: October 2, 1959.

NORMAN J. BILLINGSLEY,  
*Chief,  
Administrative Services Division.*

[F.R. Doc. 59-8802; Filed, Oct. 19, 1959;  
8:46 a.m.]

[Delegation of Authority No. 2-1D, Rev. 3]

### HEAD, PROCUREMENT AND SUPPLY BRANCH

#### Delegation of Authority

I. Pursuant to the authority delegated to the Assistant Chief, Administrative Services Division, by the Chief, Administrative Services Division, by Delegation of Authority No. 2-1A (Revision 2) dated October 1, 1959, there is hereby delegated to the Head, Procurement and Supply Branch, the authority:

A. *Specific.* 1. To approve purchases of Transportation of Things (object class .03), Printing and Binding (object class .06), and Supplies and Materials (object class .08).

2. To approve emergency petty cash purchases not to exceed \$10 for each purchase.

3. To issue purchase orders, printing and binding requisitions, and Government bills of lading on approved requisitions.

4. To approve annual and sick leave for employees under his supervision.

B. *Correspondence.* To sign all routine correspondence to commercial vendors, other Government agencies, and administrative officers of SBA field offices relating to requisitions, purchase orders, Dun & Bradstreet requests, and Government bills of lading.

II. The specific authority delegated in I, A, 1, 2, and 4, and I, B, may not be redelegated.

III. The authority delegated herein may be exercised by any employee designated as Acting Head, Procurement and Supply Branch.

IV. All previous authority delegated to the Head, Procurement and Supply Branch by the Assistant Chief, Administrative Services Division, is hereby rescinded without prejudice to actions taken under such delegations of authority prior to the date hereof.

Effective date: October 1, 1959.

STEPHEN H. BEDWELL,  
Assistant Chief,

Administrative Services Division.

[F.R. Doc. 59-8803; Filed, Oct. 19, 1959;  
8:46 a.m.]

[Delegation of Authority No. 30-IV-26]

### MANAGER, DISASTER FIELD OFFICE, BEAUFORT, S.C.

#### Delegation of Authority

I. Pursuant to the authority delegated to the Regional Director by Delegation of Authority No. 30 (Revision 5) (24 F.R. 7713), there is hereby delegated to the Manager of the Disaster Field Office, Beaufort, S.C., the following authority:

A. *Financial Assistance.* 1. To approve but not decline disaster loans in an amount not exceeding \$20,000.

2. To execute loan authorizations for Washington and Regional Office approved loans and for disaster loans approved under delegated authority, said execution to read as follows:

WENDELL B. BARNES,  
Administrator.

By \_\_\_\_\_  
Manager,  
Beaufort Disaster Field Office.

3. To cancel, reinstate, modify and amend authorizations for disaster loans approved under delegated authority.

4. To extend the disbursement period on all loan authorizations or undisbursed portions of loans.

B. *Administrative.* 1. To administer oaths of office,

2. To approve annual and sick leave for employees under his supervision.

3. To administratively approve all types of vouchers, invoices and bills submitted by public creditors of the agency for articles or services rendered.

C. *Correspondence.* To sign all non-policy making correspondence, except Congressional correspondence, relating to the functions of the Disaster Field Office.

II. The authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Manager of the Beaufort, S.C., Disaster Field Office.

Dated: October 9, 1959.

CLARENCE P. MOORE,  
Regional Director,  
Small Business Administration,  
Region IV.

[F.R. Doc. 59-8804; Filed, Oct. 19, 1959;  
8:47 a.m.]

[Declaration of Disaster Area 247]

### KANSAS

#### Declaration of Disaster Area

Whereas, it has been reported that during the month of October, 1959, because of the effects of certain disasters, damage resulted to residences and business property located in certain areas in the State of Kansas;

Whereas the Small Business Administration has investigated and has received other reports of investigations of conditions in the areas affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such areas constitute a catastrophe within the purview of the Small Business Act.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of Section 7(b) of the Small Business Act may be received and considered by the Offices below indicated from persons or firms whose property situated in the following County (including any areas adjacent to said County) suffered damage or destruction as a result of the catastrophe herein-after referred to:

County: Sumner (flood occurring on or about October 2, 3, and 4, 1959).

Offices:

Small Business Administration Regional Office, Home Savings Building, Fifth Floor, 1006 Grand Avenue, Kansas City 6, Mo.

Small Business Administration Branch Office, Board of Trade Building, Room 215, 120 South Market Street, Wichita 2, Kans.

2. No special field offices will be established at this time.

3. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to April 30, 1960.

Dated: October 7, 1959.

WENDELL B. BARNES,  
Administrator.

[F.R. Doc. 59-8805; Filed, Oct. 19, 1959;  
8:47 a.m.]

## DEPARTMENT OF COMMERCE

Office of the Secretary

CARL W. HASEK, JR.

### Report of Appointment and Statement of Financial Interests

Report of appointment and statement of financial interests required by section 710(b) (6) of the Defense Production Act of 1950, as amended.

#### Report of Appointment

1. Name of appointee: Mr. Carl W. Hasek, Jr.

2. Employing agency: Department of Commerce, Business and Defense Services Administration.

3. Date of Appointment: October 9, 1959.

4. Title of position: Assistant Director, Power Equipment Division.

5. Name of private employer: Babcock & Wilcox Co., 161 East 42d Street, New York, N.Y.

JOHN F. LUKENS,  
Acting Director of Personnel.

SEPTEMBER 28, 1959.

#### Statement of Financial Interests

6. Names of any corporations of which the appointee is an officer or director or within 60 days preceding appointment has been an officer or director, or in which the appointee owns or within 60 days preceding appointment has owned any stocks, bonds, or other financial interests; any partnerships in which the appointee is, or within 60 days preceding appointment was, a partner; and any other businesses in which the appointee owns, or within 60 days preceding appointment has owned, any similar interests.

Babcock and Wilcox Co.  
Bank deposits.

OCTOBER 12, 1959.

CARL W. HASEK, JR.

[F.R. Doc. 59-8813; Filed, Oct. 19, 1959;  
8:47 a.m.]

## DEPARTMENT OF LABOR

Office of the Secretary

[General Order No. 46 (Rev.)]

### BUREAU OF EMPLOYEES' COMPEN- SATION AND EMPLOYEES' COM- PENSATION APPEALS BOARD

#### Delegations of Authority

By virtue of and pursuant to the authority vested in me by R.S. 161 (5 U.S.C., sec. 22) and Reorganization Plan No. 19 of 1950 (15 F.R. 3178, 64 Stat. 1271) and in accordance with the Federal Employees' Compensation Act, as amended and extended (5 U.S.C., secs. 751-801), the Longshoremen's and Harbor Workers' Compensation Act, as amended and extended (33 U.S.C., secs. 901-950), the Defense Base Act (42 U.S.C. secs. 1651-1654), the War Hazards Compensation Act (42 U.S.C., secs. 1701-1717), Section 3 of Reorganization Plan No. 2 of 1946

(11 F.R. 7873, 60 Stat. 1095), the War Claims Act of 1948, as amended (50 App. U.S.C., secs. 2001-2016), and the Act of September 8, 1959 (Pub. Law 86-233, 73 Stat. 469), it is hereby ordered:

1. Subject to applicable General Orders and Secretary's Instructions, the Director of the Bureau of Employees' Compensation shall serve as administrative head of such Bureau in the administration of the functions thereof.

2. All functions heretofore performed by the Director under the authority of the above Acts and all functions vested in the Secretary of Labor under Section 1 of Reorganization Plan No. 19 of 1950 and functions under the Act of September 8, 1959 shall be performed, under the general direction and control of the Assistant Secretary for Labor-Management Relations, by or under the direction

of the Director of the Bureau of Employees' Compensation, except:

(a) The functions, duties, and powers authorized under section 41 of the Longshoremen's and Harbor Workers' Compensation Act, as amended, including the issuance of any regulations pertaining to such functions, duties, and powers, and those functions authorized under section 33 (b) and (c) of the Federal Employees' Compensation Act as amended;

(b) The preparation and submission of annual and other reports and recommendations to the Congress.

3. Subject to applicable General Orders and Secretary's Instructions, the Employees' Compensation Appeals Board shall have authority to hear and, subject to applicable law and the rules and regulations of the Secretary of Labor, to

make final decisions on appeals taken from determinations and awards with respect to claims of employees of the Federal Government or of the District of Columbia. The Secretary of Labor shall have the function of preparing and submitting to the Congress the annual and other reports and recommendations of the Board.

4. This Order shall become effective immediately and shall supersede all prior orders, instructions, regulations, or memoranda of the Secretary of Labor to the extent that they are inconsistent herewith.

Washington, D.C., October 13, 1959.

JAMES P. MITCHELL,  
*Secretary of Labor.*

[F.R. Doc. 59-8799; Filed, Oct. 19, 1959;  
8:46 a.m.]

## CUMULATIVE CODIFICATION GUIDE—OCTOBER

A numerical list of parts of the Code of Federal Regulations affected by documents published to date during October. Proposed rules, as opposed to final actions, are identified as such.

3 CFR	Page	7 CFR—Continued	Page	9 CFR	Page
<b>Proclamations:</b>					
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3285	7893	941—944	8087	<b>Proposed rules:</b>	
3315	7891	946	8087	92	7900
3316	7891	948—949	8087	<b>12 CFR</b>	
3317	7893	951	8004	217	8371
3318	7979	952	8087	220	8411
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<b>Executive Orders:</b>		956	8087	120	8325
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8509	8175	984	8324	600	7895, 7896, 8092, 8093
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10784	8317	991	8087	608	7982
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10840	7939	998	8087	<b>Proposed rules:</b>	
10841	7941	1000	8087	40	8302
10842	8249	1002	8087	41	8302
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10844	8289	1008—1009	8087	241	8419
10845	8317	1011—1014	8087	507	8188, 8302
10846	8318	1015	8089	514	7965
10847	8319	1016	8087	600	7966, 8118, 8119, 8270, 8381
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		1023	8087	602	7967
		1104	8162	608	7967, 8271, 8382
		1105	8170	<b>15 CFR</b>	
<b>5 CFR</b>		<b>Proposed rules:</b>		370	8371
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37	8357	722	7900	379	8371
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<b>6 CFR</b>		725	8237	385	8170
10	7894	727	8237	399	8173, 8373
50	8292	729	8239	<b>16 CFR</b>	
331	7942, 8429	730	8186, 8239	13	7897, 8201, 8203—8209, 8255, 8256, 8293, 8325, 8326, 8359
341	8401	815	8239	<b>17 CFR</b>	
342	8406	904	8116	1	8141
344	8401	922	8466	<b>Proposed rules:</b>	
372	8429	924	8116	257	8271
421	8212	927	8184	<b>18 CFR</b>	
427	8249	933	8299	154	8373
475	8319	938	8332	<b>19 CFR</b>	
485	7987, 8406	954	8186	1	8444
<b>7 CFR</b>		957	7962	23	7949
44	8365	958	8332	<b>Proposed rules:</b>	
52	8162, 8365, 8367	960	8414	14	8265
401	7894	961	8117	16	8265
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729	8209, 8211	996	8116	9	8065
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864	8408	999	8116	25	8412
871	8292	1005	7963	51	8412
903	8087	1010	8117	120	8374
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