

# THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

VOLUME 24      1934      NUMBER 22

Washington, Saturday, January 31, 1959

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

##### Small Business Administration

Effective upon publication in the FEDERAL REGISTER, paragraph (t) is added to § 6.328 as set out below.

##### § 6.328 Small Business Administration.

(t) Director and Deputy Director, Office of Management and Research Assistance.

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

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 59-843; Filed, Jan. 30, 1959; 8:47 a.m.]

#### PART 37—GROUP LIFE INSURANCE

##### Exclusions

Paragraph (a) (13) of § 37.2 is amended as set out below.

##### § 37.2 Exclusions.

(a) Employees in the following groups shall be excluded from the application of this part:

(13) Retired employees reemployed under conditions not terminating their title to annuities, except such reemployed retired employees serving from August 29, 1954, to January 31, 1959, without a break in service of more than 3 days.

(Sec. 11, 68 Stat. 742; 5 U.S.C. 2100)

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 59-842; Filed, Jan. 30, 1959; 8:46 a.m.]

## CUMULATIVE CODIFICATION GUIDE

*At the end of this issue appears a Codification Guide to the parts of the Code of Federal Regulations affected by documents published during January 1959.*

*Beginning February 4, 1959, a Cumulative Codification Guide will be carried at the end of each daily issue. The Cumulative Guide will begin anew each month. As in the past, the daily Guide will follow the Contents in each issue, and the usual analytical guides to sections will be printed monthly, quarterly, and annually.*

## Title 7—AGRICULTURE

### Subtitle A—Office of the Secretary of Agriculture

#### PART 5—DETERMINATION OF PARITY PRICES

##### Parity Index and Index of Prices Received by Farmers

The regulations of the Secretary of Agriculture with respect to the determination of parity prices (21 F.R. 761 as amended by 22 F.R. 693 and 8925 and 23 F.R. 1565) are further amended to provide for the use of a revised index of prices received by farmers and a revised parity index (index of prices paid by farmers, including interest, taxes, and farm wage rates) as the official indices for the computation of parity prices beginning in January 1959.

The revisions in the indices are the result of the introduction of modernized weighting patterns beginning in September 1952. The revised weighting pattern for the index of prices received is based on official estimates of the Department relating to marketings of farm products during the five-year period, 1953-57. The revised weighting pattern

(Continued on p. 697)

## CONTENTS

|                                                                                                                             | Page     |
|-----------------------------------------------------------------------------------------------------------------------------|----------|
| <b>Agricultural Marketing Service</b>                                                                                       |          |
| Rules and regulations:                                                                                                      |          |
| Grapefruit, oranges and tangelos grown in Florida; limitation of shipments (3 documents) .....                              | 698, 699 |
| Lemons grown in California and Arizona; limitation of handling .....                                                        | 700      |
| Milk in marketing areas; orders suspending certain provisions:                                                              |          |
| Inland Empire .....                                                                                                         | 700      |
| New Orleans, La. ....                                                                                                       | 700      |
| Oranges, navel; grown in Arizona and designated part of California; limitation of handling .....                            | 697      |
| <b>Agriculture Department</b>                                                                                               |          |
| See also Agricultural Marketing Service; Commodity Stabilization Service.                                                   |          |
| Notices:                                                                                                                    |          |
| Connecticut Valley cigar-binder tobacco, types 51 and 52; proclamation of findings as to parity prices .....                | 714      |
| Rules and regulations:                                                                                                      |          |
| Determination of parity prices .....                                                                                        | 695      |
| <b>Alien Property Office</b>                                                                                                |          |
| Notices:                                                                                                                    |          |
| Nozaki Brothers, Inc.; dissolution order .....                                                                              | 718      |
| Vested property; intention to return:                                                                                       |          |
| Kawaoka, Shuzo .....                                                                                                        | 718      |
| Krobot, John L., and Frank Krobot, Jr. ....                                                                                 | 718      |
| Siegler, Mathilde Elisabeth, and Marthe Caroline Muller .....                                                               | 718      |
| <b>Army Department</b>                                                                                                      |          |
| Rules and regulations:                                                                                                      |          |
| Army Discharge Review Board. Procurement; miscellaneous amendments .....                                                    | 707      |
| <b>Budget Bureau</b>                                                                                                        |          |
| Notices:                                                                                                                    |          |
| Tennessee Valley Authority; order transferring use, possession and control of certain lands in Fannin County, Georgia ..... | 715      |





Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Federal Register Division, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15 cents) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953. The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of books and pocket supplements vary.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER, or the CODE OF FEDERAL REGULATIONS.

## CFR SUPPLEMENTS

(As of January 1, 1959)

The following semiannual cumulative pocket supplement is now available:

**Title 46, Parts 146-149,  
1958 Supplement 2 (\$1.50)**

Order from Superintendent of Documents, Government Printing Office, Washington 25, D. C.

## CONTENTS—Continued

|                                                                                                                                                      |      |
|------------------------------------------------------------------------------------------------------------------------------------------------------|------|
| <b>Census Bureau</b>                                                                                                                                 | Page |
| Rules and regulations:                                                                                                                               |      |
| Special services and studies; extension of time limit for cities under 50,000 to participate in 1960 census program for housing statistics by blocks | 711  |
| <b>Civil Aeronautics Board</b>                                                                                                                       |      |
| Notices:                                                                                                                                             |      |
| Hearings, etc.:                                                                                                                                      |      |
| Alitalia-Linee Aeree Italiane-S.p.A.                                                                                                                 | 715  |
| Allen, Herbert T., safety enforcement                                                                                                                | 714  |
| Capital Airlines, Inc., and United Airlines, Inc.; Toledo adequacy of service investigation                                                          | 715  |
| Mohawk Airlines, Inc.; future final mail rate case                                                                                                   | 715  |
| Sociedad Aeronautica Medellin, S.A.                                                                                                                  | 715  |
| TACA International Airlines, S.A.                                                                                                                    | 715  |

## RULES AND REGULATIONS

### CONTENTS—Continued

|                                                                                                                                                                     |      |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|
| <b>Civil Aeronautics Board—Con.</b>                                                                                                                                 | Page |
| Rules and regulations:                                                                                                                                              |      |
| Uniform system of accounts and reports for certificated air carriers; definition of minimum fuel load                                                               | 701  |
| <b>Civil and Defense Mobilization Office</b>                                                                                                                        |      |
| Notices:                                                                                                                                                            |      |
| Nelson, Otto L., Jr., Major General (U.S. Army retired)                                                                                                             | 716  |
| <b>Civil Service Commission</b>                                                                                                                                     |      |
| Rules and regulations:                                                                                                                                              |      |
| Exceptions from competitive service; Small Business Administration                                                                                                  | 695  |
| Group life insurance; exclusions                                                                                                                                    | 695  |
| <b>Coast Guard</b>                                                                                                                                                  |      |
| Rules and regulations:                                                                                                                                              |      |
| Maritime Administration Radar Observer Schools; approval                                                                                                            | 712  |
| <b>Commerce Department</b>                                                                                                                                          |      |
| See also Census Bureau.                                                                                                                                             |      |
| Notices:                                                                                                                                                            |      |
| Fritch, Martin H., report of appointment and statement of financial interests                                                                                       | 714  |
| <b>Commodity Stabilization Service</b>                                                                                                                              |      |
| Rules and regulations:                                                                                                                                              |      |
| Sugar quotas; allotment; practice and procedure; institution of proceedings                                                                                         | 697  |
| <b>Defense Department</b>                                                                                                                                           |      |
| See Army Department.                                                                                                                                                |      |
| <b>Federal Aviation Agency</b>                                                                                                                                      |      |
| Rules and regulations:                                                                                                                                              |      |
| Civil airways; alterations                                                                                                                                          | 701  |
| Continental control area, control areas, control zones, reporting points, and positive control route segments; alterations                                          | 704  |
| <b>Federal Power Commission</b>                                                                                                                                     |      |
| Notices:                                                                                                                                                            |      |
| Western Natural Gas Co.; supplement to notice of serverance and postponement of hearing                                                                             | 716  |
| <b>Federal Trade Commission</b>                                                                                                                                     |      |
| Rules and regulations:                                                                                                                                              |      |
| Cease and desist orders:                                                                                                                                            |      |
| Gordon, Marie Louise, et al.                                                                                                                                        | 706  |
| Nelbro Packing Co.                                                                                                                                                  | 707  |
| Renberg's, Inc., and George Renberg                                                                                                                                 | 706  |
| <b>Fish and Wildlife Service</b>                                                                                                                                    |      |
| Rules and regulations:                                                                                                                                              |      |
| Migratory birds; order permitting killing of depredating common mergansers (American mergansers) in, on, or over designated lakes and streams in western Washington | 713  |
| <b>Food and Drug Administration</b>                                                                                                                                 |      |
| Rules and regulations:                                                                                                                                              |      |
| Antibiotic and antibiotic-containing drugs; certification, tests and methods of assay; miscellaneous amendments                                                     | 711  |

### CONTENTS—Continued

|                                                                                                                                                                                      |          |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|
| <b>General Services Administration</b>                                                                                                                                               | Page     |
| Notices:                                                                                                                                                                             |          |
| Administrator, Federal Aviation Agency; delegation of authority regarding negotiation, etc.                                                                                          | 716      |
| <b>Health, Education, and Welfare Department</b>                                                                                                                                     |          |
| See Food and Drug Administration.                                                                                                                                                    |          |
| <b>Immigration and Naturalization Service</b>                                                                                                                                        |          |
| Proposed rule making:                                                                                                                                                                |          |
| Permission to reapply after deportation                                                                                                                                              | 714      |
| <b>Interior Department</b>                                                                                                                                                           |          |
| See Fish and Wildlife Service.                                                                                                                                                       |          |
| <b>Internal Revenue Service</b>                                                                                                                                                      |          |
| Rules and regulations:                                                                                                                                                               |          |
| Income tax; taxable years beginning after December 31, 1951; further suspension of certain periods of limitation                                                                     | 712      |
| <b>Interstate Commerce Commission</b>                                                                                                                                                |          |
| Notices:                                                                                                                                                                             |          |
| Fourth section applications for relief                                                                                                                                               | 717      |
| Motor carrier transfer proceedings                                                                                                                                                   | 717      |
| <b>Justice Department</b>                                                                                                                                                            |          |
| See Alien Property Office; Immigration and Naturalization Service.                                                                                                                   |          |
| <b>Securities and Exchange Commission</b>                                                                                                                                            |          |
| Notices:                                                                                                                                                                             |          |
| Corn Products Co.; application for unlisted trading privileges and opportunity for hearing                                                                                           | 716      |
| <b>Treasury Department</b>                                                                                                                                                           |          |
| See Coast Guard; Internal Revenue Service.                                                                                                                                           |          |
| <b>CODIFICATION GUIDE</b>                                                                                                                                                            |          |
| A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such. |          |
| <b>Title 5</b>                                                                                                                                                                       | Page     |
| Chapter I:                                                                                                                                                                           |          |
| Part 6                                                                                                                                                                               | 695      |
| Part 37                                                                                                                                                                              | 695      |
| <b>Title 7</b>                                                                                                                                                                       |          |
| Subtitle A:                                                                                                                                                                          |          |
| Part 5                                                                                                                                                                               | 695      |
| Chapter VIII:                                                                                                                                                                        |          |
| Part 801                                                                                                                                                                             | 697      |
| Chapter IX:                                                                                                                                                                          |          |
| Part 914                                                                                                                                                                             | 697      |
| Part 933 (3 documents)                                                                                                                                                               | 698, 699 |
| Part 942                                                                                                                                                                             | 700      |
| Part 953                                                                                                                                                                             | 700      |
| Part 1008                                                                                                                                                                            | 700      |
| <b>Title 8</b>                                                                                                                                                                       |          |
| Chapter I:                                                                                                                                                                           |          |
| Part 212 (proposed)                                                                                                                                                                  | 714      |
| <b>Title 14</b>                                                                                                                                                                      |          |
| Chapter I:                                                                                                                                                                           |          |
| Part 241                                                                                                                                                                             | 701      |
| Chapter II:                                                                                                                                                                          |          |
| Part 600                                                                                                                                                                             | 701      |
| Part 601                                                                                                                                                                             | 704      |



# CODIFICATION GUIDE—Con.

|                       |          |
|-----------------------|----------|
| Title 15              | Page     |
| Chapter I:            |          |
| Part 50               | 711      |
| Title 16              |          |
| Chapter I:            |          |
| Part 13 (3 documents) | 706, 707 |
| Title 21              |          |
| Chapter I:            |          |
| Part 141e             | 711      |
| Part 146              | 711      |
| Part 146a             | 711      |
| Part 146e             | 711      |
| Title 26 (1939)       |          |
| Chapter I:            |          |
| Part 29               | 712      |
| Part 39               | 712      |
| Title 32              |          |
| Chapter V:            |          |
| Part 581              | 707      |
| Part 592              | 708      |
| Part 593              | 708      |
| Part 606              | 708      |
| Title 46              |          |
| Chapter I:            |          |
| Part 10               | 712      |
| Title 50              |          |
| Chapter I:            |          |
| Part 6                | 713      |

for the parity index is based on data from the 1955 Farm Expenditure Survey. Section 5.1 is amended to read as follows:

## § 5.1 Parity index and index of prices received by farmers.

(a) The parity index for the purpose of calculating parity prices after January 1, 1959, according to the formula contained in section 301(a) of the Agricultural Adjustment Act of 1938, as amended by the Agricultural Acts of 1948, 1949, 1954, and 1956 (hereinafter referred to as section 301(a)) shall be the index of prices paid by farmers, interest, taxes, and farm wage rates, as revised January 1959 and published by the Agricultural Marketing Service in the January 30, 1959, and subsequent issues (including supplements) of the monthly report, "Agricultural Prices". For the purpose of calculating transitional parity prices as provided for by section 301(a)(1)(E), the indices of prices paid and of prices paid, including interest and taxes, shall continue to be calculated using the same weights and formula as were utilized for computing parity prices prior to January 1, 1950. The publication of these indices by the Agricultural Marketing Service in the monthly report, "Agricultural Prices", shall be continued.

(b) The measure of the general level of prices received by farmers as provided for in section 301(a)(1)(B)(ii) after January 1, 1959, shall be the index of prices received by farmers as revised January 1959 and published in the January 30, 1959, and subsequent issues of "Agricultural Prices". The simple average of the 120 monthly indices included in the preceding 10 calendar years plus an adjustment to take account of the effect on the index of any adjustment

made on average prices of individual commodities as hereinafter specified shall be used in the calculation of the adjusted base prices.

Parity prices heretofore published for periods prior to January 1, 1959 shall not be revised.

(Sec. 301, 52 Stat. 38, as amended; 7 U.S.C. 1301)

Done at Washington, D.C., this 28th day of January 1959.

[SEAL] TRUE D. MORSE,  
Acting Secretary.

[F.R. Doc. 59-859; Filed, Jan. 30, 1959; 8:49 a.m.]

## Chapter VIII—Commodity Stabilization Service (Sugar), Department of Agriculture

### PART 801—RULES OF PRACTICE AND PROCEDURE GOVERNING PROCEEDINGS TO ALLOT SUGAR QUOTAS, AND TO DETERMINE PROCESSES AND QUALITIES DISTINGUISHING RAW SUGAR AND DIRECT-CONSUMPTION SUGAR

#### Institution of Proceedings

*Basis and purpose.* The amendment herein is based on the provisions of the Sugar Act of 1948, as amended (61 Stat. 922, 7 U.S.C. 1100), hereinafter referred to as the "act," and of the Administrative Procedure Act (60 Stat. 237, 5 U.S.C. 1001).

The purpose of this amendment of § 801.4 is to permit the Secretary, in instituting a quota allotment proceeding as provided for in paragraph (a) of § 801.4, to include in the notice of hearing the further notice that at such hearing evidence may be introduced which will enable the Secretary to revise or amend without further notice and hearing any allotment of a quota for the purpose of giving effect to any changes in quota made by the Secretary pursuant to the provisions of section 204(a) of the act.

Notice of the proposed amendment of Part 801 was published on December 31, 1958 (23 F.R. 10562) in accordance with the Administrative Procedure Act (60 Stat. 237, 5 U.S.C. 1001). No data, views or arguments were submitted in connection therewith.

Since the amendment herein pertains to requirements of procedure, it is hereby found that compliance with the 30-day effective date requirement of the Administrative Procedure Act (60 Stat. 238, 5 U.S.C. 1003) is unnecessary and not in the public interest and the amendment contained herein shall be effective upon publication in the FEDERAL REGISTER.

Section 801.4(b) (21 F.R. 4251, 22 F.R. 3699) is hereby amended to read as follows:

(b) In any proceeding instituted pursuant to paragraph (a) of this section, for the allotment of a quota or proration thereof, the notice of hearing issued and the hearing held with respect thereto shall, where the notice of hearing so

states, constitute the notice of hearing and the hearing upon which the Secretary may revise or amend the allotment of the quota or proration thereof for the purposes of (1) giving effect to any changes in quota made by the Secretary pursuant to the provisions of section 202(a)(2) or 204(a) of the act, (2) allotting any deficit in the allotment for any allottee, and (3) substituting revised estimates of data or final actual data for estimates of such data wherever estimates are used in the formulation of the allotment of a quota.

(Sec. 403, 61 Stat. 932; 7 U.S.C. 1153. Interprets or applies sec. 8, 60 Stat. 232, secs. 101, 205; 61 Stat. 922, as amended, 926, as amended; 5 U.S.C. 1007; 7 U.S.C. 1101, 1115)

Done at Washington, D.C., this 27th day of January 1959. Witness my hand and the seal of the Department of Agriculture.

[SEAL] TRUE D. MORSE,  
Acting Secretary.

[F.R. Doc. 59-841; Filed, Jan. 30, 1959; 8:46 a.m.]

## Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Navel Orange Reg. 155]

### PART 914—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

#### Limitation of Handling

#### § 914.455 Navel Orange Regulation 155.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 14, as amended (7 CFR Part 914), regulating the handling of navel 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 et seq.; 68 Stat. 906, 1047), and upon the basis of the recommendation and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such navel oranges as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (60 Stat. 237; 5 U.S.C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee