

amendments will become effective more than 30 days after publication.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) § 600.6076 (14 CFR, 1958 Supp., 600.6076, 24 F.R. 1830) and § 601.6076 (14 CFR, 1958 Supp., 601.6076, 24 F.R. 1832) are amended as follows:

1. Section 600.6076 is amended to read:

§ 600.6076 VOR Federal airway No. 76 (Lubbock, Tex., to Galveston, Tex.).

From the Lubbock, Tex., VOR via the INT of the Lubbock VOR 188° and the Big Spring VOR 286° radials; Big Spring, Tex., VOR, including a north alternate from the Lubbock VOR direct to the Big Spring VOR; San Angelo, Tex., VOR, including a north alternate via the INT of the Big Spring VOR 124° and the San Angelo VOR 024° radials; Llano, Tex., VOR; Austin, Tex., VOR, including a north alternate from the San Angelo VOR to the Austin VOR via the Lometa, Tex., VOR, and including a south alternate via the INT of the Llano VOR 129° and the Austin VOR 257° radials; Houston, Tex., VOR; to the Galveston, Tex., VOR.

2. Section 601.6076 is amended to read:

§ 601.6076 VOR Federal airway No. 76 control areas (Lubbock, Tex., to Galveston, Tex.).

All of VOR Federal airway No. 76 including north alternates and a south alternate, but excluding the airspace between the main airway and its north alternate between the Lubbock, Tex., VOR and the Big Spring, Tex., VOR, and also excluding the airspace between the main airway and its north alternate between the San Angelo, Tex., VOR and the Austin, Tex., VOR.

These amendments shall become effective 0001 e.s.t. January 14, 1960.

(Secs. 307(a) and 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on November 10, 1959.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 59-9717; Filed, Nov. 17, 1959; 8:45 a.m.]

[Airspace Docket No. 59-WA-236]

[Amdt. 46]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

[Amdt. 63]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Federal Airways, Associated Control Areas and Designation of Reporting Points

The purpose of these amendments to §§ 600.6169, 601.6169 and 601.7001 of the

regulations of the Administrator is to modify the segment of VOR Federal airway No. 169 and its associated control areas between Chadron, Nebr., and Rapid City, S. Dak., and to designate the Smithwick, S. Dak., VORTAC as a reporting point.

This segment of Victor 169 presently extends between Chadron and Rapid City direct from station to station. The Federal Aviation Agency has installed a VORTAC at Smithwick, S. Dak., which is located approximately halfway between Chadron and Rapid City. V-169 is being realigned between these two terminals via the Smithwick VORTAC to provide more precise navigational guidance. Concurrently, the east alternate to Victor 169 will be redesignated via the intersection of the Chadron VOR 017° and the Rapid City VOR 180° radials. Coincident with this action, § 601.7001, relating to reporting points will be amended by adding Smithwick, S. Dak., VORTAC.

This action has been coordinated with the Army, the Navy, the Air Force, and interested civil aviation organizations. Accordingly, compliance with the Notice, and public procedures provisions of section 4 of the Administrative Procedure Act have, in effect, been complied with. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, these amendments will become effective more than 30 days after publication.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) § 600.6169 (14 CFR, 1958 Supp., 600.6169, 24 F.R. 2229), §§ 601.6169 and 601.7001 (14 CFR, 1958 Supp., 601.6169, 601.7001) are amended as follows:

§ 600.6169 [Amendment]

1. In the text of § 600.6169 VOR Federal airway No. 169 (Tobe, Colo., to Rapid City, S. Dak.), delete "to the Rapid City, S. Dak., VOR, including an east alternate," and substitute therefor "Smithwick, S. Dak., VORTAC to the Rapid City, S. Dak., VOR, including an east alternate via the intersection of the Chadron, Nebr., VOR 017° and the Rapid City, S. Dak., VOR 180° radials."

2. Section 601.6169 is amended to read:

§ 601.6169 VOR Federal airway No. 169 control areas (Tobe, Colo., to Rapid City, S. Dak.).

All of VOR Federal airway No. 169 including an east alternate.

§ 601.7001 [Amendment]

3. In the text of § 601.7001 Domestic VOR reporting points, add "Smithwick, S. Dak., VORTAC."

These amendments shall become effective 0001 e.s.t. January 14, 1960.

(Secs. 307(a) and 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on November 10, 1959.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 59-9719; Filed, Nov. 17, 1959; 8:45 a.m.]

[Airspace Docket No. 59-KC-9]

[Amdt. 121]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Revocation of Control Zone

On September 5, 1959, a notice of proposed rule-making was published in the FEDERAL REGISTER (24 F.R. 7205) stating that the Federal Aviation Agency proposed to amend Part 601 of the regulations of the Administrator by revoking the Butler, Mo., control zone.

As stated in the notice, the Butler control zone is presently designated to include the airspace within a three mile radius centered on the Butler airport and within two miles either side of the 083° and 263° radials of the Butler VOR extending from the three mile radius zone to a point twelve miles west of the VOR. The Federal Aviation Agency IFR peak day survey for calendar year 1958 showed no instrument approaches conducted within this control zone. On the basis of this survey, the retention of this control zone is unjustified as an assignment of airspace and the revocation thereof is in the public interest. Such action will result in the revocation of the Butler control zone.

No comment was received regarding the proposed amendment.

Interested persons have been afforded an opportunity to participate in the making of the rule herein adopted, and due consideration has been given to all relevant matter received.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) Part 601 (14 CFR, 1958, Supp., Part 601) is amended as follows:

Section 601.2428 Butler, Mo., control zone, is revoked.

This amendment shall become effective 0001 e.s.t. January 14, 1960.

(Secs. 307(a) and 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on November 10, 1959.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 59-9718; Filed, Nov. 17, 1959; 8:45 a.m.]

Title 15—COMMERCE AND FOREIGN TRADE

Subtitle A—Office of the Secretary of Commerce

PART 2—PROCEDURES FOR HANDLING AND SETTLEMENT OF CLAIMS UNDER THE FEDERAL TORT CLAIMS ACT

Miscellaneous Amendments

Part 2, Subtitle A, Title 15 of the Code of Federal Regulations (24 F.R. 3184-

3185 of April 24, 1959) is amended as follows:

1. In § 2.2(a), first paragraph of the statutory citation, change the figure "\$1,000" to "\$2,500."

2. In § 2.2(b), change the figure "\$1,000" to "\$2,500."

(Sec. 2672, 62 Stat. 983, as amended; 28 U.S.C. 2672, as amended). [Dept. Order No. 70 (Revised), Apr. 7, 1959, as amended by Amendment No. 1, Oct. 26, 1959]

Dated: November 10, 1959.

FREDERICK H. MUELLER,
Secretary of Commerce.

[F.R. Doc. 59-9732; Filed, Nov. 17, 1959;
8:47 a.m.]

Title 24—HOUSING AND HOUSING CREDIT

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

MISCELLANEOUS AMENDMENTS TO CHAPTER

The following miscellaneous amendments have been made to this chapter:

SUBCHAPTER D—MULTIFAMILY AND GROUP HOUSING INSURANCE

PART 233—RENTAL HOUSING INSURANCE; RIGHTS AND OBLIGATIONS OF MORTGAGEE UNDER INSURANCE CONTRACT

Section 233.4 is amended to read as follows:

§ 233.4 Form of endorsement.

(a) *Initial endorsement.* Upon compliance with the terms and conditions of a commitment, the Commissioner shall make an initial endorsement of the mortgage evidencing insurance by an appropriate panel or endorsement placed on the original credit instrument which will identify the section of the Act and the regulations under which the mortgage is insured and the date of insurance.

(b) *Final endorsement.* After all advances under the mortgage have been made, the Commissioner shall, upon presentation of the original credit instrument, make a final endorsement of the original credit instrument which shall state the total of all advances approved for insurance by the Commissioner and show the date of such approval.

(c) *Effect of endorsement.* From the date of initial endorsement the Commissioner and mortgagee shall be bound by the provisions of this part with the same force and effect as if a separate contract had been executed including the provisions of this part and the Act.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interprets or applies sec. 207, 52 Stat. 16, as amended; 12 U.S.C. 1713)

SUBCHAPTER F—URBAN RENEWAL AND NEIGHBORHOOD CONSERVATION HOUSING INSURANCE

PART 268—MULTIFAMILY RELOCATION INSURANCE; ELIGIBILITY REQUIREMENTS OF MORTGAGE

Section 268.15 is amended to read as follows:

§ 268.15 Mortgage maturity.

The mortgage shall have a maturity satisfactory to the Commissioner, not to be more than 40 years from the date of final endorsement for insurance or three-quarters of the Commissioner's estimate of the remaining economic life of the building improvements, whichever is the lesser.

PART 269—MULTIFAMILY RELOCATION INSURANCE; RIGHTS AND OBLIGATIONS OF MORTGAGEE UNDER INSURANCE CONTRACT

Section 269.2 is amended to read as follows:

§ 269.2 Assignment option.

The mortgagee has the option to assign, transfer and deliver to the Commissioner the original credit instrument and the insured mortgage securing the same, provided such mortgage is not in default at the expiration of 20 years from the date of final endorsement of the mortgage. When such option has been exercised the obligation of the mortgagee to pay the premium charge shall cease.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interprets or applies sec. 221, 68 Stat. 599, as amended; 12 U.S.C. 1715f)

Issued at Washington, D.C., November 12, 1959.

JULIAN H. ZIMMERMAN,
Federal Housing Commissioner.

[F.R. Doc. 59-9735; Filed, Nov. 17, 1959;
8:47 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter IV—Saint Lawrence Seaway Development Corporation

APPENDIX—JOINT TOLLS ADVISORY BOARD

Rules of Procedure

Whereas on January 29, 1959, the Administrator of the Saint Lawrence Seaway Development Corporation and the President of the St. Lawrence Seaway Authority of Canada signed an agreement on the Tariff of Tolls for the Saint Lawrence Seaway; and

Whereas on February 25, 1959, the President of the United States approved the agreement and the Tariff of Tolls for the Saint Lawrence Seaway; and

Whereas on March 9, 1959 the Governments of the United States and Canada, through an exchange of notes between the State Department and the Depart-

ment of External Affairs of Canada, arrived at a Governmental agreement for the establishment of rates of tolls and related matters for the joint operation of the Seaway between United States and Canada; and

Whereas paragraph 6 of the agreement of January 29, 1959, among other things, provides for the establishment of a Joint Tolls Advisory Board:

Now, therefore, the Saint Lawrence Seaway Development Corporation pursuant to the Act of Congress of May 13, 1954, as amended, 68 Stat. 92-93, 33 U.S.C. 981 et seq. and pursuant to the foregoing agreements including the agreement of March 9, 1959, between the Governments of United States and Canada, and the approval of February 25, 1959, by the President of the United States, hereby gives notice of the following Rules of Procedure which have been adopted for the use of the Joint Tolls Advisory Board:

JOINT TOLLS ADVISORY BOARD

RULES OF PROCEDURE

1. These rules govern practice and procedure before the Board unless the Board directs or permits a departure therefrom in any proceeding.

2. In these rules, unless the context otherwise requires—

(a) "Application" includes complaint;

(b) "Affidavit" includes a written affirmation;

(c) Words in the singular include the plural and words in the plural include the singular.

3(1) Every proceeding before the Board shall be commenced by an application made to it, which shall be in writing and signed by, or on behalf of, the applicant.

(2) An applicant shall file twelve copies of his application setting forth a clear and complete statement of the facts, the grounds for the complaint, and the relief or remedy to which the applicant claims to be entitled.

(3) Applicants resident in Canada shall file their complaints with the St. Lawrence Seaway Joint Tolls Advisory Board, Hunter Building, Ottawa, Ontario. Applicants resident in the United States of America shall file their complaints with the St. Lawrence Seaway Joint Tolls Advisory Board, Massena, N.Y. Other applicants may file their complaints with the Board at either address.

(4) One copy of each application received shall be held and be available for public inspection at the offices of the Board in Ottawa, Ontario, and Massena, N.Y.

(5) The Board shall publish notice of the receipt of applications in the "Canada Gazette" and the FEDERAL REGISTER.

(6) Interested parties shall have thirty days from date of publication of notice in which to make representations or to submit briefs to the Board.

4(1) The Board shall meet at such time and place as the Chairman may decide.

(2) The Board may schedule hearings at such time and place as the Chairman may decide.

(3) If hearings are scheduled the Board shall so notify applicants on record by mail, and may cause notice of the time and place of hearings to be published in the "Canada Gazette" and the FEDERAL REGISTER.

(4) Three members of the Board, one of whom shall be the Chairman, shall constitute a quorum.

(5) The Chairman shall have the right to vote at meetings of the Board and in case of equal division shall also have a casting vote.

(6) The Chairman shall cause to be kept minutes of meetings and a record of proceedings at hearings.

5. The Board may require further information, particulars or documents from any party.

6. The Board may at any time require the whole or any part of an application, answers or reply to be verified by affidavit, by giving a notice to that effect to the party from whom the affidavit is required. If the notice is not complied with, the Board may set aside the application, answer or reply or strike out any part not verified according to the notice.

7. The Board may stay proceedings or any part of the proceedings as it thinks fit or may from time to time adjourn any proceedings before it.

8. The Board may direct, orally or in writing, parties or their representatives to appear before the Board or a member of the Board at a specified time and place for a conference prior to or during the course of a hearing or, in lieu of personally appearing, to submit suggestions in writing, for the purpose of formulating issues and considering—

(a) The simplification of issues;

(b) The procedure at the hearing;

(c) The necessity or desirability of amending the application, answer or reply for the purpose of clarification, amplification or limitation;

(d) The mutual exchange among the parties of documents and exhibits proposed to be submitted at the hearing; and

(e) Such other matters as may aid in the simplification of the evidence and disposition of the proceeding.

9(1) The witnesses at the hearings shall be examined viva voce, but the Board may, at any time, for sufficient reason, order that any particular facts may be proved by affidavit or that the affidavit of any witness may be read at the hearing, on such conditions as it may think reasonable, or that any witness whose attendance ought, for some sufficient reason to be dispensed with, be examined before a member of the Board. The evidence taken before a member of the Board shall be confined to the subject matter in question, and any objection to the admission of evidence shall be noted by the member and dealt with by the Board at the hearing. Such notice of the time and place of examination as is prescribed shall be given to the parties. All examinations shall be returned to the Board, and may without further proof be used in evidence, saving all just exceptions.

(2) The Board may, whenever it deems it advisable to do so, require written briefs to be submitted by the parties.

(3) The hearing, when once commenced, shall proceed, so far as in the opinion of the Board may be practicable, from day to day.

10. The Board shall report its findings and recommendations in writing to The St. Lawrence Seaway Authority and the Saint Lawrence Seaway Development Corporation and shall indicate whether the recommendations represent the unanimous agreement of the members of the Board and, if not, shall indicate those items on which unanimity was not achieved.

SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION,

[SEAL] LEWIS G. CASTLE,
Administrator.

[F.R. Doc. 59-9728; Filed, Nov. 17, 1959;
8:46 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

[S.O. 931-A]

PART 95—CAR SERVICE

Movement of Ores Restricted; Appointment of Agent

At a session of the Interstate Commerce Commission, Division 3, held at its

office in Washington, D.C., on the 12th day of November A.D. 1959.

Upon further consideration of Service Order No. 931 (24 F.R. 5186, 7103, 8006), and good cause appearing therefor:

It is ordered, That:

Section 95.931 *Movement of Ores Restricted; Appointment of Agent*, of Service Order No. 931, be, and it is hereby vacated and set aside.

(Sec. 1, 12, 15, 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15. Interprets or applies sec. 1(10-17), 15(4), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4))

It is further ordered, That this order shall become effective at 12:01 a.m., November 13, 1959; that a copy of this order shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy 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, Division 3.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 59-9758; Filed, Nov. 17, 1959;
8:50 a.m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 29]

TOBACCO INSPECTION

Subpart C—Standards

Correction

In F.R. Document 59-9359, appearing in the issue for Thursday, November 5, 1959, at page 9014, make the following changes in § 29.2402: In the column headed "U.S. Grades", the 5th entry, which reads "B4D" should read "B5F" and the 9th entry, which reads "B5F" should read "B4D".

[7 CFR Part 909]

ALMONDS GROWN IN CALIFORNIA

Redetermination Reports

Notice is hereby given that there is under consideration a proposal to amend the administrative rules and regulations (Subpart—Administrative Rules and Regulations; 24 F.R. 5626) pertaining to operations under Marketing Agreement No. 119, as amended, and Order No. 9, as amended (7 CFR Part 909), regulating the handling of almonds grown in California, effective under applicable provisions

of the Agricultural Marketing Agreement Act of 1937, as amended (secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674).

The proposed amendment would be pursuant to § 909.73 of said amended agreement and order and is based on a recommendation of the Almond Control Board and other information. It is intended to clarify reporting requirements to insure uniformity of reports filed by handlers.

Consideration will be given to data, views, and arguments pertaining to the proposal which are filed with the Director, Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture, Washington 25, D.C., not later than ten days after publication of this notice in the FEDERAL REGISTER.

The proposal is to amend the introductory paragraph and paragraph (f) of § 909.473 of said Administrative Rules and Regulations to read as follows:

§ 909.473 Redetermination reports.

Each handler shall furnish for use by the Board in redetermination of the kernel weight of almonds received for his own account and marketing policy considerations the information listed and described in this section. Such information shall be reported within the applicable times specified in § 909.73 on forms provided by the Board.