

OFFICE OF THE VICE PRESIDENT

WASHINGTON

May 29, 1962

Dear Zac:

Thought you would like to see the  
attached.

Cliff Carter

OFFICE OF THE VICE PRESIDENT  
WASHINGTON

May 29, 1962

Dear Wayne:

Thought you would like to see the  
attached.

A handwritten signature in black ink, appearing to be "H. H. H." or similar, written in a cursive style.

TRANSFERRED TO HANDWRITING FILE

DISASTER

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF EMERGENCY PLANNING  
WASHINGTON 25, D.C.

OFFICE OF THE DIRECTOR

MAY 17 1962

Honorable Joseph Campbell  
The Comptroller General of the  
United States  
Washington 25, D. C.

Dear Mr. Campbell:

The purpose of this letter is to obtain a Comptroller General decision with regard to a request for financial assistance under Public Law 875, 81st Congress, filed by Victoria County, Texas.

Under Section 3 of Public Law 875 of the 81st Congress, Federal agencies are authorized, when directed by the President, to provide various types of assistance in a major disaster declared by the President. Under subsection (d) of Section 3, Federal agencies provide assistance by "making emergency repairs to and temporary replacements of public facilities of local governments damaged or destroyed in such major disaster... and making contributions to States and local governments for purposes stated in subsection (d)." Under this provision Federal funds have been made available for emergency repairs to and temporary replacement of such "essential public facilities" of local governments as water systems, sewage systems, streets, bridges, schools and like facilities.

On September 16, 1961, the President declared a major disaster in Texas as a result of damage occurring during and following Hurricane Carla. On October 23, 1961, the President made an allocation of \$8,000,000 of Federal funds to cover financial assistance under the provisions of PL 81-875.

Under the established procedures for providing Federal financial assistance to local governments under this Act, project applications are submitted by the local government with the approval of the designated State official. This official is designated by the Governor under a Federal-State Disaster Assistance Agreement which is executed after the Presidential declaration. Approval of the project application on behalf of the Federal Government has been delegated to the eight Area Office Directors of the Office of Emergency Planning. Because of the emergency nature of work to be performed after a major disaster, the approval of the project application can be given for eligible projects even after the work has begun or has been completed.



The following is a summary of the case which we have under consideration:

1. The Victoria County Airport, Victoria, Texas, is a transportation facility operated by Victoria County, with scheduled commercial airline flights and provision for storage, maintenance and operation of government and private aircraft. The airport previously belonged to the United States Government and was transferred to Victoria County on June 1, 1961, under an agreement in which Victoria County accepted the facility and agreed to operate and maintain it for two purposes: (a) as a public airport for the use and benefit of the public and (b) for re-use by the United States in the event of any National Emergency.
2. Wayne L. Hartman, County Judge (the elected county executive), in a letter of March 1, 1962 (Enclosure A), maintains that the airport must be considered as a unit and that revenue from the airport buildings is essential to the operation of the airport. He further states that all revenue from building rental is paid directly into the County airport fund and is used exclusively for operation of the airport. Judge Hartman further indicates that "These buildings were deeded to the county by the United States Government for that specific purpose and under those specific conditions, and on the further condition that the buildings be kept in good repair, all of which is amply reflected by our deed from the government and letters from the Federal Aviation Agency affixed to our applications. Victoria County could not begin to operate its public airport without the revenues derived from the buildings located thereon."

The District Airport Engineer of the Federal Aviation Agency in a letter dated March 5, 1962 (Enclosure B), agreed with these contentions of Judge Hartman.

3. Judge Hartman has submitted project applications for the emergency repair of the airport buildings damaged during Hurricane Carla. There were three groups of buildings. One group was composed of seven buildings occupied by airport services, such as maintenance shops, terminal buildings and other essential public facilities of local government. The cost of emergency repair for this group was about \$14,000. Another group was composed of twenty-four buildings rented to commercial enterprises unrelated to the operation of the airport, but whose income was used to support airport operations. The cost of emergency repairs for this group

1

of buildings was about \$145,000. A third group was composed of thirty-nine vacant buildings which were potentially income producing. The cost of emergency repairs to these was about \$76,000. Repairs have been completed and the contractors are pressing Judge Hartman for payment. Judge Hartman maintains that verbal commitments were made to him by the OEP Area Office staff with respect to the emergency repair of buildings occupied by commercial enterprises and that, in addition, he was advised to file supplemental applications to cover repair of additional unoccupied buildings not included in his original application. This is confirmed by the OEP Area Office Director in his memorandum of March 5, 1962 (Enclosure C).

I have decided that financial assistance can be made available for emergency repairs to the airport buildings occupied by services directly related to airport operations.

With respect to the remainder of the buildings, it appears clear that the income is necessary to support the operation of the airport and that both the County and the FAA recognized this fact in connection with the transfer of the property. In view of the unusual circumstances of this case, where the Federal Government has required the County to maintain these buildings and our Area Office staff furnished oral advice to Judge Hartman who relied upon such advice and ordered the emergency repairs, we would also be inclined to provide financial assistance to Victoria County for the emergency repairs to the buildings in the second and third groups. We are inquiring, therefore, as to whether the Comptroller General would take exception, if we were to provide such financial assistance.

Sincerely,

*1.21*  
Edward A. McDermott

Enclosures



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF EMERGENCY PLANNING  
WASHINGTON 25, D.C.

OFFICE OF THE DEPUTY DIRECTOR

MAY 18 1962

Mr. Clifton C. Carter  
Assistant to the Vice President  
United States Senate  
Washington 25, D. C.

Dear Mr. Carter:

Enclosed is a copy of the file on the Victoria County, Texas, case. The letter to the Comptroller General was handcarried to his office today.

I have notified Congressman Thompson of this action.

We will let you know when there are any further developments.

Sincerely,

  
J. M. Chambers

Enclosure

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF EMERGENCY PLANNING  
WASHINGTON 25, D.C.

OFFICE OF THE DEPUTY DIRECTOR

MAY 18 1962

Mr. Clifton C. Carter  
Assistant to the Vice President  
United States Senate  
Washington 25, D. C.

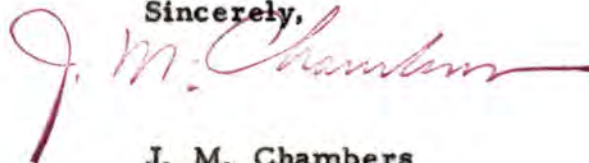
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I have notified Congressman Thompson of this action.

We will let you know when there are any further developments.

Sincerely,



J. M. Chambers

Enclosure

OFFICE OF THE VICE PRESIDENT  
WASHINGTON

March 8, 1962

Ed:

This is a most urgent matter and I  
will be grateful for your most serious  
consideration of their plight.

Cordially yours,

Clifton C. Carter



A

WAYNE L. HARTMAN, County Judge  
PAT MOORE, Com'r Precinct No. 1  
V. H. WEBER, Com'r Precinct No. 2  
W. S. CARAWAY, Com'r Precinct No. 3  
FRANK BARNETT, Com'r Precinct No. 4  
VAL D. HUVAR, County Clerk  
W. W. KILGORE, County Attorney

# County of Victoria

## State of Texas

W. P. LARSON, Tax Assessor-Collector  
G. LUCCHESI, Treasurer  
R. C. PICKETT, County School Supt.  
PEARL STAPLES, District Clerk  
ALFRED C. BAASS, Justice Prec. No. 1  
M. W. (MONTIE) MARSHALL, Sheriff  
JOHN C. BIANCHI, County Auditor

COMMISSIONER'S COURT CONVENES  
2ND MONDAY IN EACH MONTH

COUNTY COURT CONVENES 1ST MONDAY IN  
JANUARY, APRIL, JULY AND OCTOBER

VICTORIA, TEXAS

March 1, 1962

Office of the Vice President  
Washington, D. C.

Attention: Mr. Cliff Carter

Dear Mr. Carter:

I have been authorized and directed by the Commissioners' Court of Victoria County, Texas, to write this letter to request the assistance of the Office of the Vice President in a problem which has arisen in regard to Victoria County's application for Federal Disaster Relief under Public Law 875.

As you know, Victoria County sustained extensive damage to its public airport facilities located at Foster Field during Hurricane Carla. As a result of this damage, we requested that we be designated a major disaster area under the provisions of Public Law 875 and were in due time so designated. Thereafter we made application for assistance in the repair of 31 buildings located at said airport at a cost of \$145,160.05, which application was approved by the State Office of Civil Defense and Mobilization and submitted by them to the Regional Office of Emergency Planning located in Denton, Texas. The Office of Emergency Planning sent representatives to Victoria who, together with representatives of the Corps of Engineers, inspected the damaged buildings and then met with members of the Victoria County Commissioners' Court and the Victoria County Airport Commission. After this meeting we were advised by the Regional Office of Emergency Planning that our application had been approved and we were told that we would receive the assistance we had requested and that we should proceed immediately to have the repair work done. On their own volition they added an additional building to those approved, making the total 32 buildings approved, and suggested that we file supplemental applications to cover repair of 39 additional buildings which were not included in our original application, which we did.

In complete reliance upon this firm commitment, the Victoria County Airport Commission engaged contractors to do the work and had an agreement with them that they would be paid when the federal funds were received by the County. The work, while in progress, was inspected on several occasions by representatives of the Regional

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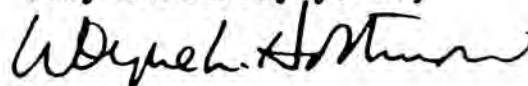


Office of Emergency Planning and the State Office of Civil Defense and Mobilization, and was approved by them on each occasion. The work has now been completed and since we have not as yet received any of the promised funds, I made a telephone call to Mr. W. B. Wright at the Regional Office of Emergency Planning in Denton, to inquire as to when the funds would be received. He advised me that his superiors in the Washington Office of Emergency Planning have thus far rejected Victoria County's request for aid on all except seven of the buildings covered by our original application on the grounds that they are not essential county buildings. Aside from the fact that such action on their part would constitute a breach of their commitment to Victoria County, we contest and take issue with their position that said buildings are not essential county buildings. Every one of said buildings is vitally necessary to produce the revenue required to operate our airport. All revenue we receive from each building on the field is and must be paid directly into the County Airport Fund and is and must be used exclusively for the operation and maintenance of said county airport. These buildings were deeded to the county by the United States Government for that specific purpose and under those specific conditions, and on the further condition that the buildings be kept in good repair, all of which is amply reflected by our deed from the government and letters from the Federal Aviation Agency affixed to our applications. Victoria County could not begin to operate its public airport without the revenues derived from the buildings located thereon.

However, be that as it may, we received a firm commitment from authorized representatives of the Office of Emergency Planning, and in addition to giving us their commitment, they instructed us to proceed with repairs to our buildings and assured us that the funds would be forthcoming. We acted in reliance upon said commitment and said instructions as did our contractors. The Victoria County Airport Fund is and remains overdrawn at all times, and without the promised funds we cannot pay for the repairs which have been made and, needless to say, this leaves us and our contractors in an impossible position. It is inconceivable to us that a Federal Agency such as the Office of Emergency Planning could and would give us their commitment, induce us to act in reliance thereon, and then, through an arbitrary misconception of the essential character of these buildings, break faith with us and leave us in a much more disasterous position than we were in as a result of Hurricane Carla.

We hope that you will agree with us in our contentions and that you will do anything and everything you can to secure approval of our applications. You may be sure that we desperately need your help and that we will be deeply grateful for any assistance you can give us.

Very sincerely yours,



Wayne L. Hartman  
County Judge  
Victoria County, Texas

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**B**



C  
O  
P  
Y

**FEDERAL AVIATION AGENCY  
Airports District Office No. 1  
P. O. Box 9540  
Fort Worth 7, Texas**

**March 5, 1962**

**Office of Emergency Planning  
Box 2935  
University Hills Station  
Denton, Texas**

**Subject: Victoria County Airport  
Victoria, Texas**

**Attention: Mr. T. P. Witt**

**Gentlemen:**

**Reference is made to our further discussion of the rehabilitation of the subject facility, in this office on February 27, 1962.**

**It is noted that your higher authority presently considers only a small portion of the operations on the facility as "essential use of local Government."**

**This Agency considers the entire operation of the facility to be an essential local governmental function. Victoria County, in accepting this facility, agreed to operate and maintain it for two purposes, (1) as a public airport for the use and benefit of the public (See (1) Page 9 of Agreement dated May 22, 1961) and (2) for re-use by the United States in the event of any National Emergency (See (3) Page 11 of Agreement dated May 22, 1961).**

**The "National Airport Plan" Requirements for Fiscal Years 1962-1966 as prepared by this Agency show a requirement at Victoria for a runway length of 4900'. I am enclosing two copies of a sketch which show the layout of the facility and show that the County is faced with maintaining runways far in excess of their needs.**

**It was primarily for this reason that this Agency recommended the transfer of many buildings to the County, knowing full well the enormity of maintenance and operation costs that would and will face the County through the years to come. Revenue from the rental of the buildings constitutes the major revenue needed for this purpose. Furthermore, we feel sure that without these buildings from which to derive revenue the County will not be able to con-**

Office of Emergency Planning

March 5, 1962

tinue to maintain this facility in its present size and configuration for use by the U. S. Government in time of National Emergency.

This facility is now being used daily by the U. S. Navy as an auxiliary to Chase NAAS, Beeville, Texas, without cost to the U. S. Government.

This office strongly recommends that further consideration be given toward determining that the entire facility be considered an essential local governmental function.

Sincerely

F. J. Schnitzer  
District Airport Engineer

By: /s/ R. B. Allen  
Assistant D. A. E.

Enclosure

C

*Memorandum*AREA OFFICE 5  
Denton, Texas

March 5, 1962

TO: Mr. Eugene Quindlen  
Office of Emergency Planning  
National Headquarters

FROM: Mr. George E. Hastings  
Acting Area Office Director  
Area Office 5

SUBJECT: Project Application Texas 875-67(61) - Victoria County Airport

Further investigation of the Victoria County Airport impels me to again present additional information for your consideration. Following are the points which we wish to emphasize:

1. The Victoria County Airport is an essential transportation facility with scheduled commercial airline flights and provisions for storage maintenance and operation of government and private aircraft.
2. The airport was transferred to Victoria County on June 1, 1961. The buildings were included in this transfer to provide a source of revenue for maintaining and operating the facility. FAA officials have informed us that all potential revenue from these facilities would be inadequate to maintain the airport over a long period. In the short lapse of time between the acceptance of the facility and the arrival of Hurricane Carla, adequate funds had not been accumulated to absorb any significant portion of this loss.
3. Neither the nature of the tenants nor their financial status should be factors in determining eligibility. The tenants would not profit from any federal assistance to the county. The revenue from rental of buildings is used solely for maintenance and operation of the facility.

The attached letter from Mr. R. B. Allen, Acting District Airport Engineer, FAA, further clarifies the obligation and status of Victoria County with respect to this facility.

Victoria county has submitted the following applications for financial assistance to perform emergency repair to the airport:

Project Application TE 875-67(61) for emergency repair to occupied buildings	\$142,090.00
Supplement #1 to TE 875-67(61) for emergency repair to occupied buildings	\$ 16,264.00
Supplement #2 to TE 875-67(61) for emergency repair to unoccupied buildings	<u>\$ 75,902.00</u>
	\$234,256.00

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In accordance with the authority under which we were operating at the time this application was received, we made a verbal commitment to the County Judge that we would furnish assistance in accordance with the estimates of our engineers to perform the necessary emergency repair to occupied buildings. County Judge, Wayne Hartman, in a telephone call to this office reminds us of this commitment and informs us that contractors who have performed emergency repair are anxious for their money.

We believe that this facility should be treated as an entity and emergency repair to the empty buildings should also be approved.

It is requested that you reconsider your memo of January 12, 1962, and either:

- (1) advise this office to approve the application based on the verbal commitment made, or
- (2) direct this office to send the application to you for disposition.

  
GEORGE E. HASTINGS

XEROX MADE FROM QUICK COPY

Disaster

COPY

March 8, 1962

Dear Wayne:

It was good to hear from you and I appreciate you writing me in behalf of Victoria County's application for Federal Disaster Relief under Public Law 875.

In association with Congressman Clark Thompson, I am this date taking this matter up with the proper authorities in the Office of Emergency Planning and I will be back in touch with you as soon as I have a report.

Sincerely yours,

Lyndon B. Johnson

Honorable Wayne L. Hartman  
County Judge  
Victoria County, Texas

LBJ:CCC:dah tagged to Ed McDermitt

COPY

December 27, 1962

Dear Bill:

Thank you for the interesting, comprehensive study of Hurricane Carla.

The lessons learned as a result of that disaster indeed are applicable and important to our national shelter plans. The school of hard knocks always leaves its lesson etched indelibly on our minds.

My warmest regards.

Sincerely,



Lyndon B. Johnson

Mr. Bill Parker  
Regional Director  
Department of Defense  
Office of Civil Defense  
Region 5  
Denton, Texas

LBJ:IS:yb



DEPARTMENT OF DEFENSE  
OFFICE OF CIVIL DEFENSE

Region 5  
Denton, Texas

December 17, 1962

Honorable Lyndon B. Johnson  
Vice President of the United States  
Johnson City, Texas

Dear Mr. Vice President:

I thought you might be interested in having an autographed copy of the enclosed study on Hurricane Carla, which was produced by our regional office. It was compiled chiefly from interviews with city and county officials in Texas, many of whom you know. From my own experience in county administration, I feel that their views and needs are of importance in our national planning.

Although more than a year has passed since the hurricane, I feel that the recent Cuban crisis has emphasized the importance and timeliness of the lessons for civil defense planning which these city-county officials' experience has revealed.

These lessons are especially applicable to our current national shelter program, and I believe that you will be greatly interested in the views of local people on shelter management, sanitation, and supplies, particularly in Chapters III and IV.

The successful evacuation and reception operations reflect great credit on local and state officials, and we are proud to have worked with them in producing this study.

With personal good wishes,

Sincerely,

A handwritten signature in blue ink that reads "Bill Parker".

BILL PARKER  
Regional Director

Enclosure



*Guam*

November 13, 1962

Dear Mr. Wilkinson:

In the absence of the Vice President and in the interest of time I am responding to your recent letter.

We were sorry to learn that much of your property was destroyed by the recent Guam disaster, but pleased to know that you were safe and sound. This information has been communicated to your sister at Houston.

Sincerely yours,

Clifton C. Carter,  
Assistant

Mr. Milton Wilkinson  
P. O. Box 1991  
Agana, Guam

LBJ:CCC:rm

COPY

November 13, 1962

Dear Mrs. Fuller:

Mr. Wilkinson asked that we advise you of his safety and well being.

Sincerely yours,

Clifton C. Carter,  
Assistant

Mrs. Talmage Fuller  
4603 Mimosa  
Houston, Texas

LBJ:CGC:rm

CLASS OF SERVICE

This is a fast message unless its deferred character is indicated by the proper symbol.

# WESTERN UNION

## TELEGRAM

W. P. MARSHALL, PRESIDENT

SF-1201 (4-60)

SYMBOLS

DL=Day Letter

NL=Night Letter

LT=International Letter Telegram

The filing time shown in the date line on domestic telegrams is LOCAL TIME at point of origin. Time of receipt is LOCAL TIME at point of destination

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HON LYNDON B JOHNSON, VICE PRES OF UNITED STATES

SENATE OFFICE BLDG WASHDC

OPERATIONAL IMMEDIATE 160435Z

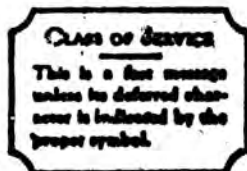
UNCLAS PEOPLE OF GUAM NEED ALL ASSISTANCE POSSIBLE AS  
AN ESTIMATED NINETY-FIVE (95) PERCENT OF ALL PROPERTY IS DESTROYED.  
PLEASE WIRE OR CALL MY SISTER, MRS. TALMADGE FULLER, MO 7-1046,  
HOUSTON TEXAS THAT WE ARE ALL WELL BUT LOST MOST OF OUR PROPERTY.  
GIVE YOUR FAMILY OUR BEST REGARDS YOUR FRIEND

MILTON WILKINSON PO BOX 1991 AGANA GUAM.



A- 101765





# WESTERN UNION TELEGRAM

W. P. MARSHALL, President

EP-1201 (4-60)



The filing time shown in the date line on domestic telegrams is LOCAL TIME at point of origin. Time of receipt is LOCAL TIME at point of destination

NFA005 VA120

(NF) XV GOVT PD WUX WASHINGTON DC 16 914A EST  
HON LYNDON B JOHNSON, VICE PRES OF UNITED STATES  
SENATE OFFICE BLDG WASHDC  
OPERATIONAL IMMEDIATE 160435Z

1962 NOV 16 AM 9 42

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GIVE YOUR FAMILY OUR BEST REGARDS YOUR FRIEND  
MILTON WILKINSON PO BOX 1991 AGANA GUAM.

101782

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UNITED STATES  
DEPARTMENT OF THE INTERIOR  
OFFICE OF TERRITORIES  
WASHINGTON 25, D.C.

CASE FILE (A-2)

*sent  
9/10/62*

SEP 10 1962

Dear Mr. Vice President:

Thank you for your referral of Mr. Milton D. Wilkinson's letter expressing his interest in appointment as Commissioner of Education or Government Secretary of American Samoa.

Dr. Pedro C. Sanchez, whom Mr. Wilkinson mentions as Commissioner of Education for American Samoa, is the Commissioner of Education for the Virgin Islands. The position as Director of Education for American Samoa is now occupied and there is no indication there will be a vacancy in that position in the near future.

The Secretary of the Interior will make the selection of the candidate to fill the position as Government Secretary of American Samoa. Mr. Wilkinson's interest in the position will be brought to the Secretary's attention. Please be assured that in arriving at a final decision Secretary Udall will be guided by what he believes to be in the best interests of the people of American Samoa.

In accordance with your request, Mr. Wilkinson's letters are returned herewith.

Sincerely yours,

(Sgd.) Richard F. Taitano

Richard F. Taitano  
Director

The Vice President  
United States Senate  
Washington 25, D. C.

Enclosures 2

COPY

August 31, 1962

Dear Mr. Wilkinson:

You have probably seen from the Press that the Vice President is now on a mission to Europe and the Near East. Your letter of August 25 and enclosure have therefore arrived in his absence.

The Vice President has no authority whatever in the making of ~~the~~-appointment you describe. However I am submitting your request to the responsible officials here for a report as to the status of the matter. When I have this it will be furnished to you promptly.

With best wishes, I am

Sincerely,

Arthur C. Perry  
Assistant to the  
Vice President

Mr. Milton D. Wilkinson  
Department of Education  
Agana, Guam

ACP:

Tag to Dept. of Interior for reply to vp



Perry

MILTON D. WILKINSON  
Department of Education  
Agaña, Guam  
August 25, 1962

The Honorable Lyndon B. Johnson  
Vice President of The United States  
Washington, D.C.

Respectfully referred
to: Dept. of Interior
For:
<input type="checkbox"/> direct reply (copy to V.P.)
<input checked="" type="checkbox"/> reply to V.P.
* Arthur C. Perry
* Asst. to the Vice President of the United States

please return enclosure

Dear Lyndon:

I understand that Dr. Pedro C. Sanchez, The Commissioner of Education of the Samoa Islands is being considered for Government Secretary for Samoa.

If Dr. Sanchez is appointed, I would like very much to be considered for Commissioner of Education. I am well qualified to fill this position as I hold a B.S. & M.Ed. degree and have several Teachers and administrators certificates including a Superintendent from Texas. my experience has been very broad in the administrative field as I was an officer during world war II and I am also a former State Representative as you know.

If Dr. Sanchez is not appointed as Gov. Secretary to Samoa and the Commissioners position is not available, then I would like to be considered to fill the Government Secretary's position, in any event a vacancy will exist.

Give your family our best regards.

Your friend,  
Milton D. Wilkinson



Hon. Glynn Stegall  
Office of The Vice President

Dear Glynn:

You will recall that I talked to you  
by phone just after my trip to The Near East  
and the Holy Land. I called you from San  
Antonio and was going to write you in regard  
to a Gov. position in Beirut but I decided against  
that and applied for a position here in Guam.

Please read the letter to The Vice President  
and act accordingly. I deeply appreciate  
you and what you have done for me.

If I can ever help you in some small  
way please call on me.

B.S. For the record,

Your friend,  
Milton D. Wilkerson

- ① P. a strong Democrat
- ② 43 years of age.
- ③ married; 3 children, all here with me on Guam
- ④ 8 yrs. of College; 2 degrees and a little work toward a law degree
- ⑤ Former State Rep. from Shelby & Baraka Co.
- ⑥ Former A.F. officer
- ⑦ World traveler and can get along with all people.
- ⑧ And I have a beautiful sweet wife and family -

RECEIVED

1962 SEP 5 AM 11 11

*J*

OFFICE OF THE VICE PRESIDENT  
WASHINGTON

**DISASTER**

*Guam*

11/12/62

MEMO TO THE VICE PRESIDENT:

SUBJECT: Re Typhoon in Guam

Richard Taitano, Director of the Office of Territories, Department of Interior, telephoned at 3:45 PM, Monday, 12 November, with the information that the Office of Emergency Planning dispatched a representative to the Guam area earlier today. He also said Secretary Udall felt it would not be necessary for Governor Daniel to return to Guam, and sent the Governor the following message:

"Gov. Bill Daniel  
American Embassy  
The Hague, Netherlands

On behalf of the people of Guam I wish to thank you for your generous offer to return in their hour of need. However, emergency work progresses under direction of the Office of Emergency Planning and the military. While the long-range reconstruction will require months of planning, both here and in Guam, under the circumstances see no need for you to make any change of plans.

Secretary Udall"

*W.F.J.*

WFJ

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF EMERGENCY PLANNING

ROUTING SLIP

	TO	BLDG AND ROOM	INITIALS	DATE
1.	MR JENKINS			
2.				
3.				
4.				
5.				

- |  |  |
|--|--|
| <input type="checkbox"/> APPROVAL            | <input type="checkbox"/> PREPARE REPLY   |
| <input type="checkbox"/> APPROPRIATE ACTION  | <input type="checkbox"/> NOTE AND FILE   |
| <input type="checkbox"/> RECOMMENDATION      | <input type="checkbox"/> NOTE AND RETURN |
| <input type="checkbox"/> RECOMMEND SIGNATURE | <input type="checkbox"/> INFORMATION     |

REMARKS:

FROM	MR. QUINDLEN	DATE	3/30/62
	(NAME AND ORGANIZATION)	PHONE	X 3235
	OEP		
	(BUILDING AND ROOM NUMBER)		113

FORM OEP 27  
NOVEMBER 1961



DISASTER

C O P Y

OFFICE OF EMERGENCY PLANNING  
WASHINGTON, D. C.

PRIORITY

UNCLASSIFIED

X

HONORABLE PRICE DANIEL  
GOVERNOR OF TEXAS  
AUSTIN, TEXAS

THIS WILL ACKNOWLEDGE RECEIPT OF YOUR TELEGRAM  
REQUESTING DISASTER ASSISTANCE FOR AGRICULTURAL  
PURPOSES FOR CERTAIN COUNTIES IN SOUTHERN TEXAS.

WE HAVE REFERRED THIS MESSAGE TO THE SECRETARY  
OF AGRICULTURE. SINCE THE AUTHORITY TO PROVIDE  
THE ASSISTANCE REQUESTED IS VESTED IN THE SECRETARY  
OF AGRICULTURE, HE WILL ADVISE YOU DIRECTLY ON THE  
ACTION TAKEN. EDWARD A. MCDERMOTT, ACTING  
DIRECTOR, OFFICE OF EMERGENCY PLANNING.

291600Z MAR62

UNCLASSIFIED

COPY

C  
O  
P  
Y

Honorable Orville L. Freeman  
Secretary of Agriculture  
Washington 25, D. C.

Dear Mr. Secretary:

Governor Price Daniel of Texas has requested disaster assistance for agricultural purposes for certain counties in southern Texas. A copy of his message is enclosed.

Please investigate the situation and advise Governor Daniel of the action taken on his request. We will appreciate receiving a copy of your report to the Governor.

Sincerely,

S/

Edward A. McDermott  
Acting Director

Enclosure

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C O P Y

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FM STATE CD TEXAS

TO MR GEORGE E. HASTINGS

ACTING AREA OFFICE DIRECTOR

OFFICE OF EMERGENCY PLANNING

AT THE REQUEST OF THE COUNTY DISASTER COMMITTEES AND OTHER LOCAL OFFICIALS, AND UPON THE RECOMMENDATION OF THE USDA STATE DISASTER COMMITTEE, I REQUEST THAT THE FOLLOWING COUNTIES BE DECLARED A MAJOR DISASTER AREA UNDER PUBLIC LAW 875, BY THE PRESIDENT, AND DESIGNATED BY THE SECRETARY OF AGRICULTURE AS AN AREA ELIGIBLE TO RECEIVE ASSISTANCE UNDER THE EMERGENCY FEED PROGRAM. BROOKS, DIMMIT, DUVAL, JIM HOGG, LA SALLE, MCMULLEN, STARR, WEBB, ZAPATA, AND ZAVALLA. THESE COUNTIES HAVE BEEN FORCED TO REQUEST THIS EMERGENCY FEED PROGRAM BECAUSE OF A PROLONGED DROUGHT AND RECENT DISASTROUS FREEZE DAMAGE TO CROPS AND PASTURES THAT HAS AFFECTED THE AREA SOUTH AND WEST OF SAN ANTONIO. COUNTY DISASTER COMMITTEE REPORTS, THE USDA STATE DISASTER COMMITTEE RECOMMENDATIONS, AND OTHER DATA SUPPORTING THIS REQUEST HAVE BEEN SUBMITTED DIRECT TO THE SECRETARY OF AGRICULTURE BY THE USDA STATE DISASTER COMMITTEE.

PRICE DANIEL/GOVERNOR OF TEXAS.

C O P Y

COPY *Hurricane Carla*

September 10, 1962

Dear Mr. La Valle:

Thank you for sending me the report on Hurricane Carla's devastation in Galveston County.

I have not had the opportunity to study it fully but I believe that the information contained therein will be helpful as we consider methods in which communities can better prepare themselves against future storms.

With best regards.

Sincerely,

Lyndon B. Johnson

Honorable Peter J. La Valle  
County Judge  
Galveston County  
Galveston, Texas

LBJ:CKB:yb



*Bratner*



COUNTY COMMISSIONERS COURT

PETER J. LA VALLE  
COUNTY JUDGE  
IRWIN P. DANTIN  
FIRST PRECINCT  
JIMMIE VACEK  
SECOND PRECINCT  
PAUL HOPKINS  
THIRD PRECINCT  
JACK LAWRENCE  
FOURTH PRECINCT  
JOHN R. PLATTE  
COUNTY CLERK

THE COUNTY OF GALVESTON

GALVESTON, TEXAS

September 5, 1962

COUNTY OFFICIALS

H. H. TREACCAR  
DISTRICT CLERK  
JULES DAMIANI, JR.  
CRIMINAL DISTRICT ATTORNEY  
KENNETH MCKINNEY, ASSESSOR  
AND COLLECTOR OF TAXES  
HUDSON J. CARO, SR.  
COUNTY AUDITOR  
TROY O. JOHN  
COUNTY TREASURER  
HERBERT E. SCHMIDT  
COUNTY ENGINEER  
J. B. KLINE, SHERIFF  
PAUL A. MILLIGAN  
COUNTY SURVEYOR  
HUGH GIBSON, JR., JUDGE  
JUVENILE & COUNTY NO. 2

The Honorable Lyndon B. Johnson  
Vice President of the United States  
Washington, D. C.

Dear Mr. Vice President:

Galveston County is approaching the anniversary of Hurricane Carla with its destruction still fresh in memory. With this in mind, the Galveston County Commissioners Court would like to take this occasion to review the hurricane problem common to all counties on the Texas Gulf Coast.

Enclosed is a report which graphically shows the devastation caused by Carla in Galveston County. The statistical material and text of the report provide further detailed information for study.

Several possible solutions are suggested in the report to assist communities in better preparing for future storms. Suggestions are also made to minimize damage in the future and to speed recovery.

It is our hope that this report will assist federal officials and agencies in planning for the future.

Respectfully yours,

PETER J. LA VALLE  
County Judge  
Galveston County, Texas

Enclosure



DISASTER

W. N. ALLAN

T. C. CAGE

W. J. SELDON

7  
Ans by 18  
phone  
8/27/62  
wg

CAGE BROS.  
GENERAL CONTRACTORS  
6959 SAN PEDRO  
SAN ANTONIO, TEXAS



Aug. 23, 1962

Mr. Walter Jenkins  
Office of the Vice President of the U. S.  
New Senate Office Bldg.  
Washington, D. C.

Dear Walter,

Enclosed please find a copy of our Final Claim in the amount of \$ 161,270.94 covering damage to our Galveston, Texas Seawall Project caused by Hurricane "CARLA."


The reason that we had not sent this to you previously is that we felt that the Contracting Officer would probably reject it promptly thus bringing about our appeal from his decision directly to the Secretary of the Army. At that time we had planned to present you with a copy of our appeal.

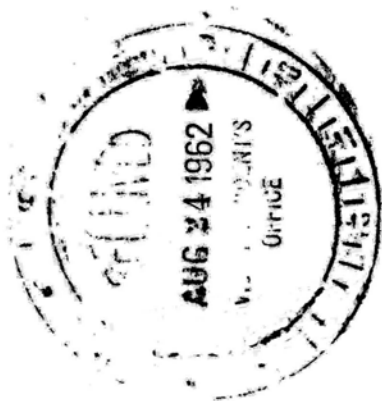
In view of the time which has elapsed since we submitted the enclosed to the Contracting Officer it now occurs to us that possibly the matter is being given review in higher headquarters that could result in favorable action at this stage. This, we feel, would be by far the best and most expeditious manner in which this whole matter could be resolved with a satisfactory solution.

Thank you very much for lending your valuable time and attention to this item and we deeply appreciate every assistance that you find it possible to render.

Sincerely Yours,

Cage Bros.

  
By: W. N. Allan  
Partner





Mailed  
7/17/62

July 10, 1962

James S. Maxwell  
Lt. Colonel, CE  
District Engineer  
Contracting Officer  
Corps of Engineers  
606 Santa Fe Building  
Galveston, Texas

Re: Contracts DA-41-243-CIVENG-  
60-70 and 60-77, Construction  
of Seawall Extension, Galveston,  
Texas

Dear Sir:

At this time and by this letter we do hereby make final formal claim against the United States of America in the amount of \$161,270.94.

The matters set out herein supplement our claim asserted in our letter of April 26, 1962. This claim is asserted and warranted under the following provisions of the contracts and specifications, to-wit:

Article 3--CHANGES

Article 4--CHANGED CONDITIONS

Article 5--TERMINATION FOR DEFAULT--DAMAGES FOR  
DELAY--TIME EXTENSIONS

Article 7--PAYMENTS TO CONTRACTORS

Article 9--INSPECTION

Article 11--PERMITS AND RESPONSIBILITY FOR WORK, ETC

TP 7-06 SLIDES

GC-8 PROTECTION OF MATERIALS AND WORK

but by the designation of the foregoing Claimant does not waive, but expressly asserts the right to prosecute said claim under each and every applicable provision of the contracts and specifications.

We would like to call to your attention that the contracts were written by the Government and that the Contractor had no chance to ask for changes or explanations but was forced to bid the contracts as they stood. Therefore, under the rules laid down by all courts, the contracts wherever they are not clear and specific should be construed more strongly against the Government and in favor of the Contractor.

When we look at the contracts as a whole and study them from all four corners, we do not believe that it was ever intended that the Contractor would be responsible for damages that were not contemplated and were beyond his control. We will review the different Articles and supply as much in detail as we can the facts and things we trust you will consider in making your final decision.

#### ARTICLE 3. CHANGES.

When we take into consideration that the contracts in question were 97% completed, and that the contracts had been completed by the Contractor complying with the plans and specifications as set out in the contracts--and this no one will dispute--then changing and calling back the Contractor to do the work over was no fault of the Contractor's, but things that were beyond the Contractor's control. If we read Article 3 we can determine that if a change was made that was not the fault of the Contractor, the Contractor should be equitably settled with. Certainly it was no fault of the Contractor in this case.

If you should say that the contracting officer did not make any change in the drawings and specifications but simply requested that said job be done over, then it amounts to double specifications and the resulting loss is the Contractor's.

#### ARTICLE 4. CHANGED CONDITIONS

Where the contracts provide under section (2) "unknown physical conditions at the site, of an unusual nature, differing materially from those ordinarily encountered and generally recognized as inhering in work of the character provided for in this contract," it makes available an avenue of relief for the additional costs entailed in such instances and authorizes the equitable adjustment of the contract price for that purpose.



Granted, the application of this article to a claim of this nature is unusual, but so was the physical violence resulting from Hurricane Carla most unusual. Where the specifications give certain historical data relating to prior hurricanes, this is of virtually no value when applied to Hurricane Carla which was established to be the most violent and totally destructive storm to strike the Texas coast in over 100 years. Any attempt to compare "Carla" with prior storms solely by wind and waves data is frustrated by the fact that the measuring devices at the U. S. Weather Bureau in Galveston, Texas, were put out of commission by the wild fury of that gigantic storm system.

We contend that this tragic phenomenon introduced a condition that does qualify as an "unknown physical condition at the site--" and that it was "of an unusual nature--" and that it did create at the project site a condition "differing materially from those ordinarily encountered and generally recognized as inhering in work of the character provided for in this contract."

Certainly this was a changed condition on the ground that nobody anticipated, and the spirit of the contracts, particularly Article 4, meant for the Contractor not to suffer a loss if the conditions changed when he met all the specifications, and certainly equity should intervene here and the Contractor be given a fair, equitable adjustment for the extra expense he had to go to through no fault of his own.

ARTICLE 5. TERMINATION FOR DEFAULT--DAMAGES FOR DELAY--  
TIME EXTENSIONS.

Where the contract provides under section (c) "The right of the Contractor to proceed shall not be terminated . . . nor the Contractor charged with liquidated or actual damages. . . because of any delays in the completion of the work beyond the control and without the fault or negligence of the Contractor, including, but not restricted to, Acts of God. . ." it certainly cannot be construed to provide an "Acts of God" clause in the usual sense.

We contend that these contracts do not contain an Act of God clause in the normal sense and therefore should be construed more strongly against the Government and in favor of the Contractor. Since the Contractor was not in fault



in any way, certainly this clause should not be used in any way against the Contractor.

#### ARTICLE 7. PAYMENTS TO CONTRACTORS.

Where the contract provides under section (c) "All material and work covered by partial payments made shall therefore become the sole property of the Government, but this provision shall not be construed as relieving the Contractor from the sole responsibility for all materials and work upon which payments have been made or the restoration of any damaged work. . ." it cannot properly be interpreted to contain the provision that the Contractor shall be liable for damage to the completed work caused by Hurricane Carla, as it was not in contemplation of the parties, since it had never happened before in the history of Galveston, so far as records have been kept.

In this article the responsibility of the Contractor is fixed by the limits to which he can control events and circumstances involving the materials and the work. By definition the word "responsible" denotes accountability to the extent that conditions are within one's ability to control.

We contend that the attempt to read into this article the Acts of God clause which is nowhere to be found in the contracts is indefensible and represents a misconstruction of the most obvious sort. We recognize the responsibility of the Contractor as outlined in this article and respectfully submit that we have discharged it faithfully and completely; but we deny that it includes the repair at our expense of the damage caused by "Carla."

#### ARTICLE 9. INSPECTION

Under Article 9 (c) we find that if a change is made and any of the work has to be removed or torn out, if the Contractor has performed his work in accordance with the terms of the contract, this change shall be at the expense of the Government and not the Contractor, plus a 15% allowance to the Contractor. Thus we see all through the contracts, the Contractor is protected for any changes where it is not his fault.

#### ARTICLE 11. PERMITS AND RESPONSIBILITY FOR WORK, ETC.

Where the contracts provide under this article in referring to the Contractor, "He shall also be responsible for all materials delivered and work performed until completion and final acceptance. . .", this should be construed to hold the



Contractor responsible for the safeguarding of all materials and work from loss or damage due to fire, theft, vandalism, negligence or any other such cause within his physical power to control.

Here again, any attempt to read into the provisions of this article the element of the Acts of God clause should be resisted most vigorously and the provisions accepted just as they appear.

The repetition here of the word responsible again makes it appropriate to restate that it is inconceivable to hold the Contractor responsible for Acts of God. This article obligates the Contractor with a state of stewardship and protective custody over materials delivered and work performed. Any interpretation of this article that results in finding that the Contractor is liable for the repair of damage caused by Hurricane Carla must be regarded as without basis.

Under the Specifications governing these projects the subject of the responsibilities of the Contractor again appears. Under Part 1. General Conditions there is included:

GC-8. PROTECTION OF MATERIALS AND WORK. The Contractor shall at all times protect and preserve all materials, supplies, and equipment of every description (etc.). . . and all work performed. All reasonable requests of the Contracting Officer to enclose or specially protect such property shall be complied with. Etc.

This clearly outlines the extent to which the Contractor can be held responsible for protection of the work and we again respectfully submit that we have discharged our responsibilities as contemplated by this provision to the fullest measure. If the Contracting Officer were to have issued such instructions to the effect that the work should be protected from the destructive force of "Carla" the unreasonableness of such instructions would immediately be apparent and obviously impossible of execution. To take the position that the Contractor is responsible for the repair of such damage at his own expense is equally unreasonable and untenable under this provision.

Further, the specifications anticipated the eventuality of any shifting or movement of materials in the embankment and sets out, for the Contractor's protection and benefit, a definite policy making it mandatory that the Contractor be paid for the replacement of such material in the event that



the shifting or movement was not the fault of the Contractor. Where in Part III. Technical Provisions, there is included the following:

7-06 SLIDES: In the event of slides in any part of the embankment prior to final acceptance of the work, the Contractor shall remove material from the slide area as directed and shall rebuild such area. In case it is determined that the slide was caused through the fault of the Contractor, the removal and disposal of material and the rebuilding of the slide area shall be performed without cost to the Government; otherwise this work will be paid for in accordance with the applicable provisions of the contracts."

There is no qualification here stated nor is there any restriction as to the nature or source of the force factors that caused the slide. The only element that need be satisfied is whether or not the Contractor was at fault. The displacement of in excess of 200,000 C.Y. of embankment material that was caused by "Carla" cannot be traced to any fault of the Contractor and therefore its replacement and rebuilding of the area should be paid for as set out herein.

Another reason the Contractor should be reimbursed for these expenses is that the contracts, as heretofore pointed out, do not in any way attempt to hold the Contractor liable for things that were not in contemplation and were not his fault.

The specifications, namely, Section 12-11 Part III, Technical Provision, provided for sprigging and seeding of all open embankments, but restricted such work to February through May in the spring, and September and October in the fall when the weather was generally more favorable to the plants taking root and for seed germination. No provision was incorporated, however, for planting a quick growing temporary cover such as rye to last until the young sprigs might be well rooted and spreading, and to retard erosion in the meantime.

The Contractor had some 24 acres of embankment ready for top soil, planting and seeding. Half this total, or about 12 acres, was for work done during the three summer months of the hurricane season, June, July and August. This was all without any sort of vegetation cover when "Carla" hit, and under the specifications none could have been provided.

Cage Bros. also wish to urge, as it has heretofore, that it has at all times complied with the provisions and specifications of the contracts and that the damage was no fault of



James S. Maxwell, Lt. Colonel, CE  
7-10-62 -7-

the Contractor. But as an additional factor, the toe protection failed and dropped as much as eight or ten feet in places, and it is Cage Bros.' feeling that this toe protection failure greatly increased the damages behind the seawall. However, Cage Bros. has been unable to produce hydraulic engineering evidence that will substantiate its contention and, therefore, offer only its feeling to substantiate same. It is the contention of Cage Bros. that the contracts, when properly interpreted in the light of the law as applied to contracts, does not put this loss on Cage Bros., but on the United States Government. Cage Bros. performed its work and performed it faithfully, and we believe that equity, law and justice require the United States Government to reimburse Cage Bros. for \$161,270.<sup>94</sup> expended by it in replacing the damage caused by Hurricane Carla.

We have set out the above in as much detail as we can and we respectfully request that you give us a final decision in this matter, and we trust that the decision will be favorable to Cage Bros.

Respectfully submitted,

CAGE BROS.

By William N. Allan  
William N. Allan, Partner

HOUSE, MERCER, HOUSE & BROCK

By R. L. House  
R. L. House

Attorneys for Cage Bros.

Cliff -

7/16/62 ✓

Dept. Agr. advises  
Princ Daniel Hellegren is  
still at the White House.  
Dept says it probably  
will <sup>ultimately</sup> come to them; in  
which event, I will be  
notified x

ACB



# DISASTER AREA AID ASKED FOR MOSQUITOES

Local authorities declared Jefferson County a "disaster area" yesterday and requested federal relief from an unusual infestation of salt water mosquitoes which are causing damage to cattle along the Texas and Louisiana Gulf Coast areas.

The action was triggered by the executive committee of the Beaumont Chamber of Commerce at a meeting in the chamber offices. The committee considered appeals from cattlemen who have reported heavy losses of cattle because of the mosquito invasion and sought aid from the federal government.

The request for aid was channeled through the office of Texas Governor Price Daniel who said officials in Austin already have initiated an investigation of the area.

Gov. Daniel was contacted in

(Turn to page 11, column eight)

his home in Liberty by Howard Hicks, vice president and general manager of the local chamber, after the chamber's executive committee adopted a resolution declaring the county a disaster area because of the mosquito threat to cattle, and requesting federal aid for relief from mosquitoes.

## Cattlemen Are Hurt

The Jefferson County Mosquito Control Unit has been successful in combating the invasion in residential areas, Mr. Hicks said, but is unable to cope with the unusual infestation of salt marsh mosquitoes which is bringing losses to cattlemen.

Judge C. A. Pounds, county judge of Chambers County, told the Enterprise last night he will contact Gov. Daniel today and request that Chambers County be designated as a disaster area because of the mosquito infestation.

## Request to Bring Action

He said he would act upon the request of Chambers County cattlemen who have reported a high mortality rate among herds because of the unusual invasion of salt marsh mosquitoes.

U. S. Rep. Jack Brooks, who is spearheading the move for local federal aid in Washington, D. C., had previously advised local authorities that federal aid could be obtained only if Gov. Daniel declared the infested counties disaster areas.

## Kirkland Sends Telegram

Judge Kirkland's telegram to Gov. Daniel was as follows:

"It is felt that the results of Hurricane Carla has caused a condition which is breeding mosquitoes to the point that it is endangering the health of our people and livestock in Jefferson County and surrounding area. Therefore, I request that you use whatever means necessary to obtain aid

from the federal government to assist in eliminating this health hazard."

Gov. Daniel told Mr. Hicks officials in Austin already have instigated an investigation of the area mosquito infestation.

## OVER WEEKEND

### CD Official *Mont. Journal* To View Area 7-12-62 Mosquitoes

Mosquito infestation in Jefferson and Chambers counties will receive the attention of a regional Civil Defense official this weekend, according to a telegram sent to County Judge James A. Kirkland.

George E. Hastings, acting director of Region 5, of the emergency planning office of Denton's Civil Defense center, will arrive Friday morning by plane for a two-day tour of the infested areas.

**WEDNESDAY** Gov. Price Daniel asked the President to declare the two counties as major disaster areas.

If granted, such designation will permit use of federal disaster funds for control of the insects.

The governor called Jefferson and Chambers counties "one of the heaviest mosquito infestations on record in this coastal area," the Associated Press reported.

Mr. Hastings' office reviews possible emergency and disaster areas and administers P. L. 875, the law permitting their designation, for President Kennedy, the telegram said.

Robert Peel, senior sanitarian of the State Health Department, will accompany the Denton official on the inspection.

The wire was sent to Judge Kirkland by James H. Garner, state coordinator of the division of defense and disaster relief.

### Daniel Asks *P.A. News* Two-County 7-11-62 Disaster Tag

AUSTIN, July 11—Gov. Price Daniel Wednesday asked President John F. Kennedy to declare Jefferson and Chambers counties as major disaster areas under Public Law 875 in order to make federal disaster funds available for mosquito control.

The governor's office acted upon the "urgent request of city and county officials in both counties," according to the state division of Defense and Disaster relief.

#### Gravity Confirmed

The agency said recent inspections of the area by State Health department technicians have confirmed the seriousness of the situation.

In his request to the president, Gov. Daniel pointed out that the infestation of mosquitoes by "their very density constitute a public health menace. It also threatens to seriously affect the economy of this area through the waste loss of cattle herds, since cattle are actually dying of strangulation from breathing the mosquitoes."

#### County Asks Aid

Earlier, Jefferson county authorities, terming the county a disaster area, requested federal aid in achieving relief from the unusual infestation of salt water mosquitoes.

The Port Arthur Chamber of Commerce sent an appeal to Gov. (See MOSQUITOES, Page 2.)

Daniel to have the "disaster area" label applied here for mosquito work only, according to Lyle Vickers, manager, and Mayor H. A. Parker also contacted the governor and U.S. Rep. Jack Brooks in behalf of relief for local citizens.

#### Cattlemen Hard-Hit

Both the city and the chamber offices have had frequent complaints from local cattlemen concerning the damaging mosquito invasion.

Beaumont Chamber of Commerce officials and County Judge James A. Kirkland also appealed to Gov. Daniel after resolutions had been adopted in Beaumont concerning the situation.

Rep. Brooks, in reply to Mayor Parker's wire, answered that he would seek federal funds for the purchase of spray and that U. S. Air Force planes would be available to spray the infested areas as soon as the area gets the "disaster" designation.

#### Others Ask Help

It was learned that Chambers county officials have made similar requests of the governor and Cameron parish authorities have requested action of Baton Rouge to relieve them from their plight.

Rep. Brooks said he had been in close contact with Louisiana representatives and they would work together on this project which is common to both states.

County officials have reportedly been advised by Gov. Daniel that officials in Austin have already instigated an investigation of the area mosquito infestation.

## HICKS TO CONTACT DANIEL

### Federal Aid On *Mont. Journal* Mosquitoes Eyed 7-10-62

Howard Hicks, manager of the four cattlemen attending, said chamber of commerce, Tuesday was attempting to get in touch with Gov. Price Daniel at Liberty to ask him to urge President Kennedy to declare Jefferson County a disaster area so that federal aid may be made available to fight mosquitoes which are killing cattle.

Mr. Hicks said he would ask Gov. Daniel to contact Gov. Jimmie Davis in Baton Rouge to try to learn whether Gov. Davis also will seek to have Louisiana declared a disaster area.

**MR. HICKS WAS** directed to call the Texas governor during a meeting of the executive committee. Ben Rogers, president, was in charge of the session.

Cale Doornbos of Nederland, a member of the Jefferson County Mosquito Control Council, one of the heavy Mr. Hicks said.

The other cattlemen were Adolph H. Heiner, Beaumont, president of Coastal Cattlemen's Assn. and W. S. Edwards and Jamie White of Stowell.

**JEFFERSON COUNTY** must be designated a disaster area before the county can receive federal aid in the fight against mosquitoes, Rep. Jack Brooks informed Mr. Hicks Monday night. Mr. Brooks said the Air Force is ready to spray the county, but funds for the spray have not been authorized.

Mr. Hicks declared it would be good business for the government to finance the spraying. If coastal cattlemen lose \$5 to \$6 million, the loss in income taxes would be heavy.

# Mosquito *J. A. News* Survey Is 7-13-62 Launched

George E. Hastings, acting director of Region 5, Office of Emergency Planning, arrived in Jefferson county today at 9:30 a.m. to confer with officials on the heavy infestation of mosquitoes in the area.

Hastings was met at the county airport by Robert Teel, senior sanitarian of the State Health department, and the two went immediately to the offices of the Mosquito Control district for a conference with George Thompson, director.

## To Check Costs

Hastings said he is seeking information concerning "what has already been done to combat the infestation, how much money has been spent by the county and the state, how much damage the economy of the area has suffered at this time, an estimate of the damage that might be encountered if federal aid is not forthcoming, and an estimate of the amount of money that will be necessary to relieve the situation."

Hastings, Teel, Thompson, and Cale Doornbos area cattleman and a member of the board of directors of the Mosquito Control district, left at 10:30 a.m. for a trip to the Sabine area where Hastings said he wanted to inspect some of the critical areas and to talk with cattlemen who have lost stock due to the insects.

## Chambers Tour Due

Hastings was also due to tour  
(See MOSQUITO, Page 2)

Chambers county but efforts were being made this morning to have officials from that county come to the county airport for a conference later in the day.

"The epidemic situation is the same in both counties and in the interest of saving time I believe we could hold one meeting here and get the job done," Hastings told Chambers county officials by telephone this morning.

A conference has been set up for 2:30 p.m. at the airport when Congressman Jack Brooks is due to arrive from Washington.

## To Go to Louisiana

Hastings said he has a similar situation existing in Calcasieu and Cameron parishes in Louisiana and expects to confer with Louisiana officials in Lake Charles when he has completed his inspection here.

Thompson said this morning that the two breeds of mosquitoes predominate in the current heavy infestation are the "psorodhora ciliata" and the "aedes sollicitans," the salt marsh mosquito.

The inspection tour by the federal official was precipitated by Gov. Price Daniel who, at the request of officials in Jefferson and Chambers counties, asked President Kennedy to declare the two counties a disaster area and to provide relief from mosquitoes which are causing unusual damage to cattle herds.

Estimates from the two Texas counties and the two Louisiana parishes have indicated damages running into the millions of dollars in the loss of calves, and the loss of weight on heavier beef cattle since the heavy infestation developed several weeks ago.



U. S. ARMY ENGINEER DISTRICT, GALVESTON  
CORPS OF ENGINEERS  
606 SANTA FE BUILDING  
GALVESTON, TEXAS

DISASTER

7

2 July 1962

NOTICE OF PUBLIC HEARING  
TO CONSIDER HURRICANE FLOOD PROTECTION  
FOR PALACIOS, TEXAS AREA

Pursuant to Public Law 71, 84th Congress, 1st Session, approved 15 June 1955, the District Engineer will conduct survey investigations in the Palacios, Texas, area to determine possible means of preventing or minimizing loss of life and damage to property resulting from hurricanes.

In order that the investigation may fully cover the matter, a public hearing will be held in the AUDITORIUM of the EAST SIDE ELEMENTARY SCHOOL, FOURTH AND JOHNSON STREETS, PALACIOS, TEXAS, beginning at 10:00 A.M. on WEDNESDAY, 1 AUGUST 1962.

Section 2 of the authorizing act reads as follows:

"Sec. 2 - Such survey, to be made under the direction of the Chief of Engineers, shall include the securing of data on the behavior and frequency of hurricanes, and the determination of methods of forecasting their paths and improving warning services, and of possible means of preventing loss of human lives and damages to property, with due consideration of the economics of proposed breakwaters, seawalls, dikes, dams, and other structures, warning services, or other measures which might be required."

The purpose of the survey will be to determine whether improvements for hurricane flood protection in the Palacios area would be justified, that is, whether the damages that would be prevented would exceed the cost of improvements. Public Law 71 does not authorize Federal participation in the construction of hurricane flood protection projects. However, if the survey investigations reveal that protection would be economically justified, a survey report on the project would be transmitted to Congress. Federal participation in the cost of protective works could not be undertaken unless authorized by Congress.

All interested parties are invited to be present or represented at the above time and place including representatives of: Federal, State, county, and municipal agencies; commercial, industrial, civic, highway, railroad and water transportation interests; and property owners concerned. Those present will be afforded full opportunity to express their views concerning the need for protection from storm and erosion damages caused by hurricanes, and of the character and extent of improvements desired.

There is no existing Federal project for hurricane flood protection in the Palacios area. A locally constructed concrete seawall with a top elevation of 4.5 feet above mean sea level extends about 6,000 feet along the bay front within the city limits. The seawall, completed in 1937, affords partial hurricane flood protection. It is understood that local interests will request complete protection from hurricane floods for the Palacios area.



Persons requesting improvements are urged to present factual material on the general plan of protection desired and to give detailed supporting data for economic justification of the desired improvements. Opposing interests, if any, should be prepared to give valid reasons for their position. Information furnished in support of improvements should cover the following subjects:

1. Description of the location, character, and extent of desired improvements.
2. Description of the area that would be protected by proposed improvements. The description should include present residential, business and industrial development; population; prospective future development; and property values.
3. Information on past storms other than U. S. Weather Bureau data that have caused damage to the area.
4. Description of the location, character, and extent of hurricane damages that might occur under present conditions. Examples of such damages are: Loss of life and hazards to health, physical damage to fixed and movable property, business losses, evacuation and reoccupation costs, emergency measures to safeguard life and property.
5. Discussion and monetary estimate of benefits to be derived from the proposed improvements.
6. The cooperation that local interests are prepared to offer that would decrease the cost of work to the United States. The usual local cooperation requirements for a hurricane flood protection project are that local interests will: (a) Provide without cost to the United States all lands, easements, and rights-of-way, including borrow areas, and the relocation of buildings, pipelines and utilities necessary for construction of the project when and as required; (b) Hold and save the United States free from any claims for damage due to the construction works; (c) Maintain and operate all of the works after completion of the project in accordance with regulations prescribed by the Secretary of the Army; and (d) Contribute not less than 30 percent of the first cost of the project with credit allowed for the fair value of lands, easements, rights-of-way and relocations. Offers of local cooperation should be submitted at the hearing, in writing, together with evidence showing that the agency offering the cooperation has the legal and financial ability to assume such responsibility.

Oral statements will be heard but for accuracy of the record all important facts and arguments should be submitted in writing, in six complete copies. Written statements may be handed to the District Engineer at the hearing or mailed to him beforehand.

Please bring the foregoing to the attention of persons known to you to be interested in the project.



OSCAR C. TORBETT  
Lt Colonel, CE  
Deputy District Engineer

U. S. ARMY ENGINEER DISTRICT, GALVESTON  
CORPS OF ENGINEERS  
606 SANTA FE BUILDING  
GALVESTON, TEXAS

2 July 1962

List of persons to whom was sent copy of Notice  
of Public Hearing to be held 1 August 1962 in  
Palacios, Texas, to consider hurricane flood  
protection for Palacios and Vicinity, Texas.

## CONGRESSIONAL

(Notice to each address)

	<u>Business Address</u>	<u>Texas Home Address</u>
Hon. Lyndon B. Johnson, Vice President,	Washington, D.C. (LN)	Johnson City
Hon. John G. Tower, U.S. Senator,	" " (LN)	Austin
Hon. Ralph W. Yarborough "	" " (LN)	Austin
Hon. John W. McCormack, Speaker, U.S. House of Rep.,	Washington, D.C.	Boston, Mass.
Hon. Clark W. Thompson	" " " (2 LN)	Galveston

Hon. Dennis Chavez, Chairman, Committee on Public Works,  
U.S. Senate, Washington, D.C.

Hon. Charles A. Buckley, Chairman, Committee on Public Works,  
U.S. House of Representatives, Washington, D.C.

## U. S. GOVERNMENT

### Corps of Engineers:

Office of Chief of Engineers, U. S. Dept. of the Army, Bldg T-7,  
Washington 25, D. C.

Board of Engineers for Rivers and Harbors, Temporary Building "C",  
2nd & Q Streets, S. W., Washington 25, D. C. (3 LN)

Beach Erosion Board, 5201 Little Falls Road, Washington 16, D. C. (LN)

Division Engineer, U. S. Army Engineer Division, Southwestern,  
Santa Fe Building, 1114 Commerce St., Dallas 2, Texas (2 LN)

Resident Engineer, U. S. Army Engineer Resident Office, P. O. Box 1421,  
Corpus Christi, Texas (LN)

### Department of Commerce:

Fort Worth District Officer, Coast and Geodetic Survey, P. O. Box 2195,  
Fort Worth, Texas (2 cys)

Regional Engineer, Bureau of Public Roads, P. O. Box 12037, Fort Worth 16,  
Texas

Division Engineer, Bureau of Public Roads, 404 VFW Bldg., Austin 14, Texas

South Central Area Hydrologic Engineer, Weather Bureau Office, 507 U. S.  
Courthouse, Fort Worth 2, Texas (2 cys)

Manager, Office of Field Services, U. S. Dept. of Commerce Field Office,  
Room 3-104 Merchandise Mart, Dallas 1, Texas

Maritime Administration, P. O. Box 674, New Orleans 7, Louisiana,  
Attn: Gulf Coast Director

Chief, Hydrologic Service Division, U. S. Weather Bureau,  
Washington 25, D. C.

Administrator's Office, Bureau of Public Roads, Matomic Building,  
1717 H Street, N. W., Washington 25, D. C. (2 cys)

The Director, Coast and Geodetic Survey, U. S. Dept. of Commerce,  
Washington 25, D. C.

Area Redevelopment Administration, 248 Casa Blanca, Fort Worth 7, Texas,  
Attn: Mr. Ray C. Morrison, Field Coordinator

Department of the Interior:

The Secretary of the Interior, Department of the Interior, Washington 25,  
D. C. (14 cys)  
Chairman, Southwest Field Committee, U. S. Dept. of the Interior,  
Federal Bldg., Muskogee, Okla.  
Regional Director, Bureau of Reclamation, Old P. O. Bldg., P. O. Box 1609,  
7th and Taylor, Amarillo, Texas (3 cys)  
Area Administrator, Bureau of Land Management, Federal Center, Building  
No. 50, Denver, Colo. (3 cys)  
Regional Director, Bureau of Sport Fisheries and Wildlife, U. S. Fish &  
Wildlife Service, P. O. Box 1306, Albuquerque, New Mexico (3 cys)  
Bureau of Sport Fisheries and Wildlife, U. S. Fish and Wildlife Service,  
Rm. 1104 T. & P. Bldg., Fort Worth 2, Texas, Attn: Mr. John G. Degani  
Regional Director, National Park Service, P. O. Box 1728, Santa Fe,  
New Mexico (2 cys)  
District Engineer, U. S. Geological Survey, Surface Water Branch,  
807 Brazos St., Austin 14, Texas (3 cys)  
Supervisor, Oil and Gas Leasing Branch, Gulf Coast Region, U. S.  
Geological Survey, 204 Maritime Bldg., New Orleans 12, La.  
Administrator, Southwestern Power Administration, P. O. Drawer 1619,  
Tulsa 1, Okla. (2 cys)  
Regional Director, Region IV, Bureau of Mines, 206 Federal Bldg., Bartlesville,  
Okla. (2 cys)

Miscellaneous Federal Agencies:

Dept. of Agriculture Representative, AWR Basins Inter-Agency Committee,  
Soil Conservation Service, 15th & Quebec Sts., Tulsa 12, Okla.  
(15 cys)  
Regional Engineer, Region VII, Public Health Service, Dept. of Health,  
Education, and Welfare, 1114 Commerce St., Dallas 2, Texas (4 cys)  
Commander, 8th Coast Guard District, Customhouse, New Orleans 16, La.  
(2 cys)  
Commandant, Eighth Naval District, Customhouse, New Orleans 16, La.  
Chief of Naval Air Advanced Training, U. S. Naval Air Station, Corpus  
Christi, Texas, Attn: Operations Officer  
Commanding Officer, U. S. Naval Air Station, Corpus Christi, Texas  
Attn: Boat Division  
Regional Engineer, Federal Power Commission, 289 University Plaza Bldg.,  
100 North University Drive, Fort Worth 7, Texas (3 cys)  
Officer-in-Charge, U. S. Hydrographic Office, Customhouse, New Orleans  
16, La.  
State Conservationist, Soil Conservation Service, U. S. Dept. of Agriculture,  
P. O. Box 417, Temple, Texas  
Federal Housing Administration, Federal Bldg., Corpus Christi, Texas



STATE OFFICIALS AND AGENCIES - TEXAS

Hon. Price Daniel, Governor of the State of Texas	Austin
Lt. Governor, State of Texas	"
Attorney General, State of Texas	"
Dean of Engineering, University of Texas	"
Chairman, State Department of Education	"
Chairman, State Game and Fish Commission	"
Chief Engineer, Texas Highway Department	"
Chairman, State Railroad Commission	"
Commissioner, General Land Office, State of Texas	"
Commissioner, State Department of Agriculture	"
Chairman, State Board of Health	"
Chairman, Texas Water Commission, P. O. Box 2311, Capitol Sta. (LN)	"
Executive Secretary, Texas State Parks Board, 106 E. 13th St.	"
Chairman, Texas Water Development Board, New State Office Bldg.	"
John M. Winters, State Dept. of Public Welfare	"
Hon. William L. McGill, State Coordinator, Civilian Defense and Disaster Relief	"
Director, Marine Laboratory, Texas Game and Fish Commission, P. O. Box 1117	Rockport
District Engineer, Texas Highway Department, P. O. Box 1286	Houston
Director, Coastal Division, State Game and Fish Commission, 1220 S. Staples St.	Corpus Christi
Dean of Engineering, A & M College	College Sta.
Committee on Texas Marine Resources, P. O. Box 254, F.E.	" "
Bureau of Business Research, College of Business Administration, The University of Texas	Austin

MEMBERS OF TEXAS STATE LEGISLATURE

Hon. A. R. Schwartz, State Senator	Galveston
Hon. John A. Huebner, Sr., State Representative	Bay City
Chairman, Water Rights, Irrigation & Drainage Comm., Tex. Senate	Austin

LOCAL GOVERNMENT OFFICIALS - TEXAS

Hon. J. J. Spurgeon, County Judge, Matagorda County	Bay City
Hon. Marvin L. Curtis, Mayor, City of Palacios, 313 Commerce Street	Palacios
Mr. George L. Harrison, County Commissioner Precinct Three Matagorda County,	Palacios
Mr. Bill Tillman, County Commissioner, Precinct One, Matagorda County	Bay City
Mr. J. F. Williams, County Commissioner, Precinct Two, Matagorda County	Matagorda

POSTMASTERS - TEXAS

The Postmaster Palacios  
Bay City  
Matagorda

Port Lavaca  
Port O'Connor  
Collegeport

NAVIGATION DISTRICTS

Chairman, Matagorda County Navigation District No. 1, Palacios, Texas  
Chairman, Matagorda County Navigation District No. 2, Bay City, Texas  
Chairman, Calhoun County Navigation District, P. O. Box 437, Port Lavaca, Tex.

NEWSPAPERS (TO THE EDITOR)

The United Press International, 318 Norman Bldg.,  
Ross Ave. and Lamar Street  
The Associated Press, Times-Herald Bldg.  
The Oil & Gas Journal, 802 American Investors Bldg.,  
Attn: District Editor  
Palacios Beacon  
Bay City Tribune  
Houston Post  
Houston Chronicle

Dallas, Texas  
Dallas, Texas  
Houston 2, Texas  
Palacios, Texas  
Bay City, Texas  
Houston, Texas  
Houston, Texas

RADIO STATIONS

Manager, Radio Station KIOX  
Manager, Radio Station KVIC  
Manager, Radio Station KNAL

Bay City, Texas  
Victoria, Texas  
Victoria, Texas

RAILROADS

Association of American Railroads, 916 S. P. Bldg., Houston, Texas  
Attn: Mr. C. E. Helmle, Chairman Zone 11, Comm. on Waterway  
Projects  
Association of American Railroads, 59 E. Van Buren St., Chicago, Ill.  
(4 cys) Attn: The Secretary, Engrg. Comm. on Waterways & Fld.  
Control  
Kansas City Southern Railway Co., 114 West 11th St., Kansas City 6,  
Missouri, Attn: Chief Engineer  
Missouri-Kansas-Texas Lines, Railway Exchange Bldg., St. Louis, Mo.,  
Attn: Chief Engineer



### RAILROADS (Cont'd)

Missouri Pacific Lines, 1200 Missouri Pacific Bldg., St. Louis 3,  
Missouri, Attn: Chief Engineer  
Santa Fe Lines, P. O. Box 629, Galveston, Texas, Attn: Chief Engineer  
Southern Pacific Lines, 913 Franklin Ave., Houston 1, Texas  
Attn: Chief Engineer  
Texas & Pacific Ry. Co., 808 Fidelity Union Tower, Dallas, Texas,  
Attn: Chief Engineer  
Texas Railroad Assoc., P. O. Box 117, Austin 64, Texas,  
Attn: Mr. Gilbert Smith

### ORGANIZATIONS

Intracoastal Canal Assoc. of Louisiana & Texas, 2211 South Coast Bldg.,  
Houston 2, Texas  
National and Regional Land and Water Organizations, Suite No. 3, 1215-16th  
St., N. W. Washington 6, D.C., Attn: Chairman, Coordinating Committee  
National Reclamation Association, 897 National Press Bldg.,  
Washington 4, D. C., Attn: Secretary-Manager  
National Resources Development Association, 518 Sharpe Bldg., Lincoln,  
Nebraska, Attn: Mr. John B. Quinn  
National Rivers & Harbors Congress, 1028 Connecticut Avenue, N. W.,  
Suite 523-A, Washington 6, D. C.  
Texas Game and Fish Commission Magazine, Walton Bldg., Austin, Texas,  
Attn: Mr. L. A. Wilkie, Editor  
Texas Water Conservation Association, 607 Littlefield Building,  
Austin 1, Texas, Attn: General Manager

### OIL AND PIPELINE COMPANIES

Brazos Oil & Gas Co., Div. of Dow Chemical Co., P. O. Box 22468, Houston 27,  
Texas  
Houston Natural Gas Corp., 317 Main St. Palacios, Texas  
Humble Oil & Ref. Co., P. O. Box 2180, Houston, Texas  
Attn: Chief Civil Engineer  
Magnolia Pipeline Co., P. O. Box 900, Dallas 1, Texas  
Phillips Petroleum Co., 1015 First City National Bank Bldg., Houston 2, Tex.  
Stanolind Oil & Gas Co., P. O. Box 3092 Houston, Texas  
Superior Oil Co., 400 Oil & Gas Bldg., Houston 2, Texas  
Tennessee Oil Ref. Co., Plant Supt., Palacios, Texas  
Texaco, Inc., P. O. Box 2332, Houston, Texas  
The Permian Corp., P. O. Box 12385, Houston 17, Texas

## NAVIGATION AND OTHER BUSINESS INTERESTS

Alamo Barge Lines, 218 Oil & Gas Bldg., Houston 2, Texas  
Anderson Petroleum Transport Co., Bank of the Southwest Bldg., Houston,  
Texas, Attn: Mr. Harry W. Anderson  
Bauer Dredging Co., Inc., P. O. Box BB, Port Lavaca, Texas  
Brewster-Bartle Drilling Co., 1912 Esperson Bldg., Houston 2, Texas  
Brown & Root, Inc., P. O. Box 3, Houston 1, Texas  
Central Power & Light Co. Bay City, Texas  
Chamber of Commerce, P. O. Box 72, Palacios, Texas, Attn: Dr. Norman E. Runyon,  
President  
Christie, Mitchell & Mitchell, 12th Floor Houston Club Bldg., Houston 2, Texas  
C. I. O. Regional Director, 3011 Greenwood St., Dallas 1, Texas  
Crawford Packing Co., Palacios, Texas  
Cummins Sales & Service, Inc. P. O. Box 10338, Fort Worth 14, Texas  
East Bay Co., Inc., First Street, Palacios, Texas  
Houston Natural Gas Corp., 317 Main Street, Palacios, Texas  
La Salle Improvement Co., P. O. Box 393, Palacios, Texas  
Lockwood, Andrews, & Newnam, P. O. Box 1906, Victoria, Texas  
Maryland Casualty Co., 805 Wire Bldg., Washington 5, D. C.  
Matagorda Shell Co., Matagorda, Texas  
Pal-Port Brick Co., Palacios, Texas  
Palacios, Freezer, Inc., P. O. Box 1548, Palacios, Texas  
Port Machine & Repair Co., Palacios, Texas  
Rotary Club, Palacios, Texas  
Star Crab Co., Palacios, Texas  
Texas Mid Coast Water Development Assoc., Palacios, Texas  
Texas Branch of A. F. of L., 1918 Live Oak Street, Dallas 1, Texas  
Texas Shrimp & Oyster Co., Palacios, Texas  
Tippetts-Abbott-McCarthy-Stratton, 375 Park Avenue, New York 22, N. Y.  
Attn: Mr. J. H. Stratton

## INDIVIDUALS

Allen Courts, 904 First St.,	Palacios
Homer E. Apericio, 1012 Ritchie Ave.,	"
L. N. Arlla, 416 E. Matagorda,	"
Mrs. Carl Backen, 816 Commerce,	"
S. D. Barber, 7 Main Street,	"
J. F. Barnett, 309 Welch Ave.,	"
P. M. Barnett, 107 Duson Ave.,	"
Henry T. Barr, 413 Humphrey Ave.,	"
Wallace Barr, 109 Commerce Ave.,	"
E. A. Barrett, 106 Welch Ave.,	"
Fred Barrett, 409 Johnson Ave.,	"
John Basford, Route 1,	"
D. L. Batchelder, Star Route,	"
Thelma Batchelder, Bayshore Drive,	"
Fred A. Bates, 515 Lucas Ave.,	"
Vernon A. Bates, 302 Magnusson,	"
Miss Bessie Belknap, 1311 Second St.,	"
Harold Bell, 400 Perryman Ave.,	"
B. L. Blackburn, 213 Commerce,	"
Boaz Building Co., 300 East University,	"
Mrs. F. J. Brhlik, 500 2nd St.,	"



	Palacios
G. T. Brooking,	"
M. M. Brooking, 714 Second St.,	"
N. I. Brotemarkle, 611 Third St.,	"
L. G. Brown, 1718 First St.,	"
Frank Buffaloe, Star Route,	"
Hugh Buffaloe, 206 Magnusson,	"
Cecil H. Burns, 308 E. University,	"
Arnold Burton, 110 Main St.,	"
Mrs. John C. Cairnes 605 First St.,	"
Lane Calhoun, Texas Eastern Camp,	"
H. C. Campbell, 801 First,	"
Pablo O. Campos, 913 Moore Ave.,	"
M. O. Cavallin, 407 Morton Ave.,	"
Emmett Chiles, Jr., 210 Commerce Ave.,	"
Robert Chritianson, 410 Third St.,	"
S. H. Clark, 426 Welch Ave.	"
Glenn Claybourn, Motel Highway 35,	"
Guy Claybourn, 118 So. Bay Blvd.,	"
Mr. K. Woolens Cobb, 511 Main St.,	"
Ed Collins, Turning Basin,	"
Ward Cook, 219 Morton Ave.,	"
E. Rex Cooper, 706 Second St.,	"
C. W. Crawford, 302 Welch Ave.,	"
John L. Crawford 303 E. Elizabeth,	"
Marvin L. Curtis, 311 Third St.,	"
Noel D. Curtis, 305 Magnusson Ave.,	"
L. D. Deadrick, 1117 Ritchie Ave.,	"
Dietrich Auto Sales, 800 Main St.,	"
Hugh Dismukes, Palacios Beacon,	"
Jesse Dismukes, Palacios Beacon,	"
A. E. Duffy, 308 So. Bay Blvd.,	"
Eleanor's Cleaners, 423 Commerce,	"
Eleanor's Laundry, 421 Commerce,	"
E. N. Falks, 203 E. Bay Blvd.,	"
E. M. Feather, 214 Duson Ave.,	"
T. W. Fields, 407 E. Bayshore,	"
Bill Fletcher, 1010 First Street,	"
Mrs. Dick Flores, 804 Commerce,	"
M. Flores, 807 Main St.,	"
Ruel P. Foley, 806 Second St.,	"
George Frangullie, Star Route,	"
Thomas Friery, Postmaster,	"
Paul Geissler, 400 Henderson Ave.,	"
D. M. Green, 602 First Street,	"
Gresham's Restaurant, Hiway 35,	"
W. T. Gunter, Jr., Route 1,	"
Billy B. Hamlin, 316 Ritchie Ave.,	"
Byron Hamlin, 505 Lucas,	"
Miss Claire Hanson, 206 Duson Ave.,	"
Ronald M. Harris, Route 1,	"
Dr. John W. Hart, 304 4th St.,	"
Freeman Harvey, Route 1,	"
Littleton Harvey, Route 1,	"
W. R. Hasley, 2409 Gray Ave.,	"
Richard E. Hazen, 508 Duson Ave.,	"

R. G. Herlin, 316 Welch Avenue	Palacios
Hill Radio & T. V., 809 Main St.,	"
George D. Holst, 1910 Gray Avenue,	"
Billy Holt, 410 Morton,	"
Garrett Hope, 208 Lucas Avenue,	"
L. A. House, 205 5th Street,	"
K. D. Huddleston, 206 Morton Avenue,	"
E. L. Huffman, 2108 Ruthven Avenue,	"
Fred Huitt, 405 E. Matagorda,	"
Harold Hunt, 304 Matagorda,	"
Hunts Food Market, 708 Main Street,	"
O. B. Hunter, 406 Johnson,	"
George Hunter, 411 Fifth Street,	"
Mike Ingraffia, 115 Duson Avenue,	"
F. M. Jackson, 409 Matagorda Avenue,	"
C. G. Jeffers, Star Route,	"
Bernard Jensen, Camp Hulen,	"
Ellis Jensen, Route 1,	"
T. R. Godshalk, Box 1006,	"
Guy Johnson, Star Route,	"
Charles Johnson, 809 Fourth Street,	"
George Kana, 1106 Fourth Street,	"
Jerome B. Kimball, 104 Welch Avenue,	"
Byron R. King, 107 Lucas Avenue,	"
King Oil Company, Highway 35 North,	"
Mrs. J. L. Koerber, 208 Main Street,	"
Mrs. Pearl Koontz, 1502 Fourth Street,	"
Oswald Kubecka, Star Route,	"
Stanley Kubela, Route 1,	"
G. G. Lawson, 1111 5th Street,	"
Lawson Hardward, 5th at Commerce,	"
Robert B. Lewis, 307 Magnusson Avenue,	"
H. C. Lewis, 107 Morton Avenue,	"
Loop Drive-Inn, 10th at Main,	"
Dr. Henry D. Loos, Bayshore Road,	"
Fulton Lothridge, 501 First Street,	"
A. E. Louderback, 214 So. Bay Blvd.,	"
John Louderback, Star Route,	"
Woody Lowry, Star Route,	"
E. Lowry, Route 1,	"
Charles M. Luther, 310 4th Street,	"
Jerry Lyons, 209 Rorem Avenue,	"
C. G. Maddox, Route 1,	"
J. P. Maddox, 108 Humphrey Avenue,	"
C. E. Martin, B.Y.P.U. Grounds,	"
Eli Mayfield, 221 5th Street,	"
Wylie Milam, 614 Second Street,	"
E. T. Miller, 414 Morton Avenue,	"
Paul L. Miller, 1201 Second,	"
O. O. Mixon, 1111 2nd Street,	"
Ivan Najvar, 510 Magnusson Avenue,	"
R. H. Neeley, 610 Third Street,	"
Mrs. Oliver Nestor, 302 Moore,	"
E. P. Noble, 114 Green Avenue,	"
Ralph Newsom, 408 Lucas Avenue,	"



S. T. Oglesby, Route 1,	Palacios
Ney Oldham, Jr., Hiway 35,	"
Jack C. Partain, 215 E. Austin,	"
Robert Partain, 311 Magnusson,	"
C. A. Paxton, 520 Welch Avenue,	"
James Penland 611½ Second Street,	"
J. M. Pennington, 615 First,	"
Abel H. Pierce, Jr., 604 First Street,	"
Pierce and Son, 1002 First Street,	"
Cornell Prindle, Post Office,	"
Ramsey Gulf Station, 400 Main St.,	"
John F. Raasch, 601 First Street,	"
Mrs. Patricia G. Raplee, Box 937,	"
J. N. Rice, Jr., 1010 First Street,	"
J. N. Rice, Sr., Shell Pile,	"
John C. Richards, 510 Third Street,	"
John W. Richards, 110 Duson Avenue,	"
Pat A. Richman, Route 1,	"
Adolphus Rioux, 213 Fifth Street,	"
A. M. Rowton, 405 Lucas Avenue,	"
Clarence Ripke, 510 Perryman,	"
Norman E. Runyon, 418 Main,	"
Mrs. Duncan Ruthven, 808 Commerce,	"
Mrs. G. A. Salisbury, 403 E. Bay Blvd.,	"
Granville Sanford, 816 Johnson Avenue,	"
Mrs. P. T. Sartwell, 1203 Fourth Street,	"
W. W. Scott, 502 E. Elizabeth,	"
Garner C. Seaquist, Route 1,	"
J. H. Shearer, 408½ Lucas Avenue,	"
R. C. Shelton, 303 Magnusson,	"
Will Sisco, Route 1,	"
R. J. Sisson, 410 Moore Avenue,	"
Tom Slone, 801 Fourth Street,	"
Esther Smith, 212 Morton Avenue,	"
J. G. Smith, Jr., 311 Moore Avenue,	"
Louie R. Smith, P. O. Box 672,	"
Myron Spree, 604 First Street,	"
Star Crab Company, Turning Basin,	"
H. K. Stiles, Star Route,	"
Richard C. Stone, 804 Magnusson,	"
R. C. Talbot, 402 Austin Avenue,	"
Paul Talamadge, 611 Second Street,	"
Manuel Tobias, 1116 Ritchie Avenue,	"
P. R. Treacy, 206 Main Street,	"
J. M. Treybig, 312 E. Matagorda,	"
Mrs. B. W. Trull, 404 Fourth Street,	"
R. B. Trull, 303 East Bay Blvd.,	"
Will Turner,	"
Mrs. J. R. Wagner, 307 Fourth Street,	"
Mrs. M. E. Walker, 1722 First Street,	"
Hugh M. Wallis, 406 Moore,	"
Miss Helen Ward, 210 Fourth Street,	"
Leonard Watson, Wagner General Hospital,	"
E. F. Wehmeyer, 109 Morton,	"
J. C. White, Jr., 114 Welch,	"





DISASTER

COPY

*acc 12 BJA*

*James names*

April 30, 1962

*Adenauer*

Dear Price:

I thought you would like to have this for your  
file.

My best.

Sincerely,



Lyndon B. Johnson

The Honorable Price Daniel  
Governor of Texas  
Austin, Texas

LBJ:mmw:gw



**COPY**

July 6, 1962

Dear Mr. Boyd:

In the temporary absence of the Vice President, I am responding to your request for the enactment of legislation to provide federal insurance against disasters such as you describe.

Since the Vice President is no longer a member of the Senate, he has no authority to initiate legislation or to participate in legislative procedures (except in the case of a tie vote).

If you have not already done so, I would suggest you communicate with your Senators and Congressman about the matter.

Sincerely,

Arthur C. Perry  
Assistant to the  
Vice President

Mr. Nathaniel W. Boyd  
51 E. Washington Lane  
Philadelphia 44, Pennsylvania

ACP:dlc



OSTEOPATHIC ISSUES LEAGUE OF PENNA.  
A NON-CONFORMIST GROUP, AFFECTIONATELY CALLED OIL

SECRETARY

NATHANIEL W. BOYD, II, D.O., O.S.  
51 E. WASHINGTON LANE, PHILA. 44

Vic. President, U.S. Lyndon Johnson,  
Washington, D.C.

Dear Sir:

Re Federal Insurance for Disasters  
Coastal and River Valleys.

about 1958, Senator John F.  
Kennedy introduced such a measure  
which did not pass.

Now it would.

I would like to rebuild my  
totally destroyed ocean-front duplex  
apartment. BUT I want insurance.

I want to pay premiums for  
such insurance.

I'm sure the Penna. & Jersey  
Senators and other coastal and river valley  
Senators would go along. <sup>Cordially</sup> Nathaniel W. Boyd II



DISASTER

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF EMERGENCY PLANNING  
WASHINGTON 25, D.C.

OFFICE OF THE DIRECTOR

APR 6 1962

Mr. Clifton C. Carter  
Assistant to the Vice President  
United States Senate  
Washington 25, D. C.

Dear Mr. Carter:

This letter is in response to your request for information regarding tax relief for residents of Cameron, Hidalgo and Willacy Counties in southern Texas, in which the citrus crop has been severely damaged due to a January freeze. Your question was whether, if a request were made by the Governor of Texas for the declaration of a major disaster, an affirmative recommendation could be expected, which would result in the requested tax relief.

The tax bill covering casualty losses (Public Law 87-426, dated March 31, 1962) provides for an amendment to Section 165 of the Internal Revenue Code of 1954. It allows for deduction for the previous taxable year of certain casualty losses occurring between January 1 and the date prescribed for filing and "occurring in an area subsequently determined by the President of the United States to warrant assistance by the Federal Government under Section 1855-1855g of Title 42." This citation refers to the Federal Disaster Relief Act, Public Law 81-875.

It is our position that, while a Presidential declaration would give rise to the necessary tax relief, the declaration itself cannot rest upon that fact, but must relate to the language and intent of Public Law 81-875.

A request for a major disaster declaration under the provisions of PL 81-875 requires the following under the language of that Act:

1. A certification by the Governor of "the need for disaster assistance under this Act."
2. Assurance by the Governor of "expenditure of a reasonable amount of funds of the government of such State, local governments therein, or other agencies, for the same or similar purposes with respect to such catastrophe;...."



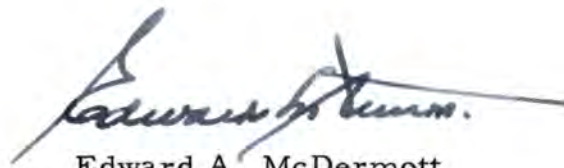
3. The determination by the President that the disaster is "of sufficient severity and magnitude to warrant disaster assistance by the Federal Government to supplement the efforts and available resources of States and local governments in alleviating the damage, hardship, or suffering caused thereby...."

The principal effect of PL 81-875, if it is invoked in a disaster, is to provide for Federal financial assistance for meeting the effects of the disaster upon public facilities of local governments and for performing debris clearance and protective work. There are a few activities by other Federal agencies which require a major disaster declaration under PL 81-875, but these are not applicable to a freeze situation.

In agricultural disasters the principal assistance is furnished by the Secretary of Agriculture under statutory authorities of his Department. In the case of tree and crop losses due to freeze, the assistance is furnished in the form of agricultural loans available through the Farmers Home Administration. These loans may be authorized by the Secretary of Agriculture without the declaration of a major disaster under Public Law 81-875. This loan program has been continuously in effect in the three counties named above since August 25, 1961, because of unfavorable weather conditions. The Department of Agriculture informs us there are 54 counties in Texas now eligible under this emergency loan program as the result of unfavorable weather conditions.

We regret our inability, on the basis of known facts, to recommend that the President declare a major disaster under PL 81-875.

Sincerely,

A handwritten signature in dark ink, appearing to read "Edward A. McDermott", with a long horizontal flourish extending to the right.

Edward A. McDermott

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF EMERGENCY PLANNING  
WASHINGTON 25, D.C.

OFFICE OF THE DIRECTOR

APR 6 1962

Mr. Clifton C. Carter  
Assistant to the Vice President  
United States Senate  
Washington 25, D. C.

Dear Mr. Carter:

This letter is in response to your request for information regarding tax relief for residents of Cameron, Hidalgo and Willacy Counties in southern Texas, in which the citrus crop has been severely damaged due to a January freeze. Your question was whether, if a request were made by the Governor of Texas for the declaration of a major disaster, an affirmative recommendation could be expected, which would result in the requested tax relief.

The tax bill covering casualty losses (Public Law 87-426, dated March 31, 1962) provides for an amendment to Section 165 of the Internal Revenue Code of 1954. It allows for deduction for the previous taxable year of certain casualty losses occurring between January 1 and the date prescribed for filing and "occurring in an area subsequently determined by the President of the United States to warrant assistance by the Federal Government under Section 1855-1855g of Title 42." This citation refers to the Federal Disaster Relief Act, Public Law 81-875.

It is our position that, while a Presidential declaration would give rise to the necessary tax relief, the declaration itself cannot rest upon that fact, but must relate to the language and intent of Public Law 81-875.

A request for a major disaster declaration under the provisions of PL 81-875 requires the following under the language of that Act:

1. A certification by the Governor of "the need for disaster assistance under this Act."
2. Assurance by the Governor of "expenditure of a reasonable amount of funds of the government of such State, local governments therein, or other agencies, for the same or similar purposes with respect to such catastrophe;...."

3. The determination by the President that the disaster is "of sufficient severity and magnitude to warrant disaster assistance by the Federal Government to supplement the efforts and available resources of States and local governments in alleviating the damage, hardship, or suffering caused thereby...."

The principal effect of PL 81-875, if it is invoked in a disaster, is to provide for Federal financial assistance for meeting the effects of the disaster upon public facilities of local governments and for performing debris clearance and protective work. There are a few activities by other Federal agencies which require a major disaster declaration under PL 81-875, but these are not applicable to a freeze situation.

In agricultural disasters the principal assistance is furnished by the Secretary of Agriculture under statutory authorities of his Department. In the case of tree and crop losses due to freeze, the assistance is furnished in the form of agricultural loans available through the Farmers Home Administration. These loans may be authorized by the Secretary of Agriculture without the declaration of a major disaster under Public Law 81-875. This loan program has been continuously in effect in the three counties named above since August 25, 1961, because of unfavorable weather conditions. The Department of Agriculture informs us there are 54 counties in Texas now eligible under this emergency loan program as the result of unfavorable weather conditions.

We regret our inability, on the basis of known facts, to recommend that the President declare a major disaster under PL 81-875.

Sincerely,

A handwritten signature in dark ink, appearing to read "Edward A. McDermott", with a long horizontal flourish extending to the right.

Edward A. McDermott



**COPY**

*Alister  
Germany-floods*

*Sec. Alister  
Hurricane Carla*

February 28, 1962

My dear Mr. Chancellor:

In recent days, it has been my pleasure to receive and to turn over to the proper authorities for distribution a total of DM 720,725.43, donated by the people of West Berlin for relief of the victims of Hurricane Carla in my home state of Texas.

Now I read in the newspapers of the floods inundating portions of Hamburg and other river cities and my thoughts turned immediately to the contributions gathered by the newspaper, Berliner Morgenpost, from your warmhearted people.

The contributions were one of the greatest demonstrations of friendship and generosity by people of one nation for those of another that it has ever been my privilege to witness.

It is my fervent hope that the damage done by the floods is not as bad as indicated, that the people had sufficient warning so that the danger zone was evacuated with a minimum of loss and that homes and industries can be put back into service with a minimum of disruption.

I know the stalwart character of your people and their immense capacity to recover from disaster and I know that they will meet this blow with undaunted action.

With warmest regards,

Sincerely,

Lyndon B. Johnson

His Excellency Dr. Konrad Adenauer  
Chancellor of the Federal Republic of Germany  
Bonn, Germany

LBJ:CKB:yb