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TITLE 14-AERONAUTICS AND SPACE

CHAPTER I-FEDERAL AVIATION AGENCY

SUBCHAPTER E-AIRSPACE (NEW)

[73]

(Airspace Docket No. 63-WA-35)

PART 71-DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS (NEW)

PART 73-SPECIAL USE AIRSPACE (NEW)

Designation of Restricted Areas and Federal Airways and Alteration of Controlled Airspace and Federal Airways

On May 14, 1963, a Notice of Proposed Rule Making was published in the Federal Register (28 F. R. 4796) stating that the Federal Aviation Agency (FAA) was considering a proposal to designate four joint-use restricted areas and to include these restricted areas in the continental control area; designate a low altitude Federal airway between Deming, New Mexico, and Truth or Consequences, New Mexico; alter certain Federal airways and the Truth or Consequences transition area. The actions were proposed in order to protect non-participating aircraft from the hazards associated with an off-range missile firing project being conducted by the Department of Defense (DOD).

Subsequent to the publication of the Notice, action was taken to revoke that segment of VOR Federal airway No. 421 which would have been affected by the designation of the Magdalena, New Mexico, Restricted Area R-5112. Accordingly, no action regarding Victor 421 is required herein.

The manager of the Green River, Utah Airport suggested that the boundaries of the proposed restricted area near Green River, R-6409, be so configured as to remain east of the Green River and south of the railroad

tracks lying north of the launch site. The FAA has considered this suggestion; however, because of the safety zone required by DOD during the launching of the missile, a reduction in the size of this restricted area is not feasible. The west boundary of the proposed restricted area is such that the Green River can still be utilized as a geographical reference point in remaining clear of the restricted area. Several comments were received regarding the use of the land underlying the proposed restricted areas. DOD has stated that contracts are being negotiated for the use of the privately owned lands necessary to contain the missile operations. Should use of these lands be denied for these purposes, action will be taken to modify or rescind these airspace actions as appropriate. The FAA will not authorize any missile firing in connection with this project until such time as these contracts have been consumated. It should be noted that because of the flight profile of the missile and its components, the lateral dimensions of the restricted areas are necessarily larger than that required on the surface.

Although not mentioned in the Notice, no hazardous activities except those required for the firing of the missile, shall be conducted in the proposed restricted areas and, except for the periods of time required to conduct these activities, these areas will be returned to the controlling agencies for air traffic purposes.

Further, the actions taken herein does not permit the using agency and/or his representatives to deviate from the provisions of Section 48.22 (g) of the Civil Air Regulations.

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In consideration of the foregoing, and for the reasons stated here and in the Notice, the following actions are taken:

1. In § 73.64 Utah, (28 F. R. 19-42, January 26, 1963), the following are added:

a. R-6408 Indian Creek, Utah.

Boundaries. Beginning at Lat. 38° 22' 00" N, Long. 109° 38' 00" W;
to Lat. 38° 06' 00" N, Long. 109° 22' 00" W;
to Lat. 37° 59' 00" N, Long. 109° 23' 00" W;
to Lat. 37° 57' 00" N, Long. 109° 25' 00" W;
to Lat. 37° 58' 00" N, Long. 109° 40' 00" W;
to Lat. 38° 21' 00" N, Long. 109° 54' 00" W;
to Lat. 38° 23' 00" N, Long. 109° 52' 00" W;
to the point of beginning.

Designated altitudes. Surface to unlimited.

Time of designation. Continuous.

Controlling agency. Federal Aviation Agency,
Denver ARTC Center.

Using agency. Commander, Air Force Missile Development Center,
Holloman AFB, New Mexico.

b. R-6409 Green River, Utah.

Boundaries. Beginning at Lat. 39° 00' 00" N, Long. 110° 03' 00" W;
to Lat. 38° 54' 00" N, Long. 109° 58' 00" W;
to Lat. 38° 51' 00" N, Long. 110° 05' 00" W;
to Lat. 38° 58' 00" N, Long. 110° 09' 00" W;
to the point of beginning.

Designated altitudes. Surface to unlimited.

Time of designation. Continuous.

Controlling agency. Federal Aviation Agency,
Denver ARTC Center.

Using agency. Commander, Air Force Missile Development Center,
Holloman AFB, New Mexico.

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2. In § 73.51 New Mexico, (28 F. R. 19-31, January 26, 1963), the following are added:

a. R-5111 Elephant Butte, New Mexico.

Boundaries. Beginning at Lat. 33° 35' 00" N, Long. 106° 48' 00" W;
to Lat. 33° 13' 00" N, Long. 106° 52' 00" W;
to Lat. 32° 43' 00" N, Long. 106° 45' 00" W;
to Lat. 32° 47' 00" N, Long. 107° 06' 00" W;
to Lat. 33° 00' 00" N, Long. 107° 13' 00" W;
to Lat. 33° 21' 00" N, Long. 107° 08' 00" W;
to the point of beginning.

Designated altitudes. Surface to unlimited.

Time of designation. Continuous.

Controlling agency. Federal Aviation Agency,
Albuquerque ARTC Center.

Using agency. Commander, Air Force Missile Development Center,
Holloman AFB, New Mexico.

b. R-5112 Magdalena, New Mexico.

Boundaries. Beginning at Lat. 34° 33' 00" N, Long. 107° 41' 00" W;
to Lat. 34° 30' 00" N, Long. 107° 25' 00" W;
to Lat. 34° 16' 00" N, Long. 107° 17' 00" W;
to Lat. 34° 02' 00" N, Long. 107° 28' 00" W;
to Lat. 33° 53' 00" N, Long. 107° 55' 00" W;
to Lat. 33° 54' 00" N, Long. 108° 10' 00" W;
to Lat. 34° 09' 00" N, Long. 108° 18' 00" W;
to Lat. 34° 25' 00" N, Long. 108° 03' 00" W;
to the point of beginning.

Designated altitudes. Surface to unlimited.

Time of designation. Continuous.

Controlling agency. Federal Aviation Agency.
Albuquerque ARTC Center.

Using agency. Commander, Air Force Missile Development Center,
Holloman AFB, New Mexico.

3. In § 71.123 (27 F. R. 220-6, November 10, 1962), the following changes are made:

a. In V-19 "The portion of this airway within R-5111 will be used only after obtaining prior approval from appropriate authority." is added.

b. In V-192 "The portion of this airway within R-5112 will be used only after obtaining prior approval from appropriate authority." is added.

c. In V-244 "The portion of this airway within R-6408 shall be used only after obtaining prior approval from appropriate authority." is added.

d. In V-264 "The portion of this airway within R-5112 shall be used only after obtaining prior approval from appropriate authority." is added.

e. V-110 is added to read; V-110 From Deming, N. Mex., to Truth or Consequences, N. Mex.

4. In § 71.143 (27 F. R. 220-38, November 10, 1962), the following changes are made:

a. In V-1516 (27 F. R. 11532, 12440), "The portion of this airway within R-6408 shall be used only after obtaining prior approval from appropriate authority." is added.

b. In V-1536 (27 F. R. 11939, 12167), "The portion of this airway within R-5112 shall be used only after obtaining prior approval from appropriate authority." is added.

c. V-1543 (28 F. R. 4435) is amended to read: V-1543 Newman, Tex.; 10 miles wide INT Newman 287°, Truth or Consequences, N. Mex., 159° radials; Truth or Consequences, Socorro, N. Mex.; thence Albuquerque, N. Mex.; Santa Fe, N. Mex.; Taos, N. Mex.; Alamosa, Colo.; Pueblo, Colo.; Colorado Springs, Colo.; 10 miles wide Denver, Colo.; thence Akron, Colo.; North Platte, Nebr.; O'Neill, Nebr.; Sioux Falls, S. Dak.; Redwood Falls, Minn.; Minneapolis, Minn. The portion of this airway within R-5111 shall be used only after obtaining prior approval from appropriate authority.

d. In V-1625 "The portion of this airway within R-5111 shall be used only after obtaining prior approval from appropriate authority." is added.

e. In V-1756 "The portion of this airway within R-5112 shall be used only after obtaining prior approval from appropriate authority." is added.

5. In § 71.165 (27 F. R. 220-59, November 10, 1962), the following change is made:

In Truth or Consequences, N. Mex., "The portion of this control area extension within R-5111 shall be used only after obtaining prior approval from appropriate authority." is added.

6. In § 71.151 (27 F. R. 220-54, November 10, 1962), the following are added:

R-5111 Elephant Butte, N. Mex.

R-5112 Magdalena, N. Mex.

R-6408 Indian Creek, Utah.

R-6409 Green River, Utah.

These amendments shall become effective 0001 EST August 1, 1963.

(Sec. 307(a), 72 Stat. 749; 49 U. S. C. 1348).

s/ Lee E. Warren

Acting Director, Air Traffic Service

Issued in Washington, D. C. on June 21, 1963