

shall not be deemed a waiver and shall not prevent the cancellation and forfeiture of the lease for any other cause of forfeiture, or for the same cause occurring at another time.

(h) Additional Provisions. The lease will contain such additional provisions as the Secretary deems appropriate.

§ 3172.10 *Antitrust Consultation.*

Prior to the issuance of a lease, the Secretary will forward a copy to the Attorney General, requesting his advice as to whether the issuance of the lease would be consistent with the objectives of the Federal antitrust laws.

STEWART L. UDALL,
Secretary of the Interior.

The CHAIRMAN. The committee requested the Secretary to make available copies of the pertinent comments he has received on the regulations. I will direct that these comments, or extracts from them, be printed as an appendix to the verbal presentations that will be made.

Many of these comments are critical of the Secretary's regulations. It is, of course, anyone's right, and privilege, to disagree with them. This is the whole purpose, I may say, of the hearings that we are holding. However, I would point out again, that the Secretary has tried, at least, to do something to bring about development of a great, and obviously controversial natural resource.

I already have stated that the primary purpose of these resumed hearings is for the committee to obtain enlightenment on the probable effect of the regulations on the development of the publicly owned oil shale deposits and on the development of an oil shale industry.

Also, the chairman must point out that the troublesome and highly complex legal question of the validity or invalidity of mining claims located for oil shale under the mining laws before enactment of the Mineral Leasing Act of 1920 is now before the courts where it belongs at least at this stage. This committee, of course, is not the proper forum to argue the mining claims issue and make a judicial decision. Anyone, however, who wants to make recommendations regarding legislation, raises a different issue. But the purely judicial problems that are now pending in the courts must be left to the courts to decide, and it would be inappropriate and improper for this committee to intervene in those judicial proceedings.

We have a long list of witnesses who have asked to be heard. Therefore, we plan to hold the hearings all day today, and will continue tomorrow. The first witness this morning is the Honorable Wallace Bennett, senior Senator from Utah.

Before calling on him, I shall ask my colleagues if they have any comments or statements they wish to make before hearing the first witness.

Senator ALLOT?

Senator ALLOT. Yes, Mr. Chairman, immediately following the statement by Senator Bennett, I would like to insert in the record for my colleague, Senator Dominick, a statement, and immediately following that a joint letter by the Governors of Colorado, Utah, and Wyoming, commenting upon the regulations.

The CHAIRMAN. Without objection, the statements and letters will be included at that point in the record.

Senator Moss?

Senator Moss. Thank you, Mr. Chairman.