

Mr. Reid



# FEDERAL REGISTER

VOLUME 12

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## TITLE 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 12—REMOVALS AND REDUCTIONS

#### RETENTION PREFERENCE REGULATIONS FOR USE IN REDUCTIONS IN FORCE

In the FEDERAL REGISTER of February 25, 1947, Chapter I was revised and certain parts, including Part 12, §§ 12.301 to 12.314, inclusive, were redesignated effective May 1, 1947 (12 F. R. 1270). These amendments to §§ 12.302 and 12.313 are to be carried over on May 1, the effective date of the redesignation.

1. Section 12.302 (e) (redesignated as § 20.2 (e)) is amended to read as follows:

#### § 12.302 Definitions \* \* \*

(e) "Efficiency rating" means (1) for employees paid under the compensation schedules of the Classification Act, the current official efficiency rating under the Uniform Efficiency Rating System; and (2) for other employees the current efficiency rating under an efficiency rating system which has been approved by the Civil Service Commission.

2. Section 12.313 (redesignated as § 20.13 effective May 1, 1947) is amended to read as follows:

§ 12.313 Appeals. Any employee who feels that there has been a violation of his rights under the regulations in this part may appeal to the appropriate office of the Civil Service Commission within 10 days from the date he received his notice of the action to be taken. This time limit may be extended only upon a showing by the employee that circumstances beyond his control prevented him from filing his appeal within the prescribed 10 days. In order that employees may be informed of the facts on which action is based they shall have the right to examine a copy of the regulations in this part and to inspect the retention register and records on which their names appear, including statements of reasons for passing over employees with lower standing on the retention list. Each appeal should set forth whether it is based upon an error in the records, an incorrect efficiency rating, violation of the rules of selection, restriction of the competitive area or competitive level, disregard of a specified right

under the law or regulations, or denial of right to examine regulations, retention register, or records.

The Commission will not consider the correctness of any efficiency rating which is appealable to a board of review established under the provisions of section 9 of the Classification Act of 1923, as amended. The correctness of an efficiency rating which is not appealable to a board of review will ordinarily be considered only when the employee has made use of his agency's administrative appellate procedures. However, the Commission will consider the correctness of an efficiency rating which is not appealable to a board of review in any case where adverse action is proposed to be taken too soon to permit diligent use of administrative appellate procedures, where the employee was misinformed of his rights under such procedures, where coercive measures were used to prevent recourse to such procedures, or where the employee presents satisfactory reasons for not using such procedures.

(Sec. 12, 58 Stat. 390; 5 U. S. C. Sup., 861)

[SEAL] UNITED STATES CIVIL SERVICE COMMISSION,  
H. B. MITCHELL,  
President.

[F. R. Doc. 47-3700; Filed, Apr. 17, 1947; 8:49 a. m.]

## TITLE 7—AGRICULTURE

### Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[Fair Price Regs., Rev. 4]

#### PART 734—CONSERVATION MATERIALS AND SERVICES PROGRAM

#### FIXING OF FAIR PRICES

The regulations governing the fixing of fair prices for conservation materials and services acquired by means of purchase orders (10 F. R. 12799), § 734.1, issued by the Secretary of Agriculture on October 12, 1945, are hereby completely revised to read as follows:

§ 734.1 Regulations governing the fixing of fair prices for conservation materials and services acquired by means of purchase orders—(a) Delegation to the Administrator, Production and Market-

(Continued on p. 2513)

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ing Administration. The Administrator, Production and Marketing Administration, shall designate the conservation materials and services which may be furnished by means of purchase orders in connection with the agricultural conservation program, the persons who shall establish the fair prices, and the method of making such determinations: *Provided, however*, That any such determination shall be made in accordance with the provisions of paragraphs (b), (c), (d), and (e) of this section, and shall be subject to such review as may be required by any person who has delegated his authority to establish fair prices.

(b) *Conservation materials.* A fair price shall be the price at which a vendor agrees to furnish the material at a given time under a given set of conditions, providing it is determined by the person authorized to establish fair prices that the price is not excessive in relation to:

(1) The prices which farmers are currently paying for the same or similar material under the same or similar conditions, and

(2) The prices at which farmers could obtain the same material through other than local channels, and

(3) The actual or estimated cost to the vendor and a reasonable margin for profit.

(c) *Services.* A fair price shall be the price at which a vendor equipped to perform a service agrees to furnish it at a given time and under a given set of conditions, providing it is determined by the person authorized to establish fair prices that the price is not excessive in relation to:

(1) The prices which farmers are currently paying for the same or similar service under the same or similar conditions, and

(2) The actual or estimated cost to the vendor and a reasonable margin for profit.

(d) *Defective materials and services.* A material or service shall be deemed not to have been furnished at the fair price if it is determined that the material or service does not meet quality specifications. In such case the material or service may be rejected and no payment made therefor by the Government. At the option of the Production and Marketing Administration such materials or services may be accepted subject to a deduction equal to the difference between the fair price of the material or service of the quality specified and the value of the material or service furnished.

(e) *Inspection and analysis.* Materials and services shall be inspected and samples taken in accordance with instructions issued by the Administrator, Production and Marketing Administration: *Provided, however*, That the inspection and analysis controls exercised by State Regulatory Authorities may be deemed a sufficient protection to the Government as to the quality standards of any material over which such authority is exercised: *Provided, further*, That this shall not prevent the taking of additional samples nor shall it satisfy the responsibility of the Government for the making of separate inspections of materials in any case where such further action is necessary to adequately protect the interests of the Government. (55 Stat. 257; 16 U. S. C. 590 h (b))

Issued this 15th day of April 1947.

[SEAL] CLINTON P. ANDERSON,  
*Secretary of Agriculture.*

[F. R. Doc. 47-3699; Filed, Apr. 17, 1947; 8:49 a. m.]

**TITLE 10—ARMY: WAR DEPARTMENT**

**Chapter VI—Organized Reserves**

**PART 602—RESERVE OFFICERS TRAINING CORPS**

**REACTIVATION OF ADVANCED COURSE, ROTC**

Sections 602.81 to 602.92, inclusive and §§ 602.101 to 602.121, inclusive, are hereby revoked.

[W. D. Cir. 300, 3 Oct. 1945, as rescinded by W. D. Cir. 82, 29 Mar. 1947] (39 Stat. 191, 192, 41 Stat. 776, 777, 778, 10 U. S. C. 381, 382, 389, 441)

[SEAL] EDWARD F. WITSELL,  
*Major General,*  
*The Adjutant General.*

[F. R. Doc. 47-3695; Filed, Apr. 17, 1947; 8:48 a. m.]

**Chapter VII—Personnel**

**PART 701—RECRUITING AND INDUCTION FOR THE ARMY OF THE UNITED STATES**

**ENLISTMENTS AND REENLISTMENTS IN REGULAR ARMY**

Section 701.30 (g) (2), pertaining to physical qualifications of men not serv-

ing in enlisted status, is revoked as follows:

§ 701.30 *Enlistments and reenlistments in the Regular Army pursuant to the Act of 1 June 1945, as amended by the Armed Forces Voluntary Recruitment Act of 1945.* \* \* \*

(g) *Physical qualifications.* \* \* \*

(2) [Revoked]

[W. D. Cir. 78, 26 Mar. 1947] (41 Stat. 765, Pub. Law 72, 79th Cong., as amended by Pub. Law 190, 79th Cong.; 10 U. S. C. 42)

[SEAL] EDWARD F. WITSELL,  
*Major General,*  
*The Adjutant General.*

[F. R. Doc. 47-3694; Filed, Apr. 17, 1947; 8:48 a. m.]

**TITLE 17—COMMODITY AND SECURITIES EXCHANGES**

**Chapter II—Securities and Exchange Commission**

**PART 231—INTERPRETATIVE RELEASES RELATING TO THE SECURITIES ACT OF 1933 AND GENERAL RULES AND REGULATIONS THEREUNDER**

**REGISTRATION OF WARRANTS**

§ 231.3210 *Letter of the Director of the Corporation Finance Division regarding registration under the Securities Act of 1933 of certain warrants.* Reference is made to your letter of March 10 regarding the registration of warrants under the Securities Act of 1933.

You state that your Company proposes to sell warrants to underwriters in connection with a public offering of stock of the same class as that called for by the warrants. Warrants are also to be issued to certain officers and controlling stockholders of the Company. The warrants are to be immediately exercisable and are to run for a period of three years. The exercise price of the warrants may or may not be the same as the offering price of the stock to the general public. For tax reasons, none of the warrants or stock subject thereto will be reoffered to the general public for at least six months after the effective date of the registration statement. You inquire whether, in the light of the foregoing facts, either the warrants or the stock subject thereto may be registered at the same time as the stock which is to be offered to the general public.

Assuming that the warrants are transferable, both the warrants and the stock subject thereto should be registered along with the stock to be offered to the general public. The life of the warrants is immaterial and it is likewise immaterial that the exercise price of the warrants may not be the same as the public offering price of the stock. Since it is not contemplated that either the warrants or the stock subject thereto will be distributed at the present time, the registration statement should include an undertaking to file a post-effective amendment, which shall become effective prior to the distribution, showing the terms of

such distribution. In view of the term of the warrants, it appears that the use of section 10 (b) (1) prospectuses may be required. Consequently, the registration statement should also include an undertaking to file such prospectuses as post-effective amendments.

Ordinarily non-transferable warrants are in the nature of private contracts and their registration is not required. However, even though the warrants are non-transferable, if they are to be issued under such circumstances as to constitute a public offering of securities, such warrants should be registered under the same circumstances as transferable warrants. In any event, the stock called for by non-transferable warrants should be registered along with the stock of the same class which is to be offered to the general public.

You inquire whether our conclusion with respect to registration would be different in the event the warrants were to be purchased by the underwriters from controlling stockholders rather than from the registrant itself. In such cases, the warrants and the stock subject thereto should be registered under the same circumstances as apply to warrants sold by the registrant itself, and the same undertakings should be included in the registration statement. In addition, however, the registration statement would have to be signed by the controlling stockholders as the issuers of the warrants. (Securities Act Release No. 3210, dated April 9, 1947)

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

APRIL 9, 1947.

[F. R. Doc. 47-3691; Filed, Apr. 17, 1947;  
8:48 a. m.]

**PART 239—FORMS PRESCRIBED UNDER THE  
SECURITIES ACT OF 1933**

**RESCISSION OF FORM E-1 FOR SECURITIES IN  
REORGANIZATION**

The Securities and Exchange Commission, acting pursuant to the Securities Act of 1933, particularly sections 7, 10 and 19 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary to carry out the provisions of the act, hereby rescinds Form E-1 (17 CFR 239.8) for securities in reorganization and the rules and instructions accompanying Form E-1 (17 CFR 239.8).

The foregoing action shall be effective May 15, 1947.

(Secs. 7, 10, 19 (a), 48 Stat. 78, 81, 85; 15 U. S. C. 77g, 77j, 77s)

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

APRIL 11, 1947.

[F. R. Doc. 47-3690; Filed, Apr. 17, 1947;  
8:47 a. m.]

**TITLE 24—HOUSING CREDIT**

**Chapter VIII—Office of Housing  
Expediter**

[Suspension Order S-8]

**PART 807—SUSPENSION ORDERS**

**W. & F. MANUFACTURING CO., INC.**

W. & F. Manufacturing Co., Inc., a New York corporation, of 251 Seneca Street, Buffalo, New York, is charged by the Civilian Production Administration and the Office of the Housing Expediter with violation of Veterans' Housing Program Order 1 in beginning on or about September 15, 1946, and carrying on thereafter, construction, repairs, additions, and alterations to an industrial building, without authorization and at a cost in excess of \$15,000, located at 251-257 Seneca Street, Buffalo, New York, and the same on or about after June 15, 1946, with regard to an industrial building located at 245-249 Seneca Street, Buffalo, New York. On or about February 3, 1947, W. & F. Manufacturing Co., Inc. made application to the Civilian Production Administration, Buffalo, New York, for authorization to continue work on said two buildings. In view of the foregoing, it is hereby ordered that:

§ 807.8 *Suspension Order No. S-8.*  
(a) The temporary suspension order issued by telegram dated February 26, 1947, against W. & F. Manufacturing Co., Inc., is hereby revoked.

(b) Neither W. & F. Manufacturing Co., Inc., its successors and assigns, nor any other person shall do any further construction on the premises located at 245-249 and 251-257 Seneca Street, Buffalo, New York, including the putting up, alteration, or completion of any structure located thereon, unless specifically authorized in writing by the Office of the Housing Expediter.

(c) The issuance of this suspension order shall be without prejudice to the consideration on the merits of applications for authorization to complete construction on the premises covered by this order.

(d) W. & F. Manufacturing Co., Inc., shall refer to this order in any application or appeal which it may file with the Office of the Housing Expediter for authorization to carry on construction.

(e) Nothing contained in this order shall be deemed to relieve W. & F. Manufacturing Co., Inc., its successors or assigns, from any restriction, prohibition, or provision contained in any order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
EXPEDITER,  
By JAMES V. SARCONI,  
Authorizing Officer.

[F. R. Doc. 47-3773; Filed, Apr. 16, 1947;  
3:45 p. m.]

[Suspension Order S-16]

**PART 807—SUSPENSION ORDERS**

**RALPH SAVIOLA**

Ralph Saviola, owner of the property located at 1356 East Delavan Avenue, Buffalo, N. Y., violated Veterans' Housing Program Order 1 in that (1) on or about September 1, 1946 he began construction, repairs, additions and alterations, without authorization, and at a cost in excess of \$1,000, of a commercial building located at 1356 East Delavan Avenue, Buffalo, N. Y.; (2) on and after September 1, 1946 he carried on construction, repairs, additions and alterations, without authorization and at a cost in excess of \$1,000, of a commercial building located at 1356 East Delavan Avenue, Buffalo, N. Y. In view of the foregoing, it is hereby ordered that:

§ 807.16 *Suspension Order No. S-16.*  
(a) The temporary suspension order issued by telegram, dated January 14, 1947, is hereby revoked.

(b) Neither Ralph Saviola, his successors and assigns, nor any other person shall do any further construction on the premises located at 1356 East Delavan Avenue, Buffalo, N. Y., including the putting up, completing or altering of any of the structures located on said premises, unless hereafter specifically authorized in writing by the Office of the Housing Expediter.

(c) Ralph Saviola shall refer to this order in any application or appeal which he may file with the Office of the Housing Expediter for authorization to carry on construction.

(d) Nothing contained in this order shall be deemed to relieve Ralph Saviola, his successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
EXPEDITER,  
By JAMES V. SARCONI,  
Authorizing Officer.

[F. R. Doc. 47-3774; Filed, Apr. 16, 1947;  
3:45 p. m.]

[Suspension Order S-17]

**PART 807—SUSPENSION ORDERS**

**SILVIS ICE & FUEL CO.**

Conrad H. Schadt, d/b/a Silvis Ice and Fuel Company, 623 First Avenue, Silvis, Illinois, is engaged in the construction business. On October 25, 1946 he began construction on the premises at 901 First Avenue, Silvis, Illinois, of an office and warehouse at an estimated cost of more than \$1,000 without having received authorization therefor under Veterans' Housing Program Order 1. Conrad H. Schadt had knowledge of the restrictions of Veterans' Housing Order 1 and the beginning of such construction constituted a wilful violation of said order. This violation has diverted critical ma-

terials to uses not authorized by the Civilian Production Administration or the Office of the Housing Expediter. In view of the foregoing, it is hereby ordered that:

§ 807.17 *Suspension Order No. S-17.*  
 (a) Neither Conrad H. Schadt, d/b/a Silvis Ice and Fuel Company, his successors or assigns, nor any other person shall do any further construction on the premises located at 901 First Avenue, Silvis, Illinois, including completing, putting up or altering of any structure located thereon, unless hereafter specifically authorized in writing by the Office of the Housing Expediter.

(b) For a period of four months from the effective date of this order no authorization shall be granted to Conrad H. Schadt, d/b/a Silvis Ice and Fuel Company, by the Office of the Housing Expediter.

(c) Conrad H. Schadt, d/b/a Silvis Ice and Fuel Company, shall refer to this order in any application or appeal which he may file with the Office of the Housing Expediter for priorities assistance or for authorization to carry on construction.

(d) Nothing contained in this order shall be deemed to relieve Conrad H. Schadt, d/b/a Silvis Ice and Fuel Company, from any restriction, prohibition or provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
 EXPEDITER,  
 By JAMES V. SARCONI,  
*Authorizing Officer.*

[F. R. Doc. 47-3775; Filed, Apr. 16, 1947;  
 3:45 p. m.]

**TITLE 32—NATIONAL DEFENSE**

**Chapter II—National Guard and State Guard, War Department**

**PART 201—NATIONAL GUARD REGULATIONS MISCELLANEOUS AMENDMENTS**

Sections 201.3 (1) and 201.20 (b) are rescinded and the following substituted in lieu thereof:

§ 201.3 *Examination.* \* \* \*

(1) *Reexamination in case of failure—*  
 (a) *For candidates for grades below general officer.* A candidate for a grade below that of general officer who fails to pass the prescribed examination may be authorized by the State adjutant general to take another examination.

(b) *For candidates for the grade of general officer.* A candidate for the grade of general officer, who fails to pass the prescribed examination for general, professional, or physical reasons, may be authorized to take another examination not less than one year after the date of the original examination. No candidate for the grade of general officer will be examined more than twice for the same grade and position.

(c) In all cases of reexamination, the candidate must appear in person before the board.

§ 201.20 *Age.* (a) \* \* \*

(b) Enlistments in the National Guard of persons over 35 years of age will be limited to those who have had active service in the Army terminated by honorable discharge other than under the provisions of AR 615-369 (administrative regulations relative to discharge), provided their total prior service in the National Guard of the United States Army, Navy, and Marine Corps equals or exceeds that shown in the following table:

*Age and Prior Service*

36 under 38.....	1 year.
38 under 41.....	2 years.
41 under 55.....	2 years plus the number of years applicant is over age of 40.

Applicants who have been awarded decorations of the Silver Star or higher will be accepted for enlistment without regard to the requirements of age until their 55th birthday.

[NGR 20, 14 Nov. 1946 as amended by NGB Cir. No. 7, 25 Feb. 1947 and W. D. Cir. 367 as amended by W. D. Cir. 76, 1947] (48 Stat. 155; 32 U. S. C. 4)

[SEAL] EDWARD F. WITSELL,  
*Major General,  
 The Adjutant General.*

[F. R. Doc. 47-3696; Filed, Apr. 17, 1947;  
 8:48 a. m.]

**Chapter XXIII—War Assets Administration**

[Reg. 1, Order 2]

**PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS**

**LOCATION OF DISPOSAL AGENCY OFFICES FOR FILING DECLARATIONS OF SURPLUS PROPERTY BY OWNING AGENCIES**

War Assets Administration Regulation 1, Order 2, March 7, 1947, entitled "Location of Disposal Agency Offices" (12 F. R. 1838), is hereby revised and amended as herein set forth. The title is amended to read as follows: "Location of Disposal Agency Offices for Filing Declarations of Surplus Property by Owning Agencies." New matter is indicated by underscoring.

§ 8301.52 *Location of disposal agency offices for filing declarations of surplus property by owning agencies.* (a) Disposal agencies shall notify the Administrator whenever a change is made in the location of any office at which declarations of surplus property are directed to be filed. All such changes will be carried into this order by amendment.

(b) Changes in the procedures for filing declarations of surplus prescribed in this order may be made on application to the Administrator.

12 F. R. 1838.

(c) Except as provided in paragraph (d), declarations of surplus personal property located in the continental United States shall be filed at the following offices of the appropriate disposal agencies:

**WAR ASSETS ADMINISTRATION**

**CAPITAL AND PRODUCERS GOODS AND CONSUMER GOODS**

(Except aircraft and aircraft parts and electronic equipment)

*Area and Address*

*Region 1.* Boston, Mass. (Address—600 Washington St., Boston, Mass.) Territory: Connecticut (exclusive of Fairfield County), Maine, Massachusetts, New Hampshire, Rhode Island, Vermont.

*Region 2.* New York, N. Y. (Address—37 Broadway, New York, N. Y.). Territory: Connecticut (Fairfield County only); New Jersey (northern part) Counties of: Bergen, Essex, Hudson, Hunterdon, Middlesex, Monmouth, Morris, Passaic, Somerset, Sussex, Union, and Warren; New York.

*Region 3.* Philadelphia, Pa. (Address—Lafayette Building, Fifth and Chestnut Sts., Philadelphia, Pa.) Territory: Delaware; New Jersey, Counties of: Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Mercer, Ocean, and Salem; Pennsylvania (all except extreme western part), Counties of: Adams, Bedford, Berks, Blair, Bradford, Bucks, Cambria, Cameron, Carbon, Centre, Chester, Clearfield, Clinton, Columbia, Cumberland, Dauphin, Delaware, Elk, Franklin, Fulton, Huntingdon, Juniata, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Lycoming, McKean, Mifflin, Monroe, Montgomery, Montour, Northampton, Northumberland, Perry, Philadelphia, Pike, Potter, Schuylkill, Snyder, Sullivan, Susquehanna, Tioga, Union, Wayne, Wyoming, and York.

*Region 4.* Cincinnati, Ohio (Address—704 Race Street, Cincinnati, Ohio). Territory: Indiana (central and southwestern part), Counties of: Bartholomew, Boone, Brown, Daviess, Dearborn, Decatur, Delaware, Dubois, Fayette, Franklin, Gibson, Greene, Hamilton, Hancock, Hendricks, Henry, Jennings, Johnson, Knox, Madison, Marion, Martin, Monroe, Morgan, Ohio, Owen, Pike, Posey, Putnam, Randolph, Ripley, Rush, Shelby, Spencer, Sullivan, Tipton, Union, Vanderburgh, Warrick, and Wayne; Kentucky (eastern part), Counties of: Bath, Bell, Boone, Bourbon, Boyd, Bracken, Breathitt, Campbell, Carter, Clark, Clay, Elliott, Estill, Fayette, Fleming, Floyd, Garrard, Grant, Greenup, Harlan, Harrison, Jackson, Jessamine, Johnson, Kenton, Knott, Knox, Laurel, Lawrence, Lee, Leslie, Letcher, Lewis, Lincoln, McCreary, Madison, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Nicholas, Owsley, Pendleton, Perry, Pike, Powell, Pulaski, Robertson, Rockcastle, Rowan, Scott, Whitley, Wolfe, and Woodford; Ohio, Counties of: Adams, Athens, Belmont, Brown, Butler, Carroll, Champaign, Clark, Clermont,

Clinton, Coshocton, Darke, Delaware, Fairfield, Fayette, Franklin, Gallia, Greene, Guernsey, Hamilton, Harrison, Highland, Hocking, Jackson, Jefferson, Knox, Lawrence, Licking, Logan, Madison, Meigs, Miami, Monroe, Montgomery, Morgan, Muskingum, Noble, Perry, Pickaway, Pike, Preble, Ross, Scioto, Shelby, Tuscarawas, Union, Vinton, Warren, and Washington.

**Region 5.** Chicago, Ill. (Address—209 South La Salle Street, Chicago, Ill.) Territory: Illinois (northern part); Counties of: Boone, Bureau, Carroll, Cass, Champaign, Christian, Clark, Coles, Cook, Cumberland, De Kalb, De Witt, Douglas, Du Page, Edgar, Ford, Fulton, Grundy, Hancock, Henderson, Henry, Iroquois, Jo Daviess, Kane, Kankakee, Kendall, Knox, Lake, La Salle, Lee, Livingston, Logan, McDonough, McHenry, McLean, Macon, Marshall, Mason, Menard, Mercer, Moultrie, Ogle, Peoria, Platt, Putnam, Rock Island, Sangamon, Schuyler, Shelby, Stark, Stephenson, Tazewell, Vermillion, Warren, Whiteside, Will, Winnebago, and Woodford; Indiana (northern part), Counties of: Adams, Allen, Benton, Blackford, Carroll, Cass, Clay, Clinton, De Kalb, Elkhart, Fountain, Fulton, Grant, Howard, Huntington, Jasper, Jay, Kosciusko, La Grange, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Noble, Parke, Porter, Pulaski, St. Joseph, Starke, Steuben, Tippecanoe, Vermillion, Vigo, Wabash, Warren, Wells, White, and Whitley; Wisconsin (southern part), Counties of: Adams, Brown, Calumet, Clark, Columbia, Crawford, Dane, Dodge, Door, Fond du Lac, Grant, Green, Green Lake, Iowa, Jackson, Jefferson, Juneau, Kenosha, Kewaunee, Lafayette, Langlade, Manitowoc, Marathon, Marinette, Marquette, Milwaukee, Monroe, Oconto, Outagamie, Ozaukee, Portage, Racine, Richland, Rock, Sauk, Shawano, Sheboygan, Vernon, Walworth, Washington, Waukesha, Waupaca, Waushara, Winnebago, and Wood.

**Region 6.** Atlanta, Ga. (Address—699 Ponce de Leon Ave., N. E., Atlanta, Georgia) Territory: Georgia.

**Region 7.** Fort Worth, Texas. (This office has been consolidated with Region 26, Grand Prairie, Texas—Mailing address: P. O. Box 6030, Dallas 2, Texas.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 26, Grand Prairie, Texas—Mailing address: P. O. Box 6030, Dallas 2, Texas.)

**Region 8.** Kansas City, Mo. (Address—Troost & Bannister Rd. (95th St., P. O. Box 1037, Kansas City, Mo.) Territory: Kansas; Missouri (extreme western part), Counties of: Andrew, Atchison, Barton, Bates, Buchanan, Cass, Clay, Clinton, De Kalb, Gentry, Holt, Jackson, Jasper, McDonald, Newton, Nodaway, Platte, Vernon, and Worth; Iowa; Nebraska; and Wyoming.

**Region 9.** Denver, Colo. (Address—Commonwealth Bldg., 728 15th St., Denver, Colo.) Territory: Colorado; New Mexico.

**Region 10.** San Francisco, Calif. (Address—30 Van Ness Ave., San Francisco 2, Calif.) Territory: California (northern

part), Counties of: Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, Eldorado, Fresno, Glenn, Humboldt, Kern, Kings, Lake, Lassen, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Placer, Plumas, Sacramento, San Benito, San Francisco, San Joaquin, San Luis Obispo, San Mateo, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Salano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo, and Yuba.

**Region 11.** Seattle, Wash. (Address—1409 Second Avenue, Seattle 1, Wash.) Territory: Washington (eastern and western part), Counties of: Adams, Asotin, Benton, Chelan, Clallam, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Grays Harbor, Island, Jefferson, King, Kitsap, Kittitas, Lewis, Lincoln, Mason, Okanogan, Pacific, Pend Oreille, Pierce, San Juan, Skagit, Snohomish, Spokane, Stevens, Thurston, Walla Walla, Whatcom, Whitman, and Yakima; Idaho (northern part), Counties of: Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, and Shoshone; and Montana.

**Region 12.** Richmond, Va. (Address—East End 4th St., Richmond 24, Va.) Territory: Maryland; Virginia; District of Columbia; West Virginia.

**Region 13.** Charlotte, N. C. (Address—317 South Tryon St., Charlotte, N. C.) Territory: North Carolina; South Carolina.

**Region 14.** Jacksonville, Fla. (Address—St. John's Shipyard, Administration Bldg., P. O. Box 4129, Jacksonville, Fla.) Territory: Florida.

**Region 15.** Cleveland, Ohio (Address—Higbee Building, East 13th St. and Euclid Ave., Cleveland, Ohio). Territory: Ohio, Counties of: Allen, Ashland, Ashtabula, Auglaize, Columbiana, Crawford, Cuyahoga, Defiance, Erie, Fulton, Geauga, Hancock, Hardin, Henry, Holmes, Huron, Lake, Lorain, Lucas, Mahoning, Marion, Medina, Mercer, Morrow, Ottawa, Paulding, Portage, Putnam, Richland, Sandusky, Seneca, Stark, Summit, Trumbull, Van Wert, Wayne, Williams, Wood, and Wyandot; Pennsylvania (western part), Counties of: Allegheny, Armstrong, Beaver, Butler, Clarion, Crawford, Erie, Fayette, Forest, Greene, Indiana, Jefferson, Lawrence, Mercer, Somerset, Venango, Warren, Washington, and Westmoreland.

**Region 16.** Detroit, Michigan (Address—Buhl Bldg., 535 Griswold St., Detroit 26, Mich.) Territory: Michigan (eastern part), Counties of: Alcona, Allegan, Alpena, Antrim, Arenac, Barry, Bay, Benzie, Berrien, Branch, Calhoun, Cass, Charlevoix, Cheboygan, Clare, Clinton, Crawford, Eaton, Emmet, Genesee, Gladwin, Grand Traverse, Gratiot, Hillsdale, Huron, Ingham, Ionia, Iosco, Isabella, Jackson, Kalamazoo, Kalkaska, Kent, Lake, Lapeer, Leelanau, Lenawee, Livingston, Macomb, Manistee, Mason, Mecosta, Midland, Missaukee, Monroe, Montcalm, Montmorency, Muskegon, Newaygo, Oakland, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Ottawa, Presque

Isle, Roscommon, Saginaw, St. Clair, St. Joseph, Sanilac, Shiawassee, Tuscola, Van Buren, Washtenaw, Wayne, and Wexford.

**Region 17.** Louisville, Ky. (Address—412 West Market Street, P. O. Box 1259, Louisville 2, Ky.) Territory: Kentucky (western part) Counties of: Adair, Allen, Anderson, Ballard, Barren, Boyle, Breckinridge, Bullitt, Butler, Caldwell, Calloway, Carlisle, Carroll, Casey, Christian, Clinton, Crittenden, Cumberland, Daviess, Edmonson, Franklin, Fulton, Gallatin, Graves, Grayson, Green, Hancock, Hardin, Hart, Henderson, Henry, Hickman, Hopkins, Jefferson, Larue, Livingston, Logan, Lyon, McCracken, McLean, Marion, Marshall, Meade, Mercer, Metcalfe, Monroe, Muhlenberg, Nelson, Ohio, Oldham, Owen, Russell, Shelby, Simpson, Spencer, Taylor, Todd, Trigg, Trimble, Union, Warren, Washington, Wayne, Webster; Indiana (southeastern part), Counties of: Clark, Crawford, Floyd, Harrison, Jackson, Jefferson, Lawrence, Orange, Perry, Scott, Switzerland, and Washington.

**Region 18.** Nashville, Tenn. (Address—Consolidated-Vultee Bldg., Nashville, Tenn.) Territory: Tennessee.

**Region 19.** Birmingham, Ala. (Address—P. O. Box 2090, 1955 Fifth St., North, Birmingham, Ala.) Territory: Alabama.

**Region 20.** New Orleans, La. (Address—7020 Franklin Ave., P. O. Station D, New Orleans, La.) Territory: Louisiana; Mississippi.

**Region 21.** Minneapolis, Minn. (Address—504 Metropolitan Life Bldg., Minneapolis, Minn.) Territory: Minnesota; North Dakota; South Dakota; Michigan (northern part), Counties of: Alger, Baraga, Chippewa, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Mackinac, Marquette, Menominee, Ontonagon, Schoolcraft; Wisconsin (northern part), Counties of: Ashland, Barron, Bayfield, Buffalo, Burnett, Chippewa, Douglas, Dunn, Eau Claire, Florence, Forest, Iron, La Crosse, Lincoln, Oneida, Pepin, Pierce, Polk, Price, Rusk, St. Croix, Sawyer, Taylor, Trempealeau, Vilas, and Washburn.

**Region 22.** St. Louis, Mo. (Address—505 North 7th St., St. Louis, Missouri.) Territory: Missouri (all except extreme western part), Counties of: Adair, Audrain, Barry, Benton, Bollinger, Boone, Butler, Caldwell, Callaway, Camden, Cape Girardeau, Carroll, Carter, Cedar, Chariton, Christian, Clark, Cole, Cooper, Crawford, Dade, Dallas, Daviess, Dent, Douglas, Dunklin, Franklin, Gasconade, Green, Grundy, Harrison, Henry, Hickory, Howard, Howell, Iron, Jefferson, Johnson, Knox, Laclede, Lafayette, Lawrence, Lewis, Lincoln, Linn, Livingston, Macon, Madison, Maries, Marion, Mercer, Miller, Mississippi, Moniteau, Monroe, Montgomery, Morgan, New Madrid, Oregon, Osage, Ozark, Peniscot, Perry, Pettis, Phelps, Pike, Polk, Pulaski, Putnam, Ralls, Randolph, Ray, Reynolds, Ripley, St. Charles, St. Clair, St. Francois, St. Louis, Ste. Genevieve, Saline, Schuyler,

Scotland, Scott, Shannon, Shelby, Stoddard, Stone, Sullivan, Taney, Texas, Warren, Washington, Wayne, Webster, and Wright; Illinois (southern part), Counties of: Adams, Alexander, Bond, Brown, Calhoun, Clay, Clinton, Crawford, Edwards, Effingham, Fayette, Franklin, Gallatin, Greene, Hamilton, Hardin, Jackson, Jasper, Jefferson, Jersey, Johnson, Lawrence, Macoupin, Madison, Marion, Massac, Monroe, Montgomery, Morgan, Perry, Pike, Pope, Pulaski, Randolph, Richland, St. Clair, Saline, Scott, Union, Wabash, Washington, Wayne, White, Williamson.

**Region 23.** Little Rock, Arkansas. (Address—Wallace Bldg., Little Rock, Ark.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 26, Grand Prairie, Texas.—Mailing address: P. O. Box 6030, Dallas 2, Texas.)

**Region 24.** Omaha, Nebraska. (Address—601 WOW Bldg., Omaha 2, Nebr.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 8, Troost and Bannister Road, (95th St.) P. O. Box 1037, Kansas City, Missouri.)

**Region 25.** Tulsa, Oklahoma. Address—2000 North Memorial Drive, P. O. Box 1409, Tulsa, Okla.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 26, Grand Prairie, Texas.—Mailing address: P. O. Box 6030, Dallas 2, Texas.)

**Region 26.** Grand Prairie, Texas. (Address—Grand Prairie, Texas.—Mailing address: P. O. Box 3060, Dallas 2, Texas.) Territory: Texas; Arkansas; and Oklahoma.

**Region 27.** Houston, Texas. (Address—7700 Wallisville Road, Hughes Strut Plant, Houston 1, Texas.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 26, Grand Prairie, Texas.—Mailing address: P. O. Box 6030, Dallas 2, Texas.)

**Region 28.** San Antonio, Texas. (Address—3rd Floor, Transit Tower Corner, South St. Mary's and Villita Sts., San Antonio 5, Texas.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 26, Grand Prairie, Texas.—Mailing address: P. O. Box 6030, Dallas 2, Texas.)

**Region 29.** Helena, Montana. (Address—Old High School Bldg., P. O. Box 1161, Helena, Mont.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 11, 1409 Second Avenue, Seattle 1, Wash.)

**Region 30.** Salt Lake City, Utah. (Address—Building 3, 1710 South Redwood Road, P. O. Box 2220, Salt Lake City, Utah.) Territory: Utah; Idaho (south-

ern part), Counties of: Ada, Adams, Bannock, Bear Lake, Bingham, Blaine, Boise, Bonneville, Butte, Camas, Canyon, Caribou, Cassia, Clark, Custer, Elmore, Franklin, Fremont, Gem, Gooding, Jefferson, Jerome, Lemhi, Lincoln, Madison, Minidoka, Oneida, Owyhee, Payette, Power, Teton, Twin Falls, Valley, and Washington; Nevada.

**Region 31.** Spokane, Washington. (Address—500 Welch Bldg., Spokane, Wash.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 11, 1409 Second Avenue, Seattle 1, Wash.)

**Region 32.** Portland, Oreg. (Address—War Assets Admn., Swan Island, P. O. Box 4062.) Territory: Oregon; Washington (southwestern part), Counties of: Clark, Cowlitz, Klickitat, Skamania, and Wahkiakum.

**Region 33.** Los Angeles, Calif. (Address—Mode O'Day Bldg., 155 West Washington Blvd., Los Angeles 15, Calif.) Territory: California (southern part), Counties of: Imperial, Inyo, Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, and Ventura; Arizona.

#### WAR ASSETS ADMINISTRATION

**Aircraft.** War Assets Administration, Office of Aircraft Disposal, Washington 25, D. C.

**Aircraft parts: (Salable and educational items).** War Assets Administration, 6200 Riverside Drive, Municipal Airport, Cleveland 32, Ohio.

**(Residual items and contract termination declarations).** To regional offices as set forth above in paragraph (c).

**Electronic equipment: (Salable and educational items).** War Assets Administration, Lafayette Building, Fifth and Chestnut Sts., Philadelphia, Pa.

**(Residual items and contract termination declarations).** To regional offices as set forth above in paragraph (c).

#### MARITIME COMMISSION

**Landing craft of all types, including LSTs.** United States Maritime Commission, Washington 25, D. C.

#### NAVY DEPARTMENT

Navy Department, Office of the Assistant Secretary, Washington 25, D. C.

#### DEPARTMENT OF AGRICULTURE

Production and Marketing Administration (Attention: Surplus Property), Washington 25, D. C.

NOTE: Item "National Housing Agency" deleted March 7, 1947.

(d) Declarations of surplus real property located in the continental United States, its territories and possessions, shall be filed with the War Assets Administrator, Washington 25, D. C. Declarations of surplus personal property which is to be declared surplus in conjunction with real property shall be prepared and filed as provided in § 8301.12 (a) of this part.

(e) Declarations of surplus personal property, including aircraft, aircraft components and electronics, located in

the territories and possessions of the United States shall be filed at the following regional offices:

#### WAR ASSETS ADMINISTRATION

**Region 35.** Hawaii. (Address—War Assets Administration, P. O. Box 3228, Honolulu, T. H.)

**Region 36.** Puerto Rico and the Virgin Islands. (Address—War Assets Administration, P. O. Box 4307, San Juan, Puerto Rico.)

**Region 37.** Alaska. (Address—War Assets Administration, P. O. Box 2466, Anchorage, Alaska.)

(Surplus Property Act of 1944, as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611); Public Law 181, 79th Congress (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b); and Executive Order 9689 (11 F. R. 1265))

This revision of this section shall become effective April 7, 1947.

ROBERT M. LITTLEJOHN,  
Administrator.

APRIL 7, 1947.

[F. R. Doc. 47-3801; Filed, Apr. 17, 1947; 10:49 a. m.]

[Reg. 2, Order 9]

#### PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS NATIONAL AND REGIONAL VETERANS SET-ASIDE LISTS

War Assets Administration Regulation 2, Order 9, March 1, 1947, entitled "National and Regional Veterans Set-Aside Lists" (12 F. R. 1989) is hereby revised and amended as herein set forth.

Section 8302.4 (a) of this part provides that except as to the amounts of any property necessary for the temporary use of any disposal agency to carry out its responsibilities in disposing of surplus property under the Surplus Property Act of 1944, each disposal agency to which there is assigned for disposal any property of the types set forth by order issued thereunder shall set aside all, or such percentage of such property as is designated in such order. Accordingly, it is hereby ordered that:

§ 8302.59 *National and regional veterans set-aside lists.* The items listed in Exhibit A hereof shall constitute the National Veterans Set-Aside List and the items listed in Exhibit B hereof shall constitute the Regional Veterans Set-Aside List.

(Surplus Property Act of 1944, as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611); Public Law 181, 79th Congress (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b); and Executive Order 9689 (11 F. R. 1265))

This order shall become effective April 1, 1947.

ROBERT M. LITTLEJOHN,  
Administrator.

APRIL 1, 1947.

<sup>1</sup> 12 F. R. 1985.

## RULES AND REGULATIONS

## EXHIBIT A

NATIONAL VETERANS SET-ASIDE LIST  
(The following items in "O" condition or better)

MOTOR VEHICLES	Commodity code classification
Trucks, amphibian, 1/4-ton, 4 x 4	90 1001
Carrier, light cargo (the weasel)	90 1002
Trucks:	
"The Jeep", 1/4-ton, 4 x 4	90 1003
Carry-all, 1/2-ton, 4 x 2	90 1004
Canopy express, 1/2-ton, 4 x 2	90 1005
Pickup, 1/2-ton, 4 x 2	90 1006
Panel delivery, 1/2-ton, 4 x 2	90 1007
Carry-all, 1/2-ton, 4 x 4	90 1008
Command reconnaissance, 1/2-ton 4 x 4	90 1009
Emergency repair, 1/2-ton, 4 x 4	90 1010
Panel delivery, 1/2-ton, 4 x 4	90 1011
Pickup, 1/2-ton, 4 x 4	90 1012
Radio, 1/2-ton, 4 x 4	90 1013
Weapons carrier, 1/2-ton, 4 x 4	90 1014
Panel delivery, 3/4-ton, 4 x 2	90 1015
Pickup, 3/4-ton, 4 x 2	90 1016
Carry-all, 3/4-ton, 4 x 4	90 1017
Command, 3/4-ton, 4 x 4	90 1018
Emergency repair, 3/4-ton, 4 x 4	90 1019
Light maintenance and installation, 3/4-ton, 4 x 4	90 1020
Weapons carrier, 3/4-ton, 4 x 4	90 1021
Canopy express, 1-ton, 4 x 2	90 1022
Pickup, 1-ton, 4 x 2	90 1023
Combination stake and platform, 1 1/2-ton, 4 x 2	90 1024
Cargo, 1 1/2-ton, 4 x 2	90 1025
Canopy express, 1 1/2-ton, 4 x 2	90 1026
Dump, 1 1/2-ton, 4 x 2	90 1027
Panel delivery, 1 1/2-ton, 4 x 2	90 1028
Pickup, 1 1/2-ton, 4 x 2	90 1029
Bomb service, 1 1/2-ton, 4 x 4	90 1031
Cargo, 1 1/2-ton, 4 x 4	90 1032
Combination stake and platform, 15 ft., 1 1/2-ton, 4 x 4	90 1033
Combination stake and platform, c. o. e., 1 1/2-ton, 4 x 4	90 1034
Dump, 1 1/2-ton, 4 x 4	90 1035
Panel delivery, 1 1/2-ton, 4 x 4	90 1036
Panel delivery, 1 1/2-ton, 4 x 4 (K-51)	90 1037
Ordnance maintenance, 1 1/2-3-ton, 4 x 4	90 1038
Cargo, 2 1/2-ton, 4 x 2	90 1039
Combination stake and platform, 2 1/2-ton, 4 x 2	90 1040
Dump, 2 1/2-ton, 4 x 2	90 1041
Cargo, 2 1/2-ton, 6 x 4	90 1042
Tractor, 1 1/2-ton, 4 x 2	90 1044
Tractor, 1 1/2-ton, 4 x 4	90 1045
Tractor, 2 1/2-ton, 4 x 2	90 1046
Tractor, c. o. e., 2 1/2-ton, 4 x 4	90 1047
Tractor, 2 1/2-ton, 6 x 4	90 1048

Note: Trucks, tractor, code numbers 90 1044 through 90 1048 include trucks which are cab and chassis units.

## Buses:

Sedan, converted, 15-passenger, 4 x 2 90 1075

## Car:

Passenger, light, all body types, 4 x 2, includes Crosley, Bantam and others 90 1079

Passenger, medium and heavy, all body types, 4 x 2 90 1080

Station wagon, including auxiliary ambulance station wagon, 4 x 2 90 1081

Motorcycle, all types, 2 x 1 and 3 x 1 90 1085

Scooter, motor, with or without package carrier, all types 90 1086

## MEDICAL AND DENTAL EQUIPMENT AND INSTRUMENTS

Medical equipment:

Electro-cardiographs 90 5103

Basal metabolic 90 5104

Cystoscope 90 5105

\* Not less than 10% reserve for veterans set-aside.

## NATIONAL VETERANS SET-ASIDE LIST—CON.

## MEDICAL AND DENTAL EQUIPMENT AND INSTRUMENTS—continued

	Commodity code classification
X-ray medical equipment and accessories:	
X-ray, field unit, table unit	90 5201
X-ray, field mobile unit	90 5202
X-ray generating equipment:	
200 MA generator, plus tilt table	90 5203
100 MA generator, plus tilt table	90 5204
30 MA mobile unit, office type and field type	90 5205
15 MA portable	90 5206
Vertical fluoroscope	90 5208
Cassette changer	90 5209
Large stereoscope	90 5210
1 Position table for radiography, with Bucky diaphragm	90 5211
Physiotherapy equipment:	
Diathermy apparatus, 110-volt, 60-cycle:	
1 conventional circuit	90 5304
2 crystal control circuits	90 5305
Dental equipment and supplies:	
Cabinet, dental	90 5602
Chairs, dental, operating	90 5603
Unit, operating dental:	
110-volt, 25-cycle	
110-volt, 60-cycle	
110-volt, D. C.	90 5642
110-volt, 50-cycle	
220-volt, 60-cycle	
Machine, X-ray, dental, shock-proof 110- to 220-volt 60 cycle	90 5644

## OFFICE MACHINES AND APPLIANCES

Typewriters:

Portable 90 6010

Standard 90 6020

## OFFICE FURNITURE

Office Furniture—50% of the inventory items listed below in "O" condition or better shall be offered to veterans

Desk—"Top" executive, 72 inch flat top, mahogany, oak, or walnut finish; lock, double pedestal, 4 or 6 legs, 6 or 7 drawers, metal or wood hardware, open or sealed back. (Note: The relatively few items are easily distinguished from the regular type desk by the superior hardware, finish and molding, generally has rounded corners and edges, and matched woods) 90 6501

Desk—"Top" executive, 66 inch flat top, mahogany, oak, or walnut finish; lock, double pedestal, 4 or 6 legs, 6 or 7 drawers, metal or wood hardware, open or sealed back. (Note: The relatively few items are easily distinguished from the regular type desk by the superior hardware, finish, and molding, generally has rounded corners and edges, and matched woods) 90 6502

Desk—Executive or regular, 60-inch flat top, mahogany, oak or walnut finish, double pedestal, w/o locks, metal or wood drawer handles, 6 or 7 drawers; veneered sides and top; w/o drawer guides; open or sealed back; double or single 90 6503

Desk—Executive or regular, under 60-inch, flat top, mahogany, oak, or walnut finish; double or single pedestal, with or without locks; metal or wood drawer handles, 6 or 7 drawers; veneered sides and top; with or without drawer guides; open or sealed back; single 90 6504

## NATIONAL VETERANS SET-ASIDE LIST—CON.

## OFFICE FURNITURE—continued

	Commodity code classification
Desk—Flat top; Victory; approximately 42 x 34 inches, 2-drawer	90 6505
Desk—"Top" stenographic, left or right pedestal, 60 inch or over, mahogany, oak, or walnut finish, metal or wood hardware, open or sealed back. (Note: The relatively few items are easily distinguished from the regular type desk by the superior hardware, finish and molding, generally has rounded corners and edges and matched woods)	90 6506
Desk—Stenographers' or typewriter desk, 60 inch, mahogany, oak, or walnut finish, typewriter drop center, right or left side; with or without locks; double or single pedestal	90 6507
Desk—Stenographers' or typewriter desk, under 60 inch, mahogany, oak, or walnut finish, double pedestal, with or without lock; typewriter drop center, right or left side; double or single pedestal	90 6508
Desk—Stenographers', Victory; approximately 42 x 34 inches, 1 drawer, well for typewriter	90 6509
Chairs—Office, non-swivel chairs with arms; all types of backs, arms and legs, including "Bank of England" type; any type of finish	90 6510
Chairs—Office, w/o arms, non-swivel; all types of backs and legs; any type of finish	90 6511
Chairs—Stenographers' posture; any type of stenographers' chairs with mechanism to adjust back for posture; any type of finish	90 6512
Chairs—Stenographers' regular, all types of swivel chairs w/o arms, except posture; any type of finish (not including Victory)	90 6513
Chairs—Swivel, plain, with arms, full swivel (metal) tilting; back may be padded, including "Bank of England"; all types of finish	90 6514
Chairs—Swivel, no tilt, Victory type with wooden mechanism	90 6515
Chair—"Top" executive, upholstered back, seat, nonswivel or full swivel (metal) tilting with upholstered arms	90 6516
Filing cabinets, metal or wood, recommended set-aside 50%. Cabinets, file, vertical, letter legal, or cap size, with or without locks, suspension arms; any type of finish:	
5-drawer.	
4-drawer.	
3-drawer.	
2-drawer.	
Cabinets—file, metal, vertical, letter, legal or cap size, with or without locks, any type of finish	90 6521
Cap-size: Inside dimensions: 15 1/2 x 10 13/16 x 26 1/2; with follower block; any type of finish.	
Letter-size: Inside dimensions: 12 1/4 x 10 13/16 x 26 1/2; with follower block; any type finish.	
Cabinets—file, Victory, wooden, vertical, wood slides for drawers, in place of suspension arms; no locks; any type of finish	90 6522



NATIONAL VETERANS SET-ASIDE LIST—CON.  
OFFICE FURNITURE—Continued

	Commodity code classification
Filing cabinets—Continued	
Cabinets—steel (used), filing, insulated, record container; one hour fire resisting; with impact and explosion test.	90 6523
Cap-size: Inside dimensions: 15 1/2 x 10 13/16 x 26 1/2; with folio lower block; any type finish.	
Letter-size: Inside dimensions: 12 1/4 x 10 13/16 x 26 1/2; with folio lower block; any type finish.	
Tables—Conference; 72-inch or over, with or without drawers; any type of finish.	90 6531
Tables—Conference; 60-inch; with or without drawers; any type of finish.	90 6532
Tables—36-inch, with or without drawers; any type finish.	90 6533
Tables—Telephone, top approximately 16 x 22 inches.	90 6534
Tables—Typewriter, with or without rollers.	90 6535

NOTE: Exhibit B revised April 1, 1947.

EXHIBIT B

REGIONAL VETERANS SET-ASIDE LIST

(The following items in "o" condition or better)

ZONE NO. I

BOSTON REGION NO. 1

	Commodity code classification
Tents, 2-man mountain.	69-5200
Tool Kits:	
Mechanic	96-75-3000
Carpenter	96-75-3000
Electrician	96-75-3000
Sheet metal	96-75-3000
Dock builders	96-75-3000
Linesman	96-75-3000
Plumbing	96-75-3000
Forge	96-75-3000
Cement finishers	96-75-3000
Wire rope splicing	96-75-3000

NEW YORK REGION NO. 2

Pump water, deep well, 30 gal. min.	31-2239
Pressure king compressors, 4 cyl. mounted steel base with all attachments powered model R. R. C. Lawson gas engine.	
Bairbrush 1 qt. and 25' of 1/4" air hose.	31-9940
Auto storage batteries.	32-9220
HT-36 Fertilizer attachment.	35-1800
Sprayer, paint, pneumatic trailer mounted, pull type, 55 gal. drum.	45-2199
Surgeon stools, white or gray enamel.	54-5219
Photographic equipment except 35 MM projectors and motion picture cameras.	55-0000
Binoculars, 6 x 30.	56-4100
Binoculars, 7 x 50.	56-4300
Inventory of miscellaneous dental and medical equipment located at Sampson Naval Station, N. Y.	58-0000
Forceps, No. 18-R.	58-1551
Inventory of miscellaneous medical and laboratory equipment located at U. S. Naval Depot, Edgewater, N. J.	58-2000
3-Ton hydraulic auto and truck jacks.	75-3118-20
Wrist watches.	75-6100

No. 77—2

REGIONAL VETERANS SET-ASIDE LIST—CON.

ZONE NO. I—Continued

PHILADELPHIA REGION NO. 3

	Commodity code classification
Binoculars.	56-4000
Leather garments (flight jackets).	67-3310
RICHMOND REGION NO. 12	
Air compressors (up to 105 cubic feet).	31-2100
Sewing machines (industrial) gen. typ., single needle.	33-2511
Adding machines.	38-2100
Dictaphone machines.	38-4100
Laundry equipment:	
Driers.	39-1120
Washers, laundry, commercial.	39-1210
Extractor baskets, laundry, commercial.	39-1220
Extractors.	39-1220
Tumblers, laundry, commercial.	39-1230
Pressing boards, laundry, commercial.	39-1257-20
Presses.	39-1320
Sewing machines (household) motor drive.	39-2100
Cash registers.	39-5000
Refrigerators:	
Walk-in.	52-3100
Reach-in.	52-3200
Camera:	
Motion picture, 16 and 35 mm.	55-1100
Studio.	55-1421
Graphic.	55-1425-20
Projectors:	
35 mm.	55-2110
16 mm. sound.	55-2120
16 mm. silent.	55-2130
Enlargers.	55-2400
Printers.	55-5400
Driers.	55-5520
Binoculars.	56-4000
Microscopes (binocular and monocular).	56-7200
Dental compressors.	58-1900
Examining tables.	58-4120
Dental operating lamps.	58-4290
Sterilizers (small, 110 volt only).	58-4310
Instrument cabinets.	58-4920
Transits.	58-8720
Levels.	58-8720
Level rods.	58-8760
Surveyors tapes and chain.	58-8770
Life rafts, rubber.	59-1640, 42-8100
Tool kit:	
Carpenter.	96-75-3000
Machinist.	96-75-3000

ZONE NO. II

ATLANTA REGION NO. 6

Hutments, prefabricated and quonset.	13-9914
Fans, electric.	25-1400
Mixers, concrete.	32-8820
Mixers, concrete.	36-7212
Laundry equipment, commercial only.	39-1200
Cash registers—electric.	39-5100
Cash registers—non electric.	39-5200
Bicycles, all types.	49-1100
Refrigerators, walk-in, complete.	52-3100
Glasses, field, Type E, complete with carrying case.	56-4100
Tables, operating.	58-4100
Lamp, operating dental.	58-4290
Raincoats, unused.	67-3400
Watches, wrist, men's, com. type, stainless steel 15 and 17 jewels.	75-6110
CHARLOTTE REGION NO. 13	
Bar, towing.	25-9999
Pump, gas.	31-2260
	42-8400
Life preserver.	59-1620
	79-9740
Glasses, field.	56-4100

REGIONAL VETERANS SET-ASIDE LIST—CON.

ZONE NO. II—Continued

CHARLOTTE REGION NO. 13—continued

	Commodity code classification
Coat, Mackinaw, O. D., short top coat, heavy weight.	67-32124
Jackets:	
Field.	67-32130
Field, arctic.	67-71000
Comforters.	69-3300
Blankets.	69-3420
Buckets, canvas.	69-59000
Haversacks, canvas.	69-59000
Pack, field, cargo.	69-5900
Bag, sleeping, wool.	69-6400
Hammock, jungle.	74-9000
Pick, mattock.	75-31263
Shovel.	75-31361

JACKSONVILLE REGION NO. 14

Cleaner, vacuum.	32-8310
Grinder, bench.	34-1584
Tractor, wheel type, all purpose, under 30 belt HP (under 10 HP).	37-1210
Computing machine.	38-2200
Camera, motion picture, 16 MM.	55-1130
Binoculars, field.	56-4100
Jackets, leather, unused.	67-3310
Raincoats, unused.	67-3400
Bed spreads.	69-3200

NASHVILLE REGION NO. 18

Jackets, weather, naval.	67-3400
Blankets, white, naval only.	69-3420
Sheets, single bed type.	69-3510
Pillowcases.	69-3520

BIRMINGHAM REGION 19

Sewing machines, commercial type.	33-2500
Shoe repair machines.	33-9400
Laundry machines, commercial.	39-1210
Refrigerator, commercial, walk-in.	52-8210
Safe.	54-3700
Binoculars.	56-4000
Sphygmomanometer:	
Mercurial.	58-2340
Aneroid.	58-2340
Sterilizer, instrument, small.	58-4310
Ear, eye, nose and throat examining chair (specialist).	58-4990

ZONE NO. III

CINCINNATI REGION NO. 4

Motors, fractional horsepower (less than one horsepower).	32-1310
Tractors:	
Wheel type, special purpose.	37-1100
Wheel type, all purpose.	37-1200
Garden.	37-2000
Contact printers, except motion picture.	55-5410
Drying equipment, photo.	55-5520

CHICAGO REGION NO. 5

Barbed wire, roll.	22-5211
Fence posts over 5'.	25-9903
Air compressor, less than 105 cubic ft.	31-2100
Hoist, electric, 1 to 5 ton capacity.	31-5812
Spray unit, including spray gun.	31-9940
Battery charger.	32-1280
Motors, fractional HP, 110-220 volt, single phase, AC and DC standard listing ratings.	32-1310
Coffee urns, not to exceed 8 gal. capacity.	32-8110
Toaster, commercial, not to exceed 8 slice capacity.	32-8121
Ranges, commercial, not to exceed 8 burner (gas, electric or wood).	32-8410
Ranges, commercial, not to exceed 8 burner (gas, electric or wood).	51-5300

## RULES AND REGULATIONS

## REGIONAL VETERANS SET-ASIDE LIST—CON.

## ZONE NO. III—Continued

## CHICAGO REGION NO. 5—continued

	Commodity code classification
Kettles, deep fat fry, not to exceed 20# capacity	32-8440
Hot plates, commercial, gas or electric	32-8450
Food mixer, commercial, vertical type, not to exceed 80 qt. capacity	32-8510
Dough mixers, commercial, not to exceed 2 bbl. capacity	32-8516
Juice extractors, commercial	32-8520
Cutters, bone or meat, commercial	32-8530
Choppers, food and meat, commercial, not to exceed 23" bowl	32-8530
Coffee grinders, not to exceed 1/2 HP	32-8560
Slicers, meat, commercial	32-8590
Grinders, meat, commercial, not to exceed 1 1/2 HP	32-8590
Potato peelers, not to exceed 45# capacity	32-8590
Bread slicing machines, not to exceed 1/2 HP	33-1931
Skillsaws, electric, hand portable	33-6210
Ovens, baking, commercial, not to exceed 4 decks	33-7331
Sander, portable, electric, hand	34-8900
Corn planter	35-1110
Tractor, plow, two bottom, drawn and mounted	35-2220
Tractor, plow, three bottom, drawn and mounted	35-2230
Tractor, plow, four bottom, drawn and mounted	35-2240
Disc plow	35-2300
Cultivators	35-4100
Corn picker	35-5300
Mower, haying machinery	35-5710
Concrete mixer, 10s or under	36-7210
Tractor, farm, wheel, less than 100 HP	37-1000
Dish washers, commercial, not to exceed 2 HP	39-3000
Ambulance, 1 1/2 ton, 4 x 2	45-1401
Trailer:	
House type	45-2105
1/4 ton, cargo	45-2199
1 ton, cargo	45-3303
Glasses, Field, 6 x 30, 7 x 50	56-4100
Binoculars:	
6 x 30, 7 x 50	56-4100
6 x 30, 7 x 50	56-4300
Tool kits, complete with tools:	
Aircraft	96-75-3000
Auto mechanics	96-75-3000
Carpenter	96-75-3000
Machinist	96-75-3000
Jeweler	96-75-3000
Any other	96-75-3000

## CLEVELAND REGION NO. 15

Industrial trucks	31-6000
Industrial tractors	31-6300
Spray units, including spray gun	31-99400
Batteries, auto storage—unused	32-9220
Machinery, woodworking, power driven, portable	33-6950
Drill presses or drilling machines, bench type, 1/2" only	34-1300
Bench grinder (common to the small repair shop use, not to exceed 1/2 hp rated drive)	34-1580
Lathes, engine and toolroom:	
Under 12" swing with center to center under 30"	34-16111
Bench type and light duty (less than 1 hp)	34-16200
Arc welding units; complete, under 300 AMP:	
AC	34-51110
DC, portable	34-51120

## REGIONAL VETERANS SET-ASIDE LIST—CON.

## ZONE NO. III—Continued

## CLEVELAND REGION NO. 15—continued

	Commodity code classification
Tractor, wheel type, under 100 hp	37-1200
Adding machines	38-2100
Calculating machines	38-2200
Comptometers	38-2200
Typewriters, standard, electric	38-8110
Cash registers:	
Electric	39-5100
Nonelectric	39-5200
Life rafts, pneumatic: 1 to 7 man size inc., and 10 man size	42-8100 59-1640
Trucks, dump to include 2 1/2 ton and over	45-1405
Trailer, house type	45-2105
Hot plates, commercial type, gas or electric	51-6122 32-8450
Tables:	
Metal, work	54-5813
Wood, work	54-5833
Film and paper dryers, all types except aerial	55-5520
Microscopes:	
Binocular	56-7300
Monocular	56-7300
Stereoscopic	56-7300
Trousers, men, wool, gray, unused	67-3214
Shirts, men, wool, gray, unused	67-3216
Boots, rubber, safety toe, 3/4 length hip boots	68-7200
Blankets	69-3420
Tool kits:	
Machinists	96-75-3000
Carpenters	96-75-3000

## DETROIT REGION NO. 16

Tire chains	25-7901
Motors, fractional HP, 110-220 volt, AC and DC, standard listing ratings	32-1310
Hot plates, electric	32-8450
Drilling machines, 110-220 volt, single phase	34-1300
Bench grinder, 110-220 volt, single phase	34-1584
Lathes, bench, 110-220 volt, single phase	34-1620
Dictating business machines	38-4100
Duplicating machines, spirit	38-5100
Mimeograph machines, (stencil)	38-5200
Multilith machines	38-5500
Bicycles	49-1100
Stoves:	
Heating, oil, portable	51-5153
Household	51-5300
Hot plates, gas	51-5342
Stoves, table, gasoline	51-5373
Chairs, office, metal	54-3210
Beds, hospital	54-5215
Drafting instruments	58-8100
Drafting boards	58-8390
Jackets, flight, field	67-3200 67-3310
Blankets, wool	69-3420
Tents, 2 man	69-5200
Sleeping bags	69-6000
Vises, all types	75-3145
Ladders:	
Extension	76-8120
Step	76-8140
Shotguns, sporting type, non-standard 12 and 16 gage	81-1440 81-1450
Tool kits, mechanics	96-75-3000

## LOUISVILLE REGION NO. 17

Hutments, prefabricated and Quonset	13-9914 25-1400
Transilluminator	32-7990
Therapeutic mercury arc lamp	32-8620
Therapeutic mercury arc type lamp burner	94-32-8620
Therapeutic infra red lamp	32-8630
Fans, electric, household type	32-8820

## REGIONAL VETERANS SET-ASIDE LIST—CON.

## ZONE NO. III—Continued

## LOUISVILLE REGION NO. 17—continued

	Commodity code classification
Tractor, farm wheel, less than 100 HP	37-1000
Adding machines	38-2100
Calculating machines	38-2200
Washing machines, household, electric	39-1110
Lamp, floor, household type	53-4420
Beds, double deck	54-2325-40
Cots, steel	54-5215-80
Cameras, still except aerial	55-1400
Levels	58-8720
Transits	58-8720
Watches, wrist	75-6100
Clock, 8-day	75-6920

## MINNEAPOLIS REGION NO. 21

Motors, electric, fractional hp, AC only	32-1311
Motors, electric, 1 hp to 5 hp AC only, single and 3 phase	32-13213
Welders, 200 and 300 amp	34-5100
Mixers, concrete, under 10 sacks, portable and nonportable	36-7210
Tractor, wheel type, under 100 hp	37-1000

## ZONE IV

## KANSAS CITY REGION NO. 8

Spray guns, paint, 1 quart or less	31-9940
Diagnostic apparatus, instruments and equipment	58-2000
Sphygmomanometer	58-2340
Sterilizers, instrument 110 volt	58-4310

## DENVER REGION NO. 9

No additional items other than those included in the National Veterans Set-Aside List. (See Exhibit A.)

## ST. LOUIS REGION NO. 22

Fans (110 volt, 1 phase only)	32-8800
Washing machines, domestic	39-1112
Bicycles	49-1100

## OMAHA REGION NO. 24

Winter flying shoes, winter type A-10 shearing material, rubber soles and heels, cowhide reinforcing at top and seams. Strap and buckle across instep	68-1320
Rubber boots, safety toe, 3/4 length hip boots	68-7200
Wool OD blankets, 100% wool, manufacturer unknown; overall size 66" x 75". Two ends overaged; unit weight 4 lbs.	69-3425

## ZONE NO. V

## NEW ORLEANS REGION NO. 20

Fractional horse power electric motors, above 1/2 hp. Standard listed ratings	32-1310
Binoculars	56-4000
Tool kits	96-75-3000

## TULSA REGION NO. 25

Motors, electric 5 HP and under	32-1300
Vacuum cleaners, domestic type	32-8310
Electric fans, single phase	32-8800
Tractors, farm type under 100 HP	37-1000
Adding machines	38-2100
Calculating machines	38-2200
Comptometers	38-2200
Drafting instruments	58-8110
Glasses, flying, sun	79-3400

## GRAND PRAIRIE, TEXAS, REGION 26 (DALLAS, LITTLE ROCK, FT. WORTH)

Electric motors:	
1/2 to 1 HP	32-1310
1 to 3 HP	32-1320

REGIONAL VETERANS SET-ASIDE LIST—CON.

ZONE V—CONTINUED

GRAND PRAIRIE, TEXAS, REGION 26 (DALLAS, LITTLE ROCK, FT. WORTH)—continued

	Commodity code classification
Sewing machine (single needle industrial)	33-2511
Portable electric drills	34-8320
Trailers, Jeep, ¼ ton	45-3299
Pocket watches (navigation)	75-6100

HOUSTON REGION NO. 27

Stool:	
Drafting, metal	54-3122-90
Drafting, wood	54-3322-90
Table, drafting, wood:	
w/stand	58-8320
Model No. 160, 36" x 60"	58-8320
	69-3423
	69-3424
	69-3425
Blankets, wool	69-3425

SAN ANTONIO REGION NO. 28

Ranges, cooking (domestic)	51-5300
Refrigerators, reach-in type, commercial	52-3200

ZONE No. VI

SAN FRANCISCO REGION NO. 10

Prefabricated structures, except hangars, quonset huts over 20 feet in width, warehouse and special purpose buildings	13-9914 25-1400
Domestic (home-type) laundry equipment	39-1100
Sewing machines, household	39-2000
Dish washers, commercial, not to exceed 2 HP	39-3000
Life rafts, pneumatic, 2 man	42-8100 59-1650
Boat, recon., pneumatic, canvas, 2 man	43-5900
Trailer, ¼ ton, cargo	45-2199
Binoculars:	
6 x 30	56-4100
7 x 50	56-4300
Tents, unused, 2 man and 4 man mountain	69-5200
Sleeping bags, unused:	
Feather or down filled	69-6200
Kapok	69-6300
Wrist watches	75-6100
Ship clocks (all types)	75-6900
Watches, stop, navigation	75-6960
Tool kits:	
Mechanic	96-75-3000
Carpenter	96-75-3000
Electrician	96-75-3000
Sheet metal	96-75-3000
Dock builders	96-75-3000
Linesman	96-75-3000
Plumbing	96-75-3000
Forge	96-75-3000
Cement finishers	96-75-3000
Wire rope splicing	96-75-3000

SEATTLE REGION NO. 11

Graphotypes	38-7500
Addressographs	38-7500
Cash registers:	
Electric	39-5100
Nonelectric	39-5200
	42-8100
	42-8190
Life rafts, pneumatic	42-8190
Assault boats, M-2	43-2900
Pontoons	43-5620
Beds	54-2325
Cots, wooden	54-23850
Benches, shop, metal	54-58160
Lockers, shop, metal	54-74100
Compasses, watch type	57-65900
Life floats, wood	59-16500
Comforters	69-3300
Blankets	69-3420
Haversacks	69-5900
Sleeping bags, wool	69-6400

REGIONAL VETERANS SET-ASIDE LIST—CON.

ZONE No. VI—Continued

HELENA REGION NO. 29

	Commodity code classification
Motors, electric, ½ HP, direct current	32-1312
Saw, electric, portable (wood-working)	33-6950
Grinder, bench	34-1564
Trailers, 1 ton, 2 wheel	45-3299
Camera, robot, 35 MM	55-1415-10
Glasses, field	56-4100
Tool kits, carpenter	96-75-3000

SALT LAKE CITY REGION NO. 30

Range:	
Home electric, 3 burner with or without oven	32-8410
Sewing machine, domestic	39-2000
Cash register, non electric	39-5200
Trailer, house	45-2105
Bicycle, men	49-1100
Wheelbarrow, metal R/whl	49-2210
Stove, gas:	
2 burner, portable	51-5370
1 burner, Coleman	51-5370
Projector:	
35 MM	55-2110
16 MM sound	55-2120
w/CF	55-2200
lantern slides	55-2213
Binocular, prism 7 x 50 MM	56-4300
Transit, engineers	58-8720
Levels, engineers	58-8720
Compass, foresters	58-8740
Tent, mounted, 2 man complete with pins and pole. Unused	69-5200
Bag, sleeping:	
TY, unused, large, feather down, filled	69-6200
Wool, 1/20 Pening	69-6400
Vises: <sup>1</sup>	
Mechanics, bench	75-3145-10
Woodworker	75-3145-20
Watch, navigation, 15 jewel	75-6110
Piano, upright	79-6120
Clarinet	79-6311
Instrument drawing set	96-58-8110
Tool set, blacksmith, w/chest	96-75-3000

SPOKANE REGION NO. 31

No additional items other than those included in the National Veterans Set-Aside List. (See Exhibit A.)

PORTLAND REGION NO. 32

Filters, grease	31-9800
Griddles:	
Electric	32-8190
Non-electric	51-6121
Oven, bake, electric	32-8420
Cart, food:	
Electric	32-8900
Non-electric	51-6900
Mixer, cake, 60 quart	33-1450
Dish washer	39-3000
Ice maker, electric	52-7100
Condensing unit <sup>4</sup>	52-73212
Cooler, refrigeration	52-73461
Water coolers, self contained <sup>4</sup>	52-9310
Handle and fasteners for refrigerated cabinets and related equipment	52-9900
Salad table, galley equipment	52-9900
Rack:	
Dish, galley, overhead <sup>4</sup>	54-8400
Glass, galley	54-8400
Bread, galley	54-8400
Shelves:	
Bread, galley	54-8400
Galley	54-8400

<sup>3</sup> Not less than 10% reserve for veterans set aside.

<sup>4</sup> Have miscellaneous parts and accessories which can be used with equipment.

REGIONAL VETERANS SET-ASIDE LIST—CON.

ZONE No. VI—Continued

PORTLAND REGION NO. 32—continued

	Commodity code classification
Cabinets, galley, overhead	54-8400
Spyglass:	
O. M. with case, code 624, MK III, 16 power	56-3100
Officer of Deck, code 624, MK II, model 2	56-3100
Binoculars:	
8 x 30	56-4000
Model O, 6 x 30 MM	56-4100
Prism, U. S. N.	56-4300
Model 2, 7 x 50 MM	
Model C, 7 x 50 MM	
Model O, 7 x 50 MM	
Model 4, 7 x 50 MM	
Rubber tube for dish washer	74-51990
LOS ANGELES REGION NO. 33	
Life raft:	
Pneumatic, one man, parachute type	42-8130
Mark VII, Type D, pneumatic, seven man	42-8130
Trailer, cargo:	
Amphibian, ¼ ton	45-3299
1 ton	45-3299
Sheets, bed, muslin bleached, for single bed, 54" x 99", type 140 torn size, hemmed	69-3510
Towels, (tea) cotton, blue striped, 16" x 29"	69-3614
Watches:	
Navigation, Type A-11, wrist watch with sweep second hand, 15 and 16 jewel	75-6110
Master navigation, Type A-12, 24 hour dial, pocket watch with sweep second hand, 21 and 22 jewel	75-6110
Tool kits:	
Painters and glaziers	96-75-3000
Plumbers	96-75-3000

[F. R. Doc. 47-3802; Filed, Apr. 17, 1947; 10:49 a. m.]

Chapter XXIV—Department of State, Disposal of Surplus Property

[Dept. Reg. 108.44; FLC Reg. 8, Order 6]

PART 8508—DISPOSAL OF SURPLUS PROPERTY LOCATED IN FOREIGN AREAS

IMPORTATION INTO UNITED STATES OF SURPLUS PROPERTY LOCATED IN FOREIGN AREAS

APRIL 15, 1947.

Foreign Liquidation Commissioner Regulation 8, Order 6, of January 18, 1947, as amended, (12 F. R. 397, 1391; Departmental Regulations 108.39, 108.41) is hereby revised and amended to read as herein set forth.

The President has informed the Secretary of State that certain materials which have been or may be declared to the Foreign Liquidation Commissioner as surplus property located in foreign areas are in critically short supply and urgently needed for reconversion in the United States, and has requested the Secretary of State to take such action as may be necessary and appropriate to permit the importation of such materials into the United States for use by American industry.

It is hereby ordered, That, subject to the limitations hereinafter set out, § 8508.15 shall not apply to prevent the

importation of surplus property specified in Schedule A or Schedule B as the same now stand or may hereafter be amended or supplemented.

1. Items appearing on Schedule A are excepted from the importation prohibition of § 8508.15 of FLC Regulation 8 if the items are in transit to a point in the United States on or before October 1, 1947. For the purpose of this order "in transit to a point in the United States" shall mean the property involved has been delivered to or accepted by a carrier which has issued a through bill of lading thereon to a point in the United States.

2. Items appearing on Schedule B have been removed from Schedule A and are excepted from the importation prohibition of § 8508.15 of FLC Regulation 8 only if (a) the items were purchased by the importer or his consignor on or before the effective date, as indicated on Schedule B, of removal of that item from Schedule A, and (b) were placed in transit to a point in the United States, as defined above, not later than ninety days after that effective date of removal from Schedule A, and in no event later than October 1, 1947; *Provided, however,* That items removed from Schedule A on February 27, 1947, which are purchased pursuant to Bid Invitation No. BE-3 of the Field Commissioner for Canada and North Atlantic Areas of the Office of the Foreign Liquidation Commissioner, issued January 20, 1947, and supplemented by Addenda No. 1 and No. 2 of February 5, 1947, and March 6, 1947, are not subject to the importation prohibition of § 8508.15 of FLC Regulation 8 if in transit to a point in the United States on or before October 1, 1947.

(58 Stat. 765, 59 Stat. 533, Pub. Law 375, 79th Cong.; 60 Stat. 168, Pub. Law 584, 79th Cong.; 60 Stat. 754; 50 U. S. C. App. Sup., 1611-46)

This order shall become effective immediately upon publication in the FEDERAL REGISTER.

[SEAL]

DEAN ACHESON,  
*Acting Secretary of State.*

SCHEDULE A

Building materials and equipment:  
Boards, dimension and timber.  
Boilers: Cast iron or steel: coal, oil or gas fired: Domestic type.  
Builders' hardware.  
Buildings: prefabricated.  
Cement: portland.  
Cloth: wire and insect screening, 12 to 24 mesh.  
Conduit: electrical: all types: 1½" and under.  
Conduit fittings: 1½" and under.  
Glass: window: double and single strength.  
Pipe: asbestos-cement.  
Pipe: sewer, clay: all sizes.  
Plumbers' cast iron specialties.  
Plumbing fixtures, fixture fittings and trim.  
Wiring devices: Electrical (toggle switches, face plates, lampholders-medium screw base (sockets and receptacles), BX and Romex type connectors, outlet switch and receptacle boxes, convenience receptacles), except special military and appliance types.

Construction machinery and equipment:  
Cranes: crawler mounted: all sizes.  
Graders: road: motorized: all sizes.  
Pavers: black top.  
Shovels: crawler mounted: all sizes.  
Tractors: crawler types: all classes and sizes, with or without bulldozer, angle-dozer, front end loader and other attachments (not more than one attachment).  
Trench hoes: crawler mounted: all sizes.  
Drugs and chemicals:  
Glycerine, other than medical grade.  
Electrical equipment and supplies:  
Motors: fractional hp, AC, standard specifications, ⅓ to ⅓ hp. incl.  
Wire and cable: aluminum: solid, stranded or steel reinforced; bare, water-proofed, insulated, lead covered or armored.  
Metals and metal products:  
Aluminum: sheet, coils, bars, and rods.  
Copper sheet.  
Copper pipe and tube, 2" and under.  
Scrap: metal: ferrous and non-ferrous.  
Steel mill products: carbon steel.  
Miscellaneous:  
Containers: steel.  
Cylinders: acetylene gas.  
Telephone and telegraph equipment, including but not limited to, lead covered cable; line, messenger and drop wire; pole line hardware; outside plant communication equipment; and miscellaneous telephone apparatus.  
Paper and paper products:  
Paper: bond.  
Paper: mimeograph.  
Tissue: toilet.  
Professional and scientific apparatus, equipment and supplies:  
Drafting instruments (sets), machines and accessories.  
Medical diagnostic instruments and equipment.  
Microtomes.  
X-ray apparatus, equipment and accessories: including dental.  
Textiles, textile products:  
Bags: burlap: new and used.  
Clothing, work (new only).  
Gloves, work; all kinds (new only).  
Pillow cases.  
Rope, finished: manila and sisal.  
Sheets, cotton: bed.

All C-47, C-54 and C-45 aircraft, together with their component parts, which have not been the subject of disposition as surplus to a foreign government or to private interests domiciled outside the United States, its territories and possessions.  
The approximate quantities of materials listed below, located in Canada on September 18, 1946 (11 F. R. 10709):

100 tons of high grade alloy steel sheet bar and tubing.  
20 tons of phosphor bronze and manganese bronze bar and tubing and copper and monel sheets.

SCHEDULE B

Items removed from Schedule A, together with the date of removal.  
Automotive and transportation equipment:  
Automobiles: passenger. February 27, 1947.  
Automotive maintenance shop equipment: such as auto jacks and lifts, brake servicing machines, motor testing equipment, valve grinders, etc. February 27, 1947.  
Automotive parts. February 27, 1947.  
Batteries: storage, automotive. February 27, 1947.  
Tire chains: passenger and truck. February 27, 1947.  
Trucks: all sizes, new and used (including jeeps). February 27, 1947.

Building materials and equipment:  
Fittings for copper water tube. February 27, 1947.  
Pipe covering: molded: for low pressure steam and water piping: 4" and under. February 27, 1947.  
Pipe fittings and unions: screwed: 150 lb. SWP, malleable iron and 125 lb. SWP, gray cast iron: sizes 4" and under. February 27, 1947.  
Pumps: condensation and vacuum heating: up to 1,000 lbs. per hour. February 27, 1947.  
Wiring devices: electrical (lampholders, except medium screw base). April 18, 1947.  
Construction machinery and equipment:  
Cranes: tractor-, wheels- or truck-mounted: all classes and sizes. February 27, 1947.  
Crane attachments for earthmoving: shovel fronts, draglines, clamshell buckets, etc. February 27, 1947.  
Ditchers and trenchers. February 27, 1947.  
Graders: road, drawn. February 27, 1947.  
Scrapers: carry type: motorized and drawn, 6 cu. yd. and larger. February 27, 1947.  
Tractor attachments in excess of one per tractor. February 27, 1947.  
Electrical equipment and supplies:  
Bushings, porcelain: transformer and switchgear. April 18, 1947.  
Circuit breakers: all capacities and voltages. February 27, 1947.  
Generator sets: portable and stationary, diesel driven, 50 kw. and up. February 27, 1947.  
Motors: fractional hp., a. c., standard specifications except those of ⅓ to ⅓ hp., inclusive. February 27, 1947.  
Motors: standard specifications, a. c., and universal types, 110, 220 and 440 v., 60 cycles. February 27, 1947.  
Pole line hardware: all types. February 27, 1947.  
Switchgear: all capacities and voltages. February 27, 1947.  
Machinery and allied equipment:  
Belting: conveyor. February 27, 1947.  
Belting: farm machinery types. February 27, 1947.  
Boring mills: horizontal and vertical. February 27, 1947.  
Diesel power units: 70 to 250 hp. February 27, 1947.  
Engines and hoists: logging, 100 to 300 hp. (donkey engines). February 27, 1947.  
Lathes: standard engine types. February 27, 1947.  
Milling machines, horizontal: plain and universal. February 27, 1947.  
Milling machines: small die cutting types. February 27, 1947.  
Presses: all types and sizes. February 27, 1947.  
Pumps: deep well. February 27, 1947.  
Refrigeration equipment: heavy industrial and commercial. February 27, 1947.  
Refrigeration equipment: repair and replacement parts. February 27, 1947.  
Sawmills: portable. February 27, 1947.  
Tractors: wheel types, 10-35 DBHP. February 27, 1947.  
Water purification equipment: including tanks, softening, chlorinating and filtering equipment. February 27, 1947.  
Miscellaneous:  
Hypochlorination units. April 18, 1947.  
Radio tubes. April 18, 1947.  
Professional and scientific apparatus, equipment and supplies:  
Dental supplies. February 27, 1947.  
Dental units: including handpieces and accessories. April 18, 1947.

[F. R. Doc. 47-3740; Filed, Apr. 17, 1947; 8:50 a. m.]

## TITLE 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter II—Corps of Engineers, War Department

#### PART 202—ANCHORAGE REGULATIONS

##### SPECIAL ANCHORAGE AREAS IN MILWAUKEE HARBOR, WISCONSIN

Pursuant to the provisions of section 2 of the act of Congress approved April 22, 1940 (54 Stat. 150; 33 U. S. C. 258), § 202.69 is hereby prescribed designating areas in Milwaukee Harbor, Wisconsin, as special anchorage areas:

§ 202.69 *Milwaukee Harbor, Wis.; special anchorage areas.* The following described areas in Milwaukee Harbor, Wisconsin, are hereby designated as special anchorage areas wherein vessels not more than sixty-five feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

(a) *North area.* That part of the north end of the outer basin or Harbor of Refuge bounded as follows: Commencing at the shoreward face of the north breakwater at a point 500 feet northerly from the north end of the fair weather entrance; thence due west 1,100 feet; thence S. 35° W. 1,700 feet; thence due west 2,000 feet, more or less, to the lake-ward face of the lakeshore revetment at a point approximately 300 feet northerly from the landing pier for small boats in the vicinity of East Wells Street extended; thence following the lakeward face of said revetment and the shoreline northeasterly to the shoreward or southwesterly face of the United States breakwater; thence southerly along the shoreward face of said breakwater to the point of beginning.

(b) *South area.* An area extending southeasterly from East Russell Avenue extended, between the lake shoreline and the city rubble mound shore protection, bounded as follows: Commencing at a point on the shoreline in the vicinity of East Meredith Street extended and 385 feet northwesterly from the center line of East Pennsylvania Avenue extended; thence northwesterly along said shoreline and the lake shore revetments to the southerly face of the city revetment on the northwesterly side of the flushing tunnel intake slip in the vicinity of East Russell Avenue extended; thence north-easterly along the southeasterly face of the said revetment and the city pier and a line in extension thereof to the intersection of said line with a line parallel to and 150 feet shoreward from the shoreward side of the city rubble mound shore protection; thence southeasterly along the latter line to the intersection thereof with a line parallel to and 385 feet northwesterly from the center line of East Pennsylvania Avenue extended; thence southwesterly along the latter line to the point of beginning. [Regs. 17 Jan. 1947 (813.3 Milwaukee Harbor, Wis.)—ENGWR]

(54 Stat. 150; 33 U. S. C. 258)

[SEAL] EDWARD F. WITSELL,  
Major General,  
The Adjutant General.

[F. R. Doc. 47-3692; Filed, Apr. 17, 1947; 8:48 a. m.]

## PART 210—PROCUREMENT ACTIVITIES OF THE CORPS OF ENGINEERS

### CORPS OF ENGINEERS CLAIMS AND APPEALS BOARD

Pursuant to the provisions of section 3 (a) (1) and (2) of the Administrative Procedure Act of 11 June 1946, § 210.23 (i) is amended by the addition of a new sentence to paragraph 7 of the quoted memorandum to read as follows:

§ 210.23 *Appeals* \* \* \*

(1) *The Corps of Engineers Claims and Appeals Board.* \* \* \*

7. The office of \* \* \*. The Chairman may in his discretion appoint one or more members of the Board for the purpose of conducting hearings.

(60 Stat. 238; R. S. 161; 5 U. S. C. 22)

[SEAL] EDWARD F. WITSELL,  
Major General,  
The Adjutant General.

[F. R. Doc. 47-3693; Filed, Apr. 17, 1947; 8:45 a. m.]

## TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

### Chapter I—Veterans' Administration

#### PART 20—GUARDIANSHIP AND LEGAL ADMINISTRATION

##### MISCELLANEOUS AMENDMENTS

The following amendments are made to Part 20:

##### LEGAL ADMINISTRATION

§ 20.5000 *Organization; general.* The legal activities in addition to the solicitor's office, central office, will consist of the office of chief attorney in each branch office and the office of chief attorney in each regional office or center. (July 25, 1946)

§ 20.5001 *Functions of the office of the chief attorney; branch office.* The major functions of the office of the chief attorney, branch office, are as prescribed in § 01.33 of this chapter. In performing such functions the chief attorney, branch office, will be guided by the following:

(a) In reporting to the deputy administrator concerning the operations of the office of chief attorney in the field stations under the jurisdiction of the branch office, the chief attorney, branch office, will conform with instructions for chief attorneys, branch offices.

(b) (1) Correspondence from the chief attorney in the field stations addressed to the branch office in accord with this part and other instructions will relate generally to:

(i) Policy and procedure matters.  
(ii) Requests for advisory opinions on factual cases involving application of State or Federal laws.

(2) The chief attorney, branch office, will respond to such correspondence and furnish advice in accordance with such laws based on approved precedents, controlling interpretations and existing policies and procedures, but will refer to central office through the deputy administrator cases in which:

(i) Precedent questions on new policy or procedure or amplification of present policy and procedure are involved.

(ii) Doubtful matters arise relating to application of State or Federal laws or regulations and instructions, or affecting policy of Veterans' Administration.

(iii) There is a conflict of State laws or application of laws of States outside of the jurisdiction of the branch office.

(iv) Differences of views on technical professional matters between chief attorneys, field stations, and chief attorneys, branch offices not resolved at branch level.

(v) Appeals in litigated cases to appellate courts are involved (not district or other courts where trial is de novo).

(vi) State legislation is under consideration.

(vii) Correspondence with State Department, or Department of Justice (escheats, post fund, foreign cases) is concerned.

(viii) There may be a conflict of professional views with a chief attorney, regional office or center, not within jurisdiction of chief attorney, branch office, or where two or more chief attorneys, branch offices, are involved when the conflict cannot be resolved between the deputy administrators concerned.

(ix) Opinion of solicitor is desired or deemed advisable by chief attorney, branch office. The chief attorney, branch office, will forward to the solicitor a copy of each legal opinion—not routine correspondence—addressed to the chief attorney. In forwarding questions involving application of subdivisions (i) to (ix) inclusive, of this subparagraph, the chief attorney, branch office, will give his views on the question involved.

(c) In furnishing legal advice to the deputy administrator and staff the chief attorney will be guided by and conform with existing precedents, opinions of the solicitor and Administrator's decisions. When no precedent exists the question will be submitted to the solicitor for an opinion or instruction.

(d) The office of the chief attorney, branch office, will include an adequate library and will maintain files as follows:

- (1) Precedent or working files.
- (2) Index of all files.
- (3) Correspondence diary. (July 25, 1946)

§ 20.5021 *Duties of the chief attorney; regional office or center.* The duties of the chief attorney, regional office or center, will be as follows:

No change in (a) to (d), inclusive.

No change in (e) first paragraph.

Second and third paragraphs:

Determine and certify legality of appointment of guardians or other fiduciaries. Pass upon all requests for information on matters contained in administration files as provided in existing instructions, and be completely responsible for action in connection with subpoenas for production of administration records in court. Maintain a complete cross-reference index of all administration issues and all issued legal precedents affecting the operation of the administration. Responsible for all examinations pertaining to legal and guardianship matters, claims for damages arising out of alleged negligence of administration officers and employees (Federal Tort Claims Act, Title IV, Pub. Law 601, 79th

Cong.; 28 U. S. C. 921-946), and such other examinations and duties as are comprehended herein. Cooperate with all services to the end that minor and mentally incompetent claimants receive all benefits to which they may be entitled under the laws administered by the administration; and that the interests of minor and mentally incompetent beneficiaries, receiving benefits through fiduciaries properly appointed or constituted, will be safeguarded. Supervise the activities of such fiduciaries in the administration of their trust, see that bonds are furnished in appropriate amounts and with satisfactory sureties, secure certified copies of accounts rendered to the court, check all such accounts, and bring to the attention of the appointing court all cases wherein such fiduciary is found to be delinquent in any such matters or otherwise unsuitable. Secure accountings to the administration where accounts are waived by the court or not required annually under the State law, and at such other times as may be deemed necessary. Secure accounts from all custodians, and check same as to accuracy and with regard to appropriate expenditures of wards' funds.

Survey the social and economic conditions of all minor or incompetent beneficiaries of the administration within his regional territory. Cooperate with the courts in the commitment of incompetent beneficiaries and appointment of guardians for minor or incompetent beneficiaries, or when authorized, to secure appointment of such guardians. Cooperate with chief attorneys of other offices in all cases wherein mutual aid and collaboration are essential. This refers to cases wherein the beneficiary is in one regional territory and the guardian, or appointing court, in another. Represent the Administrator in any action taken under section 21 (2), World War Veterans' Act, 1924, as amended (38 U. S. C. 450), where satisfactory adjustment cannot be otherwise obtained; notify the appropriate service or division of central office or division or unit of regional office to stop payment of any and all running awards therein, giving full reasons for such action. Advises and takes action as required or authorized in cases involving loans guaranteed or insured by the United States pursuant to Public Law 346, 78th Congress, as amended (38 U. S. C. 694j). Cooperate with the chief medical officer to insure that no action will be taken that will be detrimental to a beneficiary, and that such beneficiary is not deprived of any rights other than by due process of law. If any beneficiary has been wrongfully committed, or has a guardian who was illegally appointed, or if a beneficiary duly adjudged incompetent is restored to sanity, to take such action as may be necessary and practical to have such beneficiary discharged and guardian removed, and may give advice and aid to the beneficiary in having himself adjudged sane, or sanity legally restored. Cooperate with the manager of hospital or chief medical officer with regard to commitment of patients and discharge of committed patients and to cooperate with such administration officers and State authorities in cases where such beneficiaries

elope from hospitals. Keep a record of all action taken in each guardianship case handled, a record of accounts, and such other records as will enable him to supply the data necessary for the monthly and semiannual reports. His files and records will be kept in such order that they will be available at all times for checking by the field supervisor. Cooperate with all interested welfare agencies and secure their interest and cooperation in carrying out the administration's policy respecting minors and incompetents. Present to the State or local bar association, welfare organizations, or State legislature, suggestions relative to legislation or other matters. (April 11, 1947)

No change in fourth paragraph.

§ 20.5024 *Organization of the office of chief attorney; regional offices and centers.* There will be a chief attorney's office in each regional office and center with regional office activities in the United States and its insular and territorial possessions, which shall be composed as follows: Chief attorney; assistant attorney or attorneys; field examiner or examiners; fiduciary accounts analysts; stenographer-secretary; and such clerical and stenographic personnel as may be necessary. (April 11, 1947)

§ 20.5050 *Field examinations; types.* Field examinations will be of the following types: Examinations in guardianship and custodianship cases; examination of offenses against the Federal laws; examination of accidents alleged to be due to negligence of Veteran's Administration employees and accidents causing damage to Veterans' Administration property (this refers only to torts wherein a liability arises against or in favor of the Government); examination into claims cases, including compensation, adjusted compensation, pensions, vocational rehabilitation and education; retirement pay; insurance cases, guaranty or insurance of loans and other benefits under the Servicemen's Readjustment Act of 1944, as amended; examinations directed by the manager or deputy administrator on general administrative matters; and examinations requested by a United States district attorney or other representative of the Department of Justice, in civil and criminal cases. (April 11, 1947)

§ 20.5052 *Requests for field examinations.* All adjudicating and other agencies are directed to observe the provisions of the Field Examination Manual and the following instructions concerning requests for field examinations. Field Examination Request, VA Form 2-3537a, will be prepared in each case in duplicate, one copy retained in file, the original being signed by the official making the request and forwarded to the regional chief attorney, whose office is to make the field examination. If an additional copy of the field examination report is desired by the requesting agency this will be indicated by supplying an additional copy of the request. If simultaneous field examinations are to be made in different offices, sufficient additional copies will be made so that a copy may be sent each office concerned.

The statement of facts should be sufficiently complete to give the receiving office, and the field examiner to whom the field examination request is assigned, a clear understanding of the situation. The points to be developed must be specific and as complete as circumstances permit. If documents are in question, they should be attached to the VA Form 2-3537a. The complete file will be forwarded with the VA Form 2-3537a when, in the opinion of the requesting official, such action is necessary to satisfactorily accomplish the field examination. Any field examination request not prepared in the manner outlined above will be returned by the chief attorney to the official making the request for compliance with the foregoing instructions. (April 11, 1947)

§ 20.5054 *Authorization and functions of field examiners.* Field examiners are authorized to examine into the correctness of claims and to administer oaths and affirmations in connection with claims arising under the laws administered by the Veterans' Administration when required and in taking testimony or depositions. Field examiners will perform all field examination work assigned to the office of the chief attorney, regional office, in accordance with regulations, and such other duties as are assigned by the chief attorney or manager. (April 11, 1947)

§ 20.5062 *State legislation.* The question of State legislation pertaining to Veterans' Administration beneficiaries is a complex matter. Chief attorneys will cooperate with the affiliated organizations and with local and State bar associations to the end that deficiencies of the State laws relative to guardianship and other matters may be removed. In order to insure carefully planned and coordinated legislation relative to such matters, all proposed legislation coming to the attention of the chief attorney will be submitted to the solicitor through the chief attorney, branch office, for review. Deficiencies in State laws will be brought to the attention of solicitor, through the chief attorney, branch office, with a request for advice or suggestions as to needed remedial legislation, and no action to commit the Veterans' Administration regarding any proposed legislation will be taken without the approval of the solicitor. Chief attorneys will express their views on the proposed State legislation in transmitting same to the solicitor. All such legislation enacted should be reported to the solicitor through the chief attorney, branch office, in order that information regarding same may be supplied chief attorneys, regional offices, and chief attorneys, branch offices, in other States. (July 25, 1946)

#### GUARDIANSHIP

*Procedure To Be Followed in Recognizing Legal Custodian and in Securing Appointment of Guardian, Etc., for Minor or Mentally Incompetent Beneficiary and in Making of Institutional Awards to Chief Officers of Institutions*

§ 20.5200 *General; notification to chief attorney.* In order that the chief

attorney may supervise, in cooperation with the other services, all Veterans' Administration activities in his region having to do with the welfare of minors or mental incompetents, when any benefit is payable by the Veterans' Administration to a person mentally incompetent or to a minor other than a veteran who has been discharged from the military forces of the United States or a minor widow, the director of the veterans' claims service, director of the dependents and beneficiaries' claims service, director of the disability insurance claims service, central office, the director of claims service and director of insurance service, branch offices, the adjudication officer, or chief, vocational rehabilitation and education division, field stations, will notify the chief attorney of the region wherein the minor or incompetent resides of the necessity for the appointment of a fiduciary or the determination of a legal custodian, as the case may be, and request that such appointment be made as speedily as possible. (April 11, 1947.)

§ 20.5201 *Form of notification.* The director of the veterans' claims service, director of the dependents and beneficiaries claims service, director of disability insurance claims service, central office, or director of claims service and director of insurance service, branch offices, the adjudication officer, or chief, vocational rehabilitation and education division, field stations, will notify the chief attorney by letter or memorandum, advising the name and date of birth of the beneficiary, name and address of the parent or nearest next of kin of the beneficiary, if available from the records, and the amount of the initial payment and monthly payments to be made. If the beneficiary resides in another regional area, it will be the duty of the chief attorney receiving the letter or memorandum above provided to communicate the information contained therein to the chief attorney of the regional office or hospital concerned.

(a) Section 21 (4) of the World War Veterans' Act, 1924, as amended, repeals the act of August 8, 1882 (22 Stat. 373; 38 U. S. C. 44), and provides that in case of any incompetent veteran having no guardian, payment of compensation, pension or retirement pay may be made, in the discretion of the Administrator, to the wife of such veteran for the use of the veteran and his dependents.

In cases coming within section 21 (4) of the World War Veterans' Act, 1924, as amended, the director, veterans' claims service, central office, or adjudication officer, field station, will notify the chief attorney of the office having jurisdiction over the territory in which the veteran resides furnishing information as to the name and address of the veteran and his wife, the amount of the initial payment and monthly payments to be made. The chief attorney will investigate each case to determine whether the wife is properly qualified to administer the funds payable, whether she will agree to use the funds for the benefit of the veteran and his dependents, and whether all conditions justify payment of the

compensation, pension or retirement pay to the veteran's wife; or whether, in the best interests of the veteran and his dependents a guardian should be appointed to receive and administer the funds payable. If the chief attorney determines that payments shall be made to the wife, a complete report will be forwarded to the director of the veterans' claims service or adjudication officer, field station, accompanied by the evidence disclosing the facts, with a recommendation that payments be made to the wife. If the chief attorney determines that the facts justify the appointment of a guardian, he will take action promptly to effect the appointment and will forward the evidence thereof, together with his certification as to the legality of the appointment and adequacy of bond, to the director of the veterans' claims service or adjudication officer, field station, accompanied by a report of the facts and the evidence upon which his determination in this respect was based. For the purpose of determining whether the funds paid to the wife are being applied as intended and whether the payments should continue to the wife, or whether in the interests of the veteran and his dependents action should be taken to have a guardian appointed, or whether the veteran has recovered and should be rerated as to competency, a social survey will be accomplished each year. The case will be diaried for this purpose on the Account Due Card, VA Form 2-3526. A record of these cases will be maintained on the locator index, VA Form 2-3525, filed alphabetically. A correspondence file on each case will be maintained. (April 11, 1947)

§ 20.5202 *Notice to officer requesting appointment of a fiduciary.* The case file will be diaried by the director of the veterans claims service, director of the dependents and beneficiaries claims service, director of disability insurance claims service, central office, or director of claims service and director of insurance service, branch office, adjudication officer, or chief, vocational rehabilitation and education division, field station, to come up for attention sufficiently far in the future to enable the chief attorney to secure a certified copy of the letters of appointment of the guardian or arrange for the determination of a legal custodian. If action is not then completed, a proper follow-up will be maintained on the chief attorney. It will be the duty of the chief attorney to secure and furnish the officer requesting the appointment of the fiduciary a certified copy of the letters of appointment of the guardian with VA Form 2-4704, Certificate of Legality of Appointment and Adequacy of Bond, or VA Form 2-555, Certificate of Legal Custody. The chief attorney will notify the officer requesting the appointment at the earliest moment possible, as to whether or not there will be a guardian appointed, or a determination as to a legal custodian in the case. The chief attorney will also notify the above-mentioned officers if there is to be a delay in the appointment of a fiduciary, the reason for such delay, and the probable date of appointment. (April 11, 1947)

## CUSTODIANS

§ 20.5205 *Amount of benefits payable by the Veterans' Administration to legal custodians.* When a claimant under legal disability is found entitled to any benefit payable by the Veterans' Administration, the accrued amount of which at the time of the adjudication is \$500 or less, or the monthly rate of which is \$50 or less, or if the finding is in favor of two or more claimants under legal disability and the accrued amount at the time of the adjudication is \$750 or less, or the combined monthly rates amount to \$70 or less, and no legal guardian or committee has been appointed, such awards shall be made upon proper finding to the person legally vested with the responsibility or care of such claimant or claimants: *Provided*, That the best interests of the claimant will be served thereby and the legal custodian is properly qualified.

No change in (a).

(b) If benefits are due an incompetent adult or a minor Indian who is a recognized ward of the Government and for whom no guardian has been appointed, the chief attorney will secure from the proper superintendent or other bonded officer designated by the Secretary of the Interior to receive funds under the provisions of Public No. 373, 72d Congress (25 U. S. C. 14), a certification showing that (1) the said beneficiary is a ward of the Government, (2) that no guardian or other fiduciary has been appointed, (3) that the officer has been designated by the Secretary of the Interior in accordance with said act, (4) that he is properly bonded, and (5) that he will receive, handle, and account for such benefits in accordance with existing law and the regulations of the Department of the Interior. VA Form 2-555 will not be prepared in such cases; instead, the chief attorney, if he approves the certification, will forward it to the proper adjudication agency for payment under said act.

The limitations of § 20.5205 will not apply to these cases nor will accounts be required of such officers by the chief attorney. (April 11, 1947)

§ 20.5211 *Certificates of custody.* VA Form 2-555, Certificate of Legal Custody, or VA Form 2-555c, Certificate of Actual Custody, will be prepared and signed by the chief attorney who has secured the data upon which said certificate is based and forwarded to the adjudication agency which requested the appointment. No certificate will be issued where it is shown that the person to whom it is proposed to make payments is not a fit person to have custody of the claimant. (April 11, 1947)

## FIDUCIARIES

§ 20.5220 *Chief attorney to sign certificates required by Uniform Veterans' Guardianship Act, or similar State legislation, as representative of the Administrator.* In accordance with the authority granted to the Administrator under section 7, Public No. 2, 73d Congress (38 U. S. C. 707), chief attorneys are hereby authorized to sign, as representative of the Administrator, certificates required

by the Uniform Veterans' Guardianship Act, or similar State legislation adopted in lieu thereof. (April 11, 1947)

§ 20.5227 *Costs for appointment of guardians.* Costs for appointment of guardians pursuant to section 21 of the World War Veterans' Act, 1924, as amended, which applies to all benefits payable by the Veterans' Administration, will be authorized only in cases wherein:

(a) Benefits payable are small and such costs would unduly deplete the estate.

In applying the provisions of this section, chief attorneys may authorize costs and perform legal services incident to the appointment of a guardian in any case wherein the total amount of benefits payable at date of award on which request for appointment of guardian is based does not exceed the amount prescribed by Public Law 662, 79th Congress (38 U. S. C. 739), for the discontinuance of payments; in any exceptional case not falling within this limit, but wherein the chief attorney is of the opinion costs should be paid, a full report may be made to the chief attorney, branch office, with a request that costs be authorized. Costs will not be authorized or paid in any case if the proposed guardian is not satisfactory. (April 11, 1947)

No change in (b) or (c).

§ 20.5230 *Petition for inquisition in lunacy.* The chief attorney will not file or cause to be filed a petition for an inquisition in lunacy for commitment or for the appointment of a guardian unless he has a written signed statement from the incompetent veteran's nearest relative or from the veteran himself. In the event there is no near relative and if the veteran is not mentally capable of authorizing such action, the chief attorney may file the petition if signed by a civil official or representative of a cooperating agency. No employee of the Veterans' Administration will sign such a petition unless authorized by the solicitor. The chief attorney will render the legal services in commitment cases when costs are authorized to be paid by the Veterans' Administration as provided in § 20.5224. In guardianship cases the chief attorney will notify the veteran's nearest relative, the person selected as the proposed guardian, a civil official or a representative of a cooperating agency of the action that should be taken, and that the chief attorney will, if so requested, file the petition without cost if veteran is not entitled to sufficient benefits to justify employment of an attorney. Thereafter he will take no definite action relative to the filing of a petition unless and until such written request therefor is received. (April 11, 1947)

§ 20.5245 *Liaison with Veterans' Administration installations and Federal and State institutions.* The chief attorney will maintain close liaison with the managers of the Veterans' Administration hospitals, officers in charge of other Federal hospitals, and superintendents of State and contract institutions, to the end that the chief attorney will be notified of admissions, commitments, trial visits, elopements and discharges of in-

competent veterans. VA Form 10-2622, Information Regarding Movement of Persons Receiving Hospital Treatment, will be used by the managers of Veterans' Administration hospitals for this purpose, and more particularly in relation to the prescribed procedure to avoid interruptions of payments in cases of incompetent veterans on trial visits. This form will be sent by the manager to the chief attorney in whose area the hospital is located, who when indicated will forward the form to the chief attorney of the area in which the veteran is then residing. In the cases of eloped patients, every facility of the Veterans' Administration will be made available to the chief attorney in endeavoring to have such patients returned to the hospital in accordance with prescribed procedure. (April 11, 1947)

§ 20.5260 *Determination of need for institutional award and notification to adjudicating agency.* The chief attorney will, upon receipt of VA Form 8-592, Request for Appointment of a Fiduciary, Custodian or Guardian, from the adjudication agency, determine the need for the appointment of a guardian or the adjudication of a case under the orders governing the making of institutional awards. In case the chief attorney deems an institutional award advisable, appropriate recommendation will be made to the adjudicating agency.

(a) When under prescribed procedure (§ 3.1230 (a) of this chapter) an institutional award and apportionment to dependents, if any, have been made in advance of reference to the chief attorney, upon receipt of VA Form 8-592, the chief attorney will make any necessary determination as to whether the institutional award and apportionment satisfactorily provide for the veteran and dependents, or as to whether payments should be made to the wife under § 20.5201 (a). If the wife, or other dependents, reside in an area of a different regional office, the chief attorney will forward VA Form 8-592 to the chief attorney of that office. If the chief attorney determines that a special apportionment is proper he will submit any necessary information, with his recommendation as to the amount to be paid the dependents, to the adjudicating agency in the regular procedure. Any adjustment with reference to the institutional award will be taken up by or with the chief attorney in the area in which the hospital is located. If payments are made to the wife, the chief attorney having jurisdiction of the area in which the wife resides is the principal chief attorney for purposes of § 20.5201 (a). In cases of this nature adjudicated in central office, or branch offices, VA Form 8-592 will be forwarded to the chief attorney in the area in which the veteran is hospitalized and a separate VA Form 8-592 to the chief attorney in the area in which the dependents are located, if different from that in which the veteran is hospitalized. (April 11, 1947)

§ 20.5263 *Determination and certification of legality and adequacy of bond.* Before certifying as to the legality of an appointment, the chief attorney will de-

termine whether the court had proper jurisdiction, ascertain if the proceedings were regular in every respect in accord with the State law, and see that the papers are in due form. He will then prepare and forward VA Form 2-4704, Certificate of Legality of Appointment and Adequacy of Bond, with the letters of guardianship to the adjudicating agency requesting the appointment for the purpose of payment. It will not be necessary to forward certified copy of bond, except in administration cases, but such bond will be filed in the guardianship file for ready reference thereto when accountings are rendered. Where the appointment is found to be invalid or the bond insufficient, appropriate action will be taken by the chief attorney to have same corrected. (April 11, 1947)

§ 20.5275 *Natural guardians; in the United States.* The common-law rule giving to guardians by nature power over the person only, and not over the property of the ward, is enacted by statute in most of the States; and where not so enacted, it is binding authority in every State recognizing the common law. (Woerner, American Law of Guardianship) (January 27, 1936)

§ 20.5277 *Effecting recovery of overpayments of illegal payments to fiduciaries, and "post fund" cases.* When it has been determined that there has been an overpayment or an illegal payment and the particular case has been acted upon by the proper committee on waivers and all efforts to effect recovery from the fiduciary for the estate of the living or deceased person in accordance with the finance procedure have been unsuccessful, the finance officer in the regional office of Veterans' Administration hospital will forward a complete statement of the facts with reference to the overpayment or illegal payment to the chief attorney for attention. The chief attorney will immediately communicate with the fiduciary in an effort to secure a refund of the overpayment or illegal payment and will assist the fiduciary in obtaining any order of the court necessary for this purpose. The chief attorney, if necessary, will make informal contacts with the court of appointment with a view to effecting an order of the court directing the fiduciary to return the amount of the overpayment or illegal payment, but in no instance will the chief attorney institute a suit by filing a petition in the name of the United States for this purpose. When all reasonable efforts on the part of the chief attorney to effect recovery have been unsuccessful, a full and complete report will be submitted to the office of the solicitor, through the chief attorney, branch office, setting forth the facts pertaining to the overpayment or illegal payment, the efforts made to effect recovery, the balance of the estate in the hands of the fiduciary and the ability of the fiduciary to make the refund, in order that the particular claim may be referred to the Department of Justice for appropriate attention. A similar procedure will be followed with respect to overpayments or illegal payments under the jurisdiction of central office or branch offices and the



director of finance services will refer such cases to the office of the solicitor in central office cases and the chief attorney, branch office, in branch office cases, for reference to the chief attorneys. (July 25, 1946)

(a) "Post fund" cases. Act of June 25, 1910, as amended by Public Law 382, 77th Congress (38 U. S. C. 17). See Part 17 of this chapter. (April 11, 1947)

**SUPERVISION OF CUSTODIANS, ETC., AND CHIEF OFFICERS OF INSTITUTIONS**

*General*

§ 20.5282 *Rights of wards.* The duty of the chief attorney is not to check the work of the Veterans' Administration with regard to the rights of its wards, but to cooperate with each of the other divisions concerned in establishing those rights. The chief attorney will determine that the guardian, or other responsible person, has filed a claim for all possible benefits. In those cases in which benefits are paid by the Veterans' Administration to an administrator or executor of the estate of a deceased beneficiary, the chief attorney will see that the guardian of any beneficiary receiving other payments direct from the Veterans' Administration, who is entitled to share in the distribution of the estate of the deceased beneficiary, files claim with the administrator or executor for the share to which the beneficiary under guardianship is entitled, and that such funds when received are accounted for by the guardian. (January 27, 1936)

§ 20.5290 *Principal attorney.* Cooperation with other chief attorneys is absolutely essential when the ward, or beneficiary, is in the territory of one regional office, while the guardian or proposed guardian, and the appointing court are in the territory of another regional office or of other regional offices. For proper operation of guardianship procedure, however, it is essential that the guardianship file, accounting records, etc., be maintained in the office within whose territory the court having jurisdiction is situated. The chief attorney within the jurisdiction of the court will be the principal in all such cases. He may secure from the chief attorney where the ward resides such social survey reports and other data as may be necessary. In the event he cannot secure an accounting from a non-resident guardian, he may secure from the chief attorney where the guardian resides such information as may be necessary to enable him to check the account and make proper representation to the court. In forwarding the information requested, the chief attorney where the ward or guardian resides may make such recommendation as may seem proper, but the determination of the case will remain with the chief attorney within jurisdiction of the court. If payments are to be suspended, or if action against, or for removal of, the guardian is to be instituted, such action will be taken only by him. (June 1, 1938)

(a) If the guardianship appointment has been, or is to be, made in a foreign country—other than the Republic of the Philippines—or in one of the possessions of the United States—other than Alaska,

Hawaii, and Puerto Rico—or if the appointment is in this country, but the ward or his dependents reside in any foreign country or other possession, cooperation will be with the office of the solicitor. (April 11, 1947)

(b) In making requests on chief attorneys of other regional offices, the chief attorney will keep in mind the limitations under which such work must be performed, and will, as far as possible, make such requests conform to the established program of the other office. (June 1, 1938)

§ 20.5291 *Award information to chief attorney.* The adjudication officer in the office having jurisdiction of the claims file will supply the chief attorney with detailed information each time any change is made in an existing award to an incompetent or minor beneficiary, in whose behalf payments are going forward to a legal guardian or custodian, or wife of an incompetent veteran. In those cases where the guardian, custodian or wife was appointed or recognized in another jurisdiction, the chief attorney is charged with the duty of immediately forwarding such information to the chief attorney having principal jurisdiction over the guardian, custodian or wife. Unless this information is furnished simultaneously with the change made in the award, the principal chief attorney is unable to supervise properly the guardian or custodian and the accountings made or determine any required action in cases of payments to a wife of an incompetent veteran. Chief attorneys will take proper action to establish the necessary procedure in their offices for the furnishing of this information to the principal chief attorney immediately upon the change of any award existent in the case of a beneficiary having a guardian or custodian, or in which payments are being made to a wife of an incompetent veteran.

(a) A similar procedure will be followed in cases under the jurisdiction of central office or branch office to insure that notices of changes in awards will be supplied the chief attorney having principal jurisdiction over the guardian, custodian or wife of an incompetent veteran. (July 25, 1946)

§ 20.5301 *Disposition of account books.* After the account book, properly executed, has been received by the chief attorney from the fiduciary in those cases wherein legal services are authorized, a careful audit of all items made, and the accounting submitted to the court, a summary of the account consisting of all information and data required should be made for the chief attorney's records on VA Form 2-4707, Summary of Account. When the records have been completed in this respect and the account book is not further required, it will be returned to the fiduciary. Any irregularities observed in the account book should be called to the attention of the fiduciary, together with any instructions which the chief attorney may deem necessary. The fiduciary should be advised that the account book should be retained by him until he has been discharged and his final account-

ing approved by the court. (April 11, 1947)

(a) Certified copies of guardians' accounts:

If the chief attorney states the account for the guardian he may retain a copy; otherwise, and especially in those States wherein the law requires that the chief attorney be supplied with a copy of the guardian's account, the chief attorney will insist upon being supplied therewith. If the cost of certification is excessive, the chief attorney may dispense with same providing he is satisfied the copy supplied is a true copy of the account as filed, or otherwise is able to verify same by comparison with the public records. (November 1, 1932)

**CUSTODIANS**

§ 20.5310 *Accounts of custodians.* Except in those cases where accountings are not required as explained in § 20.5305, the chief attorney will secure an annual accounting, using VA Form 2-4706a, Accounting Form for Use by Legal Custodians of Minor and Incompetent Beneficiaries of the Veterans Administration, from each custodian within the territory of his regional office. Custodians-in-fact recognized under the provisions of section 21 (3), World War Veterans' Act, as amended, and § 20.5205 (a) will be required to render accounts for any period of time they receive payments, showing the actual application of the funds received for the benefit of the beneficiary. If payments are made or resumed to the fiduciary, a copy of the custodian's-in-fact account may be supplied the appointing court if desired by any part in interest. (April 11, 1947)

§ 20.5317 *Bonds and sureties.* No change in (a) or (b).

(c) If any surety company is placed in receivership or ceases to do business in the particular State, the chief attorney will take the necessary action to have proper bonds substituted in each case. In the case of receivership, bankruptcy, or other proceedings to conserve the assets, or wind up the affairs of a corporate surety, the chief attorney will ascertain the termination date for filing claims with local and general receivers or other designated officials and see that all adjudicated and contingent claims are filed in time to receive proper classification and allowances. (April 11, 1947)

§ 20.5322 *Accountings and certificates of balance.* Except in cases where accountings are not required as explained in § 20.5305, accountings will be obtained at least once a year by the chief attorney from all guardians of Veterans' Administration beneficiaries appointed by the courts within the territory of his office. These accountings will be obtained direct from the guardian. When the State courts require accounting once a year the chief attorney will advise the guardian 30 days prior to the date his account is due in the court of appointment, and forward at the same time three copies of VA Form 2-4706 series. The original may be used by the guardian in submitting his account to the court, and a copy forwarded to the chief attorney duly certified by the clerk of the

court as a true copy of the account filed with the court, together with a certification from the bank or trust company in which the estate of the ward is deposited showing a balance, and certificate regarding inspection of assets as provided in § 20.5321 (b) (5). The third copy may be retained by the guardian. VA Form 2-4706c will be used in lieu of VA Form 2-4706, in those regional areas where the use of VA Form 2-4706 is not practicable. In case these VA Forms 2-4706 or 2-4706c cannot be used in the court, the chief attorney will prepare a form suitable to meet the requirements of the State statute or will use regular form supplied by court, and will require that the guardian forward a copy of the form of account as submitted to the court with the certificates of bank balance and inspection of assets at the same time the original is filed with the court. As stated above, accountings will be secured in all cases at least once a year, unless waived pursuant to existent instructions. (April 11, 1947)

§ 20.5326 *Action upon receipt of account.* As soon as the account is received in the office of the chief attorney, it will be attached to the correspondence file and forwarded to the fiduciary accounts analyst, who will analyze the account. Receipt of the account will be duly recorded on the account due card, VA Form 2-3526, and the card will be filed as a diary for the succeeding year. If the account is proper in every respect, the same may be stamped, as stated in § 20.5325. While accounts are examined and briefed by fiduciary accounts analysts, they will be passed upon finally only by the chief attorney or other attorney. (April 11, 1947)

No change in (a).

(b) In the event of the death of a beneficiary under guardianship, the chief attorney will secure from the guardian a final account showing the amount, if any, of funds held by the guardian derived from payments of compensation, pension, retirement pay, automatic or term war risk insurance, or gratuitous or five-year convertible term National Service Life Insurance for the purpose of determining whether the estate will escheat to the United States pursuant to the last proviso of section 21 (3) of the World War Veterans' Act, 1924, as amended (38 U. S. C. 450). The chief attorney will ascertain whether administration will be had on the estate of the deceased veteran, and also whether there are any heirs. If there are no heirs, he will report the facts to the appropriate adjudication service of central or branch office, and, in the case of an institutional award, to the chief officer of the institution. In such cases, the balance held by the chief officer of the institution will be returned to the Treasury in accordance with finance procedure, and any other funds held by the Veterans' Administration or in the "Funds Due Incompetent Beneficiaries" to the veteran's credit will be likewise deposited in the Treasury. In cases in which there are no heirs coming within the last proviso of section 21 (3) of the World War Veterans' Act, 1924, as amended, the chief attorney, wherever

possible, will endeavor to effect the return of the estate in the hands of the particular fiduciary to the United States, in connection with the final accounting of the fiduciary, or in any manner which may be possible under local procedure and practice, and will submit a report of all such cases to the office of the solicitor through the chief attorney, branch office. The chief attorney will not institute suit by filing a petition in the name of the United States for this purpose, but when such action becomes necessary the matter will be submitted to the Department of Justice by the solicitor upon receipt of the report from the chief attorney. The chief attorney will cooperate with the United States attorney, upon request, in any endeavor to effect the collection of such funds. (April 11, 1947)

§ 20.5329 *Authorization to institute legal procedure.* (a) The chief attorney, branch office, upon receipt of a report from the chief attorney showing the necessity for instituting legal procedure in accordance with the second proviso of paragraph 2, section 21, World War Veterans' Act, as amended, may authorize the chief attorney to take such action and to incur necessary costs.

(b) Any such costs paid by the Veterans' Administration will be recovered if possible from the adverse party, and deposited into the Treasury as miscellaneous receipts. (July 25, 1946)

§ 20.5330 *Action where account cannot be approved or proper administration of estate may not be secured.* In cases in which the account cannot be passed because objectionable under § 20.5327, the exceptions filed should be sufficient, if sustained, to show the incompetency of the guardian, and unless the court by its own motion will automatically remove the guardian, or proper administration of the estate may not be secured otherwise, the chief attorney is authorized to institute action to remove the guardian, to secure the appointment of a qualified successor, and to pay the costs in connection therewith. In case the account or other evidence shows that there has been misappropriation or embezzlement of funds, or other violation of section 2, Public No. 262, 74th Congress, the chief attorney will submit the case to the United States attorney. It will be incumbent upon the chief attorney in all cases to have the substitute guardian proceed against the guardian and surety. (April 11, 1947)

§ 20.5333 *Appeals, costs of, may be paid.* It is obvious that to be successful in an appeal the ground work must be well laid. In the first instance the petition, or other legal paper filed should show the exact basis whereon the action of the Veterans' Administration is predicated, and that such action is pursuant to the Federal law, and a function necessary to the discharge of the responsibility placed upon the Administrator by the Congress. If there be any State statute applicable, and this is true in many States, advantage should be taken thereof, and such statute should be relied upon as well as the Federal statute. No change in (a).

(b) No appeal to a district or other court where the trial is de novo will be filed and no costs in connection therewith authorized without prior approval of the chief attorney, branch office. No appeal to an appellate or supreme court will be filed and no costs in connection therewith authorized without prior approval of the solicitor—these to be referred by the chief attorney through the chief attorney, branch office, to the solicitor. In any case wherein the court overrules the petition or motion filed by the chief attorney, under the provisions of section 21, World War Veterans' Act, 1924, as amended, and an appeal is believed necessary to protect the estate of the Veterans' Administration beneficiary, the chief attorney will report all the facts to the chief attorney, branch office, and will make a definite recommendation regarding whether an appeal should be taken. The statement will show the termination of the appeal period; i. e., the date by which the appeal must be filed and the probable cost of the appeal. (April 11, 1947)

No change in (c).

§ 20.5344 *Manager notified when account required.* In such cases the chief attorney will notify the manager when the account is required; i. e., either annually or at such times as the information is necessary for purposes of checking guardian's account. VA Form 2-4706b, Hospital Account Form, may be used for this purpose and will show all receipts and disbursements. The vouchers and receipts will not accompany the accounting but may be inspected by the chief attorney or a representative of his office, if necessary. (April 11, 1947)

§ 20.5347 *Chief attorney to check accounts.* The manager of a Veterans' Administration hospital, home, or center before returning to a guardian any excess funds, either while the veteran remains therein or when he is discharged therefrom, will obtain from the principal chief attorney information as to whether such funds may be released to the guardian. The principal chief attorney's advice will be predicated upon the present status of the guardianship. If payments have been suspended to the guardian, or if the guardian is not satisfactorily accounting for the funds already received or bond is insufficient, the unexpended balance will be withheld until the irregularities have been adjusted. The chief attorney will then furnish the manager with information that the funds may be released to the guardian and will forward an executed VA Form 2-4704, Certificate of Legality of Appointment and Adequacy of Bond. (April 11, 1947)

(R. S. 471, sec. 5, 43 Stat. 608, sec. 1, 46 Stat. 991, secs. 1, 2, 46 Stat. 1016, sec. 7, 48 Stat. 9, sec. 1, 49 Stat. 607; 38 U. S. C. 2, 11, 11a, 426, 707, 38 U. S. C. Sup. 450)

[SEAL]

OMAR N. BRADLEY,  
General, U. S. Army,  
Administrator of Veterans' Affairs.

[F. R. Doc. 47-3701; Filed, Apr. 17, 1947;  
8:48 a. m.]

## PART 21—ATTORNEYS AND AGENTS; RULES OF PRACTICE; FEES

## RECOGNITION OF ORGANIZATIONS, ACCREDITED REPRESENTATIVES, ATTORNEYS, AGENTS; RULES OF PRACTICE AND INFORMATION CONCERNING FEES

§ 21.5627 *Accredited representatives.* Recognized organizations shall file with the Administration on the prescribed form furnished by the Veterans' Administration the names of any officers whom it desires recognized as accredited representatives thereof and the Veterans' Administration office or offices at which recognition is to be extended in the presentation of claims. In proposing a candidate for recognition as a representative, the organization, through its appropriate officer, shall certify to the following:

That the applicant is a citizen of the United States, of good character and reputation, is qualified by training or experience to assist in the presentation of claims; and that he is a member or employee of the organization.

That he is not employed in any civil or military department or agency of the United States and not a retired member of the Regular Army, Navy, Marine Corps, Coast Guard or Public Health Service.

Whether the applicant is a veteran, and if so, that he was honorably discharged from the active service.

No change in (a).

(b) An application received in the central office will be sent to the branch or regional office designated. The deputy administrator or regional manager, as the case may be, will secure sufficient facts, by field investigation, if necessary, to justify a determination whether the applicant is qualified. If the deputy administrator or the manager determines that the applicant is qualified, he will issue the notice (FL 2-3), sending the original to the applicant, and a copy to central office for notation and forwarding to the organization. If the approval is by the manager of a regional office, an additional copy will be forwarded to the appropriate branch office. In like manner, if approval is by the deputy administrator for the branch office and all regional offices in the branch area, copies will be forwarded to each regional office and a copy to central office. Branch and regional offices will establish intra-office procedures for notification of interested services. A record of accredited representatives will be maintained at each office. If the case is one of doubtful aspect, the entire matter will be referred to the central office, attention of the solicitor, through the appropriate branch office.

(c) Recognition will be canceled at the request of the organization, and the deputy administrator or manager may suspend any recognition for cause, pending a report, through channels, to the central office, attention of the solicitor, for final determination. In cases of extraordinary violation involving criminal action, cancellation may be effected immediately by the field office subject to

review by central office. Where recognition is canceled or suspended in accordance with the above, notice thereof (FL 2-5 or letter of suspension) will be supplied in the same manner, as above stated, with respect to notice of recognition.

(d) Nominations of accredited representatives of national service organizations and of the American Red Cross will be accepted only if approved by the national certifying officer of such organization.

(e) Letters of general recognition issued by the central office to national and field officers of recognized organizations will constitute authorization for their recognition in claims matters in all branch and regional offices of the Veterans' Administration and letters of recognition issued by a deputy administrator will constitute authorization for the accredited representative to present claims in the branch office only, or in the branch office and all regional offices in that area as required by his service organization.

(f) While accredited representatives are recognized for claims work at branch and regional offices their accreditation imparts the privilege of recognition in Veterans' Administration hospitals and homes in matters connected with such claims work. (R. S. 471, secs. 1, 5, 43 Stat. 607, 608, secs. 1, 2, 46 Stat. 1016, sec. 7, 48 Stat. 9; sec. 200, 49 Stat. 2031; 38 U. S. C. 2, 11, 11a, 421, 426, 707; 38 U. S. C., Sup. 101)

§ 21.5633 *Agents.* Any competent person of good moral character and of good repute who is a citizen of the United States, or who has declared his intention to become such a citizen and who is not engaged in the practice of law, may be admitted to practice as an agent, if not prohibited by law, and represent claimants before the Veterans' Administration by presenting to the Administrator of Veterans' Affairs, Washington, D. C., a properly executed application on the form prescribed by the Administrator (VA Form 3187). Applicants for admission to practice as agents may be required to prove their fitness to render substantial service by undergoing a written examination testing their knowledge of the laws administered by the Veterans' Administration and regulations promulgated thereunder, as to which separate instructions will be issued.

§ 21.5634 *Notification of appointment of attorney.* When an attorney has been admitted a 3 x 5 card will be prepared showing his name, address and date of admission. Copies of this card will be forwarded to (a) office of the solicitor, (b) chief attorneys of branch and regional offices within that area, (c) the director, claims service of the branch office within that area, (d) the adjudication officers of regional offices within that area, and (e) to any other office in which the attorney requests that his admission be recorded.

§ 21.5649 *Forms and advertisements; use of by attorneys and agents.* At-

torneys and agents shall not be furnished with supplies of Veterans' Administration forms but will be required to have them printed at their own expense and in strict accordance with the official forms prescribed by the Veterans' Administration. An attorney or agent may insert a power of attorney in his form over claimant's signature in words substantially as follows: "I hereby appoint

----- as my attorney to prosecute this claim." The power of attorney in order to be valid must fully comply with § 21.5641 of this chapter. Every attorney, agent, or other person recognized as entitled to practice before the Veterans' Administration shall submit to the Administrator, in duplicate, copies of all proposed forms and letterheads intended for use in connection with business before the Veterans' Administration and the Veterans' Administration will notify such attorney or agent of its approval or disapproval. The use by an attorney or agent of the characters "U. S.," or the words "United States," as a part of his title or of the title of his business shall not be permitted. Agents will not designate themselves as attorneys at any time except in a power of attorney. The publication or circulation of ordinary simple business cards, being a matter of personal taste or local custom, and sometimes of convenience, is not of itself improper, but solicitation of business by circulars or advertisements, or by personal communications or interviews, not warranted by personal relations, is unprofessional and will render an attorney or agent liable to suspension or exclusion from practice.

(R. S. 471, sec. 5, 43 Stat. 608, sec. 1, 46 Stat. 991, secs. 1, 2, 46 Stat. 1016, sec. 7, 48 Stat. 9, secs. 201-203, 49 Stat. 2032; 38 U. S. C. 2, 11, 11a, 426, 707, 38 U. S. C. Sup. 102-104)

[SEAL] OMAR N. BRADLEY,  
General, U. S. Army,  
Administrator of Veterans' Affairs.

APRIL 11, 1947.

[F. R. Doc. 47-3702; Filed, Apr. 17, 1947; 8:48 a. m.]

TITLE 43—PUBLIC LANDS:  
INTERIOR

## Chapter I—Bureau of Land Management, Department of the Interior

## Appendix—Public Land Orders

[Public Land Order 365]

## MICHIGAN

ESTABLISHING THE MICHIGAN ISLANDS  
NATIONAL WILDLIFE REFUGE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Michi-

gan are hereby withdrawn from all forms of appropriation under the public land laws and reserved and set apart for the use of the Department of the Interior as a refuge and breeding ground for migratory birds and other wildlife, the reservation to be known as the Michigan Islands National Wildlife Refuge:

## MICHIGAN MERIDIAN

T. 29 N., R. 9 E.,  
Sec. 15, lot 1 (Scarecrow Island).  
T. 40 N., R. 8 W.,  
Sec. 33, lot 1 (Shoe Island).  
T. 39 N., R. 9 W.,  
Sec. 17, lot 1 (Pismire Island).  
The areas described aggregate 11.94 acres.

This order shall take precedence over but not modify the withdrawal for classification and other purposes made by Executive Order No. 6964 of February 5, 1935, as amended, and Public Land Order No. 237 of June 22, 1944, withdrawing certain public lands for the use of the Navy Department as a target area for aerial bombing, so far as such orders affect the above-described lands.

[SEAL] OSCAR L. CHAPMAN,  
*Under Secretary of the Interior.*

APRIL 10, 1947.

[F. R. Doc. 47-3681; Filed, Apr. 17, 1947;  
8:46 a. m.]

## TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service,  
Department of the InteriorSubchapter B—National Wildlife Refuges;  
General RegulationsPART 11—ESTABLISHMENT, ETC., OF NATIONAL  
WILDLIFE REFUGESMICHIGAN ISLANDS NATIONAL WILDLIFE  
REFUGE

CROSS REFERENCE: For an addition to the tabulation contained in § 11.1, see Public Land Order 365 under Title 43, Chapter I, *supra*, establishing the Michigan Islands National Wildlife Refuge.

## NOTICES

## DEPARTMENT OF THE INTERIOR

## Bureau of Land Management

## ALASKA

## SHORE SPACE RESTORATION NO. 389

By virtue of the authority contained in the act of June 5, 1920 (41 Stat. 1059, 48 U. S. C. 372), it is ordered as follows:

Subject to valid existing rights and the provisions of existing withdrawals, the 80-rod shore space reserve created under the act of May 14, 1898 (30 Stat. 409), as amended by the act of March 3, 1903 (32 Stat. 1028, 48 U. S. C. 371), is hereby revoked as to the following described land:

## TERRITORY OF ALASKA

A tract of land identified as Lot "N" of the Totem Bight Group of Homesites, U. S. Survey No. 2606 (homesite application of Adolph Charles Prasil, Anchorage 010714). The area described contains 2.86 acres.

[SEAL] OSCAR L. CHAPMAN,  
*Under Secretary of the Interior.*

APRIL 4, 1947.

[F. R. Doc. 47-3680; Filed, Apr. 17, 1947;  
8:46 a. m.]

## MICHIGAN

NOTICE FOR FILING OBJECTIONS TO PUBLIC  
LAND ORDER ESTABLISHING THE MICHIGAN  
ISLANDS NATIONAL WILDLIFE REFUGE

Notice is hereby given that for a period of 30 days from the date of publication of this notice, persons having cause to object to the terms of Public Land Order 365,<sup>1</sup> of April 10, 1947, withdrawing certain lands in Michigan as the Michigan Islands National Wildlife Refuge, may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C.

In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held

<sup>1</sup> Title 43, Appendix, *supra*.

at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent and extent. Whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

[SEAL] OSCAR L. CHAPMAN,  
*Under Secretary of the Interior.*

APRIL 10, 1947.

[F. R. Doc. 47-3682; Filed, Apr. 17, 1947;  
8:46 a. m.]

FEDERAL COMMUNICATIONS  
COMMISSION

[Docket Nos. 7349, 7892]

MARION RADIO CORP. AND CHAMPION CITY  
BROADCASTING CO.MEMORANDUM OPINION AND ORDER DESIGNATING  
APPLICATION FOR CONSOLIDATED HEARING  
ON STATED ISSUES

In re applications of Marion Radio Corporation, Marion, Indiana, for construction permit, Docket No. 7349, File No. BP-4429; Dr. Delbert Joseph Parsons, John Edward Harwood and Bill Erin, doing business as Champion City Broadcasting Company, Springfield, Ohio, for construction permit, Docket No. 7892, File No. BP-5208.

The Commission has before it a petition filed on February 19, 1947, by Champion City Broadcasting Company, Springfield, Ohio, requesting reconsideration of the Commission's action of January 30, 1947, which granted without hearing the application of the Marion Radio Corporation for a construction permit (File No. BP-4429; Docket No. 7349), for a standard broadcast station to operate on 1600 kc, with 1 kw power, daytime only, at Marion, Indiana. The petitioner requests, in the alternative, that the grant be set aside and the application designated for consolidated hearing with the petitioner's application for a construction permit (File No. BP-5208; Docket No. 7892), for a standard broadcast station to operate on 1600 kc, with 1

kw power, daytime only, at Springfield, Ohio; or that the grant to the Marion Radio Corporation be conditioned upon such permittee accepting whatever interference may be caused to its proposed station by the operation of the petitioner's proposed station, in the event the latter should receive a grant.

Marion Radio Corporation, Marion, Indiana, had originally applied for a different frequency. Subsequently, on January 7, 1947, it filed a petition for leave to amend its application to 1600 kc, with 1 kw power, daytime only, and for grant of such application. The petition was granted and the amendment accepted on January 30, 1947, at which time the application for a construction permit was also granted. On January 16, 1947, Champion City Broadcasting Company, Springfield, Ohio, similarly filed a petition to amend its application to 1600 kc, with 1 kw power, daytime only, and to remove its application from the hearing docket. The petition was incomplete, in that no affidavit as to compensation was included, but the necessary information to make such petition complete was supplied by the petitioner on January 30, 1947, the date of the grant to the Marion Radio Corporation. On February 7, 1947, the Motions Commissioner granted Champion City leave to amend its application, and to remove from the hearing docket.

According to the petition for reconsideration, the operation of permittee's station at Marion, Indiana, would cause interference within the 0.5 mv/m normally protected service area of the petitioner's proposed station at Springfield, Ohio. The separation between Springfield and Marion is approximately 107 miles. Petitioner alleges that 17% of the population within petitioner's interference-free contour would receive objectionable interference; similarly, the authorized station at Marion would suffer interference from the proposed operation of petitioner's station to approximately 18.8% of the population within its 0.5 mv/m contour. These estimates are based upon assumptions by petitioner's engineers as to antenna efficiencies of the respective applicants which are quite conservative.

The interference is considerably higher than the 10% permitted by the Commis-

sion's Standards (See Standards, Page 4), even according to petitioner's engineering estimates. It is possible, however, that the interference may be substantially greater than that predicted by petitioner's engineers should the antennas of the respective applicants have higher efficiencies than were assumed by petitioner's engineers.

Petitioner waives objections to any interference which might result to its proposed station from the operation of the permittee's proposed station, and alleges that it has been informally advised that Marion Radio Corporation similarly raises no objections because of the predicted interference. The Commission, however, can not overlook the fact that simultaneous operation as proposed by these two applicants in violation of the Commission's Standards would result in an inefficient use of the frequency.

On January 30, 1947, Champion City and Marion Radio each had pending before the Commission petitions for leave to amend their respective applications seeking identical facilities. One applicant's petition for leave to amend fell within the delegated authority of the Motions Commissioner; the other did not, and was accordingly presented to the Commission en banc. Under these circumstances, the petition of Marion Radio for leave to amend became ready for Commission en banc action before that of Champion City reached the Motions Commissioner, and the Commission en banc inadvertently overlooked the pending petition of Champion City for leave to amend. In this situation, and in the light of the mutual interference which would result from simultaneous operation of the two applicants, the Commission is of the opinion that public interest would not be served by simultaneous grants of both applications, and that fairness and equity require that the Marion grant be set aside and both applications, as amended, be designated for a consolidated hearing.

Accordingly, *It is ordered*, This 3d day of April 1947, that insofar as the petition requests that the Marion Radio Corporation grant be conditioned upon the acceptance by it of whatever interference may result to it from the operation as proposed by petitioner, if its application should be granted, the petition be, and it is hereby, denied; that insofar as the petition requests reconsideration of the action of the Commission January 30, 1947, granting the application, as amended, of Marion Radio Corporation, said petition be, and it is hereby, granted; the grant to Marion Radio Corporation of January 30, 1947, be, and it is hereby, set aside; and that application and the application of Champion City Broadcasting Company, as amended, be, and they are hereby, designated for hearing in a consolidated proceeding, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners and of the applicant corporation, its officers, directors and stockholders to con-

struct and operate their proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations, and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference, each with the other, or with the services proposed in any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

Notice is hereby given, that § 1.857 of the Commission's rules and regulations is not applicable to this proceeding.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-3731; Filed, Apr. 17, 1947;  
8:49 a. m.]

[Docket Nos. 7584, 8268, 8269]

WESTERN RESERVE BROADCASTING CO. ET AL.  
ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Western Reserve Broadcasting Company, Cleveland, Ohio, Docket No. 7584, File No. BP-4760; Marietta Broadcasting Company (WMOA), Parkersburg, West Virginia, Docket No. 8268, File No. BP-5595; The Civic Broadcasters, Inc., Cleveland, Ohio, Docket No. 8269, File No. BP-5852; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1947;

The Commission having under consideration the above-entitled applications of Western Reserve Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1260 kc, with 5 kw power, unlimited time, at Cleveland, Ohio, Marietta Broadcasting Company, licensee of station WMOA, Marietta, Ohio, request-

ing a construction permit to move said station to Parkersburg, West Virginia and change the facilities of said station from 1490 kc, with 250 w power, unlimited time to 1260 kc, with 1 kw power, unlimited time, employing a directional antenna, and The Civic Broadcasters, Inc., requesting a construction permit for a new standard broadcast station to operate on 1260 kc, with 5 kw power, unlimited time, employing a directional antenna, at Cleveland, Ohio;

*It is ordered*, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations and Station WMOA as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and Station WMOA as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations and Station WMOA as proposed would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations and Station WMOA as proposed would involve objectionable interference with the services proposed in the pending application of WLEU Broadcasting Corporation, Erie, Pennsylvania (File No. BP-4115, Docket No. 6913) or in any other pending applications for broadcast facilities end, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations and Station WMOA as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

Notice is hereby give that § 1.857 of the Commission's rules and regulations is not applicable to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-3732; Filed, Apr. 17, 1947;  
8:49 a. m.]

[Docket Nos. 8043, 8064, 8065, 8270]

MID-STATE BROADCASTING CO. ET AL.

## ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Mid-State Broadcasting Company (WMMJ), Peoria, Illinois, Docket No. 8043, File No. BP-5551; Grain County Broadcasting Co., Inc., Peru, Illinois, Docket No. 8064, File No. BP-5567; Fred Jones & Mary Eddy Jones, a partnership d/b as Fred Jones Broadcasting Company (KFMJ), Tulsa, Oklahoma, Docket No. 8065, File No. BP-5585; Public Radio Corporation (KAKC), Tulsa, Oklahoma, Docket No. 8270, File No. BP-5985; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1947:

The Commission having under consideration the above-entitled application of Public Radio Corporation, permittee of a construction permit for a new standard broadcast station, KAKC, to operate on 1570 kc, with 1 kw power, daytime only, at Tulsa, Oklahoma, requesting a construction permit to change said facilities to 970 kc, with 1 kw power, unlimited time, employing a directional antenna and a petition by said applicant requesting that its application be designated for hearing in the above-entitled consolidated proceeding; and

It appearing, that the Commission on January 23, 1947, designated for hearing in a consolidated proceeding the above-entitled applications of Mid-State Broadcasting Company (WMMJ), (File No. BP-5551; Docket No. 8043) requesting a construction permit to change the facilities of Station WMMJ, Peoria, Illinois from 1020 kc, with 1 kw power, daytime only to 970 kc, with 1 kw power, unlimited time employing a directional antenna, Grain Country Broadcasting Co., Inc. (File No. BP-5567; Docket No. 8064) requesting a construction permit for a new standard broadcast station to operate on 980 kc, with 500 w, 1 kw local sunset power, unlimited time, employing a directional antenna, at Peru, Illinois and Fred Jones and Mary Eddy Jones, a partnership, d/b as Fred Jones Broadcasting Company requesting a construction permit to change the facilities to Station KFMJ, Tulsa, Oklahoma from 1050 kc, with 1 kw power, daytime only to 970 kc, with 500 w, 1 kw local sunset power, unlimited time, employing a directional antenna.

It is ordered, That the petition of Public Radio Corporation be, and it is hereby, granted; and

It is further ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Public Radio Corporation be, and it is hereby, designated for hearing in the above consolidated proceeding, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers direc-

tors and stockholders to construct and operate Station KAKC as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KAKC as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station KAKC as proposed, would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station KAKC as proposed would involve objectionable interference with the services proposed in the above-entitled applications of Mid-State Broadcasting Company (WMMJ) (File No. BP-5551, Docket No. 8043), Grain Country Broadcasting Co., Inc. (File No. BP-5567, Docket No. 8064), Fred Jones and Mary Eddy Jones, a partnership d/b as, Fred Jones Broadcasting Company (KFMJ) (File No. BP-5585, Docket No. 8065) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station KAKC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Commission's orders, dated January 23, 1947, designating for hearing the above-entitled applications of Mid-State Broadcasting Company (WMMJ) (File No. BP-5551, Docket No. 8043), Grain Country Broadcasting Co., Inc. (File No. BP-5567, Docket No. 8064) and Fred Jones and Mary Eddy Jones, a partnership, d/b as, Fred Jones Broadcasting Company, (File No. BP-5585, Docket No. 8065) be, and they are hereby, amended to include the above entitled application of Public Radio Corporation (KAKC), and to include among the issues for hearing, Issue No. 7, stated above.

Notice is hereby given that § 1.857 of the Commission's rules and regulations is not applicable to this proceeding.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.[F. R. Doc. 47-3733; Filed, Apr. 17, 1947;  
8:49 a. m.]

[Docket Nos. 8271, 8272]

BARTELL BROADCASTING CO. AND CHICAGO  
FEDERATION OF LABOR (WCFL)

## ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Bartell Broadcasting Company, Madison, Wisconsin, Docket No. 8271, File No. BP-5508; Chicago Federation of Labor (WCFL), Chicago, Illinois, Docket No. 8272, File No. BMP-2486; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1947:

The Commission having under consideration the above-entitled applications of Bartell Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1010 kc, with 1 kw power, daytime only, at Madison, Wisconsin and Chicago Federation of Labor requesting a modification of construction permit to change the directional antenna pattern of Station WCFL, Chicago, Illinois;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders and of the applicant association, its officers, executive board and members to construct and operate the proposed station and Station WCFL as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and Station WCFL as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed station and station WCFL as proposed would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed station and Station WCFL as proposed would involve objectionable interference, each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed station and Station WCFL as proposed

would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

Notice is hereby given, that § 1.857 of the Commission's rules and regulations is not applicable to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-3734; Filed, Apr. 17, 1947;  
8:49 a. m.]

[Docket Nos. 8273, 8274]

TRI-CITY BROADCASTING CO. AND MONVAL  
BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CON-  
SOLIDATED HEARING ON STATED ISSUES

In re applications of Tri-City Broadcasting Company, Bellaire, Ohio, Docket No. 8273, File No. BP-5421; Edgar M. Jones, Mary R. Jones, Hugo J. Parente and Michael Ferencz, d/b as Monval Broadcasting Company, Monessen, Pennsylvania, Docket No. 8274, File No. BP-5875; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1947;

The Commission having under consideration the above-entitled applications of Tri-City Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1050 kc, with 1 kw power, daytime only, at Bellaire, Ohio and Edgar M. Jones, Mary R. Jones, Hugo J. Parente and Michael Ferencz, d/b as Monval Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1050 kc, with 1 kw power, daytime only, at Monessen, Pennsylvania;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners and of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with

Stations KDKA, Pittsburgh, Pennsylvania, WCMW, Canton, Ohio or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference, each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That, Westinghouse Radio Stations, Inc., licensee of Station KDKA, Pittsburgh, Pennsylvania and Stark Broadcasting Corporation, licensee of Station WCMW, Canton, Ohio, be, and they are hereby, made parties to this proceeding.

Notice is hereby given that § 1.857 of the Commission's rules and regulations is not applicable to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-3735; Filed, Apr. 17, 1947;  
8:50 a. m.]

[Docket No. 8275]

WDAS BROADCASTING STATION, INC.

ORDER DESIGNATING APPLICATION FOR CON-  
SOLIDATED HEARING ON STATED ISSUES

In re application of WDAS Broadcasting Station, Incorporated (WDAS), Philadelphia, Pennsylvania, Docket No. 8275, File No. BP-5269; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1947;

The Commission having under consideration the above-entitled application requesting a construction permit to install a new vertical AM antenna, for Station WDAS, and mount a FM antenna on top of said AM antenna;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of WDAS Broadcasting Station, Incorporated be, and it is hereby designated for hearing, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate Station WDAS as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station WDAS as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station WDAS as proposed would involve objectionable interference with Stations WEST, Easton, Pennsylvania, WCBM, Baltimore, Maryland, WHGB, Harrisburg, Pennsylvania or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station WDAS as proposed would involve objectionable interference with the services proposed in the pending applications of Charles M. Meredith (File No. BP-5625, Docket No. 8092), Bevedere Broadcasting Corporation (File No. BP-5856), Seaside Broadcasting Company (File No. BP-5384, Docket No. 7965), Pioneer Broadcasters, Inc. (File No. BP-5694, Docket No. 8104), or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station WDAS as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That Associated Broadcasters, Incorporated, licensee of Station WEST, Easton, Pennsylvania, Baltimore Broadcasting Corporation, licensee of Station WCBM, Baltimore, Maryland, and Herbert Kendrick and G. L. Hash, d/b as Harrisburg Broadcasting Company, licensee of Station KHGB, Harrisburg, Pennsylvania, be, and they are hereby, made parties to this proceeding.

Notice is hereby given that § 1.857 of the Commission's rules and regulations is not applicable to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-3736; Filed, Apr. 17, 1947;  
8:50 a. m.]

SPARTANBURG ADVERTISING CO.

PUBLIC NOTICE CONCERNING PROPOSED  
TRANSFER OF CONTROL<sup>1</sup>

The Commission hereby gives notice that on April 2, 1947, there was filed with it an application (BTC-544) for its consent under section 310 (b) of the Communications Act to the proposed transfer

<sup>1</sup> Section 1.321, Part I, Rules of practice and procedure.

of control of Spartanburg Advertising Company, licensee of WSPA, Spartanburg, South Carolina, from A. B. Taylor to Surety Broadcasting Company. According to the proposal to transfer control A. B. Taylor agrees to sell 910 shares (100%) of the common voting \$100 par value capital stock of Spartanburg Advertising Company (made up of 814.1 shares presently owned by said A. B. Taylor and 95.9 shares which said Taylor has contracted by agreement dated February 17, 1947, to purchase from Walter J. Brown) to Surety Broadcasting Company for a total consideration of \$450,000. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

On July 25, 1946, the Commission adopted § 1.388 (known as § 1.321 effective September 11, 1946) which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application. Pursuant thereto the Commission was advised by application on April 2, 1947, that starting on April 3, 1947, notice of the filing of the application would be inserted in the Spartanburg Journal, a newspaper of general circulation at Spartanburg, S. C., in conformity with the above rule.

In accordance with the procedure set out in said rule, no action will be had upon the application for a period of 60 days from April 3, 1947, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-3737; Filed, Apr. 17, 1947;  
8:50 a. m.]

#### SPARTANBURG BROADCASTING CO.

#### PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE<sup>1</sup>

The Commission hereby gives notice that on April 2, 1947, there was filed with it an application (BAL-597) for its consent under section 310 (b) of the Communications Act to the proposed assignment of license of Spartanburg Broadcasting Company, licensee of WORD, Spartanburg, S. C., from Spartanburg Broadcasting Company to The Spartan Radiocasting Company. The proposal to assign the license arises out of a contract of March 21, 1947, pursuant to which Spartanburg Broadcasting Company agrees to sell and The Spartan Radiocasting Company agrees to buy all the station assets and properties of AM Station WORD (plus the Class B conditional FM grant now held by said Spartanburg Broadcasting Company), both in Spar-

tanburg, S. C., for a total consideration of \$85,000 to be paid as follows: \$10,000 to be paid before instant application has been filed and the remaining \$75,000 at date of closing. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

On July 25, 1946, the Commission adopted § 1.388 (known as § 1.321 effective September 11, 1946) which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application. Pursuant thereto the Commission was advised by application on April 2, 1947, that starting on April 3, 1947, notice of the filing of the application would be inserted in the Spartanburg Journal, a newspaper of general circulation at Spartanburg, S. C., in conformity with the above rule.

In accordance with the procedure set out in said rule, no action will be had upon the application for a period of 60 days from April 3, 1947, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-3738; Filed, Apr. 17, 1947;  
8:50 a. m.]

#### CAROLINA BROADCASTING CORP.

#### PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL<sup>1</sup>

The Commission hereby gives notice that on April 3, 1947, there was filed with it an application (BTC-545) for its consent under section 310 (b) of the Communications Act to the proposed transfer of control of Carolina Broadcasting Corporation, licensee of WCOS, Columbia, S. C., from eleven of the stockholders of said Carolina Broadcasting Corporation (owning all of the 900 shares of the common voting capital stock) to Radio Columbia. The proposal to transfer control arises out of a contract of December 12, 1946, pursuant to which the present eleven stockholders owning all the 900 shares of the common voting capital stock of Carolina Broadcasting Corporation agree to sell and Radio Columbia, a South Carolina corporation, agrees to buy all of the said 900 shares of the common voting capital stock of said Carolina Broadcasting Corporation for a total consideration of \$200,000 plus a sum equal to the difference between the net worth of the said Carolina Broadcasting Corporation as of June 29, 1946, and the net worth of said corporation as at the close of business on December 6, 1946. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

On July 25, 1946, the Commission adopted § 1.388 (known as § 1.321 effective September 11, 1946) which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application. Pursuant thereto the Commission was advised by application on April 3, 1947, that starting on April 9, 1947, notice of the filing of the application would be inserted in a newspaper of general circulation at Columbia, S. C., in conformity with the above rule.

In accordance with the procedure set out in said rule, no action will be had upon the application for a period of 60 days from April 9, 1947, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-3739; Filed, Apr. 17, 1947;  
8:50 a. m.]

#### FEDERAL TRADE COMMISSION

[Docket No. 3977]

#### CHAMPION SPARK PLUG CO.

#### ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 10th day of April A. D. 1947.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

*It is ordered*, That Webster Ballinger, a Trial Examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered*, That the taking of testimony and the receipt of evidence begin on Thursday, April 24, 1947, at ten o'clock in the forenoon of that day (eastern standard time), in Room 317A, United States Court House, Toledo, Ohio.

Upon the completion of the taking of testimony and the receipt of evidence in support of the allegations of the complaint, the Trial Examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The Trial Examiner will then close the taking of testimony and evidence and, after all intervening procedure as required by law, will close the case and make and serve on the parties at issue a recommended decision which shall include recommended findings and conclusions, as well as the reasons or basis therefor, upon all the material issues of fact, law, or discretion presented on the record, and an appropriate recommended order; all of which shall be-

<sup>1</sup> Section 1.321, Part I, Rules of practice and procedure.



come a part of the record in said proceeding.

By the Commission.

[SEAL]

A. N. ROSS,  
Acting Secretary.

[F. R. Doc. 47-3704; Filed, Apr. 17, 1947;  
8:49 a. m.]

[Docket No. 5335]

COHN-HALL-MARK CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 11th day of April A. D. 1947.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Arthur F. Thomas, a Trial Examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence begin on Monday, April 14, 1947, at one-thirty o'clock in the afternoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, New York.

Upon the completion of the taking of testimony and the receipt of evidence in support of the allegations of the complaint, the Trial Examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The Trial Examiner will then close the taking of testimony and evidence and, after all intervening procedure as required by law, will close the case and make and serve on the parties at issue a recommended decision which shall include recommended findings and conclusions, as well as the reasons or basis therefor, upon all the material issues of fact, law, or discretion presented on the record, and an appropriate recommended order; all of which shall become a part of the record in said proceeding.

By the Commission.

[SEAL]

A. N. ROSS,  
Acting Secretary.

[F. R. Doc. 47-3703; Filed, Apr. 17, 1947;  
8:49 a. m.]

INTERSTATE COMMERCE  
COMMISSION

[S. O. 396, Special Permit 172]

RECONSIGNMENT OF POTATOES AT  
BATESVILLE, ARK.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

No. 77-4

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Batesville, Ark., April 10, 1947, by L. S. Taube & Co., of car WFE 62201, potatoes, on the Missouri Pacific R. R., to Milford Miller, Joplin, Mo. (Mo. Pac.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 11th day of April 1947.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 47-3698; Filed, Apr. 17, 1947;  
8:49 a. m.]

[S. O. 716-A]

UNLOADING OF TRACTORS AT BIRMINGHAM,  
ALA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of April A. D. 1947.

Upon further consideration of Service Order No. 716 and good cause appearing therefor, it is ordered, that:

Service Order No. 716, *Tractors at Birmingham, Ala. on ACL RR be unloaded*, be, and it is hereby, vacated and set aside.

It is further ordered, that this order shall become effective at 6:00 p. m., April 14, 1947; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 418; 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 47-3697; Filed, Apr. 17, 1947;  
8:49 a. m.]

OFFICE OF HOUSING  
EXPEDITER

[C-6]

B. RUDNER FURNITURE CO.

CONSENT ORDER

B. Rudner Furniture Company, a partnership composed of Bennie Rudner and

Sam Rudner, operate a retail furniture store at Hanover Street and 4th Street, Martins Ferry, Ohio. B. Rudner Furniture Company and Bennie Rudner and Sam Rudner, partners, are charged by the Office of the Housing Expediter with a violation of Veterans' Housing Program Order 1 in that on or about February 5, 1947, without authorization of the Civilian Production Administration or the Office of the Housing Expediter they began construction and thereafter carried on and participated in construction in connection with the repairing and remodeling of its existing three-story building, used as a retail furniture store, located on the northeast corner of 4th and Hanover Streets, Martins Ferry, Ohio, at an estimated cost of \$20,000.

B. Rudner Furniture Company and Bennie Rudner and Sam Rudner, partners, admit the violation charged and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of B. Rudner Furniture Company and Bennie Rudner and Sam Rudner, partners, the Regional Compliance Director and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Neither B. Rudner Furniture Company, Bennie Rudner and Sam Rudner, partners, their or its successors and assigns, nor any other person shall do any further construction on the premises located on the northeast corner of 4th and Hanover Streets, Martins Ferry, Ohio, including any further repairs, remodeling or altering of the existing three-story building located on said premises used as a retail furniture store, unless hereafter specifically authorized in writing by the Office of the Housing Expediter.

(b) B. Rudner Furniture Company, Bennie Rudner and Sam Rudner, as partners and as individuals, shall refer to this order in any application or appeal which they may file with the Office of the Housing Expediter for authorization to carry on construction or for priorities assistance.

(c) Nothing contained in this order shall be deemed to relieve B. Rudner Furniture Company and Bennie Rudner and Sam Rudner, as partners and as individuals, their successors and assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
EXPEDITER,

By JAMES V. SARCONE,  
Authorizing Officer.

[F. R. Doc. 47-3766; Filed, Apr. 16, 1947;  
3:44 p. m.]

## [C-7]

EMANUEL M. STREID, LOUISE STREID AND  
PAUL STREID

## CONSENT ORDER

Paul Streid, as operator, and Emanuel M. Streid and Louise Streid, as owners, began construction of a concrete block building to be used as a tourist camp management building and service station and 25 concrete block cabins on the premises known as Lots 2 to 10 in Block 12 and 13 of Section 10, Junction City, Illinois, at an estimated cost in excess of the small job allowance, without having obtained authorization therefor under Veterans' Housing Program Order 1. To date, the sum of approximately \$2,700 has been expended for materials and labor. This construction is in violation of paragraph (c) (1) of Order VHP-1, as amended October 7, 1946.

Paul Streid, Emanuel M. Streid and Louise Streid, do not wish to contest the charge made and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of Paul Streid, Emanuel M. Streid and Louise Streid, the Regional Compliance Director and the Regional Attorney, and upon approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Neither Paul Streid, Emanuel M. Streid and Louise Streid, their successors or assigns, nor any other person, shall do any further construction on the premises known as Lots 2 to 10 in Block 12 and 13 of Section 10, Junction City, Illinois, unless specifically authorized in writing by the Office of the Housing Expediter.

(b) Paul Streid, Emanuel M. Streid and Louise Streid, shall refer to this order in any application or appeal which they may file with the Office of the Housing Expediter.

(c) Nothing contained in this order shall be deemed to relieve Paul Streid, Emanuel M. Streid and Louise Streid, their successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
EXPEDITER,

By JAMES V. SARCONI,  
Authorizing Officer.

[F. R. Doc. 47-3767; Filed, Apr. 16, 1947;  
3:44 p. m.]

## [C-8]

ALFRED BYRD AND FRANK M. PIERSON

## CONSENT ORDER

Alfred Byrd, 1801 Wabash Avenue, Terre Haute, Indiana, as owner, and Frank M. Pierson, 510 Osborn Street, Terre Haute, Indiana, as contractor, are charged with having begun on or about November 8, 1946 remodeling, alterations and construction in an existing structure on the premises at 1801 Wabash Avenue, Terre Haute, Indiana, to convert said

structure into stores, automobile agency and apartments, at an estimated cost in excess of \$1,000, without having obtained authorization therefor under Veterans' Housing Program Order 1.

Alfred Byrd and Frank M. Pierson do not wish to contest such charges and consent to the issuance of this order.

Wherefore, upon the agreement and consent of Alfred Byrd and Frank M. Pierson, the Regional Compliance Director and the Regional Attorney, and upon approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Neither Alfred Byrd or Frank M. Pierson, their successors or assigns, nor any other person, shall do any further construction on the premises at 1801 Wabash Avenue, Terre Haute, Indiana, unless specifically authorized by the Office of the Housing Expediter.

(b) Nothing contained in this order shall be deemed to relieve Alfred Byrd and Frank M. Pierson from any restriction, prohibition or provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
EXPEDITER,

By JAMES V. SARCONI,  
Authorizing Officer.

[F. R. Doc. 47-3768; Filed, Apr. 16, 1947;  
3:44 p. m.]

## [C-9]

GERALD A. ROSE ET AL.

## CONSENT ORDER

Gerald A. Rose and Mary J. Rose, husband and wife, and Thomas E. Rose, their son, of Muncie, Indiana, are charged with having exceeded authorization on Form CPA-4423, dated July 6, 1946, in the construction of a two-story building 40' x 40' at an estimated cost of \$12,000, instead of the construction of a one-story building 25' x 40' at an estimated cost of \$2,000, as set forth in said authorization. Gerald A. Rose, Mary J. Rose and Thomas E. Rose do not wish to contest such charge and consent to the issuance of this order.

Wherefore, upon the agreement and consent of Gerald A. Rose, Mary J. Rose, and Thomas E. Rose, the Regional Compliance Director and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Authorization to Thomas E. Rose on Form CPA-4423, dated July 6, 1946, is hereby revoked.

(b) Neither Gerald A. Rose, Mary J. Rose and Thomas E. Rose, their successors or assigns, nor any other person shall do any further construction on the premises at 2618 South Madison Street, Muncie, Indiana, unless specifically authorized in writing by the Office of the Housing Expediter.

(c) Nothing contained in this order shall be construed as preventing the processing on its merits of any application for permission to complete the construction on the aforesaid premises that

may be filed with the Office of the Housing Expediter.

(d) Nothing contained in this order shall be deemed to relieve Gerald A. Rose, Mary J. Rose and Thomas E. Rose, from any restriction, prohibition or provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
EXPEDITER,

By JAMES V. SARCONI,  
Authorizing Officer.

[F. R. Doc. 47-3769; Filed, Apr. 16, 1947;  
3:44 p. m.]

## [C-12]

FRANK M. POWELL  
CONSENT ORDER

Frank M. Powell, P. O. Box 990, Steubenville, Ohio, is charged by the Office of the Housing Expediter with violating Veterans' Housing Program Order 1 in that on or about August 14, 1946, he began construction and thereafter carried on and participated in the construction of a building to be used as a gasoline service station, located at 113 North 5th Street, Martins Ferry, Ohio, at a cost in excess of \$1,000 without authorization of the Civilian Production Administration or the Office of the Housing Expediter.

Frank M. Powell admits the violation as charged and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Frank M. Powell, the Regional Compliance Director and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Neither Frank M. Powell, his successors and assigns, nor any other person shall do any further construction on the premises located at 113 North 5th Street, Martins Ferry, Ohio, including putting up, completing or altering the building to be used as a gasoline service station located on said premises unless hereafter specifically authorized in writing by the Office of the Housing Expediter.

(b) Frank M. Powell shall refer to this order in any application or appeal which he may file with the Office of the Housing Expediter for authority to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve Frank M. Powell, his successors and assigns, from any provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
EXPEDITER,

By JAMES V. SARCONI,  
Authorizing Officer.

[F. R. Doc. 47-3770; Filed, Apr. 16, 1947;  
3:44 p. m.]

[C-13]

TELECOIN CORP.  
CONSENT ORDER

Telecoin Corporation, a Delaware Corporation located at 12 East 44th Street, New York City, is engaged in the sale of coin operated automatic washing machines. Telecoin Corporation is charged by the Office of the Housing Expediter with violations of Veterans' Housing Program Order 1 in that (1) on or about December 15, 1946 it began construction, repairs, additions, and alterations, without authorization, and at a cost in excess of \$1,000 of a commercial building located at 12 East 44th Street, New York City; (2) on and after December 15, 1946 it carried on construction, repairs, additions, and alterations, without authorization, and at a cost in excess of \$1,000 of a commercial building located at 12 East 44th Street, New York City.

Telecoin Corporation admits the violations charged, but denies that the acts charged were committed willfully, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Telecoin Corporation, the Regional Compliance Director and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) Neither Telecoin Corporation, its successors and assigns, nor any other person shall do any further construction on the premises located at 12 East 44th Street, New York City, including putting up, completing or altering of any of the structures located on said premises, unless hereafter specifically authorized in writing by the Office of the Housing Expediter.

(b) Telecoin Corporation shall refer to this order in any application or appeal which they may file with the Office of the Housing Expediter for priorities assistance or for authorization to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve Telecoin Corporation, its successors and assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
EXPEDITER,  
By JAMES V. SARCONI,  
Authorizing Officer.

[F. R. Doc. 47-3771; Filed, Apr. 16, 1947;  
3:44 p. m.]

[C-14]

LAKE SHORE LUMBER & COAL CO.  
CONSENT ORDER

The Lake Shore Lumber and Coal Company of Ohio is an Ohio Corporation engaged in the business of selling building supplies and coal. Ray Dishinger is the Treasurer of said corporation. The Lake Shore Lumber and Coal Company of Ohio is charged by the Office of

the Housing Expediter with a violation of Veterans' Housing Program Order 1 in that on or about December 19, 1946 it began construction and thereafter carried on and participated in the construction of a building to be used for storage purposes located at 41 Church Street, Willoughby, Ohio, at a cost in excess of \$1,000, without authorization of the Civilian Production Administration or the Office of the Housing Expediter.

The Lake Shore Lumber and Coal Company of Ohio admits the violation as charged and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of The Lake Shore Lumber and Coal Company of Ohio, the Regional Compliance Director and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) Neither The Lake Shore Lumber and Coal Company of Ohio, its successors and assigns, nor any other person shall do any further construction on the premises located at 41 Church Street, Willoughby, Ohio, including the putting up, completing or altering the structure to be used for storage purposes located on said premises unless hereafter authorized in writing by the Office of the Housing Expediter.

(b) The Lake Shore Lumber and Coal Company of Ohio shall refer to this order in any application or appeal which it may file with the Office of the Housing Expediter for priorities assistance or for authority to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve The Lake Shore Lumber and Coal Company of Ohio, its successors and assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 16th day of April 1947.

OFFICE OF THE HOUSING  
EXPEDITER,  
By JAMES V. SARCONI,  
Authorizing Officer.

[F. R. Doc. 47-3772; Filed, Apr. 16, 1947;  
3:44 p. m.]

SECURITIES AND EXCHANGE  
COMMISSION

CHARLES MASSIE &amp; CO.

## ORDER DISMISSING PROCEEDING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of April A. D., 1947.

A proceeding having been instituted pursuant to section 15 (b) of the Securities Exchange Act of 1934 to determine whether the registration as a broker and dealer of Charles A. Massie, doing business as Charles Massie & Company, should be revoked;

A hearing having been held after appropriate notice, and the Commission being duly advised and having this day issued its findings and opinion herein;

*It is ordered*, On the basis of said findings and opinion, that the proceeding be, and hereby is, dismissed.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 47-3686; Filed, Apr. 17, 1947;  
8:47 a. m.]

[File No. 7-981]

JOY MFG. CO.

## NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of April A. D. 1947.

The Boston Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the common stock, \$1.00 par value, of Joy Manufacturing Company, a security listed and registered on the Chicago Stock Exchange and New York Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Philadelphia, Pennsylvania.

Notice is hereby given that, upon request of any interested person received prior to May 5, 1947, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Philadelphia, Pennsylvania. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 47-3684; Filed, Apr. 17, 1947;  
8:46 a. m.]

[File No. 54-151]

COMMONWEALTH & SOUTHERN CORP.  
(DELAWARE) AND SOUTHERN INDIANA GAS  
AND ELECTRIC CO.

## ORDER APPROVING AMENDED PLAN SUBJECT TO CONDITIONS

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa. on the 11th day of April 1947.

The Commonwealth & Southern Corporation ("Commonwealth"), a regis-

tered holding company, having filed an application and amendments thereto pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan involving the retirement of a portion of its preferred stock through a voluntary exchange offer whereunder Commonwealth will offer for each 2 shares of its preferred stock, up to 400,000 shares thereof, 3 shares of common stock of Consumers Power Company, and 2 each of common stock of Ohio Edison Company and Southern Indiana Gas and Electric Company; and

Alfred J. Snyder, representing various common-stock holders having made a motion that we defer consideration of the said application until we have first ruled upon certain over-all plans now on file with us for the recapitalization of Commonwealth; and

Commonwealth having requested that the Commission enter an order finding that the proposed transactions are necessary or appropriate to effectuate the provisions of section 11 (b) of the act and having requested that the Commission's order approving the plan shall contain the recitals required by sections 371 (f) and 1808 (f) of the Internal Revenue Code; and

Public hearings having been held after appropriate notice, and the Commission having considered the record and having this day issued its findings and opinion herein;

The Commission having found that said amended plan is necessary to effectuate the provisions of section 11 (b) and is fair and equitable to the persons affected thereby, and having further found that good cause exists for making its order herein effective immediately upon its issuance;

*It is ordered*, That said amended plan be and hereby is approved, subject, however to the terms and conditions contained in Rule U-24 and to the following conditions: (1) That Commonwealth shall, within five days from the date hereof, file with this Commission a further amendment to said amended plan agreeing to pay such fees and remuneration for services rendered and make reimbursement for proper costs incurred in connection with these proceedings, as the Commission shall finally determine, award, allow or allocate upon petition of any interested person, and (2) that Commonwealth shall at the time of mailing the offer of exchange to its preferred stockholders include therewith a copy of our findings and order herein.

*It is further ordered and recited*, That the transactions embraced within the plan of exchange, hereinafter described and recited, are necessary or appropriate to the integration or simplification of the holding company system of which Commonwealth is a member and necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(1) The surrender by the holders thereof and the acquisition by Commonwealth, pursuant to the plan of exchange, of shares of Commonwealth Preferred Stock, \$6 Series, without par value, up to and including 400,000 shares of such stock; and

(2) The transfer and delivery by Commonwealth to its preferred stockholders and the acquisition by such preferred stockholders, pursuant to the plan of exchange, of not more than (a) 600,000 shares of the common stock without par value of Consumers Power Company; (b) 400,000 shares of the common stock with a par value of \$8 per share of Ohio Edison Company; and (c) 400,000 shares of the common stock without par value of Southern Indiana Gas and Electric Company; all in exchange for not more than 400,000 shares of Commonwealth preferred stock, \$6 Series, without par value, on the basis of the exchange of three shares of the common stock of Consumers, two shares of the common stock of Ohio Edison and two shares of the common stock of Southern Indiana for each two shares of the preferred stock of Commonwealth.

*It is further ordered*, That the said motion of Snyder to defer be and hereby is denied;

*It is further ordered*, That members of the Preferred Stockholders Committee and any company they represent or of which they are officers, directors, partners or employees, be and hereby are authorized to deposit for exchange their holdings of Commonwealth preferred stock and, insofar as such transaction is concerned, are hereby granted an exemption from the requirements of Rule U-62 of the Commission's general rules and regulations under the Public Utility Holding Company Act of 1935.

*It is further ordered*, That this order shall be effective immediately upon its issuance.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 47-3685; Filed, Apr. 17, 1947;  
8:47 a. m.]

[File No. 70-1486]

CAMBRIDGE ELECTRIC LIGHT CO. AND  
CAMBRIDGE GAS LIGHT CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 10th day of April 1947.

Notice is hereby given that a joint application-declaration has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Cambridge Electric Light Company ("Cambridge Electric") and Cambridge Gas Light Company ("Cambridge Gas"), both companies being subsidiaries of New England Gas and Electric Association, a registered holding company. Applicants-declarants have designated sections 9 (a), 10 and 12 (d) of the act and Rule U-43 as applicable to the proposed transaction.

All interested persons are referred to said joint application-declaration, which is on file in the offices of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

Cambridge Electric proposes to acquire from Cambridge Gas for \$154,388.75 a piece of land upon which Cambridge Electric proposes to erect a steam generating plant, such land being adjacent to the gas works of Cambridge Gas. The application-declaration states that this land was never used in the production of gas or otherwise dedicated to the service of the public. The present book value of this land is \$56,467.21. The application-declaration states that the sale and purchase price of this parcel of land was established on the basis of an appraisal made by independent real estate appraiser.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said joint application-declaration, and that said joint application-declaration shall not be granted nor permitted to become effective except pursuant to further order of the Commission:

*It is ordered*, Pursuant to the applicable provisions of the act and the rules and regulations thereunder, that a hearing on said joint application-declaration be held on April 21, 1947, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission, on or before April 18, 1947, a written request or application, therefore, as provided by Rule XVII of the rules of practice of the Commission.

*It is further ordered*, That William W. Swift, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all power granted to the Commission under section 18 (c) of said act and to a hearing officer under the Commission's rules of practice.

The Public Utilities Division of the Commission having advised the Commission that it has made a preliminary examination of the said joint application-declaration and that, on the basis thereof, the following matters and questions are presented for consideration without prejudice, however, to the presentation of additional matters and questions upon further examination:

1. Whether the proposed acquisition and sale of the land satisfies the applicable standards of section 10, 12 (d) and 12 (f) of the act;

2. Whether a profit on the sale of the land as between two wholly-owned subsidiaries is detrimental to the public interest or the interests of investors or consumers;

3. Whether or not the proposed accounting treatment of the proposed transaction is proper and in conformity with sound accounting practice;

4. What terms and conditions, if any, with respect to the proposed transactions should be prescribed in the public

interest or for the protection of investors and consumers.

*It is further ordered.* That particular attention be directed at said hearing to the foregoing matters and questions.

*It is further ordered.* That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order by registered mail to Cambridge Electric Light Company, Cambridge, Massachusetts, Cambridge Gas Light Company, Cambridge, Massachusetts, and the Department of Public Utilities of Massachusetts, Boston, Mass. and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 47-3688; Filed, Apr. 17, 1947;  
8:47 a. m.]

[File No. 70-1488]

**SOUTH CAROLINA POWER CO.**

**NOTICE OF FILING AND ORDER FOR HEARING**

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 9th day of April 1947.

Notice is hereby given that South Carolina Power Company ("South Carolina"), a public utility company and a subsidiary of The Commonwealth & Southern Corporation ("Commonwealth"), a registered holding company, has filed an application-declaration with this Commission pursuant to sections 6 and 7 of the Public Utility Holding Company act of 1935 and Rule U-50 promulgated thereunder. All interested persons are referred to said document which is on file in the office of this Commission for a full statement of transactions therein proposed which may be summarized as follows:

South Carolina proposes to issue and sell publicly, pursuant to the competitive bidding provisions of Rule U-50, 200,000 shares of its presently authorized common stock without par value and \$4,000,000 principal amount of its First and Refunding Mortgage Bonds at an interest rate not to exceed  $3\frac{1}{4}\%$  per annum and payable in not less than thirty years. The filing indicates that the company will use the proceeds from the sale of such stock and bonds for the construction of property additions and for other corporate purposes, including the repayment to Commonwealth of \$1,000,000 proposed to be borrowed from it on a nine-months'  $1\frac{1}{2}\%$  promissory note or notes. Property additions are contemplated during the years 1947, 1948 and 1949 in the amount of approximately \$9,300,000.

South Carolina also proposes to make certain amendments to its charter (1) to grant preemptive rights to its com-

mon stockholders to purchase additional shares of common stock which are sold for cash other than by public offering by competitive bidding or to or through underwriters or investment bankers, (2) to provide that holders of common stock shall be entitled to cumulative voting for directors, and (3) to specify that the entire consideration received for shares of common stock shall be capital. South Carolina has presently authorized 1,000,000 shares of no par value common stock. Except for 12 directors' qualifying shares, which Commonwealth has options to purchase, all the presently outstanding common stock of South Carolina, consisting of 600,000 shares, is owned by Commonwealth.

Commonwealth has filed with this Commission (File Nos. 59-20, 59-8, 54-75 and 54-152) a plan for partial compliance with sections 11 (b) (1) and 11 (b) (2) of the act in which Commonwealth has agreed that, subject to the condition, among others, that the Commission finds the electric properties of Alabama Power Company, Georgia Power Company, Mississippi Power Company and Gulf Power Company are retainable under common control as an integrated public utility system under the standards of the act and that the continued existence of The Southern Company as a holding company over such retainable properties is appropriate under such standards, it will dispose of its interest in South Carolina and that the Commission may enter an appropriate order to such effect under section 11 (b) (1) of the act.

The filing also states that the issuance and sale of the 200,000 shares of common stock and \$4,000,000 principal amount of bonds have been expressly authorized by the Public Service Commission of South Carolina, the state commission of the state in which South Carolina is organized and doing business.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters, and that the application-declaration shall not be granted or permitted to become effective except pursuant to further order of this Commission:

*It is ordered.* That a hearing on said application-declaration under the applicable provisions of the act and the rules and regulations of the Commission promulgated thereunder be held at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania at 11 a. m., e. s. t., on the 24th day of April 1947, in such room as may be designated at such time by the hearing room clerk in room 318. All persons desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission on or before April 22, 1947 a written request relative thereto as provided by Rule XVII of the Commission's rules of practice.

The Public Utilities Division of the Commission having advised the Commission that it has made a preliminary examination of said application-declaration and that, on the basis thereof, the following matters and questions are presented for consideration by the Commis-

sion without prejudice, however, to the presentation of additional matters and questions upon further examination:

(1) Whether the proposed issue and sale of common stock and bonds are solely for the purpose of financing the business of South Carolina and otherwise comply with the applicable standards and requirements of sections 6 and 7 of the act;

(2) What terms and conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or for the protection of investors or consumers and, particularly, whether, as a condition to an order approving the proposed transactions, the Commission shall require that Commonwealth consent to divest itself of its interest in South Carolina and consent to the entry of an unconditional order to that effect under section 11 (b) (1).

(3) Whether the fees, commissions or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount;

(4) Whether the accounting treatment of the proposed transactions is appropriate and in conformity with the requirements of the act.

*It is further ordered.* That particular attention be directed at said hearing to the foregoing matters and questions.

*It is further ordered.* That Robert P. Reeder, or any other officer or officers of this Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

*It is further ordered.* That the Secretary of the Commission shall serve a copy of this order by registered mail on South Carolina Power Company, on The Commonwealth & Southern Corporation, on the Public Service Commissions of South Carolina and Georgia, on the Federal Power Commission, on the City of Charleston, South Carolina, and on all parties of record and all parties granted leave to be heard in the proceedings on Commonwealth's Plan of Reorganization (File Nos. 59-20, 59-8, 54-75 and 54-152); and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 47-3687; Filed, Apr. 17, 1947;  
8:47 a. m.]

[File Nos. 70-1490, 70-1491]

**NORTHERN STATES POWER CO., MINNESOTA,  
AND NORTHERN STATES POWER CO., WISCONSIN**

**ORDER GRANTING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE**

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 11th day of April 1947.

Northern States Power Company, a Minnesota corporation (Minnesota), a registered holding company and Northern States Power Company, a Wisconsin corporation (Wisconsin) a public utility subsidiary of Minnesota, having filed applications and declarations pursuant to sections 6, 7, 9 and 10 of the Public Utility Holding Company Act of 1935 and Rules U-24, U-43, and U-50 promulgated thereunder regarding the issuance and sale of \$19,000,000 principal amount of First Mortgage Bonds Series due April 1, 1977; the issuance and sale of 5,201 shares of Wisconsin common stock at par value of \$100 per share to Minnesota; and the redemption of \$16,975,000 principal amount of First Mortgage Bonds 3½% Series due March 1, 1964; and

A public hearing having been held after appropriate notice upon said applications and declarations and the Commission having considered the record and having made and filed its findings and opinion herein;

It is ordered, That the applications and declarations be and the same are hereby granted and permitted to become effective subject to the conditions prescribed by Rule U-24 and to the further condition that the issue and sale of the Bonds shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been supplied by amendment and further order shall have been entered which order may contain such further terms and conditions as may then be deemed appropriate; jurisdiction is hereby reserved for the entry of such order and the imposition of such terms and conditions; jurisdiction is also reserved over the payment of legal fees to A. Louis Flynn, John M. Campbell and Messrs. Gardner, Carton & Douglas; and jurisdiction is further reserved with respect to any proceedings, either pending or which may be instituted, against Minnesota or Wisconsin pursuant to the provisions of section 11 (b) of the act, without prejudice to such action as we may deem appropriate in such proceedings.

It is further ordered, That the ten-day period for inviting bids as provided in Rule U-50 be and the same is hereby reduced to a period of not less than six days.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 47-3689; Filed, Apr. 17, 1947;  
8:47 a. m.]

[File No. 70-1498]

PORTLAND GAS AND COKE CO.

MEMORANDUM OPINION AND ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of April A. D. 1947.

Portland Gas and Coke Company ("Portland"), a subsidiary of American

Power & Light Company, a registered holding company, has filed an application and amendment thereto pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of sections 6 (a) and 7 thereof of the issue and sale to three banks in Portland, Oregon of promissory notes in an aggregate principal amount of \$2,500,000. Such notes will bear an interest rate of 2¾% per annum and will be issued as follows: \$500,000 on April 15, 1947; \$500,000 on June 2, 1947; \$750,000 on July 15, 1947; and \$750,000 on September 15, 1947. The notes will be payable as follows: \$500,000 on October 1, 1948; \$500,000 on October 1, 1949; \$750,000 on October 1, 1950; and \$750,000 on October 1, 1951.

The issue and sale of such notes have been expressly authorized by the Public Utilities Commissioner of the State of Oregon, the state in which the company is organized and doing business, and by the Department of Public Utilities of the State of Washington, where the company also does business.

The proceeds of the issue and sale of such notes will be used by Portland to construct additional facilities which are stated by the company to be essential to meet the increased demand for service.<sup>1</sup> The company normally manufactures gas and other products from heavy residuum oil. However, due to the unprecedented increase in demand for service, it became necessary as a temporary expedient during the heating season of 1946-47 to use large quantities of Diesel oil because of its higher gas-making value. By this means, the company was able to increase the production capacity of its generators by 110%. The company states, however, that the use of Diesel oil results in an increased cost of \$1.05 per barrel over the price of heavy residuum oil and, while Diesel oil can be used advantageously for peaking purposes, its extensive use means abnormally high production cost arising in part from a reduction in the quantity of by-products produced. As a result of such high production cost, the company's income was materially reduced during the winter months of 1946-47. After installation of the proposed new facilities, the quantity of Diesel oil used during peak periods will be reduced more than 90%. Engineers who have been employed to design and supervise the installation of the new equipment estimate that the resultant savings in oil costs alone will approximate \$1,500,000 annually.

The company has indicated in its estimates of cash receipts and disbursements for the years 1947 to 1951, inclusive, that the increase in income resulting from the proposed new construction will be sufficient to enable it to carry the increased interest charges as well as to

<sup>1</sup>The orders of both State Commissions require that the company submit to the State Commission on or before May 25, 1947, and each month thereafter, a verified report showing its expenditures during the preceding month from the proceeds of said short-term borrowings for additional production and distribution facilities.

repay the contemplated loans at maturity.

The note agreement provides, among other things, that without the written consent of the holders of 60% of the principal amount of the notes:

(1) The company will not declare any dividends on its capital stock (a) except out of earned surplus accumulated after April 30, 1947, or (b) in any amount in excess of \$450,000 per annum, or (c) which would have the effect of reducing the total of current assets below the total of current liabilities;

(2) The company will not issue additional bonds in excess of \$2,000,000 principal amount unless the proceeds in excess of \$2,000,000 are applied to the payment of the notes.

The agreement also provides that upon request of the banks, after October 1, 1949, the company will, if permitted to do so by the regulatory authorities, issue additional bonds in an amount not exceeding the unpaid balance of the notes and will deliver such bonds as collateral security for the payment of the notes. Upon delivery of such bonds, the dividend restrictions mentioned above will be removed.

The only questions before us under section 6 (b) of the act are whether the issue and sale of the notes are solely for the purpose of financing the business of Portland, whether such issue and sale have been expressly authorized by the Commissions of the States in which the company is organized and doing business and whether it is necessary for us in the public interest and for the protection of investors and consumers to impose any terms or conditions.

As indicated above, the issues and sale of the notes are solely for the purpose of financing the business of the company and have been expressly approved by the respective State Commissions having jurisdiction.

The issuance of the proposed notes will increase the ratio of long-term debt to total capitalization and surplus from 42.7% to 48.1%. If the anticipated operational savings are disregarded coverage of total income deductions, will, on the basis of 1946 earnings, be reduced from 2.6 to 2.3 times and of total income deductions plus regular preferred stock dividends from 1.4 to 1.3 times. In the absence of the special circumstances of this case, we might be reluctant to exempt without condition transactions which result in an increase in the ratio of long-term indebtedness to total capitalization and surplus, especially in the case of a company such as Portland which has large arrearages on its preferred stock. However, in view of the company's urgent need for funds to maintain adequate service, as indicated by the orders of the State Commissions, and the impracticability of obtaining such funds at this time from other sources, we do not deem it necessary to impose any terms or conditions.

Notice of the filing of the proposed transactions having been given in the form and manner prescribed by Rule U-23 under the act and no request for hearing having been received:

It is ordered, effective forthwith, That pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions contained in Rule U-24 that the aforesaid application, as amended, be, and the same hereby is, granted.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 47-3683; Filed, Apr. 17, 1947;  
8:46 a. m.]

## DEPARTMENT OF JUSTICE

### Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 8440]

HANS FEULNER ET AL.

In re: Interest in real property, property insurance policy and claim owned by Hans Feulner, and others.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons, whose names and last known addresses appear below, are residents of Germany and nationals of a designated enemy country (Germany):

#### Name and Last Known Address

Hans Feulner, Huhnergrund, Post, Bernstein A/W Oberfranken, Bayern, Germany.  
Heinrich Feulner, Schützen Strasse 6, Schwarzenbach A/W, Oberfranken, Bayern, Germany.  
Anna Gebeleinn, Post, Bernstein A/W, Oberfranken, Bayern, Germany.  
Anni Feulner, Marxgrün, Frankenwald, Kleinschmeiden No. 11, Germany.  
Herbert Feulner, Marxgrün, Frankenwald, Kleinschmeiden No. 11, Germany.  
Hans Feulner, Marxgrün, Frankenwald, Kleinschmeiden No. 11, Germany.  
Helmut Feulner, Bernstein, A/Wald, Germany.  
Edith Feulner, Bernstein, A/Wald, Germany.

2. That the property described as follows:

a. An undivided four-sevenths interest in real property, situated in the City and County of Philadelphia, State of Pennsylvania, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title and interest of the persons named in subparagraph 1, in and to Fire Insurance Policy No. 33,330, issued in the name of Babetta E. Feulner, by Philadelphia Contributorship for Insurance of Houses from Loss by Fire, 212 South Fourth Street, Philadelphia 6, Pennsylvania, in the amount of \$3,000.00,

insuring the property described in subparagraph 2-a hereof, and

c. That certain debt or obligation owing to the persons named in subparagraph 1, by John M. Feulner, 402 West Chew Street, Philadelphia 20, Pennsylvania, arising out of but not limited to rents collected for the premises described in subparagraph 2-a hereof, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b and 2-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 14, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

#### EXHIBIT A

All that certain lot or piece of ground with the Buildings and Improvements (#5940) thereon erected; situate on the Westerly side of Fifth Street at the distance of One Hundred Twenty-four Feet Southwardly from the Southerly side of Champlost Avenue in the Forty-second Ward of the City of Philadelphia.

Containing in front or breadth on the said Fifth Street Fifteen Feet Three Inches and extending of that width in length or depth Westwardly between lines parallel with the said Champlost Avenue Ninety Feet to the center of a certain Fifteen Feet wide driveway extending Southwardly from Champlost Avenue to Widener Place.

Being the same premises which Colonial Building and Loan Association by Indenture bearing date the Ninth Day of June A. D. 1941, and recorded at Philadelphia in Deed Book D. W. H. No. 1275 page 548 &c., granted and conveyed unto the said Elizabeth M. Pfluger, her heirs and assigns, in fee.

Under and subject to certain building restrictions as now of record.

Together with the free and common use, right, liberty and privilege of the aforesaid driveway as and for a passageway and driveway at all times hereafter, forever, in common with the tenants, owners and occupants of the other properties abutting thereon, subject, however to the proportionate part of the expense of keeping said driveway in good order and repair.

[F. R. Doc. 47-3705; Filed, Apr. 17, 1947;  
8:49 a. m.]

[Vesting Order 8504]

HELENE KREMER ET AL.

In re: Interests in real property, property insurance policy and a claim owned by Helene Kremer, and others.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons whose names and last known addresses appear below are residents of Germany and nationals of a designated enemy country (Germany):

#### Name and last known address

Helene Kremer, Koehn-Lindenthal, Fritsch Strasse 3, Germany.  
Martha Dyckmanns, Koehn-Lindenthal, Fritsch Strasse 3, Germany.  
Auguste Behrens, Iiten, Hanover, Germany.  
Minna Roeder, Iiten, Hanover, Germany.

2. That the property described as follows:

a. An undivided eighteen twenty-fourths (18/24ths) interest in real property, situated in the County of Baker, State of Florida, particularly described as the Northeast quarter (NE<sup>1</sup>/<sub>4</sub>) of Southwest quarter (SW<sup>1</sup>/<sub>4</sub>) of Section 26, Township 2 South, Range 22 East, Baker County, Florida, containing 40 acres, more or less, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. An undivided eighteen twenty-fourths (18/24ths) interest in real property, situated in the City of Miami, County of Dade, State of Florida, particularly described as Lot Sixteen (16) in Block Twenty-eight (28) of Riverside, Brickell's Addition to the City of Miami, Florida, according to plat thereof, recorded in Plat Book 4, page 45, of the Public Records of Dade County, Florida, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

c. All right, title and interest of the persons named in subparagraph 1, in and to Fire Insurance Policy No. 5637, issued by Connecticut Fire Insurance Company, Hartford, Connecticut, in the amount of \$1,500.00, which policy insures the property described in subparagraph 2-b hereof, and

d. That certain debt or other obligation owing to the persons named in subparagraph 1, by Hollopeter & Post, Inc.,

151 N. E. Third Street, Miami, Florida, including particularly but not limited to those sums collected from the real property described above and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-a and 2-b hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-c and 2-d hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 25, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3706; Filed, Apr. 17, 1947;  
8:52 a. m.]

[Vesting Order 8505]

GRAF GEORGE ZU LYNDAR ET AL

In re: Debts owing to, and bank accounts and interests in real property owned by, Graf George zu Lynar, also known as Graf Georg zu Lynar, and others.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That each individual whose name is set forth in Exhibit A, attached hereto and by reference made a part hereof, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Those certain debts or other obligations owing to Graf George zu Lynar, also known as Graf Georg zu Lynar, as Count George Mandrup zu Lynar and as Count George DeLynar, and Grafine Jane zu Lynar, also known as Countess Jane Georgianna Sophie Mandrup zu Lynar, and as Countess Jane DeLynar, by The Huntington National Bank of Columbus, 17 South High Street, Columbus 16, Ohio, in the amount of \$860.43 for Graf George zu Lynar and \$860.44 for Grafine Jane zu Lynar, as of December 5, 1946, evidenced by a Trust Department Voucher number D994, in the sum of \$1,720.87, dated December 5, 1946, issued by the aforesaid bank, payable to the order of The Alien Property Custodian, and presently in the custody of the Attorney General of the United States, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation and any and all accruals thereto, together with any and all rights in, to and under, including particularly, but not limited to, the rights to possession and presentation for collection and payment of, the aforesaid trust voucher,

b. That certain debt or other obligation owing to each individual, whose name is set forth in Exhibit A, attached hereto and by reference made a part hereof, by The Huntington National Bank of Columbus, 17 South High Street, Columbus 16, Ohio, in the amount set forth opposite each name in Exhibit A, as of December 5, 1946, evidenced by a Trust Department Voucher number D993, in the sum of \$941.46, dated December 5, 1946, issued by the aforesaid bank, payable to the order of The Alien Property Custodian, and presently in the custody of the Attorney General of the United States, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation and any and all accruals thereto, together with any and all rights in, to and under, including particularly, but not limited to, the right to possession and presentation for collection and payment of, the aforesaid trust voucher,

c. That certain debt or other obligation owing to each individual, whose name is set forth in Exhibit B, attached hereto and by reference made a part hereof, by The Huntington National Bank of Columbus, 17 South High Street, Columbus 16, Ohio, arising out of a trust department account, numbered and entitled as set forth opposite the name of each individual in Exhibit B, and any and all rights to demand, enforce and collect the same, and

d. An undivided twenty-four ninetieths (24/90) interest in the real property described as Being Lot "A" as the same is delineated upon the plat thereof in the partition deed of record in Deed Book 147, page 402, Recorder's Office, Franklin County, Ohio, containing 2.225 acres, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-a to 2-c hereof, inclusive, and

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-d hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 25, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

EXHIBIT A

Names and Amounts

Graf George zu Lynar (Count George Mandrup zu Lynar, Graf Georg zu Lynar, Count George DeLynar)	\$431.49
Grafine Jane zu Lynar (Countess Jane Georgianna Sophie Mandrup zu Lynar, Countess Jane DeLynar)	431.49
Prince Ernest Wilhelm zu-Lynar-Redern (Count Ernst DeLynar, Prince Ernest Wilhelm zu-Lynar-Redern)	13.08
Graf Alexander zu-Lynar-Redern (Count Alexander DeLynar)	13.08
Grafine Marilli zu-Lynar-Redern (Countess Marilli zu-Lynar-Redern, Countess Marie zu-Lynar-Redern, Countess Marie DeLynar)	13.08
Margarete Grafine Hansbach (Countess Margarete Grafine Hansbach, Countess Margaret DeLynar)	13.08
Princess Elizabeth zu-Lynar-Redern (Countess Elisabeth zu-Lynar-Redern, Countess Elisabeth DeLynar)	13.08
Grafine Natalie zu-Lynar-Redern (Countess Natalie zu-Lynar-Redern, Countess Natalie DeLynar)	13.08
Total	941.46



## EXHIBIT B

HEIRS OF JANE PARSONS

## Names and Titles of Accounts

	Account No.
Graf George zu Lynar.....	L-7 -251
Grafin Jane zu Lynar.....	L-9 -251
Prince Ernst Wilhelm zu-Lynar- Redern .....	L-11-251
Graf Alexander zu-Lynar-Redern.....	L-13-251
Grafin Marili zu-Lynar-Redern.....	L-15-251
Margerete Grafin Hansbach.....	L-17-251
Princess Elizabeth zu-Lynar- Redern.....	L-19-251
Grafin Natalie zu-Lynar-Redern.....	L-21-251

[F. R. Doc. 47-3707; Filed, Apr. 17, 1947;  
8:51 a. m.]

[Vesting Order 8547]

## LUKRETIA KNOELL

In re: Real property owned by Lukretia Knoell, also known as Lukretia Knöll.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Lukretia Knoell, also known as Lukretia Knöll, whose last known address is Tahnstrasse 45, (13a) Feuchtwangennear Dombühl, Bavaria, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: Real property situated in the City of Cincinnati, County of Hamilton, State of Ohio, particularly described as being situated in Columbia Township, Hamilton County, Ohio, and being known as Lot No. One hundred and fifteen (115) of the Crestview Subdivision as recorded in Plat Book 21, page 63 of the records of Hamilton County, Ohio, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or other-

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wise dealt with in the interest and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3708; Filed, Apr. 17, 1947;  
8:51 a. m.]

[Vesting Order 8548]

## T. K. YATSU

In re: Real property owned by T. K. Yatsu, also known as Kenzo Yatsu.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That T. K. Yatsu, also known as Kenzo Yatsu, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: Real property, situated in the County of Kern, State of California, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

## EXHIBIT A

All that certain real property situate in the County of Kern, State of California, described as follows:

All of Lot 185 of the Fourth Home Extension Colony, in the County of Kern, State of California, according to Map of said Colony made by F. M. Sayre, Surveyor, and recorded in the office of the County Recorder of said County in Book 1, Page 99 of Maps.

[F. R. Doc. 47-3709; Filed, Apr. 17, 1947;  
8:51 a. m.]

[Vesting Order 8599]

## GOTTLIEB WELLER

In re: Interests in real property and property insurance policies, and claim owned by Gottlieb Weller.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Gottlieb Weller, whose last known address is Geislingen, Wolkstrasse 36, Wuerttemberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. An undivided one-eighth ( $\frac{1}{8}$ ) interest in real property, situated in the City and County of Philadelphia, State of Pennsylvania, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title and interest of Gottlieb Weller, in and to the property insurance policies, particularly described in Exhibit B, attached hereto and by reference made a part hereof, which policies insure the properties described in Exhibit A, attached hereto, and

c. That certain debt or other obligation owing to Gottlieb Weller, by North Philadelphia Trust Company, 3713 Germantown Avenue, Philadelphia 40, Pennsylvania, arising out of rents collected for the properties described in Exhibit A, attached hereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

## NOTICES

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b and 2-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 31, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

## EXHIBIT A

## PARCEL 1

All that certain lot or piece of ground, situate on the West side of Broad Street at the distance of Four hundred and seven feet three inches Northward from the North side of Hunting Park Avenue in the Forty-third ward of the said City of Philadelphia. Containing in front or breadth on the said Broad Street Eighteen feet six inches and extending in length or depth Westward One hundred and seventy-seven feet ten inches to the East side of Carlisle Street. (Being premises 4244 N. Broad Street)

Also all that certain lot or piece of ground, with the message or tenement thereon erected, situate on the West side of Broad Street at the distance of Fifty-five feet nine inches Southward from the South side of Bristol Street in the ward and City aforesaid. Containing in front or breadth on the said Broad Street Eighteen feet six inches and extending of that width in length or depth Westward between parallel lines at right angles to the said Broad Street Eighty-seven feet ten inches. (Being premises 4246 N. Broad Street)

Also all that certain lot or piece of ground situate on the West side of Broad Street at the distance of four hundred and forty-four feet three inches Northward from the North side of Hunting Park Avenue in the Ward and City aforesaid. Containing in front or breadth on the said Broad Street Eighteen feet six inches and extending of that width in length or depth Westward Eighty-seven feet ten inches. (Being premises 4248 N. Broad Street)

Also all those two certain lots or pieces of ground, situate on the South side of Bristol Street at the distance of Eighty-seven feet ten inches Westward from the West side of Broad Street in the ward and City aforesaid. Containing together in front or breadth on the said Bristol Street Thirty-six feet (each lot Eighteen feet) and extending in length or depth Southward Seventy-four feet three inches. (Being premises 1410-1412 Bristol Street)

Also all that certain lot or piece of ground, situate on the Southeast corner of Carlisle Street and Bristol Street in the ward and City aforesaid. Containing in front or breadth on the said Bristol Street Eighteen feet and

extending in length or depth Southward along the said Carlisle Street Seventy-four feet three inches. (Being premises S. E. corner Carlisle and Bristol Streets)

## PARCEL 2

All that certain lot or piece of ground with the two-story brick message or Tenement (#4554) thereon erected situate on the West side of Camac Street at the distance of Forty-seven feet Southward from the South side of Courtland Street in the Forty-second Ward of the City of Philadelphia, aforesaid. Containing in front or breadth on the said Camac Street Fifteen feet and extending of that width in length or depth Westward between parallel lines at right angles with the said Camac Street Eighty-one feet one and one-quarter inches to a certain three feet wide alley extending Southward and Northward from and into the said Courtland Street.

## PARCEL 3

All that certain lot or piece of ground with the Buildings and Improvements thereon erected, situate on the Northeastly side of Germantown Avenue, at the distance of Two feet four and seven-eighths inches Northward from the Northerly side of Allegheny Avenue, in the Forty-third Ward of the City of Philadelphia. Containing in front or breadth on the said Germantown Avenue Twenty-feet, and extending of that width in length or depth Northeastward between parallel lines with Roy Street, Seventy-five feet. (Being premises 3201 Germantown Avenue)

## PARCEL 4

All that certain lot or piece of Ground with the Messages or Tenements thereon erected, described according to a Survey and Plan thereof made by Walter Brinton, Esq., Surveyor and Regulator of the 5th District, dated April 29, 1901, as follows: Situate on the North side of Allegheny Avenue and East side of Germantown Avenue; thence extending along Allegheny Avenue South Seventy-eight degrees Thirty-nine minutes East, One Hundred and Thirty-six feet and five-eighths of an inch to a point on the West side of Eleventh Street (Fifty feet wide); thence along the West side of said Eleventh Street North Eleven degrees, Twenty-one minutes, East Eighty-nine feet two and seven-eighths inches to a point; thence North Fifteen degrees Ten minutes and Twenty-six seconds West Seventeen feet Nine and Five-eighths inches to a point; thence South Sixty-two degrees Forty-six minutes and Thirty-seven Seconds West, One Hundred and Sixty-five feet two and three-quarter inches to the Northeast side of Germantown Avenue; thence South Fifteen degrees ten minutes and Twenty-six seconds East, Two feet four and seven-eighths inches to the place of beginning. (Being premises 1101-11 Allegheny Avenue)

## PARCEL 5

All that certain lot or piece of ground with the Buildings and Improvements thereon erected, described according to a recent plan thereof made by Joseph F. Delany, Esquire, Surveyor and Regulator of the Fifth District, on the Twenty-sixth day of November, A. D. 1934, as follows, to wit: Beginning at a point on the Northeastly side of Germantown Avenue (Sixty (60') feet wide) at the distance of Eighty (80') feet Northwestwardly from the Northwestly side of Atlantic Street, (Thirty (30') feet wide), formerly Angle Street; in the Forty-third (late part of the Twenty-fifth) Ward of the City of Philadelphia; Thence extending Northeastwardly on a line at right angles to said Germantown Avenue, and parallel with said Atlantic Street (passing through the center of a nine inch (9") brick party wall), the distance of Forty-three feet, eleven and three-quarter inches (43' 11 3/4") to a point on the Northwestly side of Thir-

teenth Street (Fifty (50') feet wide); Thence extending Northeastwardly along the Northwestly side of said Thirteenth Street, the distance of Twenty-one feet nine inches (21' 9") to a point, Thence extending Southwestwardly on a line at right angles to said Germantown Avenue, and parallel with said Atlantic Street, passing through a Thirteen inch (13") brick party wall, the distance of Fifty-two feet, six and seven-sixteenths inches (52' 6 3/16"), to a point on the Northeastly side of said Germantown Avenue; Thence extending Southeastwardly along the Northeastly side of said Germantown Avenue, the distance of Twenty feet (20') to a point and place of beginning. (Being premises 3517 Germantown Avenue)

## PARCEL 6

All that certain lot or piece of ground with the Buildings and Improvements thereon erected, described according to a recent plan thereof made by Joseph F. Delany, Esquire, Surveyor and Regulator of the Fifth District, on the Twenty-sixth day of November A. D. 1934, as follows, to wit: Beginning at a point on the Northeastly side of Germantown Avenue (Sixty (60') feet wide) at the distance of One Hundred (100') feet Northwestwardly, from the Northwestly side of Atlantic Street (Thirty (30') feet wide) formerly called Angle Street, in the Forty-third (late part of the Twenty-fifth) Ward of the City of Philadelphia; Thence extending Northeastwardly on a line at right angles to said Germantown Avenue, and parallel with said Atlantic Street (passing through the center of a thirteen inch (13") brick party wall, the distance of Fifty-two feet, six and seven-sixteenths inches (52' 6 3/16") to a point on the Northwestly side of Thirteenth Street (Fifty (50') feet wide); Thence extending Northeastwardly along the Northwestly side of said Thirteenth Street, the distance of Twenty-one feet, nine and one-sixteenth inches (21' 9 1/16") to a point; Thence extending Southwestwardly on a line at right angles to said Germantown Avenue, and parallel with said Atlantic Street, passing partly through a Thirteen inch (13") brick party wall, the distance of Sixty-one feet, one and one-eighth inches (61' 1 1/8") to a point on the Northeastly side of said Germantown Avenue; Thence extending Southeastwardly along the Northeastly side of said Germantown Avenue, the distance of Twenty (20') feet to a point and place of beginning. (Being premises 3519 Germantown Avenue)

## PARCEL 7

All that certain two story brick message or tenement (no. 3526) and lot or piece of ground, situate on the West side of Warnock Street at the distance of Two Hundred and eighty-eight feet Southward from the South side of Venango Street, in the Forty-third (late part of the Thirty-third) Ward of the City of Philadelphia; containing in front or breadth on the said Warnock Street fourteen feet three inches and extending of that width in length or depth Westward between lines parallel with the said Venango Street, Fifty-six feet to a certain alley, three feet six inches in width, which extends Southward from said Venango Street and communicates at its Southern end with a certain three feet wide alley extending Eastward into said Warnock Street. (Being premises 3526 N. Warnock Street)

## PARCEL 8

All that certain lot or piece of ground with the two story brick message or tenement there erected, situate on the North side of Venango Street at the distance of Sixty feet and seven-eighths of an inch Eastward from the East side of Old York Road in the Forty-third Ward of the City of Philadelphia, containing in front or breadth on the said Venango Street Fifteen feet and extending of that width in length or depth Northward be-

tween lines parallel with Marvine Street Ninety feet including on the rear end thereof of the soil of a certain three feet wide alley which leads Westward into the said Old York Road. (Being premises 1145 W. Venango Street)

## PARCEL 9

All that certain lot or piece of ground with the Buildings and Improvements thereon erected, situate on the West side of Old York Road or Twelfth Street at the distance of One Hundred and Fifteen feet Three and Three-eighths inches Southward from the South side of Erie Avenue in the Forty-third (late part of the Thirty-third) Ward of the City of Philadelphia; containing in front or breadth on the said Old York Road or Twelfth Street Forty feet and extending of that width in length or depth Westwardly Two Hundred feet and One-eighth of an inch to Camac Street. (Being known as 3644 and 3646 Old York Road or Twelfth Street)

## PARCEL 10

All that certain lot or piece of ground with the Buildings and Improvements thereon erected, situate on the East side of Twelfth Street (known as the Old York Road). Beginning at the distance of One Hundred and Seventy Feet Southward from the Southeast corner of said Twelfth Street and Tloga Street in the Forty-third Ward of the said City of Philadelphia; containing in front or breadth on the said Twelfth Street Forty feet and extending in length or depth of that width Eastwardly between parallel lines at right angles with said Twelfth Street One Hundred and eighty-five feet six inches to the West side of a certain Street Twenty-five feet in width laid out and opened by the Philadelphia Mutual Real Estate Association for public use forever, now called Mervine Street. (Being known as 3431 and 3433 Old York Road)

## PARCEL 11

All that certain lot or piece of ground with the Two-story brick dwelling thereon erected, situate on the West side of Leithgow Street at the distance of Three Hundred and Thirty-two feet Northward from the North side of Susquehanna Avenue in the Nineteenth Ward of the said City of Philadelphia.

Containing in front or breadth on the said Leithgow Street Twelve feet and extending Westward of that width between lines parallel with said Susquehanna Avenue Forty feet to the center of a three feet wide alley leading Northward and Southward and communicating with two other alleys leading into Leithgow Street. Bounded on the North and South by ground now or late of Jesse C. Coulston on the West by the centre of said three feet wide alley and on the East by said Leithgow Street. (Being premises 2246 North Leithgow Street)

## PARCEL 12

All that certain lot or piece of ground, with the two-story brick messuage or tenement thereon erected, situate (according to a recent survey thereof, made by George S. Webster, Esquire, Surveyor and Regulator of the Tenth District) on the South side of Sterner Street at the distance of One hundred and sixty-four feet six and one-half inches Eastward from the East side of Front Street, in the Thirty-third Ward of the City of Philadelphia aforesaid; containing in front or breadth on the said Sterner Street Thirteen feet five and one-half inches, and extending of that width in length or depth Southward between lines parallel with the said Front Street Forty-eight feet six inches, including on the rear end thereof a certain three feet wide alley, leading Eastward into Fillmore Street, and Westward into said Front Street. Bounded Eastward, Westward, and Southward by ground now or late of Samuel H. Brown and Northward by Sterner Street aforesaid. (Being premises 124 Sterner Street)

## PARCEL 13

All that certain lot or piece of ground with the two-story brick messuage or tenement thereon erected, Described according to a recent plan thereof made by Walter Brinton, Esq., Surveyor and Regulator of the Fifth Survey District on the First day of November, A. D. 1923, as follows, to wit: situate on the West side of "C" Street (Eighty feet wide) at the distance of One Hundred Eighty-six feet Four and one-half inches northward from the North side of Courtland Street (Sixty feet wide) in the Forty-second Ward of the City of Philadelphia; containing in front or breadth on the said "C" Street North Eleven Degrees Seven Minutes Thirty Seconds East Fifteen Feet Five Inches and extending of that width in length or depth Westward between parallel lines at right angles to said "C" Street Seventy-nine Feet Six Inches to the center of a Fifteen Feet wide driveway extending Southward into said Courtland Street and northward into another driveway (Eleven Feet Seven and Seven-eighths Inches in width), which said last mentioned driveway extends Eastward into said "C" Street. (Being premises 4624 "C" Street)

## PARCEL 14

All that certain lot or piece of ground with the buildings and improvements thereon erected, described according to a survey thereof made by Walter Brinton, Esq., Surveyor and Regulator, on the 23rd day of March, A. D. 1898, as follows, to wit: Situate on the East side of Old York Road at the distance of One hundred and twenty-five feet nine inches Southward from the South side of Venango Street in the Forty-third Ward of the City of Philadelphia. Containing in front or breadth on the said Old York Road Fifteen feet Nine inches and extending of that width in length or depth Eastward between lines parallel with the said Venango Street on the North line thereof One hundred and seven feet one inch and on the South line thereof One hundred and seven feet three inches to a three feet six inches wide alley which leads Northward into a certain three feet wide alley extending Eastward into Mervine Street. (Being premises 3547 Old York Road)

## PARCEL 15

All that certain lot or piece of ground with buildings and improvements thereon erected, described in accordance with a survey made by Walter Brinton, Surveyor and Regulator of the Fifth District on April 29th, 1901, as follows: Beginning at a point of the intersection of the North side of Allegheny Avenue (One hundred twenty feet wide) and the East side of 11th Street (Fifty feet wide) in the Thirty-third Ward of the City of Philadelphia; Thence extending South Seventy-eight degrees Thirty-nine minutes East Twenty-one feet Four and one-quarter inches to a point of intersection with the North side of Sedgley Avenue (One hundred feet wide); Thence extending North Sixty-five degrees Fifty-eight minutes East along North side of Sedgley Avenue Three Hundred twenty-eight feet six and one-eighth inches to a point; Thence extending North Twenty-seven degrees Forty-four minutes Eleven seconds West One hundred twenty-two feet Five and five-eighths inches to a point; Thence extending South Sixty-two degrees Forty-six minutes Thirty-seven seconds West Two Hundred Seventy-one feet One and one-half inches to a point in the East side of 11th Street; Thence extending South Eleven degrees Twenty-one minutes West One hundred sixteen feet Two and Seven-eighths inches to the point and place of beginning. (Being known as premises Northeast corner of Allegheny Avenue and 11th Street)

## EXHIBIT B

The following property insurance policies cover the respective properties all situated

in the City and County of Philadelphia, State of Pennsylvania, and located at the street addresses set forth below:

1. 4246 North Broad Street:  
Fire Insurance Policy No. 177752 of Aetna Insurance Co., 670 Main Street, Hartford, Connecticut, in the amount of \$5,000.00, expiring November 25, 1947.

Fire Insurance Policy No. 550927, of Commonwealth Insurance Co. of New York, 150 William Street, New York 8, New York, in the amount of \$10,000.00, expiring March 27, 1947, renewed by Policy No. 553706, issued by the above company, expiring March 27, 1948.

Public Liability Insurance Policy No. S. C. H. 212069, of United States Fidelity & Guaranty Co., United States Fidelity & Guaranty Building, Baltimore, Maryland, in the amounts of \$5,000/\$10,000, expiring February 20, 1948.

2. Southeast Corner Carlisle and Bristol Streets, known as 1418 West Bristol Street:  
Fire Insurance Policy No. 216269, of Mutual Fire Insurance Co. of Germantown, Philadelphia, Pennsylvania, in the amount of \$3,500.00, expiring January 15, 1948.

Fire Insurance Policy No. 550924, of Commonwealth Insurance Co. of New York, 150 William Street, New York, New York, in the amount of \$3,500.00, expiring March 27, 1947, renewed by Policy No. 553702, issued by the above company, expiring March 27, 1948.

Explosion Policy No. 2371, of Commercial Union Fire Insurance Co. of New York, One Park Avenue, New York, New York, in the amount of \$30,500.00, expiring April 10, 1947.

3. 4554 Camac Street:  
Fire Insurance Policy No. 895318, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$2,500.00, expiring February 28, 1948.

Fire Insurance Policy No. 76150, of National Union Fire Insurance Co. of Pittsburgh, 139 University Place, Pittsburgh, Pennsylvania, in the amount of \$2,500.00, expiring October 22, 1950.

4. 1101-1111 Allegheny Avenue, Northeast Corner Germantown and Allegheny Avenue:  
Plate Glass Policy No. G446070, of United States Fidelity & Guaranty Co., United States Fidelity & Guaranty Building, Baltimore, Maryland, expiring June 10, 1947.

Fire Insurance Policy No. 253893, of The Yorkshire Insurance Co., Ltd., 90 John Street, New York, New York, in the amount of \$40,000.00, expiring January 23, 1948.

Public Liability Insurance Policy No. S. C. H. 212069, of United States Fidelity & Guaranty Co., United States Fidelity & Guaranty Building, Baltimore, Maryland, in the amounts of \$5,000/\$10,000, expiring February 20, 1948.

5. 3517-19 Germantown Avenue:  
Plate Glass Insurance Policy No. G6102859, of Home Indemnity Co., 59 Maiden Lane, New York, New York, expiring February 24, 1948.

6. 3517 Germantown Avenue:  
Fire Insurance Policy No. 895319, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$1,500.00, expiring February 28, 1948.

Fire Insurance Policy No. 512906, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$3,500.00, expiring November 16, 1949.

Fire Insurance Policy No. 550928, of Commonwealth Insurance Co. of New York, 150 William Street, New York 8, New York, in the amount of \$5,000.00, expiring March 27, 1947, renewed by Policy No. 553705, issued by the above company, expiring March 27, 1948.

7. 3519 Germantown Avenue:  
Fire Insurance Policy No. 510320, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$5,000.00, expiring July 10, 1949.

Fire Insurance Policy No. 550925, of Commonwealth Insurance Co. of New York, 150 William Street, New York 8, New York, in the amount of \$7,500.00, expiring March 27, 1947, renewed by Policy No. 553703, issued by the above company, expiring March 27, 1948.

8. 3526 Warnock Street:

Fire Insurance Policy No. 895088, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$1,300.00, expiring February 28, 1949.

Perpetual Fire Insurance Policy No. 81213, of Franklin Fire Insurance Co., 421 Walnut Street, Philadelphia, Pennsylvania, in the amount of \$2,500.00.

9. 1145 Venango Street:

Fire Insurance Policy No. 4752, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$4,000.00, expiring May 10, 1949.

10. 3644-46 Old York Road:

Fire Insurance Policy No. 253882, of The Yorkshire Insurance Co., Ltd., 90 John Street, New York, New York, in the amount of \$10,000.00, expiring November 7, 1947.

Fire Insurance Policy No. 550926, of Commonwealth Insurance Co. of New York, 150 William Street, New York 8, New York, in the amount of \$15,000.00, expiring March 27, 1947, renewed by Policy No. 553704, issued by the above company, expiring March 27, 1948.

Public Liability Insurance Policy No. S. C. H. 212069, of United States Fidelity & Guaranty Co., United States Fidelity & Guaranty Building, Baltimore, Maryland, in the amounts of \$5000/\$10,000, expiring February 20, 1948.

11. 3431 Old York Road with rear on Marvine Street:

Fire Insurance Policy No. 895316, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$2,800.00, expiring February 28, 1948.

Perpetual Fire Insurance Policy No. 21742, of Mutual Fire Insurance Co. of Germantown, Philadelphia, Pennsylvania, in the amount of \$2,400.00, covering the premises located at 3431-3433 Old York Road.

12. 3433 Old York Road with rear on Marvine Street:

Fire Insurance Policy No. 895317, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$2,800.00, expiring February 28, 1948.

13. 2246 Leithgow Street:

Fire Insurance Policy No. 895081, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$1,000.00, expiring February 28, 1949.

Perpetual Fire Insurance Policy No. 13418, of United Firemen's Insurance Co. of Philadelphia, 419 Walnut Street, Philadelphia, Pennsylvania, in the amount of \$600.00.

14. 124 E. Sterner Street:

Fire Insurance Policy No. 895086, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$1,200.00, expiring February 28, 1949.

Perpetual Fire Insurance Policy No. 32150, of United Firemen's Insurance Co. of Philadelphia, 419 Walnut Street, Philadelphia, Pennsylvania, in the amount of \$1,000.00.

15. 4624 "C" Street:

Fire Insurance Policy No. 683389, of Fire Association of Philadelphia, 401 Walnut Street, Philadelphia, Pennsylvania, in the amount of \$3,000.00, expiring February 19, 1949.

Fire Insurance Policy No. 895089, of National Liberty Insurance Co. of America, 59 Maiden Lane, New York, New York, in the amount of \$900.00, expiring February 28, 1951.

16. 3547 Old York Road:

Perpetual Fire Insurance Policy No. 26708, of Philadelphia Contributorship for Insur-

ance of Houses from Loss by Fire, 212 South Fourth Street, Philadelphia 6, Pennsylvania, in the amount of \$5,000.00.

Fire Insurance Policy No. 416922, of Camden Fire Insurance Assn., 434 Federal Street, Camden, New Jersey.

17. Northeast Corner of Allegheny Avenue and 11th Street:

Fire Insurance Policy No. A120004, of Lumbermen's Insurance Co., 401 Walnut Street, Philadelphia, Pennsylvania.

Public Liability Insurance Policy No. 31019153, of Maryland Casualty Co., 701 West 40th Street, Baltimore, Maryland.

[F. R. Doc. 47-3710; Filed, Apr. 17, 1947; 8:51 a. m.]

[Vesting Order 8643]

MINNIE SCHNURR

In re: Estate of Minnie Schnurr, deceased. File No. D-28-11006; E. T. sec. 15362.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mrs. Rose Dattler and Mrs. Minnie Hannipel, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of Minnie Schnurr, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Ludwig Spemann and Herman Schnurr, as executors of the estate of Minnie Schnurr, deceased, acting under the judicial supervision of the Surrogate's Court of Albany County, New York;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3711; Filed, Apr. 17, 1947; 8:51 a. m.]

[Vesting Order 8648]

AMELIA WATZENBORN

In re: Estate of Amelia Watzenborn, deceased. File D-28-11228; E. T. sec. 15603.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Emma Bollman, Sophie Hutter, Emil Theo. Ebner, and Carl Ebner, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the estate of Amelia Watzenborn, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Walter A. Schauder, as executor, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3713; Filed, Apr. 17, 1947; 8:51 a. m.]

[Vesting Order 8644]

REV. HENRY J. STEINHAGEN

In re: T/D of Rev. Henry J. Steinhagen. File D-28-6481; E. T. sec. 5374.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Catharina D'ham, deceased, and

the personal representatives, heirs, next of kin, legatees and distributees of Theresa D'ham, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them, in and to and arising out of or under that certain trust agreement dated August 14, 1934, by and between Rev. Henry J. Steinhagen and The Market Street National Bank of Philadelphia, and in and to all property held thereunder by The Market Street National Bank of Philadelphia, as trustee, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by The Market Street Bank of Philadelphia as trustee, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

and it is hereby determined:

4. That to the extent that the persons identified in subparagraph 1 are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3712; Filed, Apr. 17, 1947;  
8:51 a. m.]

[Vesting Order 8649]

FRANZISKA F. WILLERS

In re: Estate of Franziska F. Willers, deceased. File D-28-10075; E. T. sec. 14327.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hans Heinz Lewerenz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany).

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the estate of Franziska F. Willers, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany);

3. That such property is in the process of administration by Carl Schreiner, as executor, acting under the judicial supervision of the Probate Court of Plymouth County, Massachusetts;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3714; Filed, Apr. 17, 1947;  
8:51 a. m.]

[Vesting Order 8658]

JOSEPH MULLER AND MARIA MULLER

In re: Stock owned by Joseph Muller and Maria Muller, also known as Martha Muller. F-28-431-D-1/2.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Joseph Muller and Maria Muller, also known as Martha Muller, each of whose last known address is Director Hoenningen-Rhein, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. One hundred twenty (120) shares of \$20 par value common capital stock of E. I. du Pont de Nemours and Company, 1007 Market Street, Wilmington, Delaware, a corporation organized under the laws of the State of Delaware, evidenced by certificates numbered F 70480, E 133639, E 127801 and E 122660 for one hundred (100), fourteen (14), four (4) and two (2) shares respectively, registered in the name of Joseph Muller & Maria Muller as joint tenants with the

right of survivorship and not as tenants in common, together with all declared and unpaid dividends thereon, and

b. Two (2) shares of \$10 par value common capital stock of General Motors Corporation, 1775 Broadway, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificate number WC 108231, registered in the name of Joseph Muller & Martha Muller, as joint tenants with the right of survivorship and not as tenants in common, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3715; Filed, Apr. 17, 1947;  
8:51 a. m.]

[Vesting Order 8659]

OTTO OELWEIN

In re: Stock owned by Otto Oelwein. F-28-9071-A-1, F-28-9071-D-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Otto Oelwein, whose last known address is Steinstrasse 92, Neubabelsberg Bei Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Fifty-five (55) shares of \$6.00 Cumulative Convertible Prior Preferred capital stock of Armour and Company, 316 South La Salle Street, Chicago, Illinois, a corporation organized under the laws of the State of Illinois, evidenced by a certificate numbered NPO 18925,

and registered in the name of Otto Oelwein, together with all declared and unpaid dividends thereon, and

b. One hundred and ten (110) shares of \$5.00 par value Common capital stock of Armour and Company, 316 South La Salle Street, Chicago, Illinois, a corporation organized under the laws of the State of Illinois, evidenced by certificates numbered NCO 26850 for 10 shares and NC 30566 for 100 shares, and registered in the name of Otto Oelwein, together with all declared and unpaid dividends thereon.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 14, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3716; Filed, Apr. 17, 1947;  
8:50 a. m.]

[Vesting Order 8669]

HAYER AND BOECKER

In re: Debt owing to Haver and Boecker. F-28-5901-C-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Haver and Boecker, the last known address of which is Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Haver & Boecker, by St. Regis Paper Company, 230 Park Avenue,

New York 17, N. Y., in the amount of \$6,671.05, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 8, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3718; Filed, Apr. 17, 1947;  
8:50 a. m.]

[Vesting Order 8665]

EMIL WEBER

In re: Remainder interest in real property and debt owned by Emil Weber, also known as Emil Weber III.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Emil Weber, also known as Emil Weber III, whose last known address is Ringsheim im Breisgau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Real property situated in the City and County of Los Angeles, State of California, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, excepting, however, the life estate in the aforesaid owned by Venita Evans, and

b. That certain debt or other obligation owing to Emil Weber, also known as Emil Weber III, evidenced by a judgment of the Justice's Court of San Antonio Township, Los Angeles County, California, in an action entitled Miriam Kelly, Executrix of the Estate of Roger Weber vs. D. W. McDaniel and Mrs. D. W. McDaniel, No. 9912, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property, except the life estate of Venita Evans, described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 8, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

EXHIBIT A

Lot 43 in Block "B" of the Smith Brother's Compton Avenue Tract Number 2, in the City of Los Angeles, County of Los Angeles, State of California, as per map recorded in Book 6, Page 197, of Maps in the office of the County Recorder of said County.

[F. R. Doc. 47-3717; Filed, Apr. 17, 1947;  
8:50 a. m.]

[Vesting Order 8670]

HANS HARTUNG

In re: Debt owing to Hans Hartung. F-28-10014-C-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hans Hartung, whose last known address is No. 2 Stollbergerstrasse, Chemnitz, Germany is a resident of Germany, and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hans Hartung by Sauquoit Silk Company, Inc., 302 Fig Street, Scranton 5, Pennsylvania, in the amount of \$5,109.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 8, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3719; Filed, Apr. 17, 1947;  
8:50 a. m.]

[Vesting Order 8671]

CARL JOERKE

In re: Debt owing to Carl Joerke. F-28-11537-C-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Carl Joerke, whose last known address is Hatzfelderstr 4, Wuppertal-Barmen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Carl Joerke, by Para Thread Company, Inc., 212 Clinton Street, Woonsocket, Rhode Island, in the amount of \$1222.41, as of February 26, 1947, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein, shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 8, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3720; Filed, Apr. 17, 1947;  
8:50 a. m.]

[Vesting Order 8673]

ARIMA KENKYUSHO

In re: Debt owing to Arima Kenkyusho.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Arima Kenkyusho, the last known address of which is Osaka, Japan, is a corporation, partnership, association or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Arima Kenkyusho, by Takamine Corporation, New York, New York, in the amount of \$34.00, as of February 26, 1947, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not

within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 8, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3721; Filed, Apr. 17, 1947,  
8:50 a. m.]

[Vesting Order 8674]

KARL AND JOSEPH KLAUS

In re: Bank accounts owned by Karl Klaus and Joseph Klaus. F-28-5313-E-1, F-28-5314-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Karl Klaus and Joseph Klaus, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Karl Klaus, by First Trust and Deposit Company, 201 South Warren Street, Syracuse, New York, arising out of a Demand Certificate of Deposit Account, Account Number A 345, entitled Karl Klaus, Germany, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Joseph Klaus, by First Trust and Deposit Company, 201 South Warren Street, Syracuse, New York, arising out of a Demand Certificate of Deposit Account, Account Number A 344, entitled Joseph Klaus, Germany, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not

within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 8, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3722; Filed, Apr. 17, 1947;  
8:50 a. m.]

[Vesting Order 8675]

KAROLINA LANZER

In re: Bank account owned by Karolina Lanzer, F-28-7995-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Karolina Lanzer, whose last known address is 22b Morbach 1 Pfalz, Post Niederkirchen, Ober Kaiserslautern, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of The Dollar Savings Bank, 340 Fourth Avenue, Pittsburgh, Pennsylvania, arising out of a Savings Account, Account Number 419312, entitled Karolina Lanzer in trust for Karolina Magdalene Storf and Emma Lina Harrington, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Karolina Lanzer, the aforesaid national of a designated enemy country (Germany); and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property

described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 8, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3723; Filed, Apr. 17, 1947;  
8:50 a. m.]

[Vesting Order 8676]

EDUARD AND FRANZ LEHMER

In re: Bank accounts owned by Eduard Lehmer and Franz Lehmer. F-28-19796-E-1, F-28-19799-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Eduard Lehmer and Franz Lehmer, whose last known addresses are Germany, are residents of Germany, and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Eduard Lehmer by Security First National Bank of Los Angeles, Fifth and Spring Streets, Los Angeles, California, arising out of a Commercial Account entitled Eduard Lehmer, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Franz Lehmer by Security First National Bank of Los Angeles, Fifth and Spring Streets, Los Angeles, California, arising out of a Commercial Account entitled Franz Lehmer, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany); and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, admin-

istered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 8, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3724; Filed, Apr. 17, 1947;  
8:49 a. m.]

[Vesting Order 8677]

SHOJI MASUDA

In re: Debt owing to Shoji Masuda, D-39-884-A-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Shoji Masuda, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Shoji Masuda, by Hunt, Hill and Betts, 120 Broadway, New York 5, N. Y., in the amount of \$3,421.72, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 8, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,  
Director.

[F. R. Doc. 47-3725; Filed, Apr. 17, 1947;  
8:49 a. m.]