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TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 9877

FUNCTIONS OF THE ARMED FORCES

By virtue of the authority vested in me by the Constitution and laws of the United States, and as President of the United States and Commander in Chief of the Armed Forces of the United States, I hereby prescribe the following assignment of primary functions and responsibilities to the three armed services.

Section I—The Common Missions of the Armed Forces of the United States are:

1. To support and defend the Constitution of the United States against all enemies, foreign or domestic.

2. To maintain, by timely and effective military action, the security of the United States, its possessions and areas vital to its interest.

3. To uphold and advance the national policies and interests of the United States.

4. To safeguard the internal security of the United States as directed by higher authority.

5. To conduct integrated operations on the land, on the sea, and in the air necessary for these purposes.

In order to facilitate the accomplishment of the foregoing missions the armed forces shall formulate integrated plans and make coordinated preparations. Each service shall observe the general principles and fulfill the specific functions outlined below, and shall make use of the personnel, equipment and facilities of the other services in all cases where economy and effectiveness will thereby be increased.

Section II—Functions of the United States Army

General

The United States Army includes land combat and service forces and such aviation and water transport as may be organic therein. It is organized, trained and equipped primarily for prompt and sustained combat incident to operations on land. The Army is responsible for the preparation of land forces necessary for the effective prosecution of war, and, in accordance with integrated joint mobilization plans, for the expansion of the peacetime components of the Army to meet the needs of war.

lization plans, for the expansion of peacetime components of the Army to meet the needs of war.

The specific functions of the United States Army are:

1. To organize, train and equip land forces for:

a. Operations on land, including joint operations.

b. The seizure or defense of land areas, including airborne and joint amphibious operations.

c. The occupation of land areas.

2. To develop weapons, tactics, technique, organization and equipment of Army combat and service elements, co-ordinating with the Navy and the Air Force in all aspects of joint concern, including those which pertain to amphibious and airborne operations.

3. To provide, as directed by proper authority, such missions and detachments for service in foreign countries as may be required to support the national policies and interests of the United States.

4. To assist the Navy and Air Forces in the accomplishment of their missions, including the provision of common services and supplies as determined by proper authority.

Section III—Functions of the United States Navy

General

The United States Navy includes naval combat and service forces, naval aviation, and the United States Marine Corps. It is organized, trained and equipped primarily for prompt and sustained combat at sea. The Navy is responsible for the preparation of naval forces necessary for the effective prosecution of war, and in accordance with integrated joint mobilization plans, for the expansion of the peacetime components of the Navy to meet the needs of war.

The specific functions of the United States Navy are:

1. To organize, train and equip naval forces for:

a. Operations at sea, including joint operations.

b. The control of vital sea areas, the protection of vital sea lanes, and the suppression of enemy sea commerce.

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c. The support of occupation forces as required.

d. The seizure of minor enemy shore positions capable of reduction by such landing forces as may be comprised within the fleet organization.

e. Naval reconnaissance, antisubmarine warfare, and protection of shipping. The air aspects of those functions shall be coordinated with the Air Force, including the development and procurement of aircraft, and air installations located on shore, and use shall be made of Air Force personnel, equipment and facilities in all cases where economy and effectiveness will thereby be increased. Subject to the above provision, the Navy will not be restricted as to types of aircraft maintained and operated for these purposes.

f. The air transport necessary for essential internal administration and for air transport over routes of sole interest to naval forces where the requirements cannot be met by normal air transport facilities.

2. To develop weapons, tactics, technique, organization and equipment of naval combat and service elements, coordinating with the Army and the Air Force in all aspects of joint concern, including those which pertain to amphibious operations.

3. To provide, as directed by proper authority, such missions and detachments for service in foreign countries as may be required to support the national policies and interests of the United States.

4. To maintain the U. S. Marine Corps whose specific functions are:

a. To provide Marine Forces together with supporting air components, for service with the Fleet in the seizure or defense of advanced naval bases and for the conduct of limited land operations in connection therewith.

b. To develop, in coordination with the Army and the Air Force those phases of amphibious operations which pertain to the tactics, technique and equipment employed by landing forces.

c. To provide detachments and organizations for service on armed vessels of the Navy.

d. To provide security detachments for protection of naval property at naval stations and bases.

e. To provide, as directed by proper authority, such missions and detachments for service in foreign countries as may be required to support the national policies and interests of the United States.

5. To assist the Army and the Air Force in the accomplishment of their missions, including the provision of common services and supplies as determined by proper authority.

Section IV—Functions of the United States Air Force

General

The United States Air Force includes all military aviation forces, both combat and service, not otherwise specifically assigned. It is organized, trained, and equipped primarily for prompt and sustained air offensive and defensive operations. The Air Force is responsible for

the preparation of the air forces necessary for the effective prosecution of war except as otherwise assigned and, in accordance with integrated joint mobilization plans, for the expansion of the peacetime components of the Air Force to meet the needs of war.

The specific functions of the United States Air Force are:

1. To organize, train and equip air forces for:

a. Air operations including joint operations.

b. Gaining and maintaining general air supremacy.

c. Establishing local air superiority where and as required.

d. The strategic air force of the United States and strategic air reconnaissance.

e. Air lift and support for airborne operations.

f. Air support to land forces and naval forces, including support of occupation forces.

g. Air transport for the armed forces, except as provided by the Navy in accordance with paragraph 1 f, of Section III.

2. To develop weapons, tactics, technique, organization and equipment of Air Force combat and service elements, coordinating with the Army and Navy on all aspects of joint concern, including those which pertain to amphibious and airborne operations.

3. To provide, as directed by proper authority, such missions and detachments for service in foreign countries as may be required to support the national policies and interests of the United States.

4. To provide the means for coordination of air defense among all services.

5. To assist the Army and Navy in accomplishment of their missions, including the provision of common services and supplies as determined by proper authority.

HARRY S. TRUMAN

THE WHITE HOUSE,
July 26, 1947.

[F. R. Doc. 47-7140; Filed, July 26, 1947;
10:13 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

FUNCTIONS OF THE FORCES

CROSS REFERENCE: For Presidential order prescribing the assignment of primary functions and responsibilities to the armed services, see Executive Order 9877, *supra*.

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 20-6]

PART 20—PILOT CERTIFICATES

REISSUANCE OF EXPIRED PILOTS CERTIFICATES

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 22d day of July 1947.

Many pilots were not aware of the requirements of § 20.55 of the Civil Air Regulations which provides that a private or commercial pilot certificate ef-

fective on or after January 1, 1942, and issued prior to July 1, 1945, will expire as of July 1, 1947, unless exchanged for the new type certificate at any time prior to that date. There is no provision in the present Civil Air Regulations which prescribes the procedure for reissuance of such expired pilot certificates. The holders of these expired certificates should be permitted to apply to the Administrator for reissuance without examination or flight tests inasmuch as pilot competency was not involved in this certificate exchange.

The purpose of this regulation is to provide for the reissuance, without examination or flight tests, of those pilot certificates which expire July 1, 1947.

Effective July 22, 1947, Part 20 of the Civil Air Regulations is amended to add § 20.550 as follows:

§ 20.550 *Reissuance*. Any person who on June 30, 1947, held a valid private or commercial certificate and who failed to exchange such certificate in accordance with § 20.55 of the Civil Air Regulations, may, notwithstanding such failure and without other showing, obtain a pilot certificate with appropriate ratings upon application to the Administrator. (52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Civil Aeronautics Board.

[SEAL]

M. C. MULLIGAN,
Secretary.

[F. R. Doc. 47-7062; Filed, July 28, 1947;
8:59 a. m.]

[Civil Air Regs., Amdt. 20-7]

PART 20—PILOT CERTIFICATES

ISSUANCE OF STUDENT PILOT CERTIFICATES AND TEMPORARY STUDENT PILOT CERTIFICATES; DURATION OF PILOT CERTIFICATES WITH PRIVATE OR COMMERCIAL RATING

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 22d day of July 1947.

The issuance of student pilot certificates would be facilitated, if provision were made in the Civil Air Regulations whereby an authorized representative of the Administrator, as well as the Administrator, were permitted to issue these certificates.

A further provision to provide for the issuance of temporary student pilot certificates would authorize the holders to exercise the privileges of a student pilot during the interim between successful completion of the prescribed requirements for such certificates and the receipt of same.

The Civil Air Regulations pertaining to airman certificates other than pilot certificates now provide that such certificates do not have a prescribed expiration date.

The purpose of this regulation is to provide that: (1) An authorized representative of the Administrator, as well as the Administrator, may issue student pilot certificates, (2) temporary student pilot certificates as well as pilot certificates with private or commercial rating may be issued by the Administrator or his authorized representative, and (3) pilot certificates with a private or commercial

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rating shall not have a prescribed expiration date.

Effective July 22, 1947, Part 20 of the Civil Air Regulations is amended as follows:

1. Amend § 20.00 to read as follows:

§ 20.00 *Issuance.* A student pilot certificate will be issued by the Administrator or his authorized representative to an applicant who meets the applicable requirements.

2. Amend § 20.51 to read as follows:

§ 20.51 *Duration.* (a) A student pilot certificate shall expire 24 calendar months after the month of issuance.

(b) A pilot certificate with a private or commercial rating shall remain in effect unless it is suspended, or revoked, or a general termination date for such certificate is fixed by the Board.

3. Amend § 20.52, *Renewals*, to read as follows:

§ 20.52 *Temporary certificates.* The Administrator or his authorized representative may issue a temporary student pilot certificate or a temporary pilot certificate with a private or commercial rating for a period of not to exceed 90 days, subject to the terms and conditions specified therein by the Administrator.

4. By repealing § 20.53, *Reinstatement.* (52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 47-7061; Filed, July 28, 1947;
8:58 a. m.]

consideration at the end of thirty days in the event any significant comments or criticisms have then been received with respect to the rule. Such comments or criticisms may be submitted in writing to the Secretary of the Commission.

The text of the rule as modified follows:

§ 250.9 *Exemption of small holding-company systems—(a) Exemption.* If the net book value of utility assets of a holding-company system (including all parent companies and their subsidiaries) does not exceed \$1,000,000, or did not exceed \$1,000,000 at December 31, 1946, or if the gross revenues from the utility operations of such system (excluding intercompany sales of electric energy) for the preceding calendar year did not exceed \$350,000, all of the companies in such system shall, subject to filing the statements required by paragraph (c) of this section, be exempt from all the provisions of the act and rules thereunder, and none of such companies shall be deemed to be subsidiaries within the meaning of the act or any rule.

(b) *Exception.* The exemption provided by this section shall not apply to any acquisition of any security of any public-utility or holding company or any utility assets, if acquired from any person other than an associate company and for a consideration in excess of \$100,000.

(c) *Annual statement.* The top holding company of any system exempted by this section shall annually, on or before March 1, file with this Commission a statement that such system falls within the exemption granted by this section, including as exhibits (1) an income and surplus statement for the preceding year, and (2) a balance sheet as of the end of that year, both in consolidating form showing the utility revenues and asset values of each company in such holding-company system. (Secs. 3 (a), 3 (d), 49 Stat. 810, 20 (a), 49 Stat. 833; 15 U. S. C. 79c, 79t)

Effective: July 22, 1947.

By the Commission.

[SEAL] ORVAL L. DUBois,
Secretary.

JULY 21, 1947.

[F. R. Doc. 47-7055; Filed, July 25, 1947;
8:58 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 250—GENERAL RULES AND REGULATIONS, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935

EXEMPTION OF SMALL HOLDING-COMPANY SYSTEMS

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Public Utility Holding Company Act of 1935, particularly sections 3 (a), 3 (d) and 20 (a) thereof, and deeming such action appropriate in the public interest and for the protection of investors and consumers, hereby amends § 250.9 (Rule U-9) of the general rules and regulations under the Public Utility Holding Company Act of 1935 by inserting after the words "does not exceed \$1,000,000," the words "or did not exceed \$1,000,000 at December 31, 1946." This modification of § 250.9 (Rule U-9) is in the nature of an exemption, and it appears improbable that its adoption will be objectionable to any person. The Commission therefore finds that the preliminary notice and public procedure provided for in section 4 (a) and (b) of the Administrative Procedure Act are unnecessary and declares the amendment of § 250.9 (Rule U-9) effective immediately pursuant to section 4 (c) of that act, subject, however, to re-

consideration at the end of thirty days in the event any significant comments or criticisms have then been received with respect to the rule. Such comments or criticisms may be submitted in writing to the Secretary of the Commission.

Commission, acting pursuant to authority conferred upon it by the above mentioned act, particularly sections 17 (a) and 38 (a) thereof, hereby amends Rule N-17A-2 and adopts a new Rule N-17A-4 both to read as herein-after set forth.

Section 270.17a-2 (Rule N-17A-2) exempts from section 17 (a) of the act certain purchase, sale or borrowing transactions. Prior to the amendment, the exemption was limited to transactions between a bank and a person engaged principally in the business of instalment financing. The purpose of the amendment is to expand the exemption provided by the rule so that it will also apply to certain transactions between banks.

The purpose of § 270.17a-4 (Rule N-17A-4) is to exempt from section 17 (a) of the act, transactions pursuant to a contract where, at the time the contract was made and for a period of six months prior thereto, no affiliation or other relationship existed which would bring the transaction within the purview of section 17 (a). The Commission deems it proper to exempt such transactions since they are effected pursuant to a contract presumably entered into upon the basis of arms-length negotiations.

1. The text of § 270.17a-2 (Rule N-17A-2) as amended is as follows:

§ 270.17a-2 *Exemption of certain purchase, sale or borrowing transactions.* Purchase, sale or borrowing transactions occurring in the usual course of business between affiliated persons of registered investment companies shall be exempt from section 17 (a) of the act provided (a) the transactions involve notes, drafts, time payment contracts, bills of exchange, acceptances or other property of a commercial character rather than of an investment character; (b) the buyer or lender is a bank; and (c) the seller or borrower is a bank or is engaged principally in the business of instalment financing.

2. The text of new § 270.17a-4 (Rule N-17A-4) is as follows:

§ 270.17a-4 *Exemption of transactions pursuant to certain contracts.* Transactions pursuant to a contract shall be exempt from section 17 (a) of the act if at the time of the making of the contract and for a period of at least six months prior thereto no affiliation or other relationship existed which would operate to make such contract or the subsequent performance thereof subject to the provisions of said section 17 (a).

Since the foregoing action involves the enlargement of an existing exemption and the granting of an additional exemption, the Commission, acting pursuant to section 4 (c) of the Administrative Procedure Act, declares such action effective July 22, 1947.

(Secs. 17 (a) and 38 (a), 54 Stat. 815, 841; 15 U. S. C. 80a-17, 80a-37)

By the Commission.

[SEAL] ORVAL L. DUBois,
Secretary.

JULY 21, 1947.

[F. R. Doc. 47-7054; Filed, July 28, 1947;
8:58 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter III—Social Security Administration (Old-Age and Survivors Insurance), Federal Security Agency

[Reg. 3]

PART 403—FEDERAL OLD-AGE AND SURVIVORS INSURANCE

RECOMPUTATION OF BENEFITS

Regulations No. 3 (20 CFR, Cum. Sup., 403.1 et seq., as amended, see 12 F. R. 570) are further amended as follows:

1. The heading of § 403.304, paragraph (b), is amended to read:

(b) *Method of recomputation.*

2. Section 403.304 (b) (1), subdivision (ii), is amended to read as follows:

(1) *For wage earner. * * **

(ii) As though he became entitled to primary insurance benefits as of the date he filed application for recomputation, and

3. Section 403.304, paragraph (c), is deleted.

4. Section 403.304, paragraph (d), is renumbered as paragraph (c) and is amended, by deleting the last sentence thereof, to read as follows:

(c) *Effect of recomputation.* Benefits computed on the basis of a prior application or application for recomputation terminate with the month before the month in which the application for recomputation is filed if the recomputed benefit is higher, and benefits as recomputed are payable beginning with the month in which such application is filed.

(Sec. 1102, 49 Stat. 647, sec. 205 (a), 53 Stat. 1368; 42 U. S. C. 405 (a); sec. 4 Reorg. Plan No. 2, 1946, 11 F. R. 9873; sec. 1, FSA Order 9, Jan. 15, 1947)

Dated: July 21, 1947.

MAURINE MULLINER,
Acting Commissioner
for Social Security.

Approved: July 23, 1947.

MAURICE COLLINS,
Acting Federal Security
Administrator.

[F. R. Doc. 47-7046; Filed, July 28, 1947;
8:57 a. m.]

TITLE 24—HOUSING CREDIT

Chapter V—Federal Housing Administration

Subchapter J—House Manufacturing Loans, War Housing Insurance

PART 585—ADMINISTRATIVE RULES OF THE FEDERAL HOUSING COMMISSIONER UNDER SECTION 609 OF THE NATIONAL HOUSING ACT

APPLICATION AND COMMITMENT

Sec. 585.1 Mortgagee approved under section 203 (b) or section 603 (b) of the National Housing Act approved as lenders to file application.

Form of application.

Fee to accompany application.

Approval of application.

ELIGIBLE LOANS

- Sec. 585.5 Use of proceeds.
585.6 Maximum amount of loan.
585.7 Execution of binding purchase contracts.
585.8 Security, agreements and undertakings.
585.9 Requirements with respect to plant facilities, capital funds, and experience and credit standing.
585.10 Maturity.
585.11 Rate of interest.
585.12 Loan agreement, matters required therein.
585.13 Form and contents of note.
585.14 Inspections of books, records and operations of borrower.
585.15 Fees and charges collectible from borrower.

EFFECTIVE DATE

- 585.16 Effective date.

AUTHORITY: §§ 585.1 to 585.16, inclusive, issued under sec. 607, 55 Stat. 61, sec. 609, Pub. Law 129, 80th Cong.; 12 U. S. C. Sup. 1742.

APPLICATION AND COMMITMENT

§ 585.1 *Mortgagee approved under section 203 (b) or section 603 (b) of the National Housing Act approved as lenders to file application.* Application for the insurance of loans under section 609 of the National Housing Act, which are eligible as hereinafter provided, may be filed by any lender which is approved as a mortgagee under sections 203 (b) or 603 (b) of the National Housing Act, and by any other chartered institution or permanent organization having succession upon its approval by the Commissioner for a particular transaction.

§ 585.2 *Form of application.* The application must be made upon a standard form prescribed by the Commissioner and forwarded to the Federal Housing Administration, Washington 25, D. C. Prior to the filing of the formal application, the proposed Borrower or the proposed Lender may submit to the Federal Housing Administration a request for a preliminary analysis with respect to specific questions of eligibility upon a standard form to be prescribed by the Commissioner, which request should be forwarded to Washington headquarters.

§ 585.3 *Fee to accompany application.* The application must be accompanied by the Lender's check for a sum computed at the rate of three dollars (\$3) per thousand dollars (\$1,000) of the original principal amount of the loan applied for. If the application is refused without an estimate of the necessary current cost of manufacturing the houses, the fee paid will be returned to the applicant. If agreements are entered into between the Borrower and the Lender, with the approval of the Commissioner for the substitution of the security for an insured loan, a further fee shall be paid at the time of the request for substitution, in such amount as may be determined by the Commissioner, but, in no event, shall such additional fee exceed one dollar and a half (\$1.50) per thousand dollars (\$1,000) of the loan value of the substituted security as determined by the Commissioner.

§ 585.4 *Approval of application.* Upon approval of an application, accept-

ance of the loan for insurance will be evidenced by the issuance of a commitment setting forth, upon a form prescribed by the Commissioner, the terms and conditions under which the insurance will be granted.

ELIGIBLE LOANS

§ 585.5 *Use of proceeds.* The proceeds of the loan shall be used for the purpose of financing the cost of manufacturing houses meeting such requirements of sound quality, durability, livability and safety as may be prescribed by the Commissioner.

§ 585.6 *Maximum amount of loan.* The loan shall involve a principal obligation not in excess of 90% of the amount which the Commissioner estimates will be the necessary current cost of manufacturing such houses, exclusive of profit.

§ 585.7 *Execution of binding purchase contracts.* The borrower shall establish that binding contracts have been executed satisfactory to the Commissioner, providing for the purchase and delivery of the number of houses to be manufactured with the proceeds of the loan.

§ 585.8 *Security, agreements and undertakings.* The loan shall be secured by an assignment of the purchase contracts specified in the next preceding paragraph and of all sums payable under such purchase contracts, with the right in the assignee to proceed against such security in the case of default as provided in the assignment, which assignment shall be in such form and contain such terms and conditions as may be prescribed by the Commissioner; and the Commissioner may require such other agreements and undertakings to further secure the loan as he may determine, including the right, in the case of default or at any time necessary to protect the lender, to compel delivery to the lender of any houses manufactured with the proceeds of the loan and then owned and in the possession of the borrower.

§ 585.9 *Requirements with respect to plant facilities, capital funds, and experience and credit standing.* The borrower shall establish to the satisfaction of the Commissioner that he has or will have (a) adequate plant facilities, (b) sufficient capital funds, taking into account the loan applied for, and (c) the experience necessary to achieve the required production schedule. The borrower must have a general credit standing satisfactory to the Commissioner.

§ 585.10 *Maturity.* The loan shall have a maturity satisfactory to the Commissioner but not in excess of one year from the date of the note.

§ 585.11 *Rate of interest.* The loan may bear interest at such rate as may be agreed upon between the borrower and the lender, but in no case shall such interest rate be in excess of 4% per annum on the amount of the principal obligation outstanding at any time.

§ 585.12 *Loan agreement, matters required therein.* The borrower and the lender shall, prior to the insurance of the loan, enter into a written loan agreement, containing such terms and conditions and undertakings with respect to

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the loan transaction as may be approved by the Commissioner, including provisions with respect to the manner and conditions under which advances, (if any), during the process of manufacture are to be made by the lender and approved for insurance by the Commissioner, and provisions under which substitutions of security may be made from time to time.

§ 585.13 Form and contents of note. The note evidencing the indebtedness shall be in such form and contain such provisions as the Commissioner may determine, including a provision for acceleration of maturity, at the option of the holder, in the event of default in the payment of any sums due thereunder or failure to perform any undertaking or agreement contained in the note or any collateral document executed in connection with the loan transaction.

§ 585.14 Inspections of books, records and operations of borrower. The books, records, contracts, documents, papers, property equipment, buildings and machinery used in connection with and pertaining to the manufacture of the houses shall be subject to inspection and examination by the Commissioner or his duly authorized agent at all reasonable times. The borrower shall furnish, at the request of the Commissioner, his employees or attorneys, specific answers to questions upon which information is desired from time to time relative to the income, assets, liabilities, contracts, operations, including all papers and documents relating to cost of manufacturing of such houses, and any other information with respect to any matters concerned with the manufacturing of such houses which may reasonably be required by the lender and the Commissioner. The above enumeration of specific items shall not be deemed in any manner to limit the generality of the preceding sentence. In case the borrower is in default either under the provisions of the loan, or has failed to meet any applicable requirements of this section, or is in default with respect to any agreement or undertaking between the borrower and the lender or any agreement or undertaking to which the Commissioner is a party, the Commissioner may require the borrower to furnish at the expense of the borrower a complete audit of the borrower's books of accounts, duly certified by a public accountant satisfactory to the Commissioner.

§ 585.15 Fees and charges collectible from borrower. The lender may charge and collect from the borrower the amounts payable by the lender to the Commissioner on account of insurance premiums under the insurance contract, application and appraisal fees, and inspection charges.

EFFECTIVE DATE

§ 585.16 Effective date. These administrative rules (§§ 585.1 to 585.16, inclusive), are effective as to all loans with respect to which a commitment to insure under section 609 is issued to an approved lender on or after July 25, 1947.

PART 586—REGULATIONS OF THE FEDERAL HOUSING COMMISSIONER UNDER SECTION 609 OF TITLE VI OF THE NATIONAL HOUSING ACT

Sec.

- 586.1 Citation.
- 586.2 Definitions.
- 586.3 Insurance premiums.
- 586.4 Contract of insurance.
- 586.5 Default and rights of lender under insurance contract.
- 586.5 Payment of debentures.
- 586.7 Assignments.
- 586.8 Amendments.
- 586.9 Effective date.

AUTHORITY: §§ 586.1 to 586.9, inclusive, issued under sec. 607, 55 Stat. 61, sec. 609, Pub. Law 129, 80 Cong., 12 U. S. C. Sup. 1742.

§ 586.1 Citation. The regulations in this part may be cited and referred to as "Part 586—Regulations of the Federal Housing Commissioner under section 609 of the National Housing Act, issued July 25, 1947".

§ 586.2 Definitions. As used in the regulations in this part, the term:

(a) "Commissioner" means the Federal Housing Commissioner.

(b) "Act" means the National Housing Act, as amended.

(c) "Contract of Insurance" means the written instrument duly executed by the Commissioner and the lender setting forth the terms, conditions and provisions of insurance.

(d) "Lender" means a financial institution which is eligible to obtain the insurance of loans made pursuant to section 609 of the act and includes the original lender, its successors and such of its assigns as are approved by the Commissioner.

(e) "Insured Loan" means a loan with respect to which the Commissioner has executed a contract of insurance.

§ 586.3 Insurance premiums. The lender shall pay to the Commissioner an insurance charge equal to one per centum (1%) of the original principal of the loan specified in the Commitment to insure and such premium charge shall be paid on the date the contract of insurance becomes effective. Such premium charge shall be construed as fully earned when paid and shall be computed without regard to the amount of the loan actually advanced or outstanding.

§ 586.4 Contract of insurance. Upon compliance satisfactory to the Commissioner with the terms of the commitment to insure, the Commissioner and the lender shall execute the Contract of Insurance and the loan shall be an insured loan from the effective date of such contract. The Commissioner and the lender shall thereafter be bound by the contract of insurance, subject to the provisions of the regulations in this part which shall form a part of each such contract. The contract of insurance shall contain such provisions as the Commissioner may prescribe with respect to the servicing of the loan, submission of reports and notices regarding the loan transaction and other duties of the lender in the handling of the loan transaction prior or subsequent to default, consistent with the provisions of section 609 of the

act and the administrative rules and regulations thereunder.

§ 586.5 Default and rights of lender under insurance contract. If the borrower fails to make any payment due under or provided to be paid by the terms of the loan or fails to perform any other covenant or obligation contained in any assignment, agreement or undertaking executed by the borrower in connection with such loan, because of which the lender has declared the full amount due and payable under the acceleration clause contained therein, and such failure continues for a period of thirty (30) days, the loan shall be considered in default and the lender shall, within thirty (30) days thereafter, give notice in writing to the Commissioner of such default. At any time within thirty (30) days after the date of such notice, or within such further period as may be agreed upon by the Commissioner in writing, the lender shall in such manner as the Commissioner may require, assign, transfer, and deliver to the Commissioner the original credit instrument without recourse or warranty, except that the note bears the genuine signature of the borrower, is valid and enforceable in the jurisdiction in which it is issued, the amount stated in the instrument of assignment is actually due and owing, there are no offsets or counterclaims thereto, and that the lender has a good right to assign the note and other items enumerated below:

(a) All rights and interest arising with respect to the loan so in default;

(b) All claims of the lender against the borrower or others, arising out of the loan transaction, except such claims as may have been released with the approval of the Commissioner;

(c) Any cash or property held by the lender, or to which it is entitled, as deposits made for the account of the borrower and which have not been applied in reduction of the principal of the loan; and

(d) All records, documents, books, papers, and accounts relating to the loan transaction.

The assignment provided for in this section shall be in a form satisfactory to the Commissioner.

§ 586.6 Payment of debentures. Upon such assignment, transfer, and delivery and compliance with the provisions of § 586.5, the Commissioner shall deliver to the lender:

(a) Debentures of the War Housing Insurance Fund as set forth in section 604 (d) of the act, issued as of the date the loan became in default, bearing interest at the rate of two and one-half (2½%) per centum per annum, payable semi-annually on the first day of January and the first day of July of each year and having a total face value equal to the unpaid principal balance of the loan on the date of default as determined in § 586.5, less any amounts received by the lender from any source and applied on the loan subsequent to the date of default and prior to its assignment to the Commissioner.

(b) Such debentures shall be registered as to principal and interest and all

or any such debentures may be redeemed at the option of the Commissioner with the approval of the Secretary of the Treasury at par and accrued interest on any interest payment day on three months' notice of redemption given in such manner as the Commissioner shall prescribe. Such debentures shall be issued in multiples of \$50 and any difference not in excess of \$50 between the amount of debentures to which the lender is otherwise entitled hereunder and the aggregate face value of the debentures issued shall be paid in cash by the Commissioner to the lender.

§ 586.7 Assignments. Loans insured under the regulations in this part may be transferred (but, except with the written approval of the Commissioner, only subsequent to full disbursement of the loan proceeds) to a transferee, who is approved by the Commissioner. Upon such approval and transfer and the assumption by the transferee of all obligations under the Contract of Insurance, the transferor shall be released from its obligations under the Contract of Insurance.

§ 586.8 Amendments. The regulations in this part may be amended by the Commissioner at any time and from time to time, in whole or in part, but such amendment shall not affect the Contract of Insurance on any loan already insured or any loan on which the Commissioner has made a Commitment to insure.

§ 586.9 Effective date. The regulations in this part are effective as to all loans on which a Commitment to insure under section 609 is issued to an approved lender on or after July 25, 1947.

Issued at Washington, D. C., July 25, 1947.

RAYMOND M. FOLEY,
Federal Housing Commissioner.

[F. R. Doc. 47-7117; Filed, July 28, 1947;
8:57 a. m.]

Chapter VII—Housing and Home Finance Agency

REDESIGNATION OF CHAPTER

NOTE: Chapter VII of Title 24, formerly designated as National Housing Agency, is redesignated as Chapter VII, Title 24, Housing and Home Finance Agency.

GENERAL RESPONSIBILITIES AND ORGANIZATION OF OFFICE OF ADMINISTRATOR, INCLUDING DELEGATIONS OF FINAL AUTHORITY

ADOPTION OF NATIONAL HOUSING ADMINISTRATOR'S ISSUANCES

Adoption of National Housing Administrator's issuances by the Housing and Home Finance Administrator—(a) Purpose. Reorganization Plan No. 3 of 1947 (12 F. R. 4981) vests in the Housing and Home Finance Administrator certain functions which were previously vested

in the National Housing Administrator. The purpose of this document is to continue in effect the appropriate issuances of the National Housing Administrator.

(b) Continuation of National Housing Administrator's issuances. All regulations, orders, delegations, instructions, notices, designations, and other documents duly issued by the National Housing Administrator (including those for the internal administration of the National Housing Agency) which are in force at the time Reorganization Plan No. 3 of 1947 takes effect are hereby adopted, ratified, and confirmed and shall continue in effect as issuances of the Housing and Home Finance Administrator until such time as they may be superseded or repealed.

(c) Substitution of names. Where reference is made in such documents to the Office of the Administrator or constituent units of the National Housing Agency or officials thereof, such reference shall be deemed to be to the succeeding or corresponding Office of the Administrator or constituent units of the Housing and Home Finance Agency or officials thereof.

(d) This document is effective as of the time of taking effect of Reorganization Plan No. 3 of 1947.

(54 Stat. 1125, as amended, 42 U. S. C. Sup. 1521; 55 Stat. 838, 50 U. S. C. App. Sup. 601; 59 Stat. 613, 5 U. S. C. Sup. 133y; Pub. Law 600, 79th Cong., 60 Stat. 806; E. O. 9070, Feb. 24, 1943, 3 CFR Cum. Supp.)

Approved this 27th day of July 1947.

RAYMOND M. FOLEY,
Acting Housing and Home
Finance Administrator.

[F. R. Doc. 47-7176; Filed, July 28, 1947;
11:59 a. m.]

GENERAL RESPONSIBILITIES AND ORGANIZATION OF OFFICE OF ADMINISTRATOR, INCLUDING DELEGATIONS OF FINAL AUTHORITY

DELEGATION TO PUBLIC HOUSING COMMISSIONER OF FUNCTIONS AND POWERS

Delegation to Public Housing Commissioner of functions and powers under Public Laws 781 and 849, 76th Congress, and 9, 73, and 353, 77th Congress, as amended.

Delegation of authority. (a) There are hereby delegated to the Public Housing Commissioner (and to the person designated by the President pursuant to section 7 of Reorganization Plan No. 3 of 1947 to perform temporarily the functions of said Commissioner until the time when a Public Housing Commissioner, appointed under section 4 of said Plan, takes office) such functions and powers of the Housing and Home Finance Administrator under Public Laws 781 and 849, 76th Congress, and 9, 73 and 353, 77th Congress, as amended, as were administered by the Federal Public Housing Commissioner, immediately preceding the effective date of Reorganization Plan No. 3 of 1947, pursuant to the provisions of said laws, Executive Order 9070, and

regulations and delegations issued or made thereunder, or with respect thereto, by the National Housing Administrator.

(b) This document is effective as of the time of taking effect of Reorganization Plan No. 3 of 1947.

(54 Stat. 872, 883, as amended, 54 Stat. 1125, as amended, 55 Stat. 14, 55 Stat. 197, 198, 55 Stat. 810, 818, 55 Stat. 838, 59 Stat. 613, 60 Stat. 806; 42 U. S. C. Sup. 1521, 50 U. S. C. App. Sup. 601, 5 U. S. C. Sup. 133y; Reorganization Plan No. 3 of 1947, 12 F. R. 4981; E. O. 9070, 7 F. R. 1529)

Approved this 27th day of July 1947.

RAYMOND M. FOLEY,
Acting Housing and Home
Finance Administrator.

[F. R. Doc. 47-7175; Filed, July 28, 1947;
11:59 a. m.]

TITLE 29—LABOR

Subtitle A—Office of the Secretary of Labor

PART 2—GENERAL REGULATIONS OF THE DEPARTMENT OF LABOR

AUTHORITY AND FUNCTIONS OF SECRETARY

Pursuant to R. S. 161 (5 U. S. C. 22) and sections 9 (f) and (g), Title I of the Labor-Management Relations Act, 1947 (Public No. 101, Ch. 120, 80th Cong., 1st Sess.), § 2.001 (a) (1) is amended by adding subdivision (xiii) as follows:

§ 2.001 Office of the Secretary—(a) Functions—Secretary of Labor. * * *

(xiii) Exercising and performing the authority and functions conferred by sections 9 (f) and (g), Title I, Labor-Management Relations Act, 1947 (Public No. 101, Ch. 120, 80th Cong., 1st Sess.).

The functions of the Secretary of Labor under this provision are performed in the Office for the Registration of Labor Organizations created in the Office of the Secretary by General Order No. 29, July 16, 1947.

(R. S. 161, secs. 3, 12, Pub. Law 404, 79th Cong., 60 Stat. 238, 244; 5 U. S. C. 22)

Signed at Washington, D. C., this 22d day of July 1947.

KEEN JOHNSON,
Acting Secretary of Labor.

[F. R. Doc. 47-7048; Filed, July 28, 1947;
8:57 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amtd. 341]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is amended as follows:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodity:

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Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
663900	Other nonferrous ores, metals, and alloys, except precious: Thoriated tungsten wire.	Lbs.	None	None

Shipments of the above commodity removed from general license, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective June 27, 1947.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, Pub. Law 145, 80th Cong., Pub. Law 188, 80th Cong.; 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245)

Dated: June 23, 1947.

FRANCIS MCINTYRE,
Director,
Export Control Branch.

[F. R. Doc. 47-7087; Filed, July 28, 1947; 9:00 a. m.]

[Amdt. 342]

PART 801—GENERAL REGULATIONS
PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exports* is amended as follows:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodities:

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
796600	Freight cars, over 10-ton capacity.	Unit	None	None
796750	Mine, industrial, and other freight cars, not over 10-ton capacity.	Unit	None	None

Shipments of the above commodities removed from general license, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective June 30, 1947.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, Pub. Law 145, 80th Cong., Pub. Law 188, 80th Cong.; 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245)

Dated: June 25, 1947.

FRANCIS MCINTYRE,
Director,
Export Control Branch.

[F. R. Doc. 47-7088; Filed, July 28, 1947; 9:00 a. m.]

[Amdt. 343]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exports* is amended as follows:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodities:

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
606200	Steel mill products—Casing and oil-line pipe: Seamless.....	Lbs.	\$100	\$25
606300	Casing, welded.....	Lbs.	100	25
606400	Seamless black pipe, except casing, oil-line and boiler.	Lbs.	100	25

Shipments of the above commodities removed from general license, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective July 9, 1947.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, Pub. Law 145, 80th Cong., Pub. Law 188, 80th Cong.; 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, September 27, 1945, 10 F. R. 12245)

Dated: July 3, 1947.

FRANCIS MCINTYRE,
Director,
Export Control Branch.

[F. R. Doc. 47-7089; Filed, July 28, 1947; 9:00 a. m.]

Chapter XIV—War Contracts Price Adjustment Board

PART 1608—TEXT OF STATUTES, ORDERS, JOINT REGULATIONS AND DIRECTIVES

DELEGATION TO THE SECRETARY OF THE TREASURY

JULY 1, 1947.

Delegation by the War Contracts Price Adjustment Board of powers, functions and duties relating to net renegotiation rebates under the Renegotiation Act.

§ 1608.823 Delegation to the Secretary of the Treasury. (a) There is hereby rescinded so much of the delegation of the War Contracts Price Adjustment Board dated August 10, 1945 to the Secretaries as relates to the powers, functions and duties conferred upon the Board by subsection (a) (4) (D) of the Renegotiation Act of 1943.

(b) Pursuant to the provisions of subsection (d) (4) of the Renegotiation Act, there is hereby delegated to the Secretary of the Treasury all of the powers, functions and duties conferred upon the Board by subsection (a) (4) (D) of the act, relating to the computation, deter-

mination and processing of net renegotiation rebates.

(c) In the exercise of the powers, functions and duties hereby delegated, the computation and determination of the amounts of such net renegotiation rebates shall be made in accordance with such regulations relating thereto as are issued or adopted by the Board and in accordance with the principles and policies established by the Board.

(d) The powers, functions and duties hereby delegated to the Secretary of the Treasury may be delegated in whole or in part by him to such officers or agencies of the United States as he may designate, and he may authorize successive redelegations of such powers, functions and duties.

(e) This delegation shall be effective as of July 1, 1947.

By order of the War Contracts Price Adjustment Board.

JOHN R. PAULL,
Chairman.

[F. R. Doc. 47-7177; Filed, July 28, 1947; 12:15 p. m.]

TITLE 34—NAVY

FUNCTIONS OF THE ARMED FORCES

CROSS REFERENCE: For Presidential order prescribing the assignment of primary functions and responsibilities to the armed services, see Executive Order 9877, *supra*.

Chapter I—Department of the Navy

PART 27—PROCEDURES OF THE NAVAL ESTABLISHMENT

NAVY PROCUREMENT DIRECTIVES

Amend § 27.2 (i) to read as follows:

§ 27.2 Procurement of matériel. * * *

(i) **Na vy procurement directives.** Navy procurement directives are issued by the Secretary to all purchasing activities within the Naval Establishment for their guidance in the procurement of services and matériel. Copies of specific directives may be obtained by addressing a request to the Secretary of the Navy, Washington, D. C.

(Secs. 3, 12, Pub. Law 404, 79th Cong., 60 Stat. 238, 244)

JAMES FORRESTAL,
Secretary of the Navy.

[F. R. Doc. 47-7047; Filed, July 28, 1947; 8:45 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 0—ORGANIZATION AND ASSIGNMENT OF WORK

BUREAU ORGANIZATION

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 23d day of July A. D. 1947.

Section 17 of the Interstate Commerce Act, as amended (49 U. S. C. 17), being under consideration:

It is ordered, That the following changes in and additions to the list of district and field offices of the Commission, published in 11 F. R. 10305, under § 0.11 should be made:

§ 0.11 *Bureau organization.* * * *

(f) *Bureau of Inquiry.* * * *

(2) *Field Headquarters.* * * *

City and New Address

San Francisco, Calif., 107 Federal Office Building, Civic Center.

(h) *Bureau of Locomotive Inspection.* * * *

(2) *District offices.* * * *

City and New Address

Buffalo, N. Y., 514 Post Office Building. Indianapolis, Ind., 218 Post Office Building. Mobile, Ala., 337 U. S. Court and Custom Building.

(i) *Bureau of Motor Carriers.* * * *

(3) *District Offices; location of Directors and Supervisors.*

District No. and New Address

3-204 Appraisers Store Building, Baltimore 2, Md.

3-506 Dauphin Building, Harrisburg, Pa.

4-526 Hawley Building, Wheeling, W. Va.

5-315 Post Office Building, Raleigh, N. C.

6-208 Social Security Building, 2225 Third

Avenue North, Birmingham, Ala.

7-409 Post Office Building, Lexington, Ky. 9-425 Union Trust Building, Madison, Wis. 11-634 Federal Building, New Orleans, La. 12-606 Amarillo Building, Amarillo, Tex. 12-432 U. S. Terminal Station Building, Dallas 2, Tex. 16-401 Security Building, Phoenix, Ariz. 16-166 Federal Office Building, Civic Center, San Francisco, Calif.

The following are newly established offices:

District No. and Address

1-420 Federal Building, Springfield, Mass. 2-410 Post Office Building, Trenton 9, N. J.

10-205 Post Office Building, Sioux City, Iowa.

(k) *Bureau of Safety.* * * *

(2) *Field headquarters.* (ii) * * *

Delete:

Grand Rapids, Mich., and Fort Worth, Tex.

Add:

El Paso, Tex.

(1) *Bureau of Service.* * * *

(3) *District offices.* * * *

City and New Address

Buffalo, N. Y., 327 Post Office Building. St. Louis, Mo., 938 U. S. Court House.

San Francisco, Calif., 101 Federal Office Building.

Dallas, Tex., 430 Post Office Building, Terminal Annex.

(o) *Bureau of Valuation.* * * *

(2) *Field headquarters.* (1) *Land appraisers.* * * *

City and New Address

St. Louis, Mo., 934 U. S. Court and Customhouse.

(ii) *Auditors.* * * *

City and New Address

San Francisco, Calif., 107 Federal Office Building, Civic Center.

(p) *Bureau of Water Carriers and Freight Forwarders.* * * *

(2) *District Supervisors.* * * *

City and New Address

San Francisco, Calif., 107 Federal Office Building, Civic Center.

New Orleans 12, La., 634 Federal Building, 600 South Street.

Notice of this order shall be given to the general public by depositing a copy hereof in the office of the Secretary of the Commission at Washington, D. C., and by filing with the Director of the Division of the Federal Register.

(24 Stat. 385, 25 Stat. 861, 40 Stat. 270, 41 Stat. 492, 493, 47 Stat. 1368, 54 Stat. 913; 49 U. S. C. 17)

By the Commission.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 47-7064; Filed, July 28, 1947; 8:59 a.m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 2124455]

COLORADO

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

JULY 18, 1947.

In an exchange of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976; 43 U. S. C. 315g), the lands hereinafter described have been reconveyed to the United States.

At 10:00 a. m. on September 19, 1947, the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from September 19, 1947, to December 19, 1947, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on

prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from August 30, 1947, to September 19, 1947, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on September 19, 1947, shall be treated as simultaneously filed.

(c) *Date for nonpreference right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on December 19, 1947, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous nonpreference right filings.* Applications by the general public may be presented during the 20-day period from November 29, 1947, to December 19, 1947, inclusive, and all such applications, together with those presented at 10:00 a. m. on December 19, 1947, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or

naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Pueblo, Colorado, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that Title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office at Pueblo, Colorado.

The lands affected by this order are described as follows:

SIXTH PRINCIPAL MERIDIAN

T. 14 S., R. 69 W.

Sec. 19, lots 5, 7, and 8.

The area described aggregates 114.07 acres. The land, which is in Colorado Grazing District No. 5, is composed mainly of steep

rocky ridges. The soil is of a coarse, disintegrated granite.

FRED W. JOHNSON,
Director.

[F. R. Doc. 47-7053; Filed, July 28, 1947;
8:46 a. m.]

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[P. & S. Docket No. 383]

MARKET AGENCIES AT ST. LOUIS NATIONAL
STOCK YARDS

NOTICE OF PETITION FOR MODIFICATION

Correction

In F. R. Doc. No. 47-7009, appearing on page 4973 of the issue for Friday, July 25, 1947, the headnote should read as set forth above.

DEPARTMENT OF LABOR

Wage and Hour Division

[Administrative Order 371]

SPECIAL INDUSTRY COMMITTEE NO. 5 FOR
PUERTO RICO

ACCEPTANCE OF RESIGNATION; APPOINTMENT

By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, as amended, I, Wm. R. McComb, Administrator of the Wage and Hour Division, United States Department of Labor,

Do hereby accept the resignation of Mr. Fernando A. Villamil from Special Industry Committee No. 5 for Puerto Rico and do appoint in his stead as representative for the employers on such committee, Mr. Jose Rodriguez of San Juan, Puerto Rico.

Signed at Washington this 16th day of July 1947.

WM. R. MCCOMB,
Administrator,
Wage and Hour Division.

[F. R. Doc. 47-7049; Filed, July 28, 1947;
8:57 a. m.]

[Administrative Order 372]

SPECIAL INDUSTRY COMMITTEE NO. 5 FOR
PUERTO RICO

ACCEPTANCE OF RESIGNATION; APPOINTMENT

By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, as amended, I, Wm. R. McComb, Administrator of the Wage and Hour Division, United States Department of Labor,

Do hereby accept the resignation of Mr. Jose Rodriguez from Special Industry Committee No. 5 for Puerto Rico and do appoint in his stead as representative for the employers on such committee, Mr. Luis C. Bonet of San Juan, Puerto Rico.

Signed at Washington this 18th day of July 1947.

WM. R. MCCOMB,
Administrator,
Wage and Hour Division.

[F. R. Doc. 47-7050; Filed, July 28, 1947;
8:57 a. m.]

NOTICES

FEDERAL POWER COMMISSION

[Docket No. G-923]

UNITED NATURAL GAS CO.

NOTICE OF APPLICATION

JULY 22, 1947.

Notice is hereby given that on July 11, 1947, United Natural Gas Company (Applicant), a Pennsylvania corporation, having its principal place of business at Oil City, Pennsylvania, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing Applicant to construct and operate the following described facilities:

Seven (7) gas engine driven compressors with a combined rating of 1,450 hp., and auxiliary equipment, to be installed in a proposed new compressor station to be located in Franklin Township, Beaver County, Pennsylvania.

Applicant states that the proposed facilities will be installed in a proposed compressor station to be located in Franklin Township, Beaver County, Pennsylvania, at the northern end of a proposed 20-inch pipeline described in United Natural's application for a certificate of public convenience and necessity filed in Docket No. G-891.

Applicant states that the purpose of the proposed facilities is for recompressing gas supplied from the Big Inch and Little Big Inch lines as long as the pressure provided at these lines is insufficient to transport to other points on Applicant's system such gas as may be delivered to Applicant, and for recompressing gas which is now being purchased under contract from The Manufacturers Light and Heat Company and which is limited to a maximum pressure of 365 pounds p. s. i.

Applicant intends to operate the proposed facilities only as long as the pressures available from the sources of supply are inadequate, after which application will be made to the Commission to remove the station either in its entirety or such parts as may be unnecessary for ultimate operation of the system.

It is stated that the volumes of natural gas to be compressed by the proposed facilities will be from 10,000 Mcf to 60,000 Mcf per day, depending upon pressures and volumes at the sources of supply mentioned.

The total over-all capital cost of the proposed facilities is estimated to be \$274,000. In order to finance the proposed construction, Applicant states that it is proposed that National Fuel Gas Company, its parent company, will borrow temporarily from banks a sufficient amount to supplement cash resources of Applicant and in turn will loan to Applicant on promissory notes of three months' maturities. Permanent financing to the extent necessary will be accomplished at a later date.

The estimated annual cost of operation of the proposed facilities is \$106,030. It is not presently contemplated that the proposed construction will make necessary any increase in Applicant's rates.

Any interested State commission is requested to notify the Federal Power Commission whether the application should

be considered under the cooperative provisions of the Commission's Rules of Practice and Procedure and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with reasons for such request.

The application of United Natural Gas Company is on file with the Commission and is open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than fifteen days from the date of publication of this notice in the *FEDERAL REGISTER*, a petition to intervene or protest. Such petition or protest shall conform to the requirements of the Rules of Practice and Procedure, and shall set out clearly and concisely the facts from which the nature of the petitioner's or protestant's alleged right or interest can be determined. Petitions for intervention shall state fully and completely the grounds of the proposed intervention and the contentions of the petitioner in the proceeding so as to advise the parties and the Commission as to the specific issues of fact or law to be raised or controverted, by admitting, denying, or otherwise answering, specifically and in detail, each material allegation of fact or law asserted in the proceeding.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-7051; Filed, July 28, 1947;
8:45 a. m.]

[Docket No. G-924]

PHEBUS PIPE LINE CO.

NOTICE OF APPLICATION

JULY 23, 1947.

Notice is hereby given that on July 16, 1947, Phebus Pipe Line Company (Applicant), an Illinois corporation having its principal place of business at Owensboro, Kentucky, filed an application for permission and approval of the Commission to abandon the following-described facilities and to discontinue the service rendered thereby:

Approximately 8 miles of 6-inch natural-gas transmission pipe line, together with necessary appurtenances, extending from the Russellville Gas Field in Lawrence County, Illinois, in a southeasterly direction to a point near Vincennes, Indiana.

Applicant states that, by means of the facilities described, it transports and sells natural gas produced in the Russellville Field to Hoosier Gas Corporation for resale by the latter in the cities of Vincennes, Washington, and Princeton, Indiana, and environs.

Applicant states that it is not Hoosier Gas Corporation's major or sole source of supply and that abandonment by Applicant of its system and discontinuance of service to Hoosier Gas Corporation will not materially affect the latter's service to its consumers.

It is stated that the wells from which Applicant receives its source of supply have become so depleted that it is not

economically advisable to continue operation of its pipe line system; that production has decreased from a total of 92,059 Mcf in the year 1943 to 37,527 Mcf in the year 1946, and a total of 6,551 Mcf for the first five months of 1947.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Rule 37 of the Commission's Rules of Practice and Procedure and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with reasons for such request.

The application of Phebus Pipe Line Company is on file with the Commission and is open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than fifteen days from the date of publication of this notice in the FEDERAL REGISTER, a petition to intervene or protest. Such petition or protest shall conform to the requirements of Rule 8 or 10, whichever is applicable, of the rules and practice and procedure (18 CFR 1.8 or 1.10).

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 47-7052; Filed, July 28, 1947;
8:45 a. m.]

INTERSTATE COMMERCE COMMISSION

[Ex Parte 166]

1947 INCREASED FREIGHT RATES

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 24th day of July A. D. 1947.

Upon consideration of the petition in the above-entitled proceeding filed on July 3, 1947, as amended July 23, 1947, by common carriers by railroad named therein, comprising all the Class I railroads in the United States, and many railroads of other classifications, requesting the Commission to institute an investigation into the level of railway freight rates and charges, and to authorize the petitioners to increase their freight rates and charges 25 percent within eastern territory; 15 percent within southern and within western territories; 25 percent interterritorially between southern and western territories, on the one hand, and eastern territory, on the other; and 15 percent interterritorially between southern and western territories, with certain exceptions, as set forth in detail in Appendix II to the petition, as amended, with permission to make such increased rates and charges effective at the earliest possible date, upon one day's notice, and for a general order modifying all outstanding orders of the Commission to the extent necessary to enable the petitioners to make the proposed increased rates and charges effective, and for entry of appropriate orders under sections 4 and 6 of the In-

terstate Commerce Act, and for other and further relief:

It is ordered, That an investigation is hereby instituted into and concerning the reasonableness and lawfulness of further increases in freight rates and charges of petitioning carriers and intervening petitioners and that the investigation and the petition, as amended, be, and they are hereby, assigned for hearing at the office of the Commission in Washington, D. C., before Division Two, on September 9, 1947, at 9 a. m. United States standard time (10 a. m. District of Columbia daylight saving time).

And it is further ordered, That the proceedings be governed by the special rules of practice hereto appended, in addition to the general rules of practice before the Commission.

By the Commission.

[SEAL]

W. P. BARTEL,
Secretary.

APPENDIX—SPECIAL RULES OF PRACTICE APPLICABLE IN PROCEEDING IN DOCKET EX PARTE NO. 166

Interventions. Petitions of intervention by carriers other than the petitioners, seeking similar relief should comply with the General Rules of Practice, Rule 72. Persons appearing in opposition to the petition herein, or in opposition to any similar petition of carriers other than those filing the original petition, will be considered as protestants, and may be heard without the filing of petitions of intervention.

Simplification of presentations. In order to conserve time and avoid expense, it is strongly urged that persons finding themselves with common interests in the proceeding shall, to the greatest extent possible, endeavor to consolidate their presentation of testimony, and arrange for cross-examination by as few counsel as possible. The same course should be followed upon oral argument.

Evidence offered should be carefully prepared with a view to conciseness and clarity, and so as to avoid extraneous, immaterial, and irrelevant matter and undue cumulation of testimony or of witnesses upon any point. It should be factual in character, and argument should be reserved for the oral argument stage, and not be incorporated in the testimony.

Exhibits. In the preparation of exhibits, Rules of Practice 81 to 84, inclusive, should be followed. If possible, all documents submitted by a witness should be embraced in a single exhibit, with pages consecutively numbered, suitably bound together. In order to supply the State Commissioners, members of this Commission, and counsel in the proceeding, at least 150 copies of each exhibit should be prepared. So far as possible exhibits should be made self-explanatory in order to minimize the amount of time required for explanation by oral testimony.

Prepared statements. Witnesses who expect in the course of their testimony to read from a written statement should comply with Rule 77 of the Rules of Practice. They should have sufficient copies thereof to supply opposing counsel, the presiding officers and the official reporter. Such written statements should be furnished counsel a reasonable time before the appearance of the witness on the stand. However, in the interest of conservation of time, it is suggested that such statements be prepared and offered in the manner indicated in the paragraph below, relating to verified statements, instead of being submitted orally by a witness on the stand.

Witnesses who will use prepared statements should remember that extensive tabular matter should be submitted separately, as an exhibit, and thus avoid the necessity for copying tabular matter into the transcript of oral testimony.

Hearings. The initial hearing shall be primarily for the purpose of receiving testimony on behalf of (a) the petitioners, (b) interveners, and (c) protestants who are prepared and desire to be heard. Such additional hearings will be provided as the progress of the proceeding indicates to be necessary or desirable.

Submission of evidence in written form. The evidence in chief to be produced on behalf of the petitioners and any intervening petitioners who may come into the proceeding, shall be submitted in written form, as prepared statements by the respective witnesses, with their accompanying exhibits. Such documents should be made available to the Commission by filing copies as in the case of verified statements (hereinafter mentioned) on or before August 20, 1947, and a copy should be transmitted by petitioners and intervening petitioners to the regulatory authority of each State having jurisdiction with respect to the intrastate rates and charges of petitioners and intervening petitioners, and also to each person who shall give timely notice to the Commission and counsel for petitioners of their intention to appear as protestants. Such notification to petitioners should be made on or before August 20, 1947, in writing, addressed to J. Aronson, 466 Lexington Avenue, New York 17, New York.

Verified statements (affidavits). Evidence in the form of verified statements (affidavits) without personal appearance of the affiant as a witness will also be received in the absence of objection, as hereinafter specified. Parties desiring to offer such statements should make available as early as possible during the hearing 150 copies for the Commission and other parties, including the petitioners. Notice of any objection to the receipt of any such statement in evidence should be given to the Commission and to the party submitting the statement promptly following the receipt of such statement. If no such notice is given promptly it will be considered that objection to the receipt of the statement in evidence is waived, but objection to the weight to be accorded the statement of facts is reserved. Such statements should conform to the Rules of Practice in respect of style, mimeographing or printing, etc. They should be limited strictly to statements of fact and contain no argument, and if not so limited may be excluded. The Commission on its own motion or on objection may exclude a verified statement or any portion thereof which (a) is not material or relevant to the questions presented in this proceeding, (b) is obviously incompetent, or (c) is argumentative in character. In the absence of objection to introduction of the verified statement it will be unnecessary for the affiant to appear personally at the hearing. All verified statements received in evidence will be part of the record in the proceeding, upon which the Commission will base its decision.

Notice of intention to produce testimony. Persons who desire to be heard will facilitate necessary arrangements by sending notice of their intention by letter or telegram to the Commission at Washington, so as to reach the Commission before September 4, 1947, which shall state the number of witnesses, and the approximate amount of time considered necessary for presentation of direct testimony.

Correspondence. Correspondence relative to this matter should be addressed to the Commission at Washington, D. C., with a reference to the docket number, Ex Parte No. 166.

[F. R. Doc. 47-7084; Filed, July 28, 1947;
8:48 a. m.]

NOTICES

[S. O. 396, Special Permit 251]

RECONSIGNMENT OF HONEY DEW MELONS
AT HARRISBURG, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order 396 (10 F. R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Harrisburg, Pa., (Enola Yard) July 21, 1947, by H. Rothstein and Sons, of MDT 17670 Honey Dew Melons now on the Pennsylvania Railroad to said firm at Philadelphia, Pa.

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, The National Archives.

Issued at Washington, D. C., this 21st day of July 1947.

HOMER C. KING,
Director.

[F. R. Doc. 47-7065; Filed, July 28, 1947;
9:00 a. m.]

[S. O. 396, Special Permit 252]

RECONSIGNMENT OF TOMATOES AT CHICAGO,
ILL.

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:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment by LaMantia Bros. at Chicago, Ill., of car IC 50047 tomatoes now on Chicago Produce Terminal, Chicago, Ill., to Detroit, Mich. (via Wab.).

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 22d day of July 1947.

HOMER C. KING,
Director.

[F. R. Doc. 47-7066; Filed, July 28, 1947;
9:00 a. m.]

SECURITIES AND EXCHANGE
COMMISSION

[File No. 59-3]

ELECTRIC BOND AND SHARE CO. ET AL.
ORDER DISMISSING RESPONDENTS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of July A. D. 1947.

In the matter of Electric Bond and Share Company and its subsidiary companies, respondents; File No. 59-3.

The Commission having heretofore instituted proceedings pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 directed to Electric Bond and Share Company ("Bond and Share"), a registered holding company, its registered holding company subsidiary, National Power & Light Company ("National"), National's electric utility subsidiary, Pennsylvania Power & Light Company ("Pennsylvania"), and the latter's subsidiaries, Hazle Township Water Company, Pennsylvania Realty and Investment Company, West Pittston-Exeter Railroad Company, Susquehanna Gas Company and North Branch Development Company; and

Pennsylvania having filed a request that it be dismissed as a respondent in the above-entitled proceedings by reason of the fact that National and Bond and Share have disposed of the voting securities of Pennsylvania, except for 34,146 shares of the common stock of Pennsylvania still owned by National, which 34,146 shares constitute 1.16% of Pennsylvania's outstanding voting securities; and

Pennsylvania having stated that the only relationship continuing to exist between National and Pennsylvania is that A. D. Root, vice president and treasurer of Pennsylvania, is also vice president of National and will continue in such relationship for the purpose of completing the dissolution of National and that, upon such dissolution, said relationship with National will cease; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to dismiss Pennsylvania and its above-mentioned subsidiaries as respondents in the above-entitled proceedings;

It is ordered, That Pennsylvania Power & Light Company, Hazle Township Water Company, Pennsylvania Realty and Investment Company, West Pittston-Exeter Railroad Company, Susquehanna Gas Company and North Branch Development Company, be, and hereby are, dismissed as parties respondent in the above-entitled proceedings.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 47-7060; Filed, July 28, 1947;
8:59 a. m.]

[File No. 70-1554]

ARKANSAS POWER & LIGHT CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 22d day of July A. D. 1947.

Arkansas Power & Light Company ("Arkansas"), a utility subsidiary of Electric Power & Light Corporation, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, having filed an application and amendments thereto pursuant to sections 6 (b) and 7 of the Public Utility Holding Company Act of 1935 and Rule U-50 thereunder regarding the issuance and sale at competitive bidding of \$11,000,000 principal amount of First Mortgage Bonds --% Series due July 1, 1977; and

The Commission having by order dated July 11, 1947 granted said application, as amended, subject to the condition that the proposed issue and sale of bonds not be consummated until the results of competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order entered by the Commission in the light of the record so completed, and subject to a further reservation of jurisdiction with respect to the payment of all legal fees and expenses incurred in connection with the proposed transaction; and

Arkansas having filed an amendment to its application setting forth the action taken to comply with the requirements of Rule U-50, said amendment stating that pursuant to the invitation for competitive bids, bids on such bonds were received from six groups of underwriters headed by the firms set forth below:

Underwriting group	Cou- pon rate	Price to com- pany	Cost to com- pany
Halsey, Stuart & Co., Inc.	2 1/8	101.009	2.8249
Lehman Brothers-Stone & Webster Securities Corporation	2 1/4	100.8699	2.8318
Glore, Forgan & Co.-Harriman Ripley & Co., Incorporated	2 1/8	100.079	2.8711
Central Republic Company (Incorporated)-Equitable Securities Corporation	2 1/8	100.0719	2.8714
The First Boston Corporation	3	102.309	2.8845
Dillon, Read & Co., Inc.	3	102.2899	2.8851

Said amendment to the application further stating that Arkansas has accepted the bid of the group headed by Halsey, Stuart & Co., Inc., as set out above, and that the bonds will be offered for sale to the public at a price of 101.80% of the principal amount thereof resulting in an underwriters' spread of .791% of the principal amount of said bonds; and

The Commission finding that the proposed payments of legal fees in the amount of \$12,000 to Reid & Priest, New York counsel for Arkansas, \$6,000 to House, Moses and Holmes, local counsel, and \$8,500 to White and Case, counsel for the successful bidders for said bonds,

which latter fee is to be paid by the successful bidder, are not unreasonable; and

The Commission having examined said amendment and having considered the entire record and finding no reason for imposing terms and conditions with respect to said matters:

It is ordered, That jurisdiction heretofore reserved with respect to the matters to be determined as a result of competitive bidding for said bonds under Rule U-50 be, and the same hereby is, released, and that the application, as amended herein, be, and the same hereby is, granted, subject to the terms and conditions prescribed in Rule U-24.

It is further ordered, That jurisdiction heretofore reserved with respect to legal fees and expenses incurred in connection with the proposed transaction including the fees and expenses payable to counsel for the successful bidder be, and the same hereby is, released.

By the Commission.

[SEAL]

ORVAL L. DUBoIS,
Secretary.

[F. R. Doc. 47-7058; Filed, July 28, 1947;
8:58 a. m.]

[File No. 70-1558]

UNITED GAS IMPROVEMENT CO. AND ALLEN-TOWN-BETHLEHEM GAS CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 22d day of July 1947.

The United Gas Improvement Company ("UGI"), a registered holding company, having filed a declaration under section 12 of the Public Utility Holding Company Act of 1935 and Rule U-45 promulgated thereunder with respect to the making of a cash contribution not to exceed \$600,000 to its subsidiary, Allentown-Bethlehem Gas Company ("Allentown"), so as to enable Allentown to create capital surplus in sufficient amount together with earned surplus at June 30, 1947 to write off the balance of Utility Plant Adjustments amounting to \$912,370, which balance is the result of a determination of original cost of Allentown's Utility Plant after charging \$250,000 of such adjustments to Reserve for Depreciation, Renewals and Replacements; such disposition having been approved by order of the Pennsylvania Public Utilities Commission dated June 9, 1947; and

Declarant having stated that the funds advanced by it are to be used by Allentown to pay off bank loans amounting to \$325,000 and the balance is to be applied toward the payment of capital additions presently underway or contemplated for the remaining months of 1947; and

Such declaration having been duly filed and notice of said filing having been duly given in the form and manner prescribed by Rule U-23, promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said declaration within the pe-

riod specified within said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to this declaration that there is no basis for any adverse findings under the applicable provisions of the act and rules thereunder, deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration be permitted to become effective, and further deeming it appropriate to grant the request of declarant that the order to be entered herein become effective on or before July 25, 1947.

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions prescribed in Rule U-24, that this declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DUBoIS,
Secretary.

[F. R. Doc. 47-7056; Filed, July 28, 1947;
8:58 a. m.]

[File No. 811-510]

INTERNATIONAL INVESTING CORP.

NOTICE OF MOTION TO DECLARE THAT REGISTRANT HAS CEASED TO BE AN INVESTMENT COMPANY

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 21st day of July A. D. 1947.

In the matter of International Investing Corp. (formerly General Water, Gas and Electric Company and later International Investment Corp. File No. 811-510.

Notice is hereby given that the Corporation Finance Division of the Commission, having reasonable cause to believe that International Investing Corporation has ceased to be an investment company has so advised the Commission. Whereupon, the Commission of its own motion and pursuant to section 8 (f) of the Investment Company Act of 1940, moves for an order to declare that International Investing Corporation, a registered investment company, has ceased to be an investment company within the purview of said act, and that the registration of said company should cease to be in effect.

The International Investing Corporation and all interested persons are referred to the file of said company which is on file at the Philadelphia, Pennsylvania, offices of this Commission for more detailed information as to the matters of fact and law herein at issue.

Notice is further given that an order granting said motion may be issued by the Commission at any time after August 7, 1947 unless prior thereto a hearing upon the motion is ordered by the Commission as provided in Rule N-5 of the rules and regulations promulgated under the said act. Any interest person may, not later than July 31, 1947, at 5:30 o'clock p. m. on that date, submit to the Commission in writing his views or any

additional facts bearing upon the issues herein or the desirability of a hearing thereon, or may request the Commission that a hearing be held thereon. Any such communication or request should be addressed to the Secretary of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the motion which he desires to controvert.

By the Commission.

[SEAL]

ORVAL L. DUBoIS,
Secretary.

[F. R. Doc. 47-7057; Filed, July 28, 1947;
8:58 a. m.]

[File No. 812-241]

TONOPAH MINING CO. OF NEVADA
ORDER DENYING APPLICATION FOR
DECLARATORY ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of July A. D. 1947.

The Tonopah Mining Company of Nevada having filed an application for an order pursuant to section 3 (b) (2) of the Investment Company Act of 1940 declaring it to be primarily engaged in a business other than that of investing, reinvesting, owning, holding or trading in securities either directly or through majority-owned subsidiaries, or through controlled companies conducting similar types of businesses; hearings having been held, oral argument heard and briefs filed; and the Commission being duly advised and having this day issued its findings and opinion herein; on the basis of said findings and opinion,

It is ordered, That the application be, and hereby is, denied.

By the Commission.

ORVAL L. DUBoIS,

Secretary.

[F. R. Doc. 47-7059; Filed, July 28, 1947;
8:59 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 9354]

JACK POPA

In re: Estate of Jack Popa, also known as Avram Popa, deceased. File D-57-422; E. T. sec. 14273.

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 Jack Popa, whose last known address is Rumania, is a resident of

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Rumania, and national of a designated enemy country (Rumania);

2. That the property described as follows:

a. The sum of \$5,297.44.

b. That certain debt or other obligation of the Court Square Mortgage Loan Company, Canton, Ohio evidenced by a note, in the principal sum of \$2,491.42 dated December 24, 1934 issued by the Court Square Mortgage Loan Company, Canton, Ohio and registered in the name of Avram Popa.

was paid, conveyed, transferred, assigned and delivered to "Property Alien Custodian" (Attorney General of the United States) by Leroy J. Contie, Executor of the estate of Jack Popa, also known as Avram Popa, deceased;

3. That the property described in subparagraph 2 hereof was payable or deliverable to, or claimed by the aforesaid national of a designated enemy country (Rumania);

4. That the property described in subparagraph 2 hereof is presently in the possession of the Attorney General of the United States and was property in the process of administration by Leroy J. Contie, Executor of the estate of Jack Popa, also known as Avram Popa, acting under the judicial supervision of the Probate Court of Stark County, Ohio; and it is hereby determined:

5. 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 (Rumania).

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.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property described in subparagraph 2 hereof in the Attorney General of the United States by acceptance thereof on February 3, 1947, pursuant to the Trading with the Enemy Act, as amended.

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 July 9, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7068; Filed, July 28, 1947;
8:46 a. m.]

[Vesting Order 9357]

KATIE SCHOEN

In re: Estate of Katie Schoen, also known as Katrina Schoen, deceased. File No. D-28-10128; E. T. sec. 14416.

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 Elizabeth Kranken Hauss, whose last known address is Volk-Marsen, Cassel, Germany, is an organization organized under the laws of Germany, and is a national of a designated enemy country, (Germany);

2. That the sum of \$1,000.00 was paid to the Attorney General of the United States by John Dietz, Executor of the Estate of Katie Schoen, also known as Katrina Schoen, deceased;

3. That the said sum of \$1,000.00 is presently in the possession of the Attorney General of the United States and was 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 was evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

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.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property in the Attorney General of the United States by acceptance thereof on December 5, 1946, pursuant to the Trading with the Enemy Act, as amended.

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 July 9, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7069; Filed, July 28, 1947;
8:46 a. m.]

[Vesting Order 9381]

NEWARK QUARTER COLLECTION, INC.,
AND FIDELITY UNION TRUST CO.

In re: Trust Created by Trust Agreement, dated May 6, 1926, between Newark Quarter Collection, Inc., and Fidelity Union Trust Company. File D-28-3729; E. T. sec. 11713.

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 Edith Kuechler and Lillie Schenck, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That Bodelschwingsche Anstalten, Bethel Bielefeld, Westfalen, Germany, is an organization organized under the laws of Germany and is a national of a designated enemy country (Germany);

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in to and arising out of a Trust Created by Trust Agreement, dated May 6, 1926, between Newark Quarter Collection, Inc., and Fidelity Union Trust Company, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

4. That such property is in the process of administration by Fidelity Union Trust Company, Newark, N. J. as trustee, acting under the judicial supervision of the Essex County Orphans' Court, Essex County Courthouse, Newark, New Jersey;

and it is hereby determined:

5. That to the extent that the persons identified in subparagraphs 1 and 2 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 July 14, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7070; Filed, July 28, 1947;
8:46 a. m.]

[Vesting Order 9386]

BERTHA JOHANNA FRIESE

In re: Obligation owing to Bertha Johanna Friese. F-28-909-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 Bertha Johanna Friese, whose last known address is Deutsche Bank, Filial Frankfurt, Frankfurt, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain obligation, matured

or unmatured, owing to Bertha Johanna Friese by Northern Pacific Railway Company, 176 East 5th Street, St. Paul, Minnesota, evidenced by one (1) Northern Pacific Railway Company prior lien 4% bond, due 1997, of \$5,000 face value, bearing the number 3278 and being fully registered in the name of Bertha Johanna Friese, together with any and all accruals to the aforesaid obligation and any and all rights in, to and under the aforesaid bond,

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 July 14, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7071; Filed, July 28, 1947;
8:46 a. m.]

[Vesting Order 9387]

MASUMI HANAKA

In re: Bank account owned by Masumi Hanaoka, also known as M. Hanaoka. F-39-117-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 Masumi Hanaoka, also known as M. Hanaoka, 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 Masumi Hanaoka, also known as M. Hanaoka, by Manufacturers Trust Company, 55 Broad Street, New York, New York, arising out of a checking account entitled M. Hanaoka, maintained at the branch office of the afore-

said bank located at 350 Fifth Avenue, New York, New York, 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 July 14, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7072; Filed, July 28, 1947;
8:46 a. m.]

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 July 14, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7073; Filed, July 28, 1947;
8:46 a. m.]

[Vesting Order 9392]

Fritz Lammermeyer

In re: Bank account owned by Fritz Lammermeyer. F-28-25992-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 Fritz Lammermeyer, whose last address is Muenchen, Bayern, 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 427171, entitled Frederick Schmidt in trust for Fritz Lammermeyer, 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, Fritz Lammermeyer, 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

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);

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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 July 14, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.
[F. R. Doc. 47-7074; Filed, July 28, 1947;
8:47 a. m.]

[Vesting Order 9394]

DR. THEODOR NEUMANN

In re: Bank account owned by Dr. Theodor Neumann, also known as Dr. Theodor Neuman.

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 Dr. Theodor Neumann, also known as Dr. Theodor Neuman, whose last known address is Falkensteinerstrasse 5, Frankfurt am Main, 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 Continental Bank & Trust Company, 30 Broad Street, New York, New York, arising out of a blocked account entitled Dr. Theodor Neuman, German Society of the City of New York, Agent, 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 Dr. Theodor Neumann, also known as Dr. Theodor Neuman, 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 July 14, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General
Director, Office of Alien Property.
[F. R. Doc. 47-7075; Filed, July 28, 1947;
8:47 a. m.]

[Vesting Order 9399]

ERNST RIEWERTS

In re: Bank account owned by Ernst Riewerts. F-28-1510-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 Ernst Riewerts, whose last known address is Oldsmar Island, Fohr, 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 Empire City Savings Bank, 231 West 125th Street, New York 27, New York, arising out of a Savings Account, account number 226,433, entitled Ernst or Christ Riewerts, 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, Ernst Riewerts, 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 July 14, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General
Director, Office of Alien Property.
[F. R. Doc. 47-7076; Filed, July 28, 1947;
8:47 a. m.]

[Vesting Order 9402]

GEORG STENZEL & CO.

In re: Debts owing to Georg Stenzel & Company, also known as George Stenzel & Company. F-28-8553-C-1/3.

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 Georg Stenzel & Company, also known as George Stenzel & Company, the last known address of which is Friedrichstrasse 16, Berlin, 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:

a. That certain debt or other obligation owing to Georg Stenzel & Company, also known as George Stenzel & Company, by the Norton Company, 1 New Bond Street, Worcester 6, Massachusetts, in the amount of \$631.45, as of December 31, 1945, together with any and all accruals thereto and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Georg Stenzel & Company, also known as George Stenzel & Company, by the Cincinnati Milling and Grinding Machines, Inc., 4701 Marburg Avenue, Cincinnati 9, Ohio, in the amount of \$33,580.97, as of December 31, 1945, together with any and all accruals thereto and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Georg Stenzel & Company, also known as George Stenzel & Company, by The Heald Machine Company, 10 New Bond Street, Worcester 6, Massachusetts, in the amount of \$358.33, 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 other-

wise 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 July 14, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7077; Filed, July 28, 1947;
8:47 a. m.]

[Vesting Order 9409]

HENRY C. BLUNCK

In re: Estate of Henry C. Blunck, deceased. File No. D-28-11688; E. T. sec. 15891.

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 Herman Blunck and Emma Bahnsen, 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 identified in subparagraph 1 hereof in and to the estate of Henry C. Blunck, 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 Coutier, as Administrator, C. T. A., acting under the judicial supervision of the Mercer County Orphans' Court, Mercer County Courthouse, Trenton, New Jersey;

and it is hereby determined:

4. That to the extent that the persons identified 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 July 16, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7078; Filed, July 28, 1947;
8:47 a. m.]

No. 147—3

FEDERAL REGISTER

[Vesting Order 9410]

ANNA HEUSSER

In re: Estate of Anna Heusser, deceased. File D-28-8415; E. T. sec. 9796.

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 Herman Zahn, 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 Anna Heusser, 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 Fred J. Krantz, A. J. Hettwer and Lena Stroik, Executors, acting under the judicial supervision of the County Court of Milwaukee County, Milwaukee, Wisconsin;

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 July 16, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7079; Filed, July 28, 1947;
8:47 a. m.]

[Vesting Order 9411]

HULDA KRAUSE

In re: Estate of Hulda Krause, deceased. File D-28-11906; E. T. sec. 16105.

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 Edith Rieman, nee Krause, Alfred Krause, Else Wagemann, nee Krause, Kurt Krause, Werner Krause and Carl Boelkow, whose last known address is Germany, are residents of Ger-

many 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 Hulda Krause, 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 Franz Roell, also known as Frank Roell, as Executor, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of King;

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 July 16, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7080; Filed, July 28, 1947;
8:47 a. m.]

[Vesting Order 9420]

H. HAGESTEDT

In re: Debt owing to H. Hagedstedt, also known as Herman Hagedstedt. F-28-18112-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 H. Hagedstedt, also known as Herman Hagedstedt, 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: That certain debt or other obligation owing to H. Hagedstedt, also known as Herman Hagedstedt, by American Express Company, 65 Broadway, New York, New York, in the amount of \$2,200.00 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 de-

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liverable 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 July 16, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7081; Filed, July 28, 1947;
8:47 a. m.]

[Vesting Order 9423]

WILHELM KAUNE

In re: Stock owned by Wilhelm Kaune, also known as William Kaune. F-28-26484-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 Wilhelm Kaune, also known as William Kaune, whose last known address is Bremerhaven, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: Eleven (11) shares of \$10.00 par value common capital stock of Cities Service Company, 60 Wall Street, New York 5, N. Y., a corporation organized under the laws of the State of Delaware, evidenced by a certificate numbered LE70674, registered in the name of William Kaune, and presently in the custody of Herman Janssen, 787 South Fifth Avenue, Mount Vernon, New York, 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 July 16, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7082; Filed, July 28, 1947;
8:47 a. m.]

[Vesting Order 9432]

PAULA VOLKMANN

In re: Stock owned by Paula Volkmann. F-28-2579-D-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 Paula Volkmann, whose last known address is Hamburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: Thirty-eight (38) shares of \$100 par value common capital stock of The Baltimore & Ohio Railroad Company, Baltimore & Charles Streets, Baltimore 1, Maryland, a corporation organized under the laws of the States of Maryland and Virginia, evidenced by certificate numbered A337920, registered in the name of Paula Volkmann, and presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York, in an account numbered F-86233, entitled Exportkreditbank A. G., Berlin, Germany—Customers account for Custody—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 July 16, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-7083; Filed, July 28, 1947;
8:48 a. m.]

[Vesting Order 9396]

MARTHA OBERMEYER

In re: Stock and American Share Certificate owned by and debt owing to Martha Obermeyer. F-28-1392-A-1 and F-28-1392-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 Martha Obermeyer, whose last known address is Blumenstrasse, 3 Heidelberg, 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 shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered as set forth in the aforesaid Exhibit A, and presently in the custody of Brown Brothers Harriman & Co., 59 Wall Street, New York 5, New York, together with all declared and unpaid dividends thereon,

b. One (1) American Share Certificate of Chase National Bank, New York, New York, representing two (2) shares of £2 par value ordinary stock of Shell Transport & Trading Co., Ltd., % Chase National Bank, New York, New York, incorporated under the laws of Great Britain, said certificate bearing the number 0653, registered in the name of Martha Obermeyer, and presently in the custody of Brown Brothers Harriman & Co., 59 Wall Street, New York 5, New York, together with all declared and unpaid dividends thereon, and

c. That certain debt or other obligation owing to Martha Obermeyer by Brown Brothers Harriman & Co., 59 Wall Street, New York 5, New York, in the amount of \$216.06 as of April 8, 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 July 14, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Name of creditor	Amount of accepted account payable, as of Dec. 31, 1945	File No.
Susumu Yamaguti.....	\$197.93	F-39-4124-C-1
Nobuo Usami.....	209.05	F-39-4132-C-1
Masao Kanno.....	179.67	F-39-4134-C-1
Masatoshi Nakuchi, also known as Masa Nakuchi.....	1,944.74	F-39-2063-C-1
Nanao Tsukui.....	93.21	F-39-5592-C-1
Yasuo Niki.....	156.82	D-39-15548-C-1
Teishiro Matsuda.....	57.68	F-39-5600-C-1

[F. R. Doc. 47-7035; Filed, July 25, 1947; 9:02 a. m.]

[Vesting Order 9458]

NOBUO USAMI ET AL.

In re: Debts owing to Nobuo Usami 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 are set forth in Exhibit A, attached hereto and by reference made a part hereof, each of whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: Those certain debts or other obligations owing to the persons whose names are set forth in Exhibit A by the Superintendent of Banks of the State of California and Liquidator of The Yokohama Specie Bank, Ltd., San Francisco Office, c/o State Banking Department, 111 Sutter Street, San Francisco, California, arising out of the accounts described opposite the names of said persons in Exhibit A, 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 nationals of a designated enemy country (Japan);

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 (Japan);

and it is hereby determined:

4. 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 (Japan).

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 (Japan);

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 (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.

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 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 July 23, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Name of creditor	Type of account	Amount, as of Dec. 31, 1945	File No.
Nobuo Usami	Blocked account	\$280.00	F-39-4132-E-3
Takasuke Takeshita	Foreign currency bills and T/T payable account	216.25	F-39-4793-E-1
T. Sakuranchi	Commercial checking account	172.36	F-39-2373-E-1
Dr. K. Murakami	do	182.36	D-39-16792-E-2
Haruo Aoki	Special allowance for account of cash teller	64.90	D-39-2319-E-1

[F. R. Doc. 47-7037; Filed, July 25, 1947; 9:02 a. m.]