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TITLE 3—THE PRESIDENT

PROCLAMATION 2740

EXTENSION OF TIME FOR RENEWING TRADE-MARK REGISTRATIONS: SWITZERLAND

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS by the act of Congress approved July 17, 1946, 60 Stat. 568, the President is authorized, under the conditions prescribed in that act, to grant an extension of time for the fulfillment of the conditions and formalities for the renewal of trade-mark registrations prescribed by section 12 of the act authorizing the registration of trade-marks used in commerce with foreign nations or among the several States or with Indian tribes, and to protect the same, approved February 20, 1905, as amended (15 U. S. C. 92), by nationals of countries which accord substantially equal treatment in this respect to citizens of the United States of America:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, under and by virtue of the authority vested in me by the aforesaid act of July 17, 1946, do find and proclaim that with respect to trade-marks of nationals of Switzerland registered in the United States Patent Office which have been subject to renewal on or after September 3, 1939, there has existed during several years since that date, because of conditions growing out of World War II, such disruption or suspension of facilities essential to compliance with the conditions and formalities prescribed with respect to renewal of such registrations by section 12 of the aforesaid act of February 20, 1905, as amended, as to bring such registrations within the terms of the aforesaid act of July 17, 1946; that Switzerland accords substantially equal treatment in this respect to trade-mark proprietors who are citizens of the United States, and that accordingly the time within which compliance with conditions and formalities prescribed with respect to renewal of registrations under section 12 of the aforesaid act of February 20, 1905, as amended, may take place is hereby extended with respect to such registrations which expired after September 3, 1939, and before June 30, 1947, until and including June 30, 1948.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 6th day of August, in the year of our Lord nineteen hundred and [SEAL] forty-seven and of the Independence of the United States of America the one hundred and seventy-second.

HARRY S. TRUMAN

By the President:

G. C. MARSHALL,
Secretary of State.

[F. R. Doc. 47-7518; Filed, Aug. 7, 1947; 11:54 a. m.]

PROCLAMATION 2741

EXTENSION OF TIME FOR RENEWING TRADE-MARK REGISTRATIONS: UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS by the act of Congress approved July 17, 1946, 60 Stat. 568, the President is authorized, under the conditions prescribed in that act, to grant an extension of time for the fulfillment of the conditions and formalities for the renewal of trade-mark registration prescribed by section 12 of the act authorizing the registration of trade-marks used in commerce with foreign nations or among the several States or with Indian tribes, and to protect the same, approved February 20, 1905, as amended (15 U. S. C. 92), by nationals of countries which accord substantially equal treatment in this respect to citizens of the United States of America:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, under and by virtue of the authority vested in me by the aforesaid

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FEDERAL REGISTER

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A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such in parentheses.

CODIFICATION GUIDE—Con.

CODIFICATION GUIDE—Con.

act of July 17, 1946, do find and proclaim that with respect to trade-marks of nationals of the United Kingdom of Great Britain and Northern Ireland registered in the United States Patent Office, which have been subject to renewal on or after September 3, 1939, there has existed during several years since that date, because of conditions growing out of World War II, such disruption or suspension of facilities essential to compliance with the conditions and formalities prescribed with respect to renewal of such registrations by section 12 of the aforesaid act of February 20, 1905, as amended, as to bring such registrations within the terms of the aforesaid act of July 17, 1946; that the United Kingdom of Great Britain and Northern Ireland accords substantially equal treatment in this respect to trade-mark proprietors who are citizens of the United States, and that accordingly the time within which compliance with conditions and formalities prescribed with respect to renewal of registrations under section 12 of the aforesaid act of February 20, 1905, as amended, may take place is hereby extended with respect to such registrations which expired after September 3, 1939, and before June 30, 1947, until and including July 17, 1948.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 6th day of August, in the year of our Lord nineteen hundred and forty-seven and of the Independence of the United States of America the one hundred and seventy-second.

[SEAL]

HARRY S. TRUMAN

By the President:

G. C. MARSHALL,
Secretary of State.

[F. R. Doc. 47-7519; Filed, Aug. 7, 1947; 11:55 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[1947 CCC Oats Bulletin 1]

PART 268—OATS LOAN AND PURCHASE AGREEMENT

SUBPART—1947

This bulletin states the requirements with respect to the 1947 Oats Loan and Purchase Agreement Program formulated by Commodity Credit Corporation (hereinafter referred to as CCC) and the Production and Marketing Administration (hereinafter referred to as PMA). Loans and purchase agreements will be made available on oats produced in 1947 in accordance with this bulletin.

Sec.
- 268.101 Administration.
- 268.102 Availability of loans and purchase agreements.
- 268.103 Approved lending agencies.
- 268.104 Eligible producer.
- 268.105 Eligible oats.
- 268.106 Eligible storage.
- 268.107 Approved forms.
- 268.108 Determination of quantity.
- 268.109 Determination of dockage.
- 268.110 Liens.
- 268.111 Service fees.
- 268.112 Set-offs.
- 268.113 Interest rate.
- 268.114 Transfer of producer's equity.
- 268.115 Safeguarding of the oats.
- 268.116 Insurance.
- 268.117 Loss or damage to the oats.
- 268.118 Personal liability.
- 268.119 Maturity, delivery, and satisfaction.
- 268.120 Removal of the oats under loan.
- 268.121 Release of the oats under loan.
- 268.122 Purchase of notes.
- 268.123 CCC field offices.
- 268.124 Loan and purchase rates.

AUTHORITY: §§ 268.101 to 268.124, inclusive, issued under authority contained in Article Third, paragraph (b) and (j) of the Corporate Charter of Commodity Credit Corporation; sec. 7 (a), 49 Stat. 4 as amended, sec. 4 (b), 55 Stat. 498 as amended, sec. 302 (a), 52 Stat. 43; 15 U. S. C., Sup., 713 (a), 713 a-8 (b), 7 U. S. C. 1302 (a).

§ 268.101 *Administration.* The program will be administered in the field by the county agricultural conservation committees under the general supervision of the State PMA Committee.

Forms may be obtained from county committees in areas where loans and purchase agreements are available, or from other field offices of PMA. County committees will determine or cause to be

determined the quantity and grade of the oats, the amount of the loan, and the value of the oats delivered under a loan or purchase agreement. All loan and purchase documents will be completed and approved by the county committee, which will retain copies of all such documents. The county committee may designate in writing certain employees of the county agricultural conservation association to approve such forms on behalf of the committee.

The county committee will furnish the borrower with the names of local lending agencies approved for making disbursements on loan documents or with the address of the CCC field office to which loan documents may be forwarded for disbursement.

§ 268.102 *Availability of loans and purchase agreements*—(a) *Area.* (1) Loans shall be available on eligible oats stored on farms or in approved public grain warehouses in all States.

(2) Purchase agreements shall be available on eligible oats in all areas where loans are available.

(b) *Time.* Loans and purchase agreements shall be available through December 31, 1947.

§ 268.103 *Approved lending agencies.* An approved lending agency shall be any bank, cooperative marketing association, corporation, partnership, individual, or other legal entity with which the CCC has entered into a Lending Agency Agreement (Form FMA–97) or other form prescribed by the Administrator.

§ 268.104 *Eligible producer.* An eligible producer shall be any individual, partnership, association, corporation, or other legal entity producing oats in 1947, as landowner, landlord, tenant, or sharecropper.

§ 268.105 *Eligible oats.* Eligible oats shall be oats which were produced in 1947, the beneficial interest in which is now in the producer, and always has been in him or in him and a former producer whom he succeeded before the oats were harvested; *Provided,* Such oats grade No. 3 or better in accordance with Official Grain Standards and do not grade weevily, smutty, ergotty, garlicky, bleached, thin, or tough. (Oats containing in excess of 14.5 percent moisture grade tough and are not eligible.) When stored on the farm the oats must have been stored in the granary at least 30 days prior to inspection for measurement, sampling, and sealing unless otherwise approved by the State PMA Committee.

§ 268.106 *Eligible storage.* Eligible storage for oats shall meet the following requirements:

(a) Under the loan program, eligible farm storage shall consist of farm bins and granaries which, as determined by the county committee, are of such substantial and permanent construction as to afford safe storage of the oats, permit effective fumigation for the destruction of insects, and afford protection against rodents, other animals, thieves, and weather.

(b) Under the loan and purchase agreement program, eligible warehouse storage shall consist of (i) public grain warehouses situated at terminal, subterminal or country points, for which a Uniform Grain Storage Agreement (CCC Form H) is in effect; (warehousemen desiring approval should communicate with the CCC field office serving the area in which the warehouse is located); or (ii) warehouses operated by Eastern common carriers under tariffs approved by the Interstate Commerce Commission.

(c) Under the purchase agreement program, oats stored in other than eligible warehouse storage will be purchased on delivered basis.

§ 268.107 *Approved forms.* The approved forms consist of the loan and purchase agreement documents which, together with the provisions of this bulletin, govern the rights and responsibilities of the producer, and should be read carefully. Any fraudulent representation made by a producer in obtaining a loan or purchase agreement or in executing any of the loan or purchase documents, will render him subject to prosecution under the United States Criminal Code.

Notes and chattel mortgages, and note and loan agreements, must be dated prior to January 1, 1948 and be executed in accordance with these instructions, with State and documentary revenue stamps affixed thereto where required by law. Purchase agreements must be signed and dated by the producer and mailed or delivered to the county committee prior to January 1, 1948. Notes and chattel mortgages, note and loan agreements, and purchase agreements executed by an administrator, executor, or trustee will be acceptable only where legally valid.

(a) *Farm storage loans.* Approved forms shall consist of producer's note on CCC Commodity Form A, secured by a chattel mortgage on CCC Commodity Form AA.

(b) *Warehouse storage loans.* Approved forms shall consist of note and loan agreement on CCC Commodity Form B, secured by negotiable warehouse receipts representing the oats stored in approved warehouses. All oats pledged as security for a loan on a single CCC Commodity Form B must be stored in the same warehouse.

(c) *Purchase agreement program.* The approved forms shall consist of the Purchase Agreement (Purchase Form 1) signed by the producer and approved by the county committee, negotiable warehouse receipts, and such other forms as may be prescribed by the Director, Grain Branch, PMA.

(d) *Warehouse receipts.* Oats stored in eligible warehouse storage in connection with a loan or purchase agreement must be represented by warehouse receipts which satisfy the following requirements:

(1) Warehouse receipts must be issued in the name of the producer, properly endorsed in blank so as to vest title in the holder, and be issued by an approved warehouseman.

(2) Each warehouse receipt should set forth in its written terms that the oats are insured for not less than market value against the hazards of fire, lightning, inherent explosion, windstorm, cyclone, and tornado, or, in lieu of this statement, it must have stamped or printed thereon the word "Insured."

(3) Liens for warehouse charges will be recognized by CCC but only from May 15, 1947, or the date of the warehouse receipt, whichever is later.

(4) Each warehouse receipt, or the warehouseman's supplemental certificate (in duplicate) properly identified with the warehouse receipt, must show the gross weight and grade, test weight and all special grading factors.

(5) In the case of warehouse receipts issued for oats delivered by rail or barge, CCC will accept inbound weight and inspection certificates properly identified with the oats covered thereby in lieu of the information required by subparagraph (4) of this paragraph. In areas where licensed inspectors are not available at terminal and subterminal warehouses, CCC will accept inspection certificates based on representative samples which have been forwarded to and graded by licensed grain inspectors.

§ 268.108 *Determination of quantity.* A bushel shall be 32 pounds of oats when determined by weight, or 1.25 cubic feet of oats testing 32 pounds per bushel when determined by measurement. A deduction of ¾ of a pound for each sack will be made in determining the net quantity of the oats when stored as sacked oats. The quantity determined by measurement will be the following percentages of the quantity determined for 32 pound oats:

For oats testing	*Percent*
40 pounds or over	125
39 pounds or over, but less than 40 pounds	121
38 pounds or over, but less than 39 pounds	118
37 pounds or over, but less than 38 pounds	115
36 pounds or over, but less than 37 pounds	112
35 pounds or over, but less than 36 pounds	109
34 pounds or over, but less than 35 pounds	106
33 pounds or over, but less than 34 pounds	103
32 pounds or over, but less than 33 pounds	100
31 pounds or over, but less than 32 pounds	96
30 pounds or over, but less than 31 pounds	93
29 pounds or over, but less than 30 pounds	90
28 pounds or over, but less than 29 pounds	87
27 pounds or over, but less than 28 pounds	84

Any fraction of a bushel resulting from the above determination of quantity will be dropped in stating the number of bushels placed under loan.

§ 268.109 *Dockage.* Since dockage is not a grade factor in the case of oats, the quantity of oats will be determined without reference to dockage.

§ 268.110 *Liens.* The oats must be free and clear of all liens and encumbrances, or if liens or encumbrances exist on the oats, proper waivers must be obtained.

§ 268.111 *Service fees*—(a) *Loans.* Where the oats under loan are farm-

stored the producer shall pay a service fee of 1 cent per bushel, and where the oats under loan are warehouse-stored the producer shall pay a service fee of ½ cent per bushel.

(b) *Purchase agreement.* At the time the producer applies for a purchase agreement he shall pay a preliminary minimum service fee of $1.50. In addition, where delivery of oats is made under the purchase agreement, the producer shall pay a service fee of ½ cent on each bushel of oats delivered in excess of 300 bushels.

§ 268.112 *Set-offs.* A producer who is listed on the county debt register as indebted to any agency or corporation of the United States Department of Agriculture shall designate the agency or corporation to which he is indebted as the payee of the proceeds of the loan or purchase agreement to the extent of such indebtedness, but not to exceed that portion of the proceeds remaining after deduction of the service fees and amounts due prior lien-holders. Indebtedness owing to the CCC shall be given first consideration after claims of prior lienholders.

§ 268.113 *Interest rate.* Loans shall bear interest at the rate of 3 percent per annum; and interest shall accrue from the date of disbursement of the loan, notwithstanding the printed provisions of the note.

§ 268.114 *Transfer of producer's equity.* The right of the producer to transfer either his right to redeem the oats under loan or his remaining interest may be restricted by CCC.

§ 268.115 *Safeguarding of the oats.* The producer obtaining a farm-stored loan is obligated to maintain the farm-storage structures in good repair, and to keep the oats in good condition.

§ 268.116 *Insurance.* CCC will not require the producer to insure the oats placed under farm-storage loan; however, if the producer does insure such oats such insurance shall inure to the benefit of CCC to the extent of its interest, after first satisfying the producer's equity in the oats involved in the loss.

§ 268.117 *Loss or damage to the oats.* The producer is responsible for any loss in quantity or quality of the oats placed under farm-storage loan, except that uninsured physical loss or damage occurring without fault, negligence, or conversion on the part of the producer resulting solely from an external cause other than insect infestation or vermin will be assumed by CCC, provided the producer has given the county committee immediate notice in writing of such loss or damage, and provided there has been no fraudulent representation made by the producer in the loan documents or in obtaining the loan.

§ 268.118 *Personal liability.* The making of any fraudulent representation by the producer in the loan documents, or in obtaining the loan, or the conversion or unlawful disposition of any portion of the oats by him, shall render the producer personally liable for the amount of the loan and for any resulting expense incurred by any holder of the note.

§ 268.119 *Maturity, delivery, and satisfaction*—(a) *Loans.* Loans mature on demand but not later than April 30, 1948. In the case of farm-storage loans, the producer is required to pay off his loan on or before maturity, or to deliver the mortgaged oats in accordance with the instructions of the county committee. Credit will be given for the total quantity delivered, provided it was stored in the bins in which the oats under loan were stored, at the applicable loan rate, according to grade and/or quality. If the settlement value of the oats delivered exceeds the amount due on the loan, the amount of the excess shall be paid to the producer. If the settlement value of the oats is less than the amount due on the loan, the amount of the deficiency, plus interest, shall be paid by the producer to CCC, or may be set off against any payment which would otherwise be made to the producer under any agricultural programs administered by the Secretary of Agriculture, or any other payments which are due or may become due to the producer from CCC or any other agency of the United States. In the event the farm is sold or there is a change of tenancy, the oats may be delivered before the maturity date of the loan upon prior approval by the county committee. In the case of warehouse storage loans, if the producer does not repay his loan upon maturity CCC shall have the right to sell or pool the oats in satisfaction of the loan in accordance with the provisions of the Producer's Note and Loan Agreement and § 268.120.

(b) *Purchase agreements.* The producer who signs a purchase agreement (Purchase Form 1) shall not be obligated to deliver any specified quantity of oats to CCC. If the producer who signs a purchase agreement desires to sell oats to CCC he shall, during the month of May 1948, submit warehouse receipts representing eligible oats stored in eligible warehouse storage to the county committee for the quantity of such oats he elects to sell to CCC, or, in the case of oats stored in other than eligible warehouse storage, he shall notify the county committee of his intention to sell and request delivery instructions. The producer must then complete delivery within a 15-day period immediately following the date the county committee issues delivery instructions, unless the county committee determines more time is needed for delivery. Delivery shall be made to an approved warehouse, or as otherwise directed by the Administrator of PMA or his authorized representative. When delivery is completed, payment shall be made as prescribed by the Administrator. The producer shall direct to whom payment of the purchase price shall be made.

In the case of oats stored in eligible warehouse storage, purchases will be made on the basis of the weight, grade, and other quality factors shown on the warehouse receipts and accompanying documents. Oats delivered from other than eligible warehouse storage will be purchased on the basis of official weights, grades and other quality factors at destination, or official weights at destination and official grades and other quality factors at the inspection point shown on the shipping order furnished the producer, which unless otherwise agreed shall be the customary location, on the route of shipment, of an inspector licensed under the U. S. Grain Standards Act; or, if such oats are delivered to a local CCC bin site, on the basis of the weight, grade and quality determinations made by the county committee (in accordance with instructions for the determination of such factors under the loan program) and approved by the producer at the time of delivery.

§ 268.120 *Removal of the oats under loan.* If the loan is not satisfied upon maturity by payment or delivery, the holder of the note may remove the oats and sell them, either by separate contract or after pooling them with other lots of oats similarly held. The producer has no right of redemption after the oats are pooled, but shall share ratably in any overplus remaining upon liquidation of the pool. CCC shall have the right to treat the pooled oats as a reserve supply to be marketed under such sales policies as CCC determines will promote orderly marketing, protect the interests of producers and consumers, and not unduly impair the market for the current crop of the oats, even though part or all of such pooled oats are disposed of under such policies at prices less than the current domestic price for such oats. Any sum due the producer as a result of the sale of the oats or of insurance proceeds thereon, or any ratable share resulting from the liquidation of a pool, shall be payable only to the producer without right of assignment by him.

§ 268.121 *Release of the oats under loan.* A producer may at any time obtain release of the oats under loan by paying to the holder of the note, or note and loan agreement, the principal amount thereof, plus interest. If the note is held by an out-of-town lending agency or by CCC, the producer may request that the note be forwarded to a local bank for collection. In such case, where CCC is the holder of the note, the local bank will be instructed to return the note if payment is not effected within 15 days. All charges in connection with the collection of the note shall be paid by the producer. Upon payment of a farm-storage loan, the county committee should be requested to release the mortgage by filing an instrument of release or by a marginal release on the county records. Partial release of the oats prior to maturity may be arranged with the county committee by paying to the holder of the note the amount of the loan and accrued interest represented by the quantity of the oats to be released. In the case of warehouse-storage loans, each partial release must cover all of the oats under one warehouse receipt number.

§ 268.122 *Purchase of notes.* CCC will purchase, from approved lending agencies, notes evidencing approved loans which are secured by chattel mortgages or negotiable warehouse receipts. The purchase price to be paid by CCC will

be the principal sums remaining due on such notes, plus accrued interest from the date of disbursement to the date of purchase at the rate of 1½ percent per annum. Lending agencies are required to submit a weekly report to CCC and to the county committees on 1940 C. C. C. Form F, or such other form as CCC may prescribe, of all payments received on producers' notes held by them, and are required to remit promptly to CCC an amount equivalent to 1½ percent interest per annum, on the amount of the principal collected, from the date of disbursement to the date of payment. Lending agencies should submit notes and reports to the CCC field office serving the area.

§ 268.123 *CCC field offices.* The field offices of CCC, and the areas served by them, are shown below:

Address and Area

623 South Wabash, Chicago 3, Ill.:
Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maryland, Maine, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia.

300 Interstate Building, 417 East 13th Street, Kansas City 6, Mo.:
Alabama, Arkansas, Colorado, Georgia, Florida, Kansas, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, Oklahoma, South Carolina, Texas, Wyoming.

328 McKnight Building, Minneapolis 1, Minn.:
Minnesota, Montana, North Dakota, South Dakota, Wisconsin.

Eastern Building, 515 Southwest Tenth and Washington Streets, Portland 5, Oreg.:
Arizona, California, Idaho, Nevada, Oregon, Utah, Washington.

§ 268.124 *Loan and purchase rates.* (a) Loan and purchase rates per bushel of eligible oats for the respective States and counties, basis No. 3 or better are set forth below. In case of oats stored in warehouses, whether terminal, subterminal, or at country points, the loan and purchase rate will be that established for the county in which the elevator is located. No adjustment will be made in the loan and purchase rate for freight paid in case of rail movement.

ALABAMA

All counties, $0.75.

ARIZONA

All counties, $0.67.

ARKANSAS

All counties, $0.68.

CALIFORNIA

Following counties, $0.64: Modoc, Siskiyou.

Following counties, $0.65: Lassen, Nevada, Plumas, Sierra.

Following counties, $0.68: Humboldt, Shasta, Tehama.

Following counties, $0.69: Butte, Eldorado, Glenn.

Following counties, $0.70: Colusa, Fresno, Imperial, Kern, Kings, Madera, Mendocino, Merced, Monterey, Placer, Riverside, Sacramento, San Benito, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, Sutter, Tulare, Yolo, Yuba.

Following counties, $0.71: Napa, San Joaquin, Santa Cruz, Sonoma, Stanislaus.

Following counties, $0.72: Alameda, Contra Costa, Los Angeles, Marin, San Mateo, Santa Clara, Solano, Ventura.

COLORADO

All counties, $0.61.

CONNECTICUT

All counties, $0.73.

DELAWARE

All counties, $0.72.

FLORIDA

All counties, $0.75.

GEORGIA

All counties, $0.75.

IDAHO

Following counties, $0.58: Ada, Adams, Benewah, Boise, Bonner, Boundary, Canyon, Clearwater, Custer, Elmore, Gem, Idaho, Kootenai, Latah, Lemhi, Lewis, Nez Perce, Owyhee, Payette, Shoshone, Valley, Washington.

All other counties, $0.60.

ILLINOIS

Following counties, $0.63: Adams, Alexander, Brown, Carroll, Fulton, Gallatin, Hancock, Hardin, Henderson, Henry, Jo Daviess, Johnson, Knox, McDonough, Massac, Mercer, Pike, Pope, Pulaski, Rock Island, Saline, Schuyler, Stephenson, Union, Warren, Whiteside, Williamson.

Following counties, $0.65: Cook, Dupage, Kane, Lake, Madison, Will.

All other counties, $0.64.

INDIANA

Following counties, $0.65: Benton, Clay, Crawford, Daviess, Dubois, Fountain, Gibson, Greene, Harrison, Jasper, Knox, Lawrence, Martin, Newton, Orange, Owen, Parke, Perry, Pike, Posey, Spencer, Sullivan, Vanderburgh, Vermillion, Vigo, Warren, Warrick.

All other counties, $0.66.

IOWA

Following counties, $0.60: Cherokee, Dickinson, Lyon, Monona, O'Brien, Osceola, Plymouth, Sioux, Woodbury.

Following counties, $0.62: Allamakee, Appanoose, Black Hawk, Bremer, Buchanan, Butler, Chickasaw, Clayton, Decatur, Fayette, Franklin, Grundy, Hardin, Howard, Iowa, Jasper, Jefferson, Keokuk, Lucas, Mahaska, Marion, Marshall, Monroe, Polk, Poweshiek, Story, Tama, Wapello, Wayne, Winneshiek.

Following counties, $0.63: Benton, Cedar, Clinton, Davis, Delaware, Des Moines, Dubuque, Henry, Jackson, Johnson, Jones, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Washington.

All other counties, $0.61.

KANSAS

Following counties, $0.59: Cheyenne, Gove, Greeley, Lane, Logan, Rawlins, Scott, Sheridan, Sherman, Thomas, Wallace, Wichita.

Following counties, $0.60: Barton, Decatur, Ellis, Ellsworth, Graham, Lincoln, Mitchell, Ness, Norton, Osborne, Phillips, Rooks, Rush, Russell, Smith, Trego.

Following counties, $0.61: Clay, Cloud, Dickinson, Geary, Jewell, McPherson, Marion, Morris, Ottawa, Republic, Rice, Saline, Washington.

Following counties, $0.62: Brown, Chase, Doniphan, Finney, Ford, Grant, Gray, Hamilton, Haskell, Hodgeman, Jackson, Kearney, Lyon, Marshall, Nemaha, Osage, Pottawatomie, Riley, Shawnee, Stanton, Wabaunsee.

Following counties, $0.63: Allen, Anderson, Atchison, Bourbon, Coffey, Douglas, Edwards, Franklin, Greenwood, Harvey, Jefferson, Johnson, Kiowa, Leavenworth, Linn, Meade, Miami, Morton, Pawnee, Reno, Seward, Stafford, Stevens, Woodson, Wyandotte.

Following counties, $0.64: Clark, Comanche, Kingman, Pratt.

Following counties, $0.65: Barber, Butler, Crawford, Elk, Neosho, Sedgwick, Wilson.

Following counties, $0.66: Chautauqua, Cherokee, Cowley, Harper, Labette, Montgomery, Sumner.

KENTUCKY

All counties, $0.69.

LOUISIANA

All parishes, $0.75.

MAINE

All counties, $0.73.

MARYLAND

All counties, $0.72.

MASSACHUSETTS

All counties, $0.73.

MICHIGAN

Following counties, $0.62: Baraga, Gogebic, Houghton, Keweenaw, Ontonagon.

Following counties, $0.63: Alger, Chippewa, Delta, Dickinson, Iron, Luce, Mackinac, Marquette, Menominee, Schoolcraft.

Following counties, $0.64: Alcona, Alpena, Antrim, Arenac, Benzie, Charlevoix, Cheboygan, Crawford, Emmet, Grand Traverse, Iosco, Kalkaska, Leelanau, Manistee, Missaukee, Montmorency, Ogemaw, Oscoda, Otsego, Presque Isle, Roscommon, Wexford.

Following counties, $0.67: Genesee, Hillsdale, Jackson, Lapeer, Lenawee, Livingston, Oakland, Sanilac, Tuscola, Washtenaw.

Following counties, $0.68: Macomb, Monroe, St. Clair, Wayne.

All other counties, $0.66.

MINNESOTA

Following counties, $0.57: Kittson, Koochiching, Marshall, Roseau.

Following counties, $0.58: Becker, Beltrami, Clay, Clearwater, Lake of the Woods, Mahnomen, Norman, Pennington, Polk, Red Lake, Traverse, Wilkin.

Following counties, $0.60: Benton, Blue Earth, Carlton, Chisago, Dodge, Goodhue, Isanti, Kanabec, Kandiyohi, Le Sueur, McLeon, Meeker, Mower, Nicollet, Pine, Rice, Sherburne, Sibley, Stearns, Steele, Wabasha, Waseca, Wright.

Following counties, $0.61: Anoka, Carver, Dakota, Filmore, Hennepin, Houston, Olmsted, Ramsay, Scott, Washington, Winona.

All other counties, $0.59.

MISSISSIPPI

All counties, $0.75.

MISSOURI

Following counties, $0.62: Atchison, Bates, Benton, Cedar, Christian, Dade, Dallas, Daviess, Douglas, Dunklin, Gentry, Greene, Grundy, Harrison, Henry, Hickory, Holt, Howell, Laclede, Livingston, Mercer, Mississippi, New Madrid, Nodaway, Oregon, Ozark, Pemiscot, Polk, Putnam, St. Clair, Shannon, Sullivan, Taney, Texas, Vernon, Webster, Worth, Wright.

Following counties, $0.64: Audrain, Boone, Callaway, Crawford, Gasconade, Lewis, McDonald, Madison, Maries, Marion, Montgomery, Newton, Osage, Perry, Pike, Ralls, St. Francois, Ste. Genevieve, Washington.

Following counties, $0.65: Franklin, Jefferson, Lincoln, St. Charles, St. Louis, Warren.

All other counties, $0.63.

MONTANA

Following counties, $0.56: Lincoln, Sanders, Mineral.

All other counties, $0.55.

NEBRASKA

Following counties, $0.56: Banner, Box Butte, Dawes, Morrill, Scotts Bluff, Sioux.

Following counties, $0.57: Arthur, Cherry, Deuel, Garden, Grant, Hooker, Keith, Sheridan.

Following counties, $0.58: Blaine, Brown, Chase, Cheyenne, Custer, Dundy, Keya Paha, Kimball, Lincoln, Logan, Loup, McPherson, Perkins, Rock, Thomas.

Following counties, $0.59: Antelope, Boyd, Buffalo, Cedar, Dawson, Frontier, Garfield, Greeley, Hall, Hayes, Hitchcock, Holt, Howard, Knox, Redwillow, Sherman, Valley, Wheeler.

Following counties, $0.60: Boone, Cuming, Dakota, Dixon, Franklin, Furnas, Gosper, Hamilton, Harlan, Kearney, Madison, Merrick, Nance, Phelps, Pierce, Platte, Polk, Stanton, Thurston, Wayne, Webster, York.

Following counties, $0.61: Adams, Burt, Butler, Cass, Clay, Colfax, Dodge, Douglas, Fillmore, Jefferson, Lancaster, Nuckolls, Otee Otoe, Saline, Sarpy, Saunders, Seward, Thayer, Washington.

Following counties, $0.62: Cage, Johnson, Nemaha, Pawnee, Richardson.

NEVADA

All counties, $0.67.

NEW HAMPSHIRE

All counties, $0.73.

NEW JERSEY

All counties, $0.72.

NEW YORK

All counties, $0.71.

NEW MEXICO

All counties, $0.64.

NORTH CAROLINA

All counties, $0.75.

NORTH DAKOTA

Following counties, $0.55: Adams, Billings, Bowman, Burke, Divide, Dunn, Golden Valley, Hettinger, McKenzie, Mountrail, Slope, Stark, Williams.

Following counties, $0.56: Bottineau, Burleigh, Emmons, Grant, McHenry McLean, Mercer, Morton, Oliver, Renville, Rolette, Sioux, Ward.

Following counties, $0.57: Benson, Cavalier, Eddy, Foster, Kidder LaMoure, Logan, McIntosh, Nelson, Pembina, Pierce, Ramsey, Sheridan, Stutsman Towner, Walsh, Wells.

Following counties, $0.58: Barnes, Cass, Dickey, Grand Forks, Griggs, Ransom, Richland, Sargent, Steele, Traill.

OHIO

Following counties, $0.67: Adams, Auglaize, Brown, Butler, Champaign, Clark, Clermont, Clinton, Darke, Defiance, Fayette, Fulton, Gallia, Greene, Hamilton, Henry, Highland, Lawrence, Meigs, Mercer, Miami, Montgomery, Paulding, Preble, Scioto, Shelby, Van Wert, Warren, Williams.

All other counties, $0.68.

OKLAHOMA

Following counties, $0.65: Beaver, Cimarron, Harper, Texas.

Following counties, $0.66: Alfalfa, Craig, Delaware, Dewey, Ellis, Grant, Kay, Mayes, Nowata, Osage, Ottowa, Roger Mills, Rogers, Washington, Woods, Woodward.

All other counties, $0.67.

OREGON

Following counties, $0.58: Grant, Malheur.

Following counties, $0.59: Baker, Harney, Union, Wallowa.

Following counties, $0.61: Jackson, Josephine, Klamath, Lake.

Following counties, $0.62: Crook, Deschutes, Douglas, Jefferson, Umatilla, Wheeler.

Following county, $0.63: Lane.

Following counties, $0.64: Benton, Gilliam, Linn, Morrow, Sherman, Wasco.

Following counties, $0.65: Clackamas, Hood River, Marion, Polk, Yamhill.

Following counties, $0.66: Columbia, Multnomah, Washington.

PENNSYLVANIA

Following counties, $0.70: Bradford, Carbon, Columbia, Cumberland, Dauphin, Franklin, Lackawanna, Luzerne, Lycoming, Monroe, Montour, Northampton, Northumberland, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne, Wyoming.

Following counties, $0.71: Adams, Berks, Lancaster, Lebanon, Lehigh, York.

Following counties, $0.72: Bucks, Chester, Delaware, Montgomery, Philadelphia.

All other counties, $0.69.

RHODE ISLAND

All counties, $0.73.

SOUTH CAROLINA

All counties, $0.75.

SOUTH DAKOTA

Following counties, $0.55: Butte, Custer, Fall River, Haakon, Harding, Lawrence, Meade, Pennington, Perkins, Ziebach.

Following counties, $0.56: Armstrong, Corson, Dewey, Jackson, Jones, Stanley.

Following counties, $0.57: Bennett, Campbell, Edmunds, Hughes, Hyde, Lyman, McPherson, Mellette, Potter, Shannon Sully, Todd, Walworth, Washabaugh, Washington.

Following counties, $0.58: Aurora, Beadle, Brown, Brule, Buffalo, Charles Mix, Clark, Davison, Day, Douglas, Faulk, Gregory, Hand, Jerauld, Kingsbury, Marshall, Miner, Sanborn, Spink, Tripp.

Following counties, $0.59: Bon Homme, Brookings, Codington, Deuel, Grant, Hamlin, Hanson, Hutchinson, Lake, Lincoln, McCook, Minnehaha, Moody, Roberts, Turner, Yankton.

Following counties, $0.60: Clay, Union.

TENNESSEE

All counties, $0.72.

TEXAS

Following counties, $0.65: Dallam, Sherman.

Following counties, $0.66: Andrews, Hansford, Hartley, Hemphill, Hutchinson, Lipscomb, Martin, Moore, Ochiltree, Roberts, Sterling.

Following counties, $0.67: Archer, Armstrong, Bailey, Baylor, Borden, Briscoe, Callahan, Carson, Castro, Childress, Clay, Cochran, Coke, Coleman, Collingsworth, Concho, Cooke, Cottle, Crosby, Dawson, Deaf Smith, Dickens, Donley, Eastland, Foard, Floyd, Fisher, Gaines, Garza, Gray, Hall, Hale, Hardeman, Haskell, Hockley, Howard, Jack, Jones, Kent, King, Knox, Lamb, Lubbock, Lynn, McCulloch, Mitchell, Montague, Motley, Nolan, Oldham, Palo Pinto, Parmer, Potter, Randall, Runnels, Scurry, Schackelford, Stephens, Stonewall, Swisher, Taylor, Terry, Throckmorton, Tom Greene, Wheeler, Wichita, Wilbarger, Yoakum, Young.

Following counties, $0.68: Bowie, Brown, Comanche, Delta, Erath, Fannin, Gillespie, Grayson, Hopkins, Kendall, Kerr, Kimble, Lamar, Llano, Mason, Menard, Parker, Red River, Wise.

Following counties, $0.69: Bandera, Bexar, Blanco, Bosque, Burnet, Camp, Cass, Collin, Comal, Dallas, Denton, Ellis, Franklin, Hamilton, Hayes, Hood, Hunt, Johnson, Kaufman, Lampasas, Marion, Medina, Mills, Morris, Rains, Rockwall, San Saba, Somervell, Tarrant, Titus, Upshur, Van Zandt, Wood.

Following counties, $0.70: Anderson, Bee, Bell, Caldwell, Cherokee, Coryell, Falls, Freestone, Gonzales, Gregg, Guadalupe, Harrison, Henderson, Hill, Jim Wells, Karnes, Kleberg, Leon, Limestone, Live Oak, McLennan, Milan, Navarro, Nueces, Panola, Robertson, Rusk, San Patricio, Smith, Travis, Williamson, Wilson.

Following counties, $0.71: Angelina, Aransas, Bastrop, Brazos, Burleson, Calhoun, De Witt, Fayette, Goliad, Grimes, Houston, Lavaca, Lee, Madison, Nacogdoches, Refugio, Sabine, San Augustine, Shelby, Trinity, Victoria, Walker, Washington.

Following counties, $0.72: Austin, Colorado, Jackson, Jasper, Newton, Polk, San Jacinto, Tyler.

Following counties, $0.73: Brazoria, Chambers, Fort Bend, Hardin, Jefferson, Liberty, Matagorda, Montgomery, Orange, Waller, Wharton.

Following counties, $0.75: Galveston, Harris.

UTAH

All counties, $0.64.

VERMONT

All counties, $0.73.

VIRGINIA

All counties, $0.73.

WASHINGTON

Following counties, $0.58: Douglas, Ferry, Okanogan, Pend Oreille, Stevens.

Following counties, $0.60: Adams, Asotin, Chelan, Franklin, Grant, Lincoln, Spokane, Whitman.

Following counties, $0.61: Columbia, Garfield, Walla Walla.

Following counties, $0.62: Benton, Clallam, Grays Harbor, Island, Jefferson, King, Kitsap, Kittitas, Mason, Pacific, Pierce, San Juan, Skagit, Snohomish, Thurston, Wahkiakum, Whatcom, Yakima.

Following counties: $0.64: Cowlitz, Klickitat, Lewis, Skamania.

Following county, $0.65: Clark.

WEST VIRGINIA

All counties, $0.71.

WISCONSIN

Following counties, $0.59: Ashland, Bayfield, Iron.

Following counties, $0.60: Barron, Burnett, Douglas, Polk, St. Croix, Sawyer, Vilas, Washburn.

Following counties, $0.61: Buffalo, Chippewa, Clark, Dunn, Eau Claire, Florence, Forest, Langlade, Lincoln, Marinette, Oneida, Pepin, Pierce, Price, Rusk, Taylor, Trempealeau.

Following counties, $0.62: Adams, Brown, Crawford, Door, Grant, Iowa, Jackson, Juneau, Kewaunee, La Crosse, Lafayette, Marathon, Marquette, Monroe, Oconto, Outagamie, Portage, Richland, Sauk, Shawano, Vernon, Waupaca, Waushara, Wood.

Following counties, $0.63: Calumet, Columbia, Dane, Dodge, Fond du Lac, Green, Green Lake, Jefferson, Manitowoc, Ozaukee, Rock, Sheboygan, Washington, Waukesha, Winnebago.

Following county, $0.64: Walworth.

Following counties, $0.65: Kenosha, Milwaukee, Racine.

WYOMING

All counties, $0.58.

(b) *Storage allowance.* There shall be no storage allowance on oats under either the loan or purchase agreement program.

A deduction of 7 cents per bushel shall be made from the applicable loan rate on oats being placed under loan in a warehouse, unless evidence is submitted with the warehouse receipt that all warehouse charges except receiving charges have been prepaid through April 30, 1948.

A deduction of 7 cents per bushel shall be made from the applicable purchase rate on warehouse-stored oats offered under the purchase agreement program unless evidence is submitted with the

warehouse receipt that all warehouse charges except receiving charges have been paid through the date on which the warehouse receipts are tendered to the county committee.

Approved: August 4, 1947.

[SEAL] C. C. FARRINGTON,
Acting President,
Commodity Credit Corporation.

[F. R. Doc. 47-7446; Filed, Aug. 7, 1947; 8:46 a. m.]

TITLE 7—AGRICULTURE

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[ACP-1947-3]

PART 701—NATIONAL AGRICULTURAL CONSERVATION PROGRAM

[1947 Bulletin, Amdt. 2]

PART 702—INSULAR AGRICULTURAL CONSERVATION PROGRAM

MISCELLANEOUS AMENDMENTS

Pursuant to the authority vested in the Secretary of Agriculture under sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, as amended, the National Agricultural Conservation Program, issued August 22, 1946 (11 F. R. 9467), as amended September 27, 1946 (11 F. R. 11266), and January 14, 1947 (12 F. R. 345), the Insular Agricultural Conservation Program, issued August 23, 1946 (11 F. R. 9327), as amended April 21, 1947 (12 F. R. 2623), and all State Bulletins (Subpart—1947) thereto, issued December 10, 1946 (11 F. R. 14339), and amendments thereto, issued March 6, 1947 (12 F. R. 1831), April 23, 1947 (12 F. R. 2977), and July 11, 1947 (12 F. R. 4879), are hereby further amended as follows:

1. The term "Field Service Branch" is deleted wherever it appears, and the following substituted therefor: "Field Service Branch or, on and after July 1, 1947, Agricultural Conservation Programs Branch."

2. The term "Director, Field Service Branch" is deleted wherever it appears, and the following substituted therefor: "Director, Field Service Branch, or, on and after July 1, 1947, Director, Agricultural Conservation Programs Branch."

3. The term "Regional Director" is deleted wherever it appears, and the following substituted therefor: "Regional Director or, on and after July 1, 1947, Director, Agricultural Conservation Programs Branch."

(49 Stat. 1148, as amended; 16 U. S. C. and Sup., 590g–590q)

Done at Washington, D. C., this 5th day of August 1947. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 47-7452; Filed, Aug. 7, 1947; 8:47 a. m.]

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

FAIR AND REASONABLE PRICES FOR 1947 CROP OF HAWAIIAN SUGARCANE

Pursuant to section 301 (d) of the Sugar Act of 1937, as amended, and after investigation and due consideration of the evidence obtained at the public hearings held in Honolulu on February 25, 1947 and in Hilo on February 27, 1947, the following determination is hereby issued:

§ 802.32j *Fair and reasonable prices for the 1947 crop of Hawaiian sugarcane.* Fair and reasonable prices for the 1947 crop of Hawaiian sugarcane to be paid by processors who, as producers, apply for payment under the Sugar Act of 1937, as amended, shall be not less than those provided for in the agreements heretofore made and agreed upon between the several processors in Hawaii and the producers of such sugarcane: *Provided, however,* That the processor shall not reduce the returns to producers below those determined herein through any subterfuge or device whatsoever. (Sec. 301, 50 Stat. 910; 7 U. S. C. 1131)

Issued this 5th day of August 1947.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 47-7447; Filed, Aug. 7, 1947; 8:46 a. m.]

Chapter IX—Producton and Marketing Administration (Marketing Agreements and Orders)

[Lemon Reg. 233, Amdt. 1]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

Findings. (1) Pursuant to the marketing agreement and Order No. 53 (7 CFR, Cum. Supp., 953.1 et seq.), regulating the handling of lemons grown in the State of California or in the State or Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the notice, public rule making procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong.; 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which the regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance.

Lemon Regulation 233 (§ 953.340) (12 F. R. 5274) is hereby amended to read as follows:

(b) *Order, as amended.* (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., August 3, 1947, and ending at 12:01 a. m., P. s. t., August 10, 1947, is hereby fixed at 575 carloads, or an equivalent quantity.

(2) The prorate base of each handler who has made application therefor, as provided in the said marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached to Lemon Regulation 233 (12 F. R. 5274) and made a part hereof by this reference. The Lemon Administrative Committee, in accordance with the provisions of the said marketing agreement and order, shall calculate the quantity of lemons which may be handled by each such handler during the period specified in subparagraph (1) of this paragraph.

(3) As used in this section, "handled," "handler," "carloads," and "prorate base" shall have the same meaning as is given to each such term in the said marketing agreement and order.

(48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 6th day of August 1947.

[SEAL] C. F. KUNKEL,
Acting Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 47-7502; Filed, Aug. 7, 1947; 10:53 a. m.]

Chapter XIV—Production and Marketing Administration (School Lunch Program)

APPENDIX—REAPPORTIONMENT OF FOOD ASSISTANCE FUNDS

Pursuant to section 4 of the National School Lunch Act (60 Stat. 230), food assistance funds available for the fiscal year ending June 30, 1947, are reapportioned among the several States as follows:

State	Total	State agency	Withheld for private schools
Alabama	$2,211,241.15	$2,188,650.75	$22,590.40
Arizona	380,668.13	355,337.07	25,331.06
Arkansas	1,585,722.24	1,558,835.19	26,887.05
California	2,725,171.28	2,725,171.28	
Colorado	429,975.65	397,610.10	32,365.55
Connecticut	461,635.82	461,635.82	
Delaware	88,329.69	88,329.69	
Dist. of Col.	63,561.31	63,561.31	
Florida	1,313,529.44	1,279,480.11	34,049.33
Georgia	2,687,295.21	2,687,295.21	
Idaho	310,638.25	303,137.37	7,500.88
Illinois	3,114,209.60	3,114,209.60	
Indiana	1,357,078.12	1,357,078.12	
Iowa	1,131,233.24	1,040,098.57	91,134.67
Kansas	580,606.61	580,606.61	
Kentucky	1,786,744.86	1,786,744.86	
Louisiana	1,781,217.37	1,781,217.37	
Maine	283,637.13	263,937.00	19,700.13
Maryland	644,957.21	613,727.09	31,230.12
Massachusetts	1,156,294.04	1,069,914.00	86,380.04
Michigan	1,846,266.30	1,687,484.28	158,782.02

State	Tota	State agency	Withheld for private schools
Minnesota	$1,400,068.56	$1,235,154.85	$164,913.71
Mississippi	1,545,000.38	1,545,000.38	
Missouri	1,733,152.58	1,733,152.58	
Montana	180,129.40	166,350.76	13,778.64
Nebraska	390,046.95	330,000.00	60,046.95
Nevada	58,266.90	57,090.02	1,176.88
New Hampshire	139,319.09	139,319.09	
New Jersey	1,108,165.07	904,427.64	203,737.43
New Mexico	228,162.26	208,000.00	20,162.26
New York	4,527,813.06	4,527,813.06	
North Carolina	3,290,148.64	3,290,148.64	
North Dakota	179,112.43	151,284.60	27,827.83
Ohio	2,444,632.16	2,182,097.93	262,534.23
Oklahoma	1,400,251.89	1,400,251.89	
Oregon	438,268.47	438,268.47	
Pennsylvania	1,580,313.01	1,367,597.31	212,715.70
Rhode Island	192,461.17	192,461.17	
South Carolina	1,810,330.64	1,804,466.45	5,864.19
South Dakota	184,717.14	161,584.98	23,132.16
Tennessee	2,201,584.00	2,171,666.54	29,917.46
Texas	4,152,984.95	4,152,984.95	
Utah	608,391.58	602,132.08	6,259.50
Vermont	117,000.00	117,000.00	
Virginia	1,294,920.36	1,278,687.44	16,232.92
Washington	673,187.18	644,290.05	28,897.13
West Virginia	1,115,867.10	1,100,524.80	15,342.30
Wisconsin	1,108,836.41	893,504.83	215,331.58
Wyoming	165,011.21	165,011.21	
Alaska	7,929.56	7,929.56	
Hawaii	67,949.34	55,777.85	12,171.49
Puerto Rico	2,019,175.47	2,019,175.47	
Virgin Islands	34,945.63	34,945.63	
Total	62,338,155.24	60,482,161.63	1,855,993.61

(60 Stat. 230)

Date: August 4, 1947.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 47-7410; Filed, Aug. 7, 1947; 8:48 a. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Bureau of Animal Industry, Department of Agriculture

PART 131—HANDLING OF ANTI-HOG-CHOLERA SERUM AND HOG-CHOLERA VIRUS

MISCELLANEOUS AMENDMENTS

§ 131.0 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of section 57 of Public Law No. 320, 74th Congress, approved August 24, 1935 (49 Stat. 781; 7 U. S. C. 851 et seq.), and to the provisions of the marketing agreement and to the marketing order (9 CFR 131.1 et seq.) effective thereunder on December 7, 1936, and the applicable rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders applicable to anti-hog-cholera serum and hog-cholera virus (9 CFR, Cum. Supp., 132.1 et seq.), after due notice a public hearing was held at Washington, D. C., on April 29-30, 1946, to consider proposed amendments to the marketing agreement and to the marketing order regulating the handling of anti-hog-cholera serum and hog-cholera virus. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions of said order as hereby amended, in conjunction with the marketing agreement as amended, will tend to effectuate the declared policy of the act;

(2) The said order, as hereby amended, regulates the handling of anti-hog-cholera serum and hog-cholera virus in the same manner and is applicable only to persons in the respective classes of industrial and commercial activity specified in the amended marketing agreement, effective as of the same time as the effective date of this order, upon which a hearing has been held.

(b) *Additional findings.* The foregoing findings are supplementary, and in addition, to the findings made in connection with the issuance of the aforesaid order; and all of said previous findings are hereby ratified and affirmed, except insofar as such findings may be in conflict with the findings set forth herein.

(c) *Determinations.* It is hereby determined that:

(1) The marketing agreement for handlers of anti-hog-cholera serum and hog-cholera virus, executed by the Secretary on the 2d of December 1936, effective December 7, 1936, has been amended by incorporating therein this amendment to the said order, and the said order as hereby amended is in conformity with such marketing agreement as amended which is to become effective as of the same time as the effective date of this order.

(2) Handlers of not less than 75 percent of the volume of anti-hog-cholera serum and hog-cholera virus which is handled in the current of interstate or foreign commerce, or so as directly to burden, obstruct, or affect interstate or foreign commerce, for the marketing (i. e. calendar) year 1946 have signed the aforesaid amended marketing agreement.

Order relative to handling. It is, therefore, ordered that, from and after the effective date hereof, the marketing order dated December 2, 1936, effective December 7, 1936, regulating the handling of anti-hog-cholera serum and hog-cholera virus is hereby amended to conform to the amended marketing agreement as follows:

1. Delete paragraph 10 of Article I, section 1 (9 CFR, 131.1 (j)), reading as follows:

§ 131.1 *Definitions.* * * *

(j) *Volume contract purchaser.* "Volume contract purchaser" means that class or classes of buyers comprising persons or agencies who regularly purchase, for delivery within a definite period of time, serum and virus in specified amounts, adequate, in the opinion of the control agency, to justify such special classification.

2. Amend paragraph 8 of Article I, section 1 (9 CFR, 131.1 (h)) to read as follows:

(h) *Wholesaler.* "Wholesaler" means that class of buyers comprising (1) persons or agencies who do not administer serum and virus but are regularly engaged in purchasing and maintaining stocks of serum and virus in sufficient quantities to supply dealer demand, who are properly located and equipped with proper storage and distributing facilities to supply dealer demand, who resell principally to dealers, and who shall have been found by the control agency on submitted evidence acceptable to said control agency to perform in good faith the usual functions of a wholesaler, including, but without limitation, the absorbing of all expenses incidental to the advertising, transportation, and selling of serum and virus, after receipt by them, to other trade groups, together with the furnishing of field or veterinary service necessary to determine whether the products sold have served their purpose in specific cases, and (2) persons or agencies who regularly purchase, for delivery within a definite period of time and pay for at sellers' posted prices at time of delivery, serum and virus in specified quantities, adequate, in the opinion of the control agency, to justify such classification.

(49 Stat. 781; 7 U. S. C. 851 et seq.)

Issued at Washington, D. C., this 4th day of August 1947, to become effective on and after 12:01 a. m., e. s. t., August 18, 1947.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 47-7409; Filed, Aug. 7, 1947; 8:48 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 1068]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

SAMUEL E. BERNSTEIN, INC. (NATIONAL SILVER CO.)

§ 3.6 (j 10) *Advertising falsely or misleadingly—History of product or offering:* § 3.6 (m 10) *Advertising falsely or misleadingly—Manufacture or preparation:* § 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—Place—Foreign, in general:* § 3.66 (b 10) *Misbranding or mislabeling—History:* § 3.66 (c 20) *Misbranding or mislabeling—Manufacture or preparation:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Place—Foreign, in general.* In connection with the offering for sale, sale and distribution of silverplated ware in commerce, employing or using in connection with the sale of silverplated ware which was not made in Sheffield, England, the word "Sheffield" alone or in connection with any other word or words, sign, symbol or device to describe or designate such silverplated ware either by stamping or impressing the name "Sheffield" thereon or in any other manner; prohibited, subject to the provision, however, that the word "Sheffield" may be used in connection with the sale of silverplated ware, not made in Sheffield, England, if it is used only in immediate connection with the word or words "design" or "pattern", or words of similar import and meaning of equal size and conspicuousness so as clearly to reveal that the article described is a modern copy, or modern reproduction of the "design" or "pattern" of a piece of Sheffield Plate manufactured in the 18th Century, and such descriptive words are qualified by the words, "Made in U. S. A.", or words of similar import and meaning of equal size and conspicuousness revealing the country in which

said ware has been manufactured. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45 b) [Modified cease and desist order, Samuel E. Bernstein, Inc., Now, National Silver Company, Docket 1068, July 3, 1947]

At a regular session of the Federal Trade Commission, held at its office in the city of Washington, D. C., on the 3d day of July A. D. 1947.

In the Matter of Samuel E. Bernstein, Inc., Now National Silver Company

An order having heretofore been entered by the Federal Trade Commission in this proceeding on July 7, 1926, requiring Samuel E. Bernstein, Inc., its agents, servants, employees and representatives to cease and desist from using the word "Sheffield" in connection with the sale of silverplated ware not made in Sheffield, England; and the National Silver Company having merged with the original respondent herein in 1928, and having thereafter been subject to the provisions of said order to cease and desist, and said National Silver Company having filed its petition on November 22, 1946, seeking the reopening and modification of said order to cease and desist; and on January 5, 1947, having entered into a stipulation with Daniel J. Murphy, Assistant Chief Trial Counsel for the Commission, subject to the approval of the Commission, which stipulation provides, in addition to other provisions, that without further evidence or intervening procedure, the Commission may make its findings as to the facts and conclusion based thereon, and enter its order disposing of this proceeding;

And the Commission having approved said stipulation, and having found that changed conditions of fact, subsequent to the original order to cease and desist herein, and the public interest, require the said order be reopened and modified by the addition thereto of a provision, as follows:

Provided, however, That the word "Sheffield" may be used in connection with the sale of silverplated ware, not made in Sheffield, England, if it is used only in immediate connection with the word or words "design" or "pattern", or words of similar import and meaning so as clearly to reveal that the article described is a modern copy, or modern reproduction of the "design" or "pattern" of a piece of Sheffield Plate manufactured in the 18th Century, and such descriptive words are qualified by the words, "Made in U. S. A.", or words of similar import and meaning of equal size and conspicuousness revealing the country in which said ware has been manufactured.

It is ordered, That the respondent, National Silver Company, its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of silverplated ware in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist:

From employing or using in connection with the sale of silverplated ware which was not made in Sheffield, England, the word "Sheffield" along or in connection with any other word or words, sign, symbol or device to describe or designate such silverplated ware either by stamping or impressing the name "Sheffield" thereon or in any other manner: *Provided, however,* That the word "Sheffield" may be used in connection with the sale of silverplated ware, not made in Sheffield, England, if it is used only in immediate connection with the word or words "design" or "pattern", or words of similar import and meaning of equal size and conspicuousness so as clearly to reveal that the article described is a modern copy, or modern reproduction of the "design" or "pattern" of a piece of Sheffield Plate manufactured in the 18th Century, and such descriptive words are qualified by the words, "Made in U. S. A.", or words of similar import and meaning of equal size and conspicuousness revealing the country in which said ware has been manufactured.

It is further ordered, That respondent shall within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with said order.

By the Commission.

[SEAL] WM. P. GLENDENING, Jr.,
Acting Secretary.

[F. R. Doc. 47-7404; Filed, Aug. 7, 1947; 9:03 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of The Treasury

[T. D. 51727]

PART 8—LIABILITY FOR DUTIES, ENTRY OF IMPORTED MERCHANDISE

REGAUGE OF DISTILLED SPIRITS

Section 8.44 *Distilled spirits; regauge,* Customs Regulations of 1943 (19 CFR, Cum. Supp., 8.44), is amended by placing a period after the word "gauge" and deleting the remainder of the sentence.

T. D. 51667 (2) shall be inserted as a marginal reference for said § 8.44.

(Par. 813; secs. 1, 557, 562, 46 Stat. 640, 744, 745, secs. 2, 22, 23, 25, 52 Stat. 1077, 1087, 1088, sec. 624, 46 Stat. 759; 19 U. S. C. 1001, 1557, 1562, 1624)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: August 1, 1947.

E. H. FOLEY Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 47-7418; Filed, Aug. 7, 1947; 8:45 a. m.]

TITLE 24—HOUSING CREDIT

Chapter V—Federal Housing Administration

Subchapter A—Property Improvement Loans

PART 501—CLASS 1 AND CLASS 2 PROPERTY IMPROVEMENT LOANS

Correction

In Federal Register Document 47-6281, appearing at page 4369 of the issue for Friday, July 4, 1947, the figure "$4.00" appearing in § 501.5 (a) (1) should read "$5.00".

TITLE 32—NATIONAL DEFENSE

Chapter VII—Sugar Rationing Administration, Department of Agriculture

[Gen. Order 2, Revocation]

PART 705—ADMINISTRATION

AUTHORIZATION TO FIX COMMUNITY CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Secretary of Agriculture by the Sugar Control Extension Act of 1947, General Sugar Order 2 (§ 705.102 [1]) and all orders fixing community ceiling prices issued pursuant to the authority contained therein are hereby revoked, effective August 6, 1947: *Provided, however,* That all such orders shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any violation thereof, or right accrued, or liability incurred thereunder.

(Pub. Law 30, 80th Cong.)

Issued this 5th day of August 1947.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

Opinion Accompanying Revocation of General Order 2

General Order No. 2, as amended, delegates to the Administrator of the Sugar Rationing Administration and any Director of a Field Office of the Sugar Rationing Administration, Department of Agriculture, the authority to issue and put into effect orders establishing maximum dollar-and-cents prices for sales at retail of any food item subject to price control under the jurisdiction of the Secretary of Agriculture.

Orders fixing the highest retail prices which may be charged in any particular locality for sugar and rice issued pursuant to General Order No. 2, as amended, were for the purpose of informing retailers and consumers of the exact maximum prices in any locality for sugar and rice. Due to large reductions in the field staff of the Sugar Rationing Administration, it is not possible to revise such orders to reflect increases in the price of sugar.

Ceiling prices on sugar sold at the retail level are retained, however, by Maximum Price Regulations 422 and 423 wherein each individual retailer is required to compute his own individual ceiling according to the method set forth by the provisions of either MPR 422 (Group 3 and 4 stores) or MPR 423 (Group 1 and 2 stores) whichever is applicable to him.

[F. R. Doc. 47-7451; Filed, Aug. 7, 1947; 8:56 a. m.]

[MPR 60,[2] Amdt. 12]

PART 710—FOOD PRICES

DIRECT CONSUMPTION SUGAR

A statement of the considerations involved in the issuance of this amend-

[1] 12 F. R. 2943.

[2] 10 F. R. 14816, 11 F. R. 1434, 3299, 7036, 13854, 13524, 13695; 12 F. R. 391, 2165, 4885, 1927.

ment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 60 is amended in the following respects:

1. The table of maximum basis prices in section 2 (a) (1) is amended to read as follows:

(i) For sales of fine granulated cane sugar refined in Continental United States, $6.40.

(ii) For sales of fine granulated beet sugar processed in Continental United States, $8.30.

(iii) For sales of fine granulated cane sugar from off-shore areas, domestic and foreign, duty paid, $6.35.

(iv) For sales of turbinado, washed-white or similar sugar from off-shore areas, domestic or foreign, duty paid, for direct consumption, $6.05.

(v) For sales of plantation granulated sugar processed from United States mainland sugarcane, $6.30.

(vi) For sales of direct-consumption sugars other than those provided for above, in this section, processed from United States mainland sugarcane, including but not limited to turbinado, plantation white and highwashed sugars, $6.20.

2. In section 2 (b) (1) the figure "$5.335" is substituted for the figure "$5.20."

This amendment shall become effective 12:01 a. m., August 6, 1947.

(Pub. Law 30, 80th Cong.)

Issued this 5th day of August 1947.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 47-7449; Filed, Aug. 7, 1947; 8:46 a. m.]

[MPR 16,[1] Amdt. 7]

PART 710—FOOD PRICES

RAW CANE SUGAR

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 16 is amended in the following respects:

In sections 8 (a) (1) (i) and 8 (b) (1) the figure "4.95" is substituted for the figure "4.815."

This amendment shall become effective 12:01 a. m. August 6, 1947.

(Pub. Law 30, 80th Cong.)

Issued this 5th day of August 1947.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

Statement of Consideration Involved in the Issuance of Amendment No. 7 to Maximum Price Regulation 16 and Amendment No. 12 to Maximum Price Regulation 60

The accompanying amendments to Maximum Price Regulations Nos. 16 and 60 increase the maximum prices of raw cane sugar and direct consumption raw sugar 13.5 cents per hundredweight and of all direct consumption sugars, except direct consumption raw sugar, 15 cents per hundredweight.

These increases in maximum prices are necessary under the terms of section (6) (c) of the Price Control Extension Act of 1946, as continued by the Sugar Control Extension Act of 1947, which provides that Commodity Credit Corporation may not "absorb any increase in the price paid for Cuban sugar over 3.675 cents per pound, raw basis, f. o. b. Cuba [the minimum basis price established by the Cuban Contract], as being paid for such sugar, in Cuba, on June 30, 1946," to enable the Commodity Credit Corporation to continue the importation of Cuban sugar into the United States under the terms of its contract with the Cuban Government.

These increases are made applicable to all sugars covered by the regulations, as has been the case with earlier increases for the same reasons outlined in the statements of considerations accompanying the issuance of Amendments 2 and 3 to Maximum Price Regulation 16.

[F. R. Doc. 47-7450; Filed, Aug. 7, 1947; 8:47 a. m.]

[1] 10 F. R. 10978; 11 F. R. 1434, 3201, 13694; 12 F. R. 391, 2165, 2358.

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 21—INTERNATIONAL POSTAL SERVICE

SERVICE TO FOREIGN COUNTRIES; BULGARIA

The following changes are made in the regulations under the country "Bulgaria" (39 CFR, Part 21, Subpart B):

1. In the item "Regular Mails" delete the subitem "Routing."

2. In the item "Regular Mail—Money Order Service," amend the subitem "Money Order Service" to read as follows:

Money Order Service. See § 17.55 of this chapter.

3. In the item "Regular Mails" amend the subitem "Air Mail Service" to read:

Air Mail Service. Postage Rate, 15 cents one-half ounce. (See §§ 21.19, 21.21)

4. Under the Table of Rates in the item "Parcel Post" change "Weight Limit: 44 pounds" to "Weight Limit: 22 pounds" and add "Parcel Post Sticker: 1 Form 2922."

5. In the Item "Parcel Post" delete the subitem "Routing."

In the item "Parcel Post" add the following to the end of the second paragraph of the subitem "Prohibitions, *For Sanitary Reasons.*"

Worn clothing intended for personal use must be clean and must be accompanied by a certificate indicating that the articles have been subjected to disinfection.

(R. S. 161, 396, sec. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369)

[SEAL] J. M. DONALDSON,
Acting Postmaster General.

[F. R. Doc. 47-7457; Filed, Aug. 7, 1947; 8:47 a. m.]

PART 21—INTERNATIONAL POSTAL SERVICE

MAIL SERVICE TO SHANTUNG PROVINCE, CHINA

The regulations under the country "China" (39 CFR, Part 21), as amended, (12 F. R. 3864, 4400) are further amended by the addition of the following:

Mail service to Shantung Province. Information has been received from the Postal Administration of China that most of the post offices in the Province of Shantung are not now functioning. Mail is no longer accepted for transmission to Shantung Province unless it is addressed to cities of that province named in the following list:

Ankiu.	Litsun.	Tseyang.
Changlo.	Hingyang.	Tsiho.
Changtsing.	Shanhsien.	Tsimo.
Chengyang.	Sinchwang.	Tsingtao.
Fangtse.	Szefang.	Tsinan.
Hanchwang.	Taierchwang.	Tsining.
Hotseh.	Tancheng.	Tsowhsien.
Kinsiang.	Tsaohsien.	Weihsien.
Kufou.	Tenghsien.	Wenshang.
Lincheng.	Tsangkow.	Yihsien.
Lini.	Tsaochwang.	Yutai.

Parcel Post service to Shantung Province. Parcel post service is temporarily suspended to the Province of Shantung, except to the city of Tsingtao.

(R. S. 161, 396, secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369)

[SEAL] J. M. DONALDSON,
Acting Postmaster General.

[F. R. Doc. 47-7341; Filed, Aug. 7, 1947; 8:45 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management

Appendix—Public Land Orders

[Public Land Order 386]

ALASKA

REDUCING WITHDRAWAL OF PUBLIC LANDS ALONG ALASKA HIGHWAY AND OPENING RELEASED LANDS TO SETTLEMENT AND OTHER FORMS OF APPROPRIATION

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

Public Land Order No. 84 of January 28, 1943, and Public Land Order No. 12 of July 20, 1942, as amended by Public Land Order No. 270 of April 5, 1945, are hereby revoked.

Subject to valid existing rights, including the rights of natives based on occupancy, and the provisions of existing withdrawals, the following-described lands are hereby withdrawn under the jurisdiction of the Secretary of the Interior from all forms of appropriation under the public-land laws, including the mining and mineral leasing laws, for highway purposes:

(a) A strip of land 600 feet wide, 300 feet on each side of the center line of the Alaska Highway (formerly the Canadian Alaskan Military Highway) as constructed from the Alaska-Yukon Territory boundary to its junction with the Richardson Highway near Big Delta, Alaska.

(b) A strip of land 600 feet wide, 300 feet on each side of the center line of the

Gulkana-Slana-Tok Road as constructed from Tok Junction at about Mile 1319 on the Alaska Highway to the junction with the Richardson Highway near Gulkana, Alaska.

Subject to valid existing rights (including the rights of natives based on occupancy and the provisions of existing withdrawals), the following-described lands are hereby withdrawn under the jurisdiction of the Secretary of War from all forms of appropriation under the public-land laws, including the mining and mineral leasing laws, for right-of-way purposes for a telephone line and an oil pipe line with appurtenances:

(a) A strip of land 50 feet wide, 25 feet on each side of a telephone line as located and constructed generally parallel to the Alaska Highway from the Alaska-Yukon Territory boundary to the junction of the Alaska Highway with the Richardson Highway near Big Delta, Alaska.

(b) A strip of land 20 feet wide, 10 feet on each side of a pipe line as located and constructed generally parallel to the Alaska Highway from the Alaska-Yukon Territory boundary to the junction of the Alaska Highway with the Richardson Highway near Big Delta, Alaska.

(c) A tract of land containing 65 acres, situated on the north side of the Alaska Highway, to include the pumping plant and accessories at Pumping Station "I" Canol Project, more particularly described as follows:

Beginning at a point on the center line of the Alaska Highway opposite the pump house at Mile Station 1249.7, thence by metes and bounds:

Southeasterly along center line of Alaska Highway approximately 15 chains;
N. 48° E., 24 chains;
N. 42° W., 30 chains;
S. 48° W., 22 chains to center line of Highway;
Southeasterly along center line of Alaska Highway approximately 15 chains to point of beginning.

(d) A tract of land containing 60 acres, situated on the north side of the Alaska Highway, to include the pumping plant and accessories at Pumping Station "J", Canol Project, more particularly described as follows:

Beginning at a point on the center line of the Alaska Highway opposite the pump house at Mile Station 1288.6, thence by metes and bounds:

S. 40°32′ E., 15 chains;
N. 49°28′ E., 20.00 chains;
N. 40°32′ W., 30.00 chains;
S. 49°28′ W., 20.00 chains to center line of Highway;
S. 40°32′ E., along center line of Alaska Highway approximately 15 chains to point of beginning.

(e) A tract of land containing 60 acres, situated on the north side of the Alaska Highway, to include the pumping plant and accessories at Pumping Station "K", Canol Project, more particularly described as follows:

Beginning at a point on the center line of the Alaska Highway opposite the pump house at Mile Station 1330.1, thence by metes and bounds:

S. 80°56′ E., 15 chains;
N. 9°04′ E., 20 chains;
N. 80°56′ W., 30 chains;
S. 9°04′ W., 20 chains;
S. 80°56′ E., along center line of Alaska Highway approximately 15 chains to point of beginning.

(f) A tract of land containing 60 acres, situated on the north side of the Alaska Highway, to include the pumping plant and accessories at Pumping Station "L", Canol Project, more particularly described as follows:

Beginning at a point on the center line of the Alaska Highway opposite the pump house at Mile Station 1370.0, thence by metes and bounds:

S. 53° E., 15 chains;
N. 38° E., 20 chains;
N. 53° W., 30 chains;
S 38° W., 20 chains;
S. 53° E., along center line of Alaska Highway approximately 15 chains to point of beginning.

(g) A tract of land containing 60 acres, situated on the north side of the Alaska Highway, to include the pumping plant and accessories at Pumping Station "M", Canol Project, more particularly described as follows:

Beginning at a point on the center line of the Alaska Highway opposite the pump house at Mile Station 1409.5, thence by metes and bounds:

S. 58°29′ E., 15 chains;
N, 31°31′ E., 20 chains;
N. 58°29′ W., 30 chains;
S. 31°31′ W., 20 chains;
S. 58°29′ E., 15 chains to the point of beginning.

(h) A tract of land containing 3.45 acres located on the northeast side of the Alaska Highway at Mile 1265, more particularly described as follows:

Beginning at a point at latitude 63°00′ N., and longitude 141°47′ W., indicated by a wood post 4″ x 6″ x 5′, marked ROW, RM USR, from which point the center line of the Alaska Highway bears S. 57°54′ W. 165 feet, thence by metes and bounds:

S. 57°54′ W., 133 feet to point 32 feet from center line of the Alaska Highway;
S. 32°06′ E., 500 feet parallel to and 32 feet from center line of the Alaska Highway;
N. 57°54′ E., 300 feet;
N. 32°06′ W., 500 feet;
S. 57°54′ W., 167 feet to the point of beginning.

(i) A tract of land containing 3.45 acres located on the north side of the Alaska Highway at approximately Mile 1344.6, more particularly described as follows:

Beginning at a point 32 feet north of the center line of the Alaska Highway from which the southeast corner of the ACS Repeater Station Building bears north, 125 feet, thence by metes and bounds:

West, 350 feet;
North, 300 feet;
East, 500 feet;
South, 300 feet;
West, 150 feet to the point of beginning.

(j) A tract of land containing 3.45 acres located on the northeast side of the Alaska Highway at approximately Mile 1429, more particularly described as follows:

Beginning at a point from which the intersection of the center lines of the Alaska Highway and the Richardson Highway, latitude 64°02′57″ N., longitude 145°45′ W. bears S. 31°24′ W., 32 feet, N. 58°36′ W., 280 feet, thence by metes and bounds:

S. 58°36′ E., 500 feet;
N. 31°24′ E., 300 feet;
N. 58°36′ W., 500 feet;
S. 31°24′ W., 300 feet to the point of beginning.

Subject to valid existing rights, including the rights of natives based on occupancy, and the provisions of existing withdrawals (including the withdrawal of a 60-foot strip along the Alaska-Yukon Territory boundary, made by Proclamation of May 3, 1912, 37 Stat. 1741), the following-described lands are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and the mineral leasing laws, for classification and survey:

ALASKA-YUKON TERRITORY BOUNDARY

A tract of land containing 800 acres situated on both sides of the Alaska Highway, adjacent to the International boundary between the United States and Canada, more particularly described as follows:

Beginning at a point on the International boundary between the United States and Canada 22.50 chains south of the center line of the Alaska Highway, between Mile Stations 1221 and 1222 thereof, in approximate latitude 62°52′ N., longitude 141°00′ W., thence by metes and bounds:

West 80 chains;
North 100 chains;
East 80 chains to a point on the International boundary;
South 100 chains along the International boundary to the point of beginning.

GARDINER CREEK

A tract of land containing 480 acres lying on both sides of the Alaska Highway at the crossing of Gardiner Creek, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway at Mile Station 1247, in approximate latitude 62°50′ N., longitude 141°25′ W., thence by metes and bounds:

S. 50° W., 40 chains;
N. 40° W., 80 chains;
N. 50° E., 60 chains;
S. 40° E., 80 chains;
S. 50° W., 20 chains to the point of beginning.

LAKEVIEW

A tract of land containing approximately 270 acres lying on both sides of the Alaska Highway in the vicinity of Mile Station 1257, more particularly described as follows:

Beginning in the center line of the Alaska Highway at Mile Station 1257.5, in approximate latitude 62°55′ N., and longitude 141°40′ W., thence by metes and bounds:

N. 68° E., 22 chains;
S. 22° E., 80 chains;
S. 68° W., 48 chains more or less to the east shore of a lake;
Northerly with the meanders of the lake shore, 91 chains more or less;
N. 68° E., 18 chains more or less to the point of beginning.

JUNCTION OF NORTHWAY ACCESS ROAD AND ALASKA HIGHWAY

A tract of land containing 160 acres at the junction of Northway Road and the Alaska Highway, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway, 20 chains southeasterly from the junction of Northway Road, near Mile Station 1265, in approximate latitude 63°3′ N., and longitude 141°47′ W., thence by metes and bounds:

Southwesterly, at right angles to the Alaska Highway, 20 chains;
Northwesterly, parallel to the center line of said highway, 40 chains;
Northeasterly, parallel to the first course of this description, 40 chains;
Southeasterly, parallel to the second course of this description, 40 chains;
Southwesterly, parallel to the third course of this description, 20 chains to the point of beginning.

LITTLE BEAVER CREEK

A tract of land containing approximately 40 acres lying on the south side of the Alaska Highway, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway 30 chains westerly from Mile Station 1269, in approximate latitude 63°05′ N., and longitude 141°51′ W., thence by metes and bounds:

Southerly at right angles to the Alaska Highway, 20 chains;
Westerly, parallel to the Alaska Highway, 20 chains;
Northerly, at right angles to the Alaska Highway, 20 chains;

Easterly, with the center line of the Alaska Highway, 20 chains to the point of beginning.

MIDWAY LAKE

A tract of land containing approximately 1070 acres lying on both sides of the Alaska Highway and bordering on the north shore of Midway Lake, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway at Mile Station 1293.4, in approximately latitude 63°15′ N., and longitude 142°15′ W., thence by metes and bounds:

North 20 chains;
S. 82° E., 115 chains more or less;
S. 50° E., 72 chains more or less;
N. 75° E., 125 chains more or less;
S. 39° E., 40 chains more or less;

Southwesterly, at right angles to the center line of the Alaska Highway and crossing the same at Mile Station 1289.75, 68 chains more or less to the north shore of Midway Lake;

Westerly, with the meanders of the north shore of Midway Lake, 235 chains more or less to a point due south of the point of beginning;

North 27 chains more or less to the point of beginning.

JUNCTION OF THE FORTY MILE ROAD AND ALASKA HIGHWAY

A tract of land containing 160 acres situated at the junction of the Forty Mile Road and the Alaska Highway, more particularly described as follows:

Beginning at a point on the center line of the Alaska Highway 20 chains easterly from its intersection with the center line of the road to the Forty Mile area, said intersection being 200 feet west from Mile Station 1306 on the Alaska Highway, thence by metes and bounds:

Southerly, at right angles to the Alaska Highway, 20 chains;

Westerly, parallel to the Alaska Highway, 40 chains;

Northerly, crossing the Alaska Highway at right angles, 40 chains;

Easterly, parallel to the Alaska Highway and crossing the Forty Mile Road, 40 chains;

Southerly, 20 chains, to the point of beginning.

TOK JUNCTION

A tract of land containing approximately 3840 acres situated at the junction of the Alaska Highway and the Slana-Tok Road and lying on both sides of said roads, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway at Mile Station 1317.75, in approximate latitude 63°21′ N., and longitude 143°00′ W., thence by metes and bounds:

Southwesterly, at right angles to the center line of the Alaska Highway, 160 chains;

Northwesterly, at right angles to the preceding course, 160 chains;

Northeasterly, parallel to the first course of this description, 240 chains;

Southeasterly, parallel to the second course of this description, 160 chains;

Southwesterly, parallel to the third course of this description, 80 chains to the point of beginning.

CATHEDRAL RAPIDS

A tract of land containing approximately 160 acres situated on both sides of the Alaska Highway, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway at Mile Station 1345.25, thence by metes and bounds:

Southwesterly at right angles to the center line of the Alaska Highway, 10 chains;

Southeasterly, approximately parallel to the center line of the Alaska Highway, 40 chains;

Northeasterly, crossing the center line of the Alaska Highway at right angles to the Tanana River;

Northwesterly, by the meanders of the Tanana River to a point which bears northeasterly from the point of beginning;

Southwesterly at right angles to the center line of the Alaska Highway to the point of beginning.

JOHNSON RIVER

A tract of land containing 36.66 acres lying on both sides of the Alaska Highway and south of the Johnson River, more particularly described as follows:

Beginning at a point which bears N. 58°55′ E. from Mile Station 1386, thence by metes and bounds:

S. 58°55′ W., 21.22 chains;
N. 27°10′ W., 21.67 chains to the Johnson River;

Thence by meanders of south bank of the Johnson River northeasterly approximately 25 chains to a point which bears N. 35°54′ W. from point of beginning;

S. 35°54′ E., 15.06 chains to the point of beginning.

ROBERTSON RIVER

A tract of land containing approximately 540 acres situated near the confluence of the Tanana and Robertson Rivers, lying on both sides of the Alaska Highway, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway at Mile Station 1351.1, in approximate latitude 63°29′ N., and longitude 143°52′ W., thence by metes and bounds:

West 40 chains;
North 80 chains;
East 87 chains more or less to the west bank of the Tanana River;

Southerly, with the meanders of the west bank of the Tanana River, 91 chains more or less to a point due east of the point of beginning;

West 24 chains more or less to the point of beginning.

BERRY CREEK

A tract of land containing 480 acres lying on both sides of the Alaska Highway at the crossing of Berry Creek, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway at Mile Station 1377.8, in approximate latitude 63°42′ N., and longitude 144°17′ W., thence by metes and bounds:

North 40 chains;
East 60 chains;
South 80 chains;
West 60 chains;
North 40 chains to the point of beginning.

MILE 1387

A tract of land containing approximately 685 acres lying on both sides of the Alaska Highway and bordering on the west bank of Tanana River near the confluence of Johnson River, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway at Mile Station 1387.25 in approximate latitude 63°44′ N., and longitude 144°40′ W., thence by metes and bounds:

S. 33° W., 35 chains;
N. 57° W., 80 chains;
N. 33° E., 100 chains more or less to the west bank of the Tanana River;

Southeasterly, with the meanders of the west bank of Tanana River, 83 chains more or less;

S. 33° W., 50 chains more or less to the point of beginning.

BUENA VISTA

A tract of land containing approximately 10 acres on the Alaska Highway, more particularly described as follows:

Beginning at a point on the northerly right-of-way line of the Alaska Highway, approximately at Mile Station 1389.6, in approximate latitude 63°44′ N., and longitude 144°40′ W., thence by metes and bounds:

Easterly and northerly along the right-of-way line of the Alaska Highway (165 feet from the center line thereof), 13.50 chains;

N. 59° W., 9.75 chains;
S. 2°30′ W., 11.60 chains to the point of beginning.

BUFFALO CENTER

A tract of land containing approximately 5440 acres at the junction of the Alaska Highway and the Richardson Highway, on the east bank of Delta River, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway at Mile Station 1427, approximately in latitude 64°1′ N., and longitude 145°41′ W., thence by metes and bounds:

South 80 chains;

West 186 chains, more or less, crossing Jarvis Creek and Richardson Highway to the east bank of Delta River;

Northerly, with the meanders of the east bank of Delta River 334 chains, more or less, to a point on the bank of said river which is 240 chains in northing from the point of beginning of this description;

East 180 chains, more or less, crossing Richardson Highway to a point due north of the point of beginning of this description;

South 240 chains to the point of beginning.

CLEARWATER CREEK

A tract of land containing 480 acres lying on both sides of the Slana-Tok Road at the crossing of Clearwater Creek, more particularly described as follows:

Beginning at a point in the center line of the Slana-Tok Road at Mile Station 56.6, approximately in latitude 63°10′ N., and longitude 142°11′ W., thence by metes and bounds:

West 10 chains;
North 80 chains;
East 60 chains;
South 80 chains;
West 50 chains to the point of beginning.

MINERAL LAKES

An area of approximately 600 acres lying on both sides of the Slana-Tok Road and on Mineral Lakes, more particularly described as follows:

Beginning at a point in the center line of the Slana-Tok Road at Mile Station 37.2, approximately in latitude 62°56′ N., and longitude 143°25′ W., thence by metes and bounds:

North 75 chains;
East 60 chains;
South 100 chains crossing the Slana-Tok Road and Mineral Lake;
West 60 chains;
North 25 chains to the point of beginning.

COBB LAKES

A tract of land containing 480 acres lying on both sides of the Gulkana-Slana Road, north of Cobb Lakes, more particularly described as follows:

Beginning at a point in the center line of Gulkana-Slana Road at Mile Station 59.75 from the Richardson Highway, approximately in latitude 62°43′ N., and longitude 144°5′ W., thence by metes and bounds:

South 30 chains;
West 80 chains;
North 60 chains;
East 80 chains;
South 30 chains to the point of beginning.

MILE TWENTY-FIVE

A tract of land containing 300 acres lying on both sides of the Gulkana-Slana Road, more particularly described as follows:

Beginning at a point in the center line of Gulkana-Slana Road at Mile Station 25 from the Richardson Highway, approximately in latitude 62°26′ N., and longitude 144°56′ W., thence by metes and bounds:

North 20 chains;
East 60 chains;

South 50 chains;
West 60 chains;
North 30 chains to the point of beginning.

GULKANA JUNCTION

A tract of land containing 160 acres lying on both sides of the Richardson Highway, approximately one-half mile north of the Gulkana River, more particularly described as follows:

Beginning at a point in the center line of the Richardson Highway 20 chains south of its intersection with the center line of the Gulkana-Slana-Tok Road, thence by metes and bounds:

East 20 chains;
North 40 chains;
West 40 chains crossing the Richardson Highway;
South 40 chains;
East 20 chains to the point of beginning.

NORTHWAY

A tract of land lying on the south side of the Tanana River, more particularly described as follows:

Beginning at a point on left bank of Tanana River, opposite the mouth of Gardiner Creek, approximate latitude 62°50′ N., approximate longitude 141°32′ W., U. S. G. S. map, Topographic Reconnaissance Map Upper Tanana Valley 1922;

Thence S. 45° W., 10 miles;

Thence N. 55° W., approximately 22 miles, crossing Nabesna River to east bank of the Kalutna River;

Thence northwesterly following east bank of Kalutna to the south bank of the Tanana River;

Thence southeasterly upstream, following left bank of Tanana River to the place of beginning;

containing an estimated area of 325 sq. mi. (208,000 acres).

TANACROSS

A tract of land lying on the north side of the Tanana River, more particularly described as follows:

Beginning at a point on right bank of Tanana River, approximate latitude 63°23′40″ N., longitude 143°40′ W., U. S. G. S. map, Topographic Reconnaissance Map Upper Tanana Valley 1922, and about 10 miles by airline downriver from Tanacross Indian Village;

Thence northwesterly, approximately 2 miles to the summit of the divide between the streams flowing westerly into the Tanana River and streams flowing northerly and easterly into Lake Mansfield drainage basin;

Thence northerly along said divide to the watershed between the tributaries of George Creek and the streams flowing into Lake Mansfield drainage;

Thence northeasterly along that divide to the watershed between Wolf Creek and the streams flowing into Lake Mansfield drainage;

Thence along the divide, between streams flowing into the Yukon River Drainage and those flowing into the Tanana River, to the watershed on the west of Porcupine Creek;

Thence southwesterly along said watershed to the right bank of the Tanana River, approximate latitude 63°24′ N., longitude 142°56′ W.;

Thence following the right bank of Tanana River westerly, down-stream, to the place of beginning.

This area includes the drainage basin on the north side of the Tanana River between the initial point and the western boundary of the Porcupine Creek Valley.

This order shall not otherwise become effective to change the status of the surveyed or unsurveyed public lands which are not continued withdrawn by this order until 10:00 a. m. on October 2, 1947. At that time, subject to valid existing rights (including the rights of the United States to any lands containing improvements owned by it, and the rights of natives based on occupancy), and the provisions of then existing withdrawals, the unsurveyed lands shall become subject to settlement and other forms of appropriation in accordance with the appropriate laws and regulations, and the surveyed lands shall 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 October 2, 1947, to December 31, 1947, inclusive, the surveyed public lands affected by this order shall be subject to (1) application under the homestead 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. Application 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 September 12, 1947, to October 1, 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 October 2, 1947 shall be treated as simultaneously filed.

(c) *Date for non-preference right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on January 2, 1948, any of the surveyed 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 non-preference right filings.* Applications by the general public may be presented during the 20-day period from December 12, 1947, to December 31, 1947, inclusive, and all such applications, together with those presented at 10:00 a. m. on January 2, 1948, 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 proper district land office (at Fairbanks or Anchorage, Alaska), 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). Applications under the homestead laws shall be governed by the regulations contained in Parts 65 and 66 of Title 43 of the Code of Federal Regulations and applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of that title.

Inquiries concerning these lands shall be addressed to the district land office at Fairbanks, or Anchorage, Alaska.

Very little of the land restored by this order has been surveyed. The major part of the area is of a character unsuitable for agricultural purposes.

WILLIAM E. WARNE,
Assistant Secretary of the Interior.

JULY 31, 1947.

[F. R. Doc. 47-4713; Filed, Aug. 7, 1947; 8:45 a. m.]

Chapter II—Bureau of Reclamation, Department of the Interior

[Order 2351]

PART 421—ADMINISTRATION AND DISPOSITION OF CERTAIN PROPERTY ACQUIRED BY THE BUREAU OF RECLAMATION FROM THE WAR ASSETS ADMINISTRATION AND OTHER FEDERAL AGENCIES

STATUTORY AUTHORITY; DELEGATION OF AUTHORITY

Sections 421.1 and 421.2 are revised to read as follows:

§ 421.1 *Statutory authority.* Pursuant to the provisions of the Acts of July 1, 1946 (60 Stat. 348) and July 25, 1947 (Public Law 247, 80th Cong.), (hereinafter called "the act" in this part), the Secretary of the Interior is authorized to promulgate regulations for the administration and disposition of property acquired by transfer to the Bureau of Reclamation (hereinafter called "the Bureau") from the War Assets Administration and other agencies.

§ 421.2 *Delegation of authority.* The Commissioner of Reclamation, and such officers or employees of the Bureau as he may designate, are hereby authorized to use, sell, lease, or otherwise dispose of the property so acquired, subject to the provisions of this part. The Commissioner of Reclamation, to the extent that he deems necessary for the proper administration of project construction, settlement and development, is authorized to revise or adjust (a) the dates and time periods fixed by this part of the allocation and disposition of the acquired property, and (b) quantities and amounts of such property.

(55 Stat. 842, sec. 1, 60 Stat. 348, sec. 1, Pub. Law 247, 80th Cong.; 16 U. S. C. Sup. 590Z–11)

WILLIAM E. WARNE,
Assistant Secretary of the Interior.

AUGUST 1, 1947.

[F. R. Doc. 47-7399; Filed, Aug. 7, 1947; 9:20 a. m.]

TITLE 48—TERRITORIES AND INSULAR POSSESSIONS

Chapter I—Division of Territories and Island Possession, Department of The Interior

PART I—ORGANIZATION AND PROCEDURE

REDELEGATION OF AUTHORITY; ALASKA ROAD COMMISSION

Section 1.100 is added to Chapter I, as follows:

§ 1.100 *Redelegations of authority: The Alaska Road Commission.* (a) Pursuant to 43 CFR 4.100 and subject to its provisions, the persons specified in paragraph (b) of this section are authorized to enter into contracts on behalf of the Alaska Road Commission. With respect to any contract entered into on a United States standard form, a person authorized to enter into contracts on behalf of the Commission by virtue of this section shall be deemed the contracting officer within the meaning of the provisions of said standard forms. In the case of any proposed contract to be entered into on a form other than a United States standard form, the extent of the authority of the person authorized to enter into such contract shall be determined by the Chief Engineer. The authority herein delegated includes the authority to enter into a contract without previous advertisement for proposals in any case where entering into contract under such circumstances is authorized by section 9 of the act of August 2, 1946 (60 Stat. 806, 809, 41 U. S. C. sec. 5).

(b) The following persons are authorized to exercise the authority with respect to contracts of the Alaska Road Commission delegated by paragraph (a) of this section:

(1) The Purchasing Officer, Alaska-Seattle Service Office.
(2) Assistant Chief Engineer, Alaska Road Commission.
(3) Administrative Officer and Chief Clerk.
(4) District Superintendent, Anchorage.
(5) Asst. Superintendent, Anchorage.
(6) District Superintendent, Fairbanks.
(7) Asst. Superintendent, Fairbanks.
(8) District Superintendent, Valdez.
(9) Asst. Superintendent, Valdez.
(10) District Superintendent, Nome.

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

JULY 28, 1947.

IKE P. TAYLOR,
Chief Engineer,
Alaska Road Commission.

[F. R. Doc. 47-7400; Filed, Aug. 7, 1947; 9:20 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Docket No. 3666]

PART 71–85 TRANSPORTATION OF EXPLOSIVES AND OTHER DANGEROUS ARTICLES

MISCELLANEOUS AMENDMENTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of July A. D. 1947.

It appearing, that pursuant to section 233 of the Transportation of Explosives Act approved March 4, 1921, (41 Stat. 1445), and Part II of the Interstate Commerce Act, the Commission has formulated and published certain regulations for transportation of explosives and other dangerous articles:

It further appearing, that in applications received we are asked to amend the aforesaid regulations as set forth in provisions made part hereof;

It is ordered, That the aforesaid regulations for transportation of explosives and other dangerous articles be, and are hereby, amended as follows:

Part 2—List of Explosives and Other Dangerous Articles (CFR 73)

Amending commodity list section 4, order August 16, 1940, as follows:

Article	Classed as	Exemptions and packing (See Sec.)	Label required if not exempt	Maximum quantity in one outside container by rail express
(Add) Benzyl bromide	Cor. L	No exemptions, 250A	White	5 pints.
(Add) Bromotoluene, see benzyl bromide.				
(Add) Bromide trifluoride	Cor. L	No exemption, 252B	White	25 pounds.
(Add) Peracetic acid	Oxy. M	No exemption, 186C	Yellow	5 pints.
(Add) Tetrafluorethylene, inhibited	Noninf. G	302, 303	Green	300 pounds.

Part 3—Regulations Applying to Shippers (CFR–75)

1. Superseding and amending section 25, *Specification containers in outside cantainers,* order August 16, 1940, to read as follows:

25 Outside specification shipping containers containing no corrosive liquids, except as provided in secs. 258 to 261, may be shipped when tightly packed in specification boxes or barrels or in nonspecification boxes, barrels or crates complying with governing tariffs. The outside package must be marked with the prescribed name of contents and labeled as required. Packages required by these regulations to be marked "This Side Up" must be packed in the outside package with their filling holes up, and the outside package must be marked "This side up". The outside container must also be marked "Inside Packages Comply With Prescribed Specifications" unless the specification markings on the inside packages are visible through openings in the outside package.

2. Superseding and amending section 150, *Inflammable solid,* order August 16, 1940, to read as follows:

150 An inflammable solid is a solid substance other than one classified as an explosive, which is liable, under conditions incident to transportation, to cause fires through friction, through absorption of moisture, through spontaneous chemical changes, or as a result of retained heat from the manufacturing or processing.

3. Superseding and amending section 183 *Packing nitrates—exemptions,* order October 28, 1942, to read as follows:

183 Nitrate of aluminum, nitrate of ammonia, nitrate of barium, nitrate of lead, nitrate of potash, nitrate of sodium (nitrate of soda), nitrate of strontia, nitro carbonitrate, calcium nitrate, or other inorganic nitrates and guanidine nitrate, are exempt from specification packaging, marking, and labeling requirements for transportation by rail freight, rail express, and highway when packed as follows: In metal cans in outside fiberboard boxes; in wooden boxes, kegs, or barrels, metal cans, metal drums or fiber drums; in glass bottles in outside fiber boxes not exceeding 50 pounds net weight; calcium nitrate in bags; ammonium nitrate, or guanidine nitrate, in bags containing not over 200 pounds, net weight, made moisture proof, tight against sifting, and of strength not less than bags made of 8-ounce burlap. When for transportation by carrier by water they are exempt from specification packaging, marking other than name of contents, and labeling requirements. (See column 5 of Commodity List, Part 2, for maximum quantity that may be shipped in one outside package by express.)

4. Amending order August 16, 1940, as follows (add):

186C (a) Peracetic acid must be shipped in solution not exceeding 40 percent strength and must be packed in specification containers as follows:

(b) *Spec. 15A, 15B, 15C, 16A or 19A.* Wooden boxes with inside containers which must be: Glass or earthenware, not over one gallon capacity each, cushioned with sterile absorbent cotton or other cushioning material which will not react with the contents to generate heat. Cushioning material must be in sufficient quantity to completely absorb the contents of the inner container.

(c) *Spec. 12B.* Fiberboard boxes with inside containers which must be: Glass or earthenware, not over one quart capacity each, cushioned with sterile absorbent cotton or other cushioning material which will not react with the contents to generate heat. Cushioning material must be in sufficient quantity to completely absorb the contents of the inner container.

(d) *Spec. 1A or 1C.* Carboys not over 5 gallons capacity, or spec. 1D carboys.

5. Amending section 245, order August 16, 1940, as follows (add):

(v) Bromine trifluoride.
(w) Benzyl bromide.

6. Amending section 247, *Packing acetyl chloride, antimony pentachloride, bynzoyl chloride, etc.,* order August 16, 1940, as follows (add):

(k) *Spec. 103A or 103A–W.* Tank cars. authorized for benzyl chloride only. When shipped in unstabilized condition,

the lading must be anhydrous and must be free from impurities such as iron. Tanks for these cars must be made of solid nickel at least 99 per cent pure and all cast metal parts of the tank in contact with the lading have a minimum nickel content of approximately 96.7 per cent.

7. Amending order August 16, 1940, as follows (add):

250A (a) Benzyl bromide (bromotoluene) must be packed in specification containers as follows:

(b) *Spec. 15A, 15B, or 15C.* Wooden boxes, with inside containers which must be: Glass bottles, not over 5 pints capacity each, closed by means of screw caps which are resistant to action of the contents; bottles must be packed in metal cans having slip-on or friction closure; cans must be cushioned in outside boxes with incombustible material.

8. Amending order August 16, 1940, as follows (add):

252B (a) Bromine trifluoride must be packed in specification containers as follows:

(b) *Spec. 3A1800, 3E1800, 3B240, or 4B240.* Cylinders.

9. Superseding and amending paragraph (d), section 268 *Packing nitric acid,* order August 16, 1940, to read as follows:

(d) *Spec. 1A or 1C.* Carboys in boxes or kegs; authorized only for acid not over 1.43 specific gravity (43.61° Baume). Straight-sided carboys must be used.

10. Superseding and amending paragraph (d) (2), section 268 *Packing nitric acid,* order June 29, 1945, to read as follows:

(d) (2) *Spec. 1D.* Boxed glass carboys of not over 6.5 gallons nominal capacity; authorized only for acid not over 1.43 specific gravity (43.61° Baume). Means shall be provided so that accumulated pressure in bottle shall not exceed 10 pounds per square inch gage at 130° F. or shall vent at a pressure not to exceed 10 pounds per square inch gage.

11. Amending section 268, order August 16, 1940, as follows (add):

(d) (3) Cushioning for carboys must be incombustible mineral material, elastic wood strips, natural cork blocks or rubber blocks. Other materials may be used if approved by the Bureau of Explosives. The use of hay, excelsior, loose ground cork, or similar materials, whether treated or untreated, is prohibited.

12. Superseding and amending paragraph (d), section 269 *Packing perchloric acid,* order August 16, 1940, to read as follows:

(d) Cushioning for carboys must be incombustible mineral material, elastic wood strips, natural cork blocks or rubber blocks. Other materials may be used if approved by the Bureau of Explosives. The use of hay, excelsior, loose ground cork, or similar materials, whether treated or untreated, is prohibited.

13. Superseding and amending paragraph (f), section 302 *Compressed gases,* orders November 8, 1941, and December 12, 1942, to read as follows (add):

(f) (1) Inside non-refillable metal containers charged with a solution of materials and compressed gas or gases, which is nonpoisonous and noninflammable. Authorized as follows:

(f) (2) Capacity not to exceed 30 cubic inches (16.6 fluid ounces).

(f) (3) Pressure in the container not to exceed 55 pounds per square inch absolute at 70° F.

(f) (4) Liquid content of the material and gas must not completely fill the container at 130° F.

(f) (5) Each completed container filled for shipment must be heated until content reached a minimum temperature of 130° F., without evidence of leakage, distortion or other defect.

14. Amending the orders of November 8, 1941, and December 12, 1942, paragraph (f) section 302 *Packing compressed gases,* to read section 302A, which is as follows:

302A *Manifolding containers in transportation.* No means of interconnecting such as manifolding of individual containers may be employed for the following gases unless individual containers or cargo tanks are equipped with individual shutoff valves, which must be tightly closed while in transit, and safety devices mounted directly on each individual container or cargo tank. Manifold branch lines to these individual shutoff valves shall be sufficiently flexible to prevent injury to the valves which otherwise might result from use of rigid branch lines. Use of this authority will be permitted because of the present emergency and until further order of the Commission.

Acetylene.
Air, compressed.
Anhydrous ammonia.
Boron trifluoride.
Carbon monoxide.
Chlorine.
Coal gas.
Compressed gases, n. o. s.
Crude nitrogen fertilizer solution.
Dichlorodifluoromethane.
Dimethyl ether.
Ethane.
Ethylene.
Fertilizer ammoniating solution containing free ammonia.
Hydrogen.
Hydrogen sulfide.
Liquefied hydrocarbon gas.
Liquefied petroleum gas.
Methane.
Methyl chloride.
Monomethylamine.
Nistrosyl chloride.
Nitrous oxide.
Nonliquefied hydrocarbon gas.
Pintsch gas.
Propylene.
Sulfur dioxide.
(Add) Tetrafluorethylene, inhibited.

15. Superseding and amending table, paragraph (k), section 303 *Filling limit restrictions,* order August 16, 1940, to read as follows:

	Maximum permitted filling density (see sec. 303 (b))	Cylinders marked as shown in this column must be used except as provided in note 1 and sec. 303 (p) (2) to 303 (p) (6)
(Change) Dichlorodifluoromethane.	119	ICC-3A225; ICC-3B-225; ICC - 4A225; ICC-4B225.
(Add) Tetrafluorethylene, inhibited.	90	ICC-3A1200; ICC-3E-1800.

16. Amending paragraph (p) (9), section 303 *Marking on cylinders,* order August 16, 1940, as follows (add):

(p) (9) (g) When the space originally provided for dates of subsequent retests becomes filled, the stamping of additional test dates into the external surface of footrings of cylinders is authorized.

17. Superseding and amending paragraph (p) (11), section 303 *Cylinders exposed to action by fire,* order August 16, 1940, to read as follows:

(p) (11) *Cylinders exposed to action of fire.* Cylinders which have been in a fire must not again be placed in service until they have been properly heat-treated and retested as prescribed in section 303 (p) (12): *Provided,* That cylinders made of plain carbon steel with not over 0.25 percent carbon need not be heat-treated, and may be used after passing the pressure test prescribed. Acetylene cylinders, except those authorized in Spec. ICC–8 to be made of 4130X steel, need not be heat-treated or tested provided porous filling is found to be unchanged and intact.

18. Cancelling note to paragraph (a) (2), section 332 *Hydrocyanic acid, liquid,* order March 26, 1945.

19. Amending section 332 *Hydrocyanic acid, liquid,* order August 16, 1940, as follows (add):

(a) (5) Metal drums of not over 20 gallons capacity constructed of not less than 20 gauge bodies with welded side seams and not less than 18 gauge heads double seamed to bodies. Steel sheets for bodies and heads shall be low carbon open hearth or electric steel. Openings over 2.3 inches diameter not permitted. Flanges shall be welded, or riveted and soldered, or pressed in and soldered, to drums. Closures to be of the threaded plug or cap type and to be gastight but may be equipped with suitable venting device. Shipments are authorized for intrastate transportation by private and qualified contract carriers by motor vehicle only.

Appendix to Part 3—Shipping Container Specifications (CFR 72)

1. Superseding and amending paragraph 15 (b), specification 3A *Specimens must be,* order July 24, 1944, to read as follows:

(b) Specimens must be: Gauge length 8 inches with width not over 1½ inches; or, gauge length 2 inches with width not over 1½ inches; provided, that gauge length at least 24 times thickness with

width not over 6 times thickness is authorized when cylinder wall is not over 3/16 inch thick. The specimen, exclusive of grip ends, must not be flattened. Grip ends may be flattened to within one inch of each end of the reduced section. When size of cylinder does not permit securing straight specimens, the specimens may be taken in any location or direction and may be straightened or flattened cold, by pressure only, not by blows; when specimens are so taken and prepared, the inspector's report must show in connection with record of physical tests detailed information in regard to such specimens. Heating of specimen for any purpose is not authorized.

2. Superseding and amending specification 4D, orders August 19, 1946, and November 4, 1946, to read as follows:

SPECIFICATION 4D—INSIDE CONTAINERS—WELDED STEEL FOR AIRCRAFT USE

Containers must comply with specification 3A except as follows (paragraph references are to specification 3A):

2. (a) *Type and size.* Welded steel spheres (two seamless hemispheres) or circumferentially welded cylinders (two seamless drawn shells) not over 1100 cubic inches capacity.

(b) *Service pressure.*[1] At least 300 to not over 500 pounds per square inch.

3. *Inspection by whom and where.* By competent inspector of the manufacturer, or a disinterested inspection agency; chemical analyses and tests, as specified, to be made within the limits of the United States.

5. *Steel.* Open-hearth or electric steel of uniform and weldable quality. Content percent for the following not over: Carbon, 0.25; phosphorus, 0.045; sulfur, 0.050, except that the following steels commercially known as 4130X, Type 304, 321, and 347 stainless steels may be used with proper welding procedure and complying with the following analyses:

	4130X
	Percent
Carbon	0.25/0.35.
Manganese	0.40/0.60.
Phosphorus	0.04 max.
Sulfur	0.05 max.
Silicon	0.20/0.35.
Chromium	0.80/1.10.
Molybdenum	0.15/0.25.
Zirconium	
Nickel	

	Stainless steels		
	304	321	347
	Percent	*Percent*	*Percent*
Carbon (maximum)	0.08	0.08	0.08
Manganese (maximum)	2.00	2.00	2.00
Phosphorus (maximum)	.030	.030	.030
Sulfur (maximum)	.030	.030	.030
Silicon (maximum)	.75	.75	.75
Nickel	8.0/11.0	9.0/13.0	9.0/13.0
Chromium	18.0/20.0	17.0/20.0	17.0/20.0
Molybdenum			
Titanium		[1]	
Columbium			[2]

[1] Titanium shall not be less than 5 x C and not more than 0.60 percent.

[2] Columbium shall not be less than 10 x C and not more than 1.0 percent.

[1] The service pressure limits the use of the container. It is generally shown by marks on container; for example ICC-4D300 indicates the service pressure as 300 pounds per square inch.

8. *Manufacture.* By best appliances and methods; dirt and scale to be removed as necessary to afford proper inspection; no defect acceptable that is likely to weaken the finished container appreciably; reasonably smooth and uniform surface finish required.

8A. This paragraph does not apply.

9. (a) *Wall thickness.* The wall stress at minimum test pressure shall not exceed 24,000 pounds per square inch, except where steels commercially known as 4130X, Type 304, 321, and 347 stainless steels are used, stress at test pressure shall not exceed 37,000 pounds per square inch. Minimum wall 0.040 inch for any diameter container.

(b) Calculation for a sphere must be made by the formula:

$S=\frac{PD}{4tE}$ where S=wall stress in pounds per square inch;

P=test pressure prescribed for water jacket test, i. e., at least two times service pressure, in pounds per square inch; D=outside diameter in inches; t=minimum wall thickness in inches; E=0.85 (provides 85 percent weld efficiency factor).

(c) (Added) Calculation for a cylinder must be made by the formula:

$S=\frac{P(1.3D2+0.4d2)}{D2-d2}$ where S=wall stress in pounds per square inch;

P=test pressure prescribed for water jacket test, i. e., at least two times service pressure, in pounds per square inch;

D=outside diameter in inches; d=inside diameter in inches.

11. *Openings in container.* (a) Each opening in container, except those for safety devices, must be provided with a fitting, boss, or pad, securely attached to container by brazing or by welding or by threads. If threads are used, they must comply with the following:

(1) Threads must be clean cut, even, without checks, and tapped to gauge.

(2) Taper threads to be of length not less than as specified for American Standard taper pipe threads.

(3) Straight threads, having at least 4 engaged threads, to have tight fit and calculated shear strength at least 10 times the test pressure of the container; gaskets required, adequate to prevent leakage.

(b) Closure of fitting, boss, or pad must be adequate to prevent leakage.

13. (d) Containers must be tested as follows:

(1) Each container to at least 2 times service pressure, or

(2) One container out of each lot of 200 or less to at least 3 times service pressure. Others must be examined under pressure of 2 times service pressure and show no defects.

14. (a) *Flattening test for spheres.* Between parallel steel plates on a press with welded seam at right angles to the plates; test one sphere taken at random out of each lot of 200 or less after hydrostatic test. Any projecting appurtenances may be cut off (by mechanical means only) prior to crushing.

(b) (Added) *Flattening test for cylinders.* Between knife edges, wedge shaped, 60° angle, rounded to 1/2 inch radius; test one cylinder[2] taken at random out of each lot of 200 or less, after hydrostatic test.

15. (a) *Physical test for spheres.* Required on 2 specimens cut from flat representative sample plate of the same heat taken at random from the steel used to produce the sphere. This flat steel from which the 2 specimens are to be cut must receive the same heat-treatment as the spheres themselves. Sample plates to be taken for each lot of 200 or less spheres.

(b) *Specimens for spheres must be.* Gauge length 2 inches with width not over 1 1/2 inches; provided, that gauge length at least 24 times thickness with width not over 6 times thickness is authorized when wall of sphere is not over 3/16 inch thick.

(c) (Added) *Physical test for cylinders.* Required on 2 specimens cut from 1 cylinder[2] taken at random out of each lot of 200 or less.

(d) (Added) *Specimens for cylinders must be.* Gauge length 8 inches with width not over 1 1/2 inches; or gauge length 2 inches with width not over 1 1/2 inches; provided, that gauge length at least 24 times thickness with width not over 6 times thickness is authorized when cylinder wall is not over 3/16 inch thick. The specimen, exclusive of grip ends, must not be flattened. Grip ends may be flattened to within 1 inch of each end of the reduced section. Heating of specimen for any purpose is not authorized.

(e) (Added) Yield point for spheres and cylinders must be taken as the stress in pounds per square inch corresponding to a strain of at least 0.003 inch per inch determined under cross head speed not over 1/8 inch per minute; the zero point for strain measurement shall be taken at approximately 12,000 pounds per square inch. Provided, that "drop of beam" method is authorized for steel which has a "sharpkneed" stress-strain diagram.

16. Acceptable results for physical and flattening tests.

(a) Elongation at least 40 percent for 2 inch gauge length or at least 20 percent in other cases; yield point not over 70 percent of tensile strength; flattening test not required.

(b) Elongation at least 20 percent for 2 inch gauge length or 10 percent in other cases; flattening required to 50 percent of the original outside diameter without cracking.

17. This paragraph does not apply.

[2] For lots of 30 or less, physical and flattening tests are authorized to be made on a ring at least 8 inches long cut from each cylinder and subjected to the same heat-treatment as the finished cylinder.

18. Reheat-treatment authorized; subsequent thereto, acceptable containers must pass all prescribed tests. Repair of welded seams by welding prior to reheat-treatment authorized.

19. *On each container.* By stamping plainly and permanently only where the metal is at least 0.09 inch thick, or on a metal nameplate permanently secured to the container by means other than soft solder, or by means that would not reduce the wall thickness.

(a) ICC–***; stars to be replaced by specification number under which the container was made, followed by the service pressure (for example, ICC–4D300, etc.).

(c) Inspector's official mark, near serial number; date of test (such as 8–46 for August, 1946), so placed that dates of subsequent tests can be easily added.

20. *Size of marks.* Of sufficient size to be legible.

21. *Inspector's report.* No change, except use the words "spheres" or "cylinders," whichever applies, throughout and use the words "container" where the metal is at least 0.09 inch thick or the metal "nameplate" instead of "shoulders of cylinders" after the words "Marks stamped into the".

3. Amending specification 8, order August 16, 1940, as follows (add):

21. *Additional type.* For seamless cylinders, contracted for by the U. S. Navy or U. S. Coast Guard, made of steel commercially known as 4130X (see paragraph 5 of Specification 3AA) the prescribed limitations of carbon content, yield point, and elongation of steel are hereby waived provided the cylinders otherwise comply with this specification and the following conditions:

(a) Minimum wall thickness must be such that the wall stress under interior pressure of 1,000 pounds per square inch will not exceed 18,000 pounds per square inch when calculated under paragraph 9 (b) of Specification 3A.

(b) The elongation of the steel must be at least 20 percent in 2 inches.

(c) The test pressure under paragraph 12 of this specification must be at least 1,000 pounds per square inch.

(d) The cylinders must pass a flattening test, as prescribed in paragraph 14 of Specification 3A; flattening required, without cracking, to 6 times wall thickness.

(e) Reports of manufacture and tests of the cylinder shells must include the following additional information: Chemical analysis data on manganese, chromium, molybdenum, and other alloy materials present, if any; definite statement as to the heat-treatment used.

4. Superseding and amending paragraph 17, specification 9, order February 13, 1946, to read as follows:

17. *On each cylinder.* By embossing plainly and permanently on valve end of cylinder before heat-treatment the marks ICC–9 and registered symbol of manufacturer.

5. Superseding and amending paragraphs 3 (a) and 12 (a), specification 23G, order January 28, 1946, to read as follows:

3. (a) *Side walls.* To be not less than four-ply of continuous fiber sheets convolutely or spirally wound; combined strength to be not less than 300 pounds dry; combined thickness to be not less than 0.060 inch.

12. (a) *Material.* Box material must be not less than 300 pound test board when commercially dry.

6. Superseding and amending paragraph 17, specification 40, order February 13, 1946, to read as follows:

17. *On each cylinder.* By embossing plainly and permanently on valve end of cylinder before heat-treatment, the marks ICC–40 and registered symbol of manufacture.

7. Amending paragraph 7, specification 42E, order February 24, 1947, as follows (add):

(b) Threaded plugs, or caps, and flanges must be close fitting with gasket surfaces which bear squarely on each other when without gasket; they must have not over 12 threads per inch, with at least 3 threads engaged when gasket is in place; two 5/16 inch drainage holes are authorized in flange.

Part 4—Regulations applying particularly to carriers by rail freight (CFR 80)

1. Superseding and amending paragraph (g) (1), section 532 *Matches*, order August 16, 1940, to read as follows:

(g) (1) Carload lots of strike-anywhere (friction) matches must be loaded as compactly as possible to avoid motion within the car, especially lengthwise of the car. Protruding nails, metal band anchors or other projections on sidewalls, ends, door posts, studding, or car floors liable to puncture packages must be removed or adequately covered to prevent damage to containers of matches. Car doorways should be boarded on the inside to keep packages from contact with the doors, and the inside lining of the car should be supplemented when necessary by strips nailed to the car and close enough together to keep the boxes from being jammed against the studding and broken by high pressures on small areas. The strongest dimension of the box should be loaded lengthwise of the car.

2. Superseding and amending paragraph (c), section 548 *Application of placards*, order August 16, 1940, to read as follows:

(c) Placards applied to the sides of the box cars must be placed on doors, or close to left-hand side of door frames.

3. Superseding and amending paragraph (h), section 548 *Application of placards*, order August 19, 1946, to read as follows:

(h) Explosives placards and car certificates must be placed alongside of each other.

NOTE: Because of the present emergency and until further order of the Commission, gondola cars for the shipment of bombs or poison gas, may be placed on both sides and both ends of car.

4. Superseding and amending in part, table, paragraph (a), section 584 *Waybills, switching orders, or other billing*, order November 4, 1946, to read as follows:

	Label notation to follow entry of the article on the billing	Placard notation to follow entry of the article on the billing	Placard indorsement must be 3/8" high and appear on the billing near the space provided for the car number
For high explosives, initiating explosives and low explosives, class A, and smokeless powder for small arms in quantity exceeding 50 pounds net weight.	None	None	"Explosives."
For less dangerous explosives, class B, except smokeless powder for small arms in quantity exceeding 50 pounds net weight.	None	None	"Dangerous."

5. Superseding and amending paragraph (a) (1), section 589 *Placards on cars*, order May 8, 1947, to read as follows:

(a) (1) A car requiring car certificates and "Explosives," "Dangerous," or "Poison Gas" placards under the provisions of these regulations shall not be transported unless such freight car is at all times placarded and certificated as required by these regulations. Placards lost in transit shall be replaced at next inspection point and those not required must be removed.

6. Superseding and amending paragraph (e) (1), section 589 *Notice to crews*, order February 12, 1947, to read as follows:

(e) (1) At all terminals or other places where trains are made up by crews other than road crew accompanying the outbound movement of cars, the railroad shall execute a consecutively numbered notice showing the location in the freight train of every car placarded "Explosives." A copy of such notice shall be delivered to the train and engine crew and a copy thereof showing delivery to the train and engine crew shall be kept on file by the railroad at each point where such notice is given. At points other than terminals where train or engine crews are changed, the notice shall be transferred from crew to crew.

7. Superseding and amending paragraph (f) (1), section 589 *Position in train of cars containing explosives*, order May 8, 1947, to read as follows:

(f) (1) In a train standing or during transportation thereof, a car placarded "Explosives" shall, when the length of the train permits, be not nearer than the sixteenth car from both the engine or occupied caboose; and shall when the length of the train will not permit them to be so placed, be as near as possible to the middle of the train. When moved in a train engaged in "pickup" and "set-off" service it shall be placed not closer

than the second car from the engine or second car from the caboose to avoid unnecessary switching and handling of such car enroute.

8. Superseding and amending paragraph (g) (1), section 589 *Position in train of loaded placarded tank cars*, order February 12, 1947, to read as follows:

(g) (1) In a train either standing or during transportation thereof, a placarded loaded tank car shall not, when the length of the train permits, be nearer than the sixth car from the engine or occupied caboose, but in no instance nearer than the second car in such train unless the entire train consists of such cars, or the train is engaged in "pickup" and "setoff" service.

9. Superseding and amending paragraph (i) (1) heading, section 589, order February 12, 1947, to read as follows:

POSITION IN TRAIN OF CARS PLACARDED "EXPLOSIVES" AND "POISON GAS" OR CONTAINING POISON LIQUIDS WHEN ACCOMPANIED BY CARS CARRYING GAS HANDLING CREWS.

10. Superseding and amending paragraph (a), section 596 *Inspection of tank cars*, order August 16, 1940, to read as follows:

(a) Loaded tank cars must be inspected by the carrier before acceptance at the originating points and when received in interchange to see that they are not leaking and that the air and hand brakes, journal boxes and trucks are in proper condition for service.

11. Superseding and amending paragraph (a), section 598 *Inspection of cars at interchange*, order February 26, 1942, to read as follows:

(a) Cars containing explosives requiring explosives placards (see sec. 525 (a)), which are offered by connecting lines must be carefully inspected by the receiving line on the outside, including the roof; and, if practicable, the lading must also be inspected. These cars must not be forwarded until all discovered violations have been corrected.

Part 7—Regulations Applying to Shipments Made By Way of Common, Contract or Private Carriers By Public Highway (CFR 85)

Superseding and amending footnote "a" of chart, section 825 *Loading and storage chart*, order April 27, 1944, to read as follows:

[a] Blasting caps or electric blasting caps in quantities not exceeding 1,000 caps may also be loaded and transported with all articles named except those in columns b, c, e, and f. Blasting caps and/or electric blasting caps may be transported in the same motor vehicle with high explosives or nitroglycerin, desensitized liquid nitroglycerin, or diethylene glycol dinitrate, in conformity with section 824 of these regulations.

It is further ordered, That this order shall become effective on October 28, 1947, and shall remain in full force and effect until further order of the Commission;

And it is further ordered, That a copy of this order shall be served upon all parties of record herein; and notice 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.

(41 Stat. 1445, 49 Stat. 546, 52 Stat. 1237, 54 Stat. 921, 56 Stat. 176; 18 U. S. C. 383, 49 U. S. C. 304)

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 47-7406; Filed, Aug. 7, 1947; 8:48 a. m.]

Chapter II—Office of Defense Transportation

PART 500—CONSERVATION OF RAIL EQUIPMENT

SHIPMENTS OF SUMMER APPLES

CROSS REFERENCE: For an exception to the provisions of § 500.72 with regard to the shipment of summer apples, see § 520.517, *infra*.

[General Permit ODT 18A, Rev. 19A]

PART 520—CONSERVATION OF RAIL EQUIPMENT EXCEPTIONS, PERMITS, AND SPECIAL DIRECTIONS

SHIPMENTS OF SUMMER APPLES

In accordance with the provisions of § 500.73 of General Order ODT 18A, Revised, as amended, it is hereby authorized, that:

§ 520.517 *Shipments of summer apples.* Notwithstanding the restrictions contained in § 500.72 of General Order ODT 18A, Revised, as amended, any person may offer for transportation and any rail carrier may accept for transportation at point of origin, forward from point of origin, or load and forward from point of origin, any carload freight consisting of summer apples when the origin of any such freight is any point or place in the State of Virginia and the quantity loaded as bulk freight in such car is not less than 29,000 pounds.

This General Permit ODT 18A, Revised–19A, shall become effective August 8, 1947, and shall expire October 15, 1947.

(General Order ODT 18A, Revised, as amended (11 F. R. 8229, 8829, 10616, 13320, 14172, 12 F. R. 1034, 2386)

Issued at Washington, D. C., this 5th day of August 1947.

J. M. JOHNSON, *Director, Office of Defense Transportation.*

[F. R. Doc. 47-7448; Filed, Aug. 7, 1947; 8:46 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter C—National Wildlife Refuges; Individual Regulations

PART 29—PLAINS REGION NATIONAL WILDLIFE REFUGES

FISHING IN VALENTINE NATIONAL WILDLIFE REFUGE, NEBRASKA

Section 29.920 is revised to read as follows:

§ 29.920 *Valentine National Wildlife Refuge, Nebraska; fishing.* Non-commercial fishing in accordance with the State laws of Nebraska is permitted during the daylight hours on the waters of Dads, Dewey, Hackberry, and Willow Lakes within the Valentine National Wildlife Refuge, Nebraska, in accordance with the following provisions:

Entry on and use of this refuge for any purpose is governed by the regulations of the Secretary dated December 19, 1940 (5 F. R. 5284, 50 CFR, Cum. Sup. Part 12) as amended, and strict compliance therewith is required. Each fisherman must comply with the applicable State fishing laws and regulations, and must have on his person and exhibit at the request of any authorized Federal or State officer whatever license is required by such laws and regulations, which license shall serve as a Federal permit for fishing in the waters of the refuge.

Persons may use boats (other than motorboats) for fishing in the waters of the refuge. Boats (other than motorboats), or floated craft used for fishing purposes may be placed on the waters of the refuge only at such points as may be designated by suitable posting. The use of motorboats, either inboard or outboard, is prohibited on all waters except for official purposes.

During periods of waterfowl concentrations or other wildlife concentrations, fishing may be closed on such areas of the refuge as, in the judgment of the officer in charge, such limitations or restrictions are necessary in order to provide adequate protection for wildlife. Such limitations or restrictions are to be clearly designated by posting. Fishing is prohibited during the open season for the hunting of migratory waterfowl.

State cooperation may be enlisted in the regulation, management, and operation of the public fishing areas, and the State may promulgate such special regulations as may be necessary for such regulation, management, and operation. In the event such State regulations are issued, compliance therewith shall be a requisite to lawful entry for the purpose of fishing.

(Sec. 84, 35 Stat. 1104 as amended, 18 U. S. C. and Sup. 1945)

Dated: July 31, 1947.

CLARENCE COTTAM, *Acting Director.*

[F. R. Doc. 47-7403; Filed, Aug. 7, 1947; 8:49 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF THE INTERIOR

National Park Service

[36 CFR, Part 21]

HOT SPRINGS NATIONAL PARK, ARKANSAS

NOTICE OF PUBLIC HEARINGS IN CONNECTION WITH THE LEASING OF HOT WATER

Notice is hereby given that pursuant to the authority vested in me by the acts of March 3, 1891 (26 Stat. 842; 16 U. S. C. 362–368), and August 25, 1916 (39 Stat. 535; 16 U. S. C. 1–3), a public hearing will be held at the Park Administration Building, Hot Springs National Park, Arkansas, on September 8 and 9, 1947, commencing at 10 a. m. for the purpose of reviewing and making recommendations to the Secretary with respect to the present policy on the disposition of hot water from the springs in the park. Such review will include consideration of these questions: (1) Should hot water be made available to new users and on what basis? (2) Should tubbage rights not now being used be canceled? (3) Should there be an over-all reduction in bath rates?

The hearing will be held by a committee of three consisting of John B. Bennett of the Office of the Secretary, who will act as chairman; Preston P. Patraw, Finance Officer, National Park Service; and either Miner R. Tillotson, Regional Director, or Elvind T. Scoyen, Associate Regional Director, Region III, National Park Service.

All interested parties will be afforded an opportunity to be heard. Those desiring to be heard should inform Superintendent Thomas Boles at Hot Springs National Park of their intention in writing before September 1, 1947. Written statements may also be filed with the committee at the time of the hearing.

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

JULY 28, 1947.

[F. R. Doc. 47-7375; Filed, Aug. 6, 1947; 8:54 a. m.]

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[7 CFR, Ch. IX]

[Docket No. AO 187]

HANDLING OF IRISH POTATOES GROWN IN WYOMING AND WESTERN NEBRASKA

NOTICE OF HEARING WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND ORDER

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and in accordance with the applicable rules of practice and procedure governing the formulation of marketing agreements (7 CFR and Supps. 900.1 et seq.; 11 F. R. 7737; 12 F. R. 1159), notice is hereby given of a public hearing to be held in the High School Auditorium at Scottsbluff, Nebraska, beginning at 10:00 a. m., m. s. t., August 25, 1947, with respect to a proposed marketing agreement and order regulating the handling of Irish potatoes grown in Wyoming and Western Nebraska and with respect to proposed changes thereto. The proposed marketing agreement and order and the proposed changes thereto have not received the approval of the Secretary of Agriculture.

The public hearing is for the purpose of receiving evidence with respect to economic or marketing conditions which relate to the provisions of the proposed marketing agreement and order, to the provisions of the proposed changes thereto, or to any modifications of said proposals, which are hereinafter set forth. A committee of producers and handlers was appointed early in May to draft an agreement and order for Wyoming and Western Nebraska. The committee proposed the following marketing agreement and order:

SECTION 1. *Definitions.* As used herein, the following terms have the following meanings:

(a) "Secretary" means the Secretary of Agriculture of the United States, or any other officer or member of the United States Department of Agriculture who is or may hereafter be authorized to exercise the powers and to perform the duties of the Secretary of Agriculture.

(b) "Act" means Public Act No. 10, 73d Congress (May 12, 1933), as amended and as re-enacted and amended by the Agricultural Marketing Agreement Act of 1937 (50 Stat. 246 (1937); 7 U. S. C. 601 et seq., Supp. 5, 1939), as amended.

(c) "Person" means an individual, partnership, corporation, association, legal representative, or any organized group or business unit of individuals.

(d) "Production area" means and includes the following counties in Nebraska: Sioux, Scotts Bluff, Banner, Kimball, Cheyenne, Morrill, Box Butte, Dawes, Sheridan, Cherry, Garden, Deuel, Keith, and Lincoln; and the following counties in Wyoming: Laramie, Platte, Goshen, Niobrara, Converse, Park, Sheridan, Johnson, Fremont, and Washakie.

(e) "Potatoes" means all varieties of Irish potatoes grown in the aforesaid production area.

(f) "Handler" is synonomous with shipper and means any person (except a common or contract carrier of potatoes owned by another person) who ships potatoes in fresh form, whether of his own production or other.

(g) "Ship" means to transport, sell, or in any other manner place potatoes in the current of commerce between the aforesaid production area and any point outside thereof, so as directly to burden, obstruct or affect such commerce.

(h) "Producer" means any person engaged in the production of potatoes for market.

(i) "Fiscal year" means the period beginning on July 1 of each year and ending June 30 of the following year.

(j) "Committee" means the Administrative Committee established pursuant to section 2.

(k) "Varieties" means and includes all classifications or subdivisions of Irish potatoes according to those definitive characteristics now or hereafter recognized by the United States Department of Agriculture.

(l) "Seed potatoes" means and includes all potatoes officially certified and tagged, marked, or otherwise appropriately identified, by an official State seed certifying agency.

(m) "District" means, describes, and refers to one of the geographical divisions of the production area hereby established as follows:

District No. 1.—Kimball, Banner, Cheyenne, Deuel Counties in Nebraska and Laramie County in Wyoming.

District No. 2.—Scotts Bluff, Morrill, Sioux, Box Butte, Dawes, Sheridan, Cherry, Garden, Keith, and Lincoln Counties in Nebraska and Platte, Goshen, Niobrara, Converse, Sheridan, and Johnson Counties in Wyoming.

District No. 3.—Fremont, Park, and Washakie Counties in Wyoming.

SEC. 2. *Administrative committee*—(a) *Establishment and membership.* (1) An Administrative Committee, consisting of nine members, six of whom shall be producers and three of whom shall be handlers, is hereby established. For each member of the committee, there shall be an alternate member, who shall have the same qualifications as the member.

(2) Producers who may be selected as members or alternates of the committee shall be individuals who are producers of potatoes in the respective district for which selected or officers or employees of a corporate producer or corporate producers of such district: *Provided*, That no producer shall be eligible for selection on said committee if such producer has been, during the then current fiscal year, engaged in handling potatoes other than of his own production, except as an officer or employee of a producer's cooperative marketing association. The handlers who may be selected as members or alternates of the committee shall be individuals who are handlers of potatoes in the respective district for which selected or officers or employees of a handler or handlers in such district.

(b) *Term of office.* The term of office of members and alternates of the committee shall be for one year beginning on the first day of July and continuing until the end of the then current fiscal year, and until their successors are selected and qualify. Members and alternates of the committee shall serve during the fiscal year for which they are selected and qualify, or during that portion thereof beginning on the date on which they qualify during the fiscal year and continuing until the end thereof, and until their successors are selected and have qualified.

(c) *Initial committee members and alternates.* The initial members and alternates of the committee shall be selected by the Secretary for a term of office ending on June 30, 1948. In thus selecting the initial members and their respective alternates the Secretary may

consider such nominations or suggestions, if any, as may be submitted by producers, handlers, and/or groups thereof, and such nominations or suggestions may be by virtue of elections conducted by groups of producers and groups of handlers.

(d) *Nominations.* (1) Except for initial members and alternates, the Administrative Committee shall hold or cause to be held prior to June 15 of each year, after the effective date hereof, a meeting of producers and a meeting of handlers, in each of the districts designated in section 1 (m) hereof, for the purpose of designating nominees from among whom the Secretary may select members and alternates of the committee, and at each such meeting at least two nominees shall be designated for each position as member and as alternate member on the committee as representative or representatives of the respective district. (2) In arranging for such meetings, the Administrative Committee may, if it deems such to be desirable, utilize the services and facilities of existing organizations and agencies. (3) Nominations for successors to the committee members shall be supplied to the Secretary in such manner and form as he may prescribe, not later than fifteen days prior to the date of expiration of the terms of the incumbent members and alternate members. (4) Each producer is entitled to cast only one vote on behalf of himself, his agents, subsidiaries, affiliates, and representatives, in designating nominees for membership on the committee for the respective district in which such producer is engaged in producing potatoes: *Provided,* That in the event a producer is engaged in producing potatoes in more than one district, such producer shall elect the district within which he shall participate in designating nominees as aforesaid. Each producer shall be entitled to cast only one vote regardless of the number of districts in which he produces potatoes. Only producers may participate in designating nominees for producer members and alternates. Each handler is entitled to cast only one vote on behalf of himself, his agents, subsidiaries, affiliates, and representatives, in designating nominees for membership on the committee for the respective district in which such handler is engaged in handling potatoes: *Provided,* That in the event a handler is engaged as a handler in more than one district, such handler shall elect the district which he may participate within in designating nominees. Each handler shall be entitled to cast only one vote regardless of the number of districts in which he may be engaged as a handler. The Secretary may select the producer members of the Administrative Committee and their respective alternates, subsequent to the initial members and alternates, from nominations made by producers as provided in this section. The Secretary may select handler members of the Administrative Committee and their respective alternates, subsequent to the initial members and alternates, from nominations made by handlers as provided in this section.

(e) *Selection.* The Secretary shall select one producer member and one handler member, with their respective alternates, to represent District No. 1 four producer members and two handler members, with their respective alternates, to represent District No. 2, and one producer member, with his respective alternate, to represent District No. 3.

(f) *Failure to nominate.* If nominations are not made within the time and in the manner specified by the Secretary pursuant to paragraph (d) of this section, the Secretary may, without regard to nominations, select the members and alternate members of the committee, which selection shall be on the basis of the representation provided for herein.

(g) *Acceptance.* Any person selected by the Secretary as a member or as an alternate member of the committee shall qualify by filing a written acceptance with the Secretary within ten days after being notified of such selection.

(h) *Vacancies.* To fill any vacancy occasioned by the failure of any person selected as a member or as an alternate member of the committee to qualify, or in the event of the death, removal, resignation, or disqualification of any qualified member or alternate member, a successor for his unexpired term may be selected by the Secretary from nominations made in the manner specified in paragraph (d) of this section, or the Secretary may select such member or alternate member from previously unselected nominees on the current nominee list from the district involved. If the names of nominees to fill any such vacancy are not made available to the Secretary within thirty days after such vacancy occurs, the Secretary may fill such vacancy without regard to nominations, which selection shall be made on the basis of the representation provided for herein.

(i) *Alternate members.* An alternate member of the committee shall act in the place and stead of the member for whom he is alternate during such member's absence. In the event of death, removal, resignation, or disqualification of a member, his alternate shall act for him until a successor for the unexpired term of such member is selected and has qualified.

(j) *Procedure.* (1) Seven members shall be necessary to constitute a quorum of the committee. Any action of the committee shall require six concurring votes. (2) The committee may provide procedure for meeting by telephone, telegraph, or other means of communications, and any vote cast at such a meeting shall be confirmed promptly in writing: *Provided,* That if an assembled meeting of the committee is held all votes shall be cast in person.

(k) *Expenses and compensation.* The members of the committee and their respective alternates when acting as members, may be reimbursed for expenses necessarily incurred by them in performance of their duties and in the exercise of their powers hereunder, and shall receive compensation at a rate to be determined by the committee, which rate shall not exceed $5.00 per each day or portion thereof, spent in attendance at meetings of the committee. The committee shall have the power to pay expenses incurred by members in performance of official duties.

(l) *Powers.* The committee shall have the following powers:

(1) To administer the provisions hereof in accordance with its terms;

(2) To make rules and regulations to effectuate the terms and provisions hereof;

(3) To receive, investigate, and report to the Secretary complaints of violation of the provisions hereof;

(4) To recommend to the Secretary amendments hereto.

(m) *Duties.* It shall be the duty of the committee:

(1) To act as intermediary between the Secretary and any producer or handler;

(2) To keep minutes, books, and records which clearly reflect all of the acts and transactions of the committee and such minutes, books, and records shall be subject to examination at any time by the Secretary or his authorized agent or representative;

(3) To investigate the growing, shipping, and marketing conditions with respect to potatoes and to assemble data in connection therewith;

(4) To furnish to the Secretary such available information as he may request;

(5) To select subcommittees of committee members, a chairman and such other officers as may be necessary, and to adopt such rules and regulations for conduct of its business as it may deem advisable;

(6) At the beginning of each fiscal year, to submit to the Secretary a budget of its expenses for such fiscal year, together with a report thereon;

(7) To cause the books of the committee to be audited by a competent accountant at least once each fiscal year, and at such other time as the committee may deem necessary or as the Secretary may request. The report of such audit shall show the receipt and expenditure of funds collected pursuant hereto; a copy of each such report shall be furnished to the Secretary and a copy of each of such report shall be made available at the principal office of the committee for inspection by producers and handlers.

(8) To appoint such employees, agents, and representatives as it may deem necessary, and to determine the salaries and define the duties of each such person, and

(9) To consult, cooperate and exchange information with other potato marketing committees and other individuals or agencies in connection with all proper committee activities and objectives hereunder.

(n) *Obligations.* Upon the removal or expiration of the term of office of any member of the committee, such member shall account for all receipts and disbursements and deliver all property and funds, together with all books and records, in his possession, to his successor in office or to a trustee designated by the Secretary and shall execute such assignments and other instruments as

may be necessary or appropriate to vest in such successor or trustee full title to all of the property, funds, and claims vested in such member pursuant hereto: *Provided*, That the provisions hereof shall apply to alternate members in possession of funds, property, books or records, or participating in the receipt or disbursement of funds.

SEC. 3. *Expenses and assessments*—(a) *Expenses.* The committee is authorized to incur such expenses as the Secretary finds may be necessary to carry out the functions of the committee pursuant to the provisions hereof during each fiscal year. The funds to cover such expenses shall be acquired by levying assessments as hereinafter provides.

(b) *Assessments.* (1) Each handler who first handles potatoes shall, with respect to the potatoes so handled by him, pay to the committee such handler's pro rata share of the expenses which the Secretary finds will be necessarily incurred by the committee for its maintenance and functioning during each fiscal year. Such handler's pro rata share of such expenses shall be equal to the ratio between the total quantity of potatoes handled by him as the first handler thereof, during the applicable fiscal year, and the total quantity of potatoes handled by all handlers as the first handlers thereof, during the same fiscal year. The Secretary shall fix the rate of assessment to be paid by such handlers. (2) At any time during or after a fiscal year, the Secretary may increase the rate of assessment in order to secure sufficient funds to cover any later finding by the Secretary relative to the expenses of the committee. Such increase shall be applicable to all potatoes handled during the given fiscal year. In order to provide funds to carry out the functions of the committee, handlers may make advance payment of assessments.

(c) *Accounting.* (1) If, at the end of a fiscal year, it shall appear that assessments collected are in excess of expenses incurred, each handler entitled to a proportionate refund of the excess assessments shall be credited with such refund against the operations of the following fiscal year, unless he demands payment thereof, in which event such proportionate refund shall be paid to him. (2) The committee may, with the approval of the Secretary, maintain in its own name or in the name of its members, a suit against any handler for the collection of such handler's pro rata share of the expenses of the committee.

(d) *Funds.* All funds received by the Administrative Committee pursuant to any provision hereof shall be used solely for the purposes herein specified and shall be accounted for in the following manner: (1) The Secretary may, at any time, require the committee and its members to account for all receipts and disbursements; and (2) whenever any person ceases to be a member of the committee, he shall account for all receipts and disbursements and deliver all property and funds in his hands, together with all books and records in his possession, to his successor in office or to such person as the Secretary may designate, and shall execute such assignments and other instruments as may be necessary or appropriate to vest in such successor or in such designated person the right to all the property, funds, or claims vested in such member.

SEC. 4. *Regulation of quality*—(a) *Marketing policy.* At the beginning of each fiscal year, the committee shall prepare and submit to the Secretary a report setting forth its proposed policy for the marketing of potatoes during such fiscal year. In the event it becomes advisable to deviate from such marketing policy, because of changed demand and supply conditions, the committee shall formulate a new marketing policy and shall submit a report thereof to the Secretary. The committee shall notify producers and handlers of the contents of such reports.

(b) *Recommendations for regulations.* (1) It shall be the duty of the committee to investigate the supply and demand conditions for grade, size, and quality of all varieties of potatoes, including seed potatoes. Whenever the committee finds that such conditions make it advisable to regulate the shipment of particular grades, sizes, or qualities of any or all varieties of potatoes, including seed potatoes. Whenever the committee finds that such conditions make it advisable to regulate the shipment of particular grades, sizes, or qualities of any or all varieties of potatoes, including seed potatoes, during any period, it shall recommend to the Secretary the particular grades, sizes, and qualities, or any combination thereof, of all varieties of such potatoes deemed advisable to be shipped during such period. (2) In determining the grade, size, and qualities of all varieties of potatoes including seed potatoes, or any and all combinations thereof deemed advisable to be regulated in view of the prospective demand thereof, the committee shall give due consideration to the following factors: (i) Market prices, including prices by grades, sizes, and varieties of potatoes for which regulation is recommended; (ii) potatoes on hand in the market areas as manifested by supplies en route and on tract at the principal markets; (iii) available supply, quality, and condition of potatoes in the production area and other production areas; (iv) supplies from competing areas and regions producing potatoes; (v) the trend and level of consumer income, and (vi) other relevant factors.

(c) *Issuance of regulations.* Whenever the Secretary shall find, from the recommendations, information and evidence submitted by the committee, or from other available information, that to limit the shipment of any or all varieties of potatoes, including seed potatoes, to particular grades, sizes, and qualities thereof would tend to effectuate the declared policy of the act, he shall so limit by appropriate regulations thereon the shipments of such potatoes during a specified period. The Secretary may require the committee to submit additional information. The Secretary shall notify the committee of any such regulation and the committee shall give reasonable notice thereof to handlers.

(d) *Inspection and certification.* Whenever limitations on potato shipments are in effect, each first handler shall, prior to making each shipment of potatoes, cause each shipment to be inspected by an authorized representative of the Federal-State Inspection Service. Then each handler shall make arrangements with the inspecting agency to forward promptly to the committee a copy of the inspection certificate, issued as aforesaid.

(e) *Exemptions.* (1) The committee shall adopt, subject to approval by the Secretary, and give public notice of the procedure pursuant to which certificates of exemption will be issued to producers. (2) The committee shall cause to be issued certificates of exemption to any producer who furnished adequate evidence to the committee that by reason of a regulation issued pursuant to this section he will be prevented from having as large a proportion of his own production of any specified variety or varieties of potatoes shipped during the remainder of the shipping season, as the average of all producers of each specified variety or varieties. The committee or its authorized representative shall be permitted at any time to make a thorough investigation of any producer claim pertaining to exemptions. Such certificates of exemption shall permit such producer to have as large a proportion of his own production of any specified variety or varieties of potatoes shipped as the average of all producers of each specified variety or varieties. (3) If any producer is dissatisfied with the determination by the committee with respect to the producer's application for an exemption certificate, said producer may file an appeal with the committee. Such an appeal must be taken promptly after the determination by the committee from which the appeal is taken. Any producer filing an appeal shall furnish evidence satisfactory to the committee, for a determination on the appeal. The committee shall thereupon reconsider the application, examine all available evidence, and make a final determination concerning the certificate of exemption to be granted. The committee shall notify the appellant of the final determination and shall furnish the Secretary with a copy of the appeal and a statement of considerations involved in making the final determination. (4) The Secretary shall have the right to modify, change, alter, or rescind any procedure and any exemptions granted pursuant to this section. (5) Records shall be maintained by the committee and a weekly report furnished to the Secretary showing the applications received, exemptions granted, exemptions denied and shipments made under exemptions.

SEC. 5. *Regulation of surplus.* (a) It shall be the duty of the committee to investigate supply and demand conditions for potatoes. Whenever the committee finds that a surplus of potatoes exists in the production area, it shall determine the extent of such surplus of potatoes of any variety, grade, size or quality. If it is deemed advisable, the committee shall recommend the control and disposition of such surplus potatoes and plans for equalizing the burden of surplus elimination or control among the producers and handlers thereof under uniform rules established by the committee and approved by the Secretary.

(b) Whenever the Secretary finds from the recommendations and information submitted by the committee, or from other available information, that the control and disposition of surplus potatoes will tend to effectuate the declared policy of the act, he shall, by appropriate regulations, control and dispose of such surplus potatoes and shall further provide for equalizing the burden of such surplus elimination or control among producers and handlers thereof. At any time during which the Secretary provides for the control and disposition of surplus potatoes, the Secretary may designate the committee as an agency to assist in and to effectuate the elimination or control of surplus potatoes.

SEC. 6. *Potatoes not subject to regulation.* Nothing contained herein shall authorize any limitation of the shipment of potatoes for any of the following purposes: (a) potatoes shipped for consumption by charitable institutions or for distribution by relief agencies, and (b) potatoes shipped for manufacturing or conversion into by-products. The Secretary may, on the basis of the recommendations of the committee or other available information, determine that potatoes shipped for livestock feed or for other specified purposes shall also be exempt from the provisions hereof. The Secretary shall give adequate notice to the committee of any determination made pursuant to this section. The committee may prescribe adequate safeguards to prevent potatoes shipped for the purposes stated above from entering commercial channels of trade contrary to the provisions hereof.

SEC. 7. *Reports.* Upon the request of the committee, every handler shall furnish to the committee, in such manner and at such time as may be prescribed, such information as will enable the committee to exercise its duties hereunder. The Secretary shall have the right to modify, change or rescind any reports requested pursuant to this section.

SEC. 8. *Compliance.* Except as provided herein, no handler shall ship potatoes, the shipment of which has been prohibited by the Secretary in accordance with provisions hereof, and no handler shall ship potatoes except in conformity to the provisions hereof.

SEC. 9. *Right of the Secretary.* The members of the committee (including successors and alternates), and any agent or employee appointed or employed by the committee, shall be subject to removal or suspension by the Secretary at any time. Each and every order, regulation, decision, determination, or other act of the committee shall be subject to the continuing right of the Secretary to disapprove of the same at any time. Upon such disapproval, the disapproved action of the said committee shall be deemed null and void, except as to acts done in reliance thereon or in compliance therewith prior to such disapproval by the Secretary.

SEC. 10. *Effective time and termination*—(a) *Effective time.* The provisions hereof shall become effective at such time as the Secretary may declare above his signature attached hereto, and shall continue in force until terminated in one of the ways hereinafter specified.

(b) *Termination.* (1) The Secretary may, at any time, terminate the provisions hereof by giving at least one day's notice by means of a press release or in any other manner which he may determine. (2) The Secretary may terminate or suspend the operations of any or all of the provisions hereof whenever he finds that such provisions do not tend to effectuate the declared policy of the act. (3) The Secretary shall terminate the provisions hereof at the end of any fiscal year whenever he finds that such termination is favored by a majority of producers who, during the preceding fiscal year, have been engaged in the production for market of potatoes: *Provided,* That such majority has, during such year, produced for market more than fifty percent of the volume of such potatoes produced for market; but such termination shall be effected only if announced on or before June 30 of the then current fiscal year. (4) The Secretary shall terminate the provisions hereof at the end of any fiscal year, upon the written request of handlers signatory hereto who submit evidence satisfactory to the Secretary that they handled not less than sixty-seven percent of the total volume of potatoes handled by the signatory handlers during the preceding fiscal year; but such termination shall be effective only if announced on or before June 30 of the then current fiscal year.[1] (5) The provisions hereof shall, in any event, terminate whenever the provisions of the act authorizing them, cease to be in effect.

(c) *Proceedings after termination.* (1) Upon the termination of the provisions hereof, the then functioning members of the committee shall continue as trustees, for the purpose of liquidating the affairs of the committee, of all funds and the property then in the possession of, or under control of the committee, including claims for any funds unpaid, or property not delivered at the time of such termination. Action by said trusteeship shall require the concurrence of a majority of the said trustees.

(2) The said trustees shall continue in such capacity until discharged by the Secretary; shall, from time to time, account for all receipts and disbursements and deliver all property on hand, together with all books and records of the committee and of the trustees, to such person as the Secretary may direct; and shall, upon request of the Secretary, execute such assignments or other instruments necessary or appropriate to vest in such person full title and right to all of the funds, property, and claims vested in the committee or the trustees pursuant hereto.

(3) Any person to whom funds, property, or claims have been transferred, or delivered by the committee or its members, pursuant to this section, shall be subject to the same obligations imposed upon the members of the committee and upon the said trustees.

SEC. 11. *Effect of termination or amendment.* Unless otherwise expressly provided by the Secretary, the termination hereof, or of any regulation issued pursuant hereto, or the issuance of any amendment to either thereof, shall not (a) affect or waive any right, duty, obligation, or liability which shall have arisen, or which may thereafter arise in connection with any provision hereof, or any regulation issued hereunder, or (b) release or extinguish any violation hereof, or of any regulation issued hereunder, or (c) affect or impair any rights or remedies of the Secretary, or of any other person with respect to any such violation.

SEC. 12. *Duration of immunities.* The benefits, privileges, and immunities conferred upon any person by virtue hereof shall cease upon the termination hereof, except with respect to acts done under and during the existence hereof.

SEC. 13. *Agents.* The Secretary may, by designation in writing, name any person, including any officer or employee of the Government, or name any bureau or division in the United States Department of Agriculture, to act as his agent or representative in connection with any of the provisions hereof.

SEC. 14. *Derogation.* Nothing contained herein is, or shall be construed to be in derogation or in modification of the rights of the Secretary or of the United States to exercise any powers granted by the act or otherwise, or in accordance with such powers, to act in the premises whenever such action is deemed advisable.

SEC. 15. *Personal liability.* No member or alternate of the committee, nor any employee or agent thereof, shall be held personally responsible, either individually or jointly with others, in any way whatsoever to any handler or to any person for errors in judgment, mistakes, or other acts, either of commission or omission, as such member, alternate, or employee, except for acts of dishonesty.

SEC. 16. *Separability.* If any provision hereof is declared invalid, or the applicability thereof to any persons, circumstances, or thing is held invalid, the validity of the remainder hereof, or the applicability thereof to any other person, circumstance, or thing shall not be affected thereby.

SEC. 17. *Amendments.* Amendments hereto may be proposed from time to time, by the committee or by the Secretary.

SEC. 18. *Counterparts.* This agreement may be executed in multiple counterparts and when one counterpart is signed by the secretary, all such counterparts shall constitute, when taken together, one and the same instrument as if all signatures were contained in one original.[1]

SEC. 19. *Order with marketing agreement.* Each signatory handler favors and approves the issuance of an order, by the Secretary, regulating the handling of potatoes in the same manner as is provided for in this agreement; and each signatory handler hereby requests the Secretary to issue, pursuant to the act, such an order.[1]

[1] Applicable only to the proposed marketing agreement.

SEC. 20. *Additional parties.* After the effective date hereof, any handler who has not previously executed this agreement may become a party hereto if a counterpart hereof is executed by him and delivered to the Secretary. This agreement shall take effect as to such new contracting party at the time such counterpart is delivered to the Secretary, and the benefits, privileges, and immunities conferred by this agreement shall then be effective as to such new contracting party.[1]

The Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, Washington, D. C., has proposed the following changes in, to and for provisions of the proposed marketing agreement and order:

1. Change section 1 (d) to read as follows:

(d) "Production area" means and includes the following counties in Nebraska, Sioux, Scotts Bluff, Banner, Kimball, Cheyenne, Morrill, Box Butte, Dawes, Sheridan, Cherry, Garden, Deuel, Keith, and Lincoln, and all the counties in the State of Wyoming.

2. Change section 1 (m) to read as follows:

(m) "District" means, describes, and refers to one of the geographical divisions of the production area hereby established as follows:

District No. 1. Kimball, Banner, Cheyenne, Deuel Counties in Nebraska and Laramie County in Wyoming.

District No. 2. Scotts Bluff, Morrill, Sioux, Box Butte, Dawes, Sheridan, Cherry, Garden, Keith, and Lincoln Counties in Nebraska, and Platte, Goshen, Niobrara, Converse, Sheridan, and Johnson Counties in Wyoming.

District No. 3. All the remaining counties in Wyoming not included in Districts No. 1 and No. 2.

The Fruit and Vegetable Branch, Production and Marketing Administration, further proposed that consideration be given to such other changes in the proposed marketing agreement and order as may be necessary to make such marketing agreement and order conform to the provision of the substitutions, additions and changes proposed by it. Copies of this notice of hearing may be procured from the Hearing Clerk, United States Department of Agriculture, Room 0306, South Building, Washington 25, D. C., or may be there inspected.

[SEAL] E. A. MEYER,
Assistant Administrator.

AUGUST 5, 1947.

[F. R. Doc. 47-7445; Filed, Aug. 7, 1947; 8:46 a. m.]

[7 CFR, Part 901]

HANDLING OF WALNUTS GROWN IN CALIFORNIA, OREGON, AND WASHINGTON

NOTICE OF PROPOSED PACK SPECIFICATIONS AND MINIMUM REQUIREMENTS

Notice is hereby given, pursuant to section 4 of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 60 Stat. 237), approved June 11, 1946, that the administrative rules herein set forth are proposed by the Walnut Control Board in accordance with the authority vested in it by the marketing agreement, as amended, and section 1 of Article III (§ 901.4 (a)) of the marketing order, as amended (7 CFR 901.1 et seq.; 7 CFR, Cum. Supp. 901.4, 901.17, 901.19; 12 F. R. 5033), regulating the handling of walnuts grown in California, Oregon, and Washington, issued under Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C., 601 et seq.)

Prior to the final issuance of such rules, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing in duplicate to the Walnut Control Board, 213 Wholesale Terminal Building, Los Angeles 21, California, and which are received by it not later than 1:00 p. m., P. s. t., on the tenth day after the date of the publication of this notice in the FEDERAL REGISTER.

Such proposed rules are as follows:

Pack specifications and minimum requirements for merchantable unshelled walnuts—(a) *Size and variety or type specifications*—(1) *Varietal packs.* Merchantable walnuts when packed separately by varieties, within a 10 percent tolerance for dissimilar varieties, shall be designated by the recognized variety name or as "Budded". When packed in combination, walnuts of recognized varieties of similar type with respect to shape and construction or varietal derivation, shall also be designated as "Budded".

(i) *Standard sizes*—(a) *Large.* Walnuts of which not over 12 percent by count pass through a round opening $^{72}/_{64}$ inches in diameter.

(b) *Medium.* Walnuts at least 88 percent, by count, of which pass through a round opening $^{72}/_{64}$ inches in diameter and of which not over 12 percent by count pass through a round opening $^{74}/_{64}$ inches in diameter.

(c) *Babies.* Walnuts at least 88 percent, by count, of which pass through a round opening $^{75}/_{64}$ inches in diameter and of which not over 10 percent by count pass through a round opening $^{60}/_{64}$ inches in diameter.

(ii) *Special sizes*—(a) *Mammoth.* Walnuts of which not over 12 percent by count pass through a round opening $^{96}/_{64}$ inches in diameter.

(b) *Jumbo.* Walnuts of which not over 12 percent by count pass through a round opening $^{82}/_{64}$ inches in diameter.

(c) With the exception of Babies, varietal packs shall be designated by both size and variety; i. e., Large Budded, Medium Franquettes, Mammoth Willson Wonders, Jumbo Mayettes, etc.

(d) Babies may be packed separately and designated by variety; or Baby sizes of the Eureka, Franquette, and Payne varieties may be packed separately or in combination and designated as Long Type Babies (or Selected Small). Placentia type Babies of which at least 90 percent by count will not pass through a round opening $^{68}/_{64}$ inches in diameter may also be packed separately or in combination with Franquette or Payne varieties and designated as Long Type Babies.

(e) Willson Wonders of Jumbo size may be designated as Extra Large Willson Wonders.

(2) *Seedling or mixed packs.* Walnuts produced from seedling trees or walnuts of recognized varieties of dissimilar types packed in combination, shall be graded in accordance with the same sizes specified for varietal packs and designated, respectively, as Large Soft Shells, Medium Soft Shells, and Baby Soft Shells, except that Baby Soft Shells may be designated as Round Type Babies and the following pack is also authorized:

(i) *No. 1's or No. 1 Soft Shell.* Walnuts produced from seedling trees or walnuts containing more than 10 percent of dissimilar varieties and of which not over 12 percent by count pass through a round opening 74/64 inches in diameter.

(ii) Soft Shells of Mammoth size may be designated as Mammoth Specialty Grade. This designation is specifically provided for walnuts of the Bijou, Klondyke, Mammoth Mayette or other abnormally large varieties packed in combination and meeting the size specifications for "Mammoth".

(b) *External appearance and condition.* Merchantable walnuts must be free of excessively dirty nuts, nuts affected by adhering hulls, dark spots, and nuts having perforated or broken or split shells, except that the following tolerances, by count, shall be permitted within the packs specified: 1st Quality Grade, 10 percent for splits and an additional 5 percent for defects other than splits; 2d and 3d Quality Grades, 10 percent for splits and an additional 10 percent for defects other than splits. In determining the percentage of externally defective walnuts in a lot, all walnuts affected as follows shall be considered as not free from defects;

(1) *Excessively dirty nuts.* Walnuts with shells coated or caked with adhering dirt or other foreign matter so as to seriously damage the appearance. Walnuts with slightly chalky deposits on the shells shall not be considered excessively dirty.

(2) *Adhering hull.* Walnuts the shells of which have adhering to them any portion of the hull.

(3) *Dark spots.* Discoloration or stains contrasting with the color of the remainder of the shell which result in unclean or unsightly appearance or render a given pack of walnuts unattractive.

(4) *Perforated shells.* Walnuts with improperly developed areas on the shell resembling abrasions and usually including small holes penetrating the shell wall, if an area of surface aggregating more than three-eights of an inch in diameter is affected.

(5) *Broken shells.* Walnuts with any material portion of the shell missing or with the halves completely broken apart or separated.

(6) *Split shells or splits.* Walnuts with the shell halves completely separated but held together by the kernel.

(c) *Quality grade specifications.* The quality grade of any lot of walnuts shall be the highest quality grade to which

[1] Applicable only to the proposed marketing agreement.

such lot is eligible under the following specifications. Within a 5 percent tolerance, no quality grade shall be given any lot of walnuts unless the kernels are well dried (firm and crisp). A kernel, as referred to herein, means all of the non-fibrous content of one individual walnut, i. e., two halves, four quarters, etc. The color chart referred to in these specifications as the WCB color chart is the chart adopted June 15, 1944 by the then Program Committee under War Food Order 82, and is available for inspection at the office of the Walnut Control Board, 213 Wholesale Terminal Building, Los Angeles 21, California.

(1) First Quality Grade Walnuts shall contain not less than 90 percent (by count) of nuts the kernels of which are free from defects, except that not less than 95 percent, by count shall be free from insect damage. At least 50 percent of the kernels in any lot shall be light in color in accordance with the WCB color chart; only sound kernels shall be scored "light". In determining the percentage of sound kernels in a lot of walnuts for qualification as of First Quality Grade, all walnuts the kernels of which show the following defects shall not be considered as sound:

(i) *Insect damage.* Kernels affected in any way by codling moth larvae, ants, moths, beetles, or any other insects.

(ii) *Moldy kernels.* Kernels showing on their surface mold readily discernible to the eye, except that kernels bearing a few loose filaments of white or light gray mold which are easily blown off shall not be considered moldy.

(iii) *Shriveled kernels.* Kernels which are noticeably shrunken, leathery or tough as distinguished from kernels which are fully developed. A kernel with one-eighth or more of its surface affected by shriveling shall be considered as noticeably shrunken and scored as unsound. Kernels which are thin in cross section but which otherwise are normally developed shall not be considered shriveled. *Provided,* That with respect to walnuts produced in the states of Oregon and Washington, kernels shriveled one-eighth or more but less than one-half shall be scored one-half sound. However, in any 100 nuts not more than 10 such nuts may be combined to make 5 percent sound; each additional such nut shall count as one percent defective.

(iv) *Blanks.* Walnuts with kernels so shrunken or improperly matured as to be inedible or worthless.

(v) *Rancid kernels.* Kernels which have a decomposed appearance or a rancid taste.

(vi) *Black kernels.* Kernels as dark or darker in color than those illustrated in row "E" of the WCB color chart.

(2) Second quality grade walnuts shall contain not less than 86 percent, by count, of kernels practically free from defects, except that 90 percent of the kernels shall meet the minimum specifications established herein for third quality grade. At least 30 percent of the kernels in any lot shall be light in color in accordance with the WCB Color Chart; only sound kernels shall be scored "light". In determining the percentage of sound kernels in a lot of walnuts for qualification as of second quality grade, all walnuts showing the defects described under first quality grade, shall not be considered as sound, except that:

(i) *Partially moldy kernels.* Kernels affected by a slight covering of white or gray mold which does not affect more than one-fourth of the surface of the kernel will be classed as sound.

(ii) *Shriveled kernels.* The provisions under first quality grade for scoring shriveled kernels in walnuts produced in the States of Oregon and Washington shall apply to California walnuts in scoring for shriveling under second quality grade.

(3) *Third Quality Grade Walnuts.* The minimum requirements for this grade are the minimum specifications for quality and soundness for merchantable walnuts. Third Quality Grade shall contain not less than 90 percent, by count, of passable kernels. In determining the percentage of passable kernels in a lot of walnuts, all walnuts, the kernels of which show the following defects, shall not be considered passable:

(i) *Insect damage.* Kernels affected in any way by codling moth larvae, ants, moths, beetles, or any other insects.

(ii) *Moldy kernels.* Kernels on which there is fruiting mold of any description, or mold mycelia affecting more than one-fourth of the surface of the kernel.

(iii) *Shriveled kernels.* Kernels which are edible but so shriveled as to be one-half or less than half the normal size. Each shriveled kernel shall be classed as half sound; that is, two such kernels shall be counted as one sound and one defective kernel.

(iv) *Blanks.* Walnuts with kernels so shrunken or improperly matured as to be inedible or worthless.

(v) *Rancid.* Kernels which have a decomposed appearance or a rancid taste.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

AUGUST 4, 1947.

[F. R. Doc. 47-7408; Filed, Aug. 7, 1947; 9:03 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Office of the Secretary

ALASKA

NOTICE FOR FILING OBJECTIONS TO PUBLIC LAND ORDER NO. 386 WITHDRAWING PUBLIC LANDS NEAR NORTHWAY AND TANACROSS, ALASKA, FOR CLASSIFICATION AND SURVEY

Notice is hereby given that for a period of 90 days from the date of publication of this notice, persons having cause to object to the terms of Public Land Order No. 386 [1] of July 31, 1947, withdrawing the following-described land for classification and survey, may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C.

NORTHWAY

All that part of a tract of land, lying on the south side of the Tanana River, more particularly described as follows:

Beginning at a point on left bank of Tanana River, opposite the mouth of Gardiner Creek, approximate latitude 62°50' N., approximate longitude 141°32' W., U. S. G. S. map, Topographic Reconnaissance Map, Upper Tanana Valley, 1922;

Thence S. 45° W., 10 miles;

Thence N. 55° W., approximately 22 miles, crossing Nabesna River to east bank of the Kalutna River;

Thence northwesterly following east bank of Kalutna to the south bank of the Tanana River;

Thence southeasterly upstream, following left bank of Tanana River to the place of beginning;

containing an estimated area of 325 sq. mi. (208,000 acres).

TANACROSS

All that part of a tract of land, lying on the north side of the Tanana River, more particularly described as follows:

Beginning at a point on right bank of Tanana River, approximate latitude 63°23'40" N., longitude 143° 40' W., U. S. G. S. map, Topographic Reconnaissance Map Upper Tanana Valley 1922, and about 10 miles by airline down-river from Tanacross Indian Village;

Thence northwesterly, approximately 2 miles to the summit of the divide between the streams flowing westerly into the Tanana River and streams flowing northerly and easterly into Lake Mansfield drainage basin;

Thence northerly along said divide to the watershed between the tributaries of George Creek and the streams flowing into Lake Mansfield drainage;

Thence northeasterly along that divide to the watershed between Wolf Creek and the streams flowing into Lake Mansfield drainage;

Thence along the divide, between streams flowing into the Yukon River drainage and those flowing into the Tanana River, to the watershed on the west of Porcupine Creek;

Thence southwesterly along said watershed to the right bank of the Tanana River, approximate latitude 63°24' N., longitude 142°56' W.;

Thence following the right bank of Tanana River, westerly, down-stream, to the place of beginning.

This area includes the drainage basin on the north side of the Tanana River between the initial point and the western boundary of the Porcupine Creek Valley.

In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can

[1] See F. R. Doc. 47-7413, Title 43, Appendix, *supra.*

explain its purpose, intent and extent. Whether or not a hearing is held or any objection is received, the Secretary of the Interior will decide within 30 days after the 90-day period specified in this notice has expired, whether there is any occasion for continuing the withdrawals described. Notice of his determination as to whether the withdrawals will be rescinded, modified, or let stand will be given to all interested parties of record and the general public.

JULY 31, 1947.

WILLIAM E. WARNE,
Assistant Secretary of the Interior.

[F. R. Doc. 47-7414; Filed, Aug. 7, 1947; 8:45 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 8363, 8364, 8395]

TWIN CITIES BROADCASTING CORP. (WDGY) ET AL.

CORRECTED ORDER TO SHOW CAUSE

In re applications of Twin Cities Broadcasting Corporation (WDGY), Minneapolis, Minnesota, Docket No. 8363, File No. BP-5429, for construction permit; Pontiac Broadcasting Company (WCAR), Detroit, Michigan, Docket No. 8364, File No. BP-5971, for construction permit; and modification of broadcast license of Twin Cities Broadcasting Corporation (WDGY), Minneapolis, Minnesota, Docket No. 8395, File No. BS-669.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3d day of June 1947;

It appearing, that Twin Cities Broadcasting Corporation (WDGY) is presently licensed to operate Station WDGY at Minneapolis, Minnesota, on the frequency 1130 kilocycles, with 5 kilowatts power daytime, and with 500 watts power between local sunset and sunset at Albuquerque, New Mexico; and that Station KWKH, Shreveport, Louisiana, is assigned the use of that frequency, with 50 kw power, unlimited time; and

It further appearing, that the operation of Station WDGY between sunset at Minneapolis, Minnesota, and sunset at Albuquerque, New Mexico, causes co-channel interference to the 1.32 mv/m groundwave service contour and to the 1.11mv/m sky wave service contour of Station KWKH, Shreveport, Louisiana; and

It further appearing, that the Commission on April 30, 1947, designated for hearing in a consolidated proceeding the applications of Twin Cities Broadcasting Corporation (WDGY) (File No. BP-5429; Docket No. 8363), requesting a construction permit to operate Station WDGY at Minneapolis, Minnesota, on 1130 kilocycles, with 50 kilowatts power, unlimited time, using directional antenna, and Pontiac Broadcasting Company (WCAR) (File No. BP-5971; Docket No. 8364), requesting a construction permit to operate Station WCAR at Detroit, Michigan, on 1130 kilocycles, with 50 kilowatts power, unlimited time, using directional antenna; and

It further appearing, that, pursuant to section 312 (b) of the Communications Act of 1934, any station license may be modified by the Commission either for a limited time or for the duration of the term thereof, if in the judgment of the Commission such action will promote the public interest, convenience and necessity, provided that no such order of modification shall become final until the holder of such outstanding license shall have been notified in writing of the proposed action and the grounds or reasons therefor and shall have been given reasonable opportunity to show cause why such an order of modification should not issue;

It is ordered, That, pursuant to section 312 (b) of the Communications Act of 1934, as amended, opportunity be, and it is hereby, afforded Twin Cities Broadcasting Corporation, licensee of Station WDGY, Minneapolis, Minnesota, to show cause at a hearing before the Commission, at a time and place to be designated by subsequent order of the Commission, why the existing station license issued to said Twin Cities Broadcasting Corporation (WDGY) should not be modified so as to authorize operation on 1130 kilocycles with 5 kilowatts power either daytime only, or with directional antenna or other means to avoid causing interference to the normally protected primary service (0.1 mv/m contours day) and the secondary nighttime service (0.5—50% skywave contour) of Station KWKH; and that International Broadcasting Corporation (KWKH), Shreveport, Louisiana, be, and it is hereby made a party to this proceeding.

It is further ordered, That the above-ordered hearing to show cause be, and it is hereby, consolidated with the above-described consolidated hearing on the said applications of Twin Cities Broadcasting Corporation (WDGY) and Pontiac Broadcasting Company (WCAR) for construction permits; and that the order of April 30, 1947, designating for consolidated hearing the said applications for construction permits, be, and it is hereby, amended to make § 1.857 of the Commission's rules and regulations applicable to the entire proceeding.

FEDERAL COMMUNICATIONS COMMISSION.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-7416; Filed, Aug. 7, 1947; 8:45 a. m.]

[Docket No. 8427]

DOUGLAS L. CRADDOCK (WLOE)

CORRECTED ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Douglas L. Craddock (WLOE), Leaksville, North Carolina, Docket No. 8427, File No. BML-1253, for modification of license.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 20th day of June 1947;

The Commission having under consideration the above-entitled application requesting an increase of power from 100 w to 250 w at Station WLOE, Leaksville, North Carolina, and a petition filed by Radio Roanoke, Incorporated, licensee of station WROV, Roanoke, Virginia, requesting that said application be designated for hearing and that petitioner be made a party thereto;

It is ordered, That the petition of Radio Roanoke, Incorporated, be, and it is hereby granted, and that, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Douglas L. Craddock be, and it is hereby, designated for hearing at a time and place to be designated by subsequent order of the Commission, upon the following issues:

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

2. To determine whether the operation of the station as proposed would involve objectionable interference with stations WROV, Roanoke, Virginia, WDNC, Durham, North Carolina, WSSB, Durham, North Carolina, WBIG, Greensboro, North Carolina, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

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

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

It is further ordered, That Radio Roanoke, Incorporated, licensee of station WROV, Roanoke, Virginia, Durham Radio Corporation, licensee of station WDNC, Durham, North Carolina, Public Information Corporation, licensee of station WSSB, Durham, North Carolina, and North Carolina Broadcasting Company, Incorporated, licensee of station WBIC, Greensboro, North Carolina, be, and they are hereby, made parties to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-7417; Filed, Aug. 7, 1947; 8:45 a. m.]

[Docket No. 8471]

SAN GABRIEL VALLEY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING

In re application of: San Gabriel Valley Broadcasting Company, Monrovia, California, Docket No. 8471, File No. BPH-1291, for FM construction permit.

At a session of the Federal Communications Commission held at its office in Washington, D. C., on the 24th day of July 1947;

The Commission having under consideration the above-entitled application requesting a construction permit for a new Class A FM broadcast station at Monrovia, California;

It appearing, that on April 23, 1947, May 22, 1947, and June 26, 1947, the Commission adopted orders designating for hearing in a consolidated proceeding the applications (Docket Nos. 8318 to 8332, inclusive, and 8334 and 8442) requesting construction permits for new Class A FM broadcast stations in the Los Angeles, California, area, which applications are or may be in conflict with the above-entitled application;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of San Gabriel Valley Broadcasting Company (File No. BPH–1291) be, and it is hereby, designated for hearing in the said consolidated proceeding (Docket Nos. 8318 et al.) upon issues "1" to "6", inclusive, as set forth in the Commission's order of April 23, 1947, at a time and place to be designated by subsequent order of the Commission.

It is further ordered, That the Commission's order of April 23, 1947, be, and it is hereby, amended to include the application of San Gabriel Valley Broadcasting Company (File No. BPH–1291).

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

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

[F. R. Doc. 47–7415; Filed, Aug. 7, 1947; 8:45 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G–808]

TENNESSEE GAS AND TRANSMISSION CO. (TENNESSEE GAS TRANSMISSION CO.)

NOTICE OF OPINION AND ORDER

AUGUST 5, 1947.

Notice is hereby given that, on August 1, 1947, the Federal Power Commission issued its Opinion No. 155 and order entered July 30, 1947, issuing a certificate of public convenience and necessity in the above entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47–7411; Filed, Aug. 7, 1947; 8:57 a. m.]

[Docket Nos. G–834, G–839, G–918]

AUSTIN FIELD PIPE LINE CO. AND MICHIGAN CONSOLIDATED GAS CO.

ORDER CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

Upon consideration of the application filed on June 27, 1947, at Docket No. G–918, by Michigan Consolidated Gas Company (Michigan Consolidated), a Michigan corporation having its principal place of business at Detroit, Michigan, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities, and the operation of other such facilities, or, in the alternative, a finding by the Commission that such construction and operation are not subject to the requirements of said section 7 of the Natural Gas Act, as amended, all as more fully described in such application on file with the Commission and open to public inspection, public notice thereof having been given, including publication in the FEDERAL REGISTER on July 19, 1947 (12 F. R. 4834); and

It appearing to the Commission that:

(a) Pursuant to the Commission's order of March 20, 1947, hearings were held on April 14 to 23, 1947, inclusive, upon the applications filed by Austin Field Pipe Line Company (Austin Company) at Docket No. G–834 and Michigan Consolidated at Docket No. G–839, the proceedings upon which had been consolidated for the purpose of hearing.

(b) On May 1, 1947, Panhandle Eastern Pipe Line Company (Panhandle Eastern), an intervener, acting pursuant to the provisions of Rule 28 of the Commission's rules of practice and procedure (effective September 11, 1946) (18 CFR 1.28), including prior notice of its intention so to do, filed a motion to reverse certain rulings of the trial examiner made in course of the above-mentioned hearings at Docket Nos. G–834 and G–839.

(c) It is in the public interest that further hearings be held with respect to the applications filed at Docket Nos. G–834 and G–839 for the reception of evidence as to the effect thereon of the construction and operations proposed by Michigan Consolidated at Docket No. G–918;

(d) Good cause exists for consolidating the further proceedings to be had at Docket Nos. G–834 and G–839 with proceedings at Docket No. G–918 for the purpose of hearing.

The Commission, therefore, orders that:

(A) Further proceedings be held with respect to the applications filed at Docket Nos. G–834 and G–839, limited to the reception of evidence as to the effect thereon of the construction and operations proposed by Michigan Consolidated Gas Company at Docket No. G–918 and the ultimate usefulness of the proposed facilities, including the Austin Field line, should circumstances require, for the transportation and storage of gas which might be obtained from the Panhandle Eastern Pipe Line Company.

(B) Such further proceedings at Docket Nos. G–834 and G–839 be and the same are hereby consolidated with the proceedings at Docket No. G–918 for the purpose of hearing.

(C) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's Rules of Practice and Procedure (effective September 11, 1946), a hearing be held on the 13th day of August, 1947, at 10:00 a. m. (e. d. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., concerning the matters involved and the issues presented by the applications and other pleadings in the above-entitled proceedings as limited by paragraph (A) above.

(D) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's Rules of Practice and Procedure.

Date of issuance: August 4, 1947.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47–7402; Filed, Aug. 7, 1947; 9:19 a. m.]

[Docket No. G–901]

KENTUCKY NATURAL GAS CORP.

ORDER FIXING DATE OF HEARING

Upon consideration of the application filed on May 19, 1947, by Kentucky Natural Gas Corporation (Applicant), a Delaware corporation having its principal place of business at Owensboro, Kentucky, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing Applicant to operate certain natural-gas transmission facilities, as fully described in such application, public notice thereof having been given, including publication in the FEDERAL REGISTER on June 7, 1947 (12 F. R. 3750).

The Commission orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure (effective September 11, 1946), a hearing be held commencing on the 18th day of August, 1947, at 10:00 a. m. (e. d. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application.

(B) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure (effective September 11, 1946).

Date of issuance: August 5, 1947.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47–7412; Filed, Aug. 7, 1947; 8:57 a. m.]

[Project No. 67]

SOUTHERN CALIFORNIA EDISON CO.

NOTICE OF APPLICATION FOR AMENDMENT OF LICENSE

Public notice is hereby given pursuant to the provisions of the Federal Power Act (16 U. S. C. 791–825r), that Southern

California Edison Company of Los Angeles, California, licensee for Project No. 67, situated on San Joaquin River and tributaries, in Fresno County, California, has applied for amendment of Article 10 of the license for the project to provide for the rate of return on the net investment in the project to be determined under the Commission's present rules and regulations.

Any protest against the approval of this application or request for hearing thereon, with the reason for such protest or request and the name and address of the party or parties so protesting or requesting should be submitted on or before September 6, 1947, to the Federal Power Commission, Washington 25, D. C.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-7401; Filed, Aug. 7, 1947; 9:19 a. m.]

INTERSTATE COMMERCE COMMISSION

[No. 29800]

INCREASES IN TENNESSEE FREIGHT RATES AND CHARGES

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 24th day of July A. D. 1947.

It appearing, that a petition has been filed on behalf of The Alabama Great Southern Railroad Company and other common carriers by railroad operating in the State of Tennessee, averring that in Ex Parte No. 162, Increased Railway Rates, Fares, and Charges, 1946, and Ex Parte 148, Increased Railway Rates, Fares and Charges, 1942, 266 I. C. C. 537, the Commission authorized certain increases in interstate rates and charges throughout the United States, which were established January 1, 1947, and that the Railroad and Public Utilities Commission of the State of Tennessee, by opinion and order dated June 26, 1947, in its Docket No. 2767, refused to authorize or permit said petitioners to apply to the transportation of property moving intrastate by railroad in Tennessee, increases in freight rates and charges corresponding to those approved for interstate application in the proceedings above cited.

It further appearing, that said petitioners allege that the intrastate rates and charges which they are required to maintain for the transportation of property moving intrastate by railroad in Tennessee as a result of said opinion and order of June 26, 1947, of the Railroad and Public Utilities Commission of the State of Tennessee, cause undue and unreasonable advantage, preference, and prejudice as between persons and localities in intrastate commerce, on the one hand, and interstate commerce, on the other hand, and undue, unreasonable, and unjust discrimination against interstate and foreign commerce;

And it further appearing, that the said petition brings in issue freight rates and charges made or imposed by authority of the State of Tennessee:

It is ordered, That in response to the said petition an investigation be, and it is hereby, instituted, and that a hearing be held therein for the purpose of receiving evidence from the respondents hereinafter designated and any other persons interested to determine whether the rates and charges of the common carriers by railroad, or any of them, operating in the State of Tennessee for the intrastate transportation of property, made or imposed by authority of the State of Tennessee cause any undue or unreasonable advantage, preference, or prejudice as between persons or localities in intrastate commerce, on the one hand, and interstate or foreign commerce, on the other hand, or any undue, unreasonable, or unjust discrimination against interstate or foreign commerce; and to determine what rates and charges, if any, or what maximum, or minimum, or maximum and minimum rates and charges, shall be prescribed to remove the unlawful advantage, preference, prejudice, or discrimination, if any, that may be found to exist;

It is further ordered, That all common carriers by railroad operating within the State of Tennessee subject to the jurisdiction of this Commission be, and they are hereby, made respondents of this proceeding; that a copy of this order be served upon each of the said respondents; and that the State of Tennessee be notified of this proceeding by sending copies of this order and of said petition by registered mail to the Governor of the said State and to the Railroad and Public Utilities Commission of the State of Tennessee at Nashville, Tenn.

It is further ordered: That notice of this proceeding be given to the public by depositing a copy of this order in the office of the Secretary of the Commission, at Washington, D. C., and by filing a copy with the Director, Division of the Federal Register, Washington, D. C.;

And it is further ordered, That this proceeding be, and the same is hereby, assigned for hearing September 4, 1947, 9:30 a. m. United States standard time (or 9:30 a. m. local daylight saving time, if that time is observed), at the Andrew Jackson Hotel, Nashville, Tenn., before Examiner Fred L. Sharp.

By the Commission, Division 1.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 47-7405; Filed, Aug. 7, 1947; 8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-664]

STANDARD SILVER-LEAD MINING CO.

NOTICE OF APPLICATION TO STRIKE FROM LISTING AND REGISTRATION, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pa., on the 4th day of August A. D. 1947.

The Spokane Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, has made application to strike from listing and registration the Capital Stock, $1.00 Par Value, of Standard Silver-Lead Mining Company. The application alleges that (1) this security was originally listed on this Exchange on March 30, 1911; (2) that the Snowshoe Mine is the mine that has been operated most recently by the issuer; (3) that operations at this mine were suspended in October 1945; (4) that for the years 1938 to 1944 inclusive the financial statements of this issuer showed a net loss; (5) that a loss of approximately $10,000 has been indicated for 1945 operations; (6) that the financial condition, operating results, and future prospects of the issuer of this security are such that they do not warrant a continuation of the listing and registration of the security on the Spokane Stock Exchange; and (7) that the rules of the Spokane Stock Exchange with respect to the striking of a security from listing and registration have been complied with.

Upon receipt of a request, prior to September 3, 1947, from any interested person for a hearing in regard to terms to be imposed upon the delisting of this security, the Commission will determine whether to set the matter down for hearing. Such request should state briefly the nature of the interest of the person requesting the hearing and the position he proposes to take at the hearing with respect to imposition of terms or conditions. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Philadelphia, Pennsylvania. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 47-7442; Filed, Aug. 7, 1947; 8:57 a. m.]

[File Nos. 4-63, 68-84]

MARKET STREET RAILWAY CO. ET AL.

ORDER DENYING MOTION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pa., on the 1st day of August A. D. 1947.

In the matter of Market Street Railway Company, and Standard Gas and Electric Company and certain of its subsidiary companies, File No. 4-63; Russell M. Van Kirk, Bloomfield Hulick, Edmund T. Willetts, committee for the Market Street Railway Company prior preference capital stock, File No. 68-84.

Standard Gas and Electric Company ("Standard"), a registered holding company, having filed a motion that the

Commission (1) dismiss the applications of Russell M. Van Kirk, et al., Committee for the prior preference capital stock of Market Street Railway Company ("Market Street"), a non-utility subsidiary of Standard, for an examination by the Commission of the past and present relationships among Market Street, Standard, and certain other companies in the Standard Holding Company System, (2) vacate the Commission's order of May 20, 1947, which directed the holding of hearings in connection with such examination and restrained Market Street from making any payments to Standard until the date of such hearing and for a period of 60 days thereafter, (3) in the alternative, stay its proceedings until a certain action by Standard against Market Street now pending in the United States District Court for the Northern District of California be disposed of and (4) if the foregoing requests be denied and without prejudice thereto, to transfer the Commission's hearings to San Francisco;

The Commission having heard oral argument on such motion and having duly considered the matter and issued its opinion herein, on the basis of said opinion.

It is ordered, That said motion of Standard be and hereby is denied in all respects.

It is further ordered, That the provision in said order of the Commission of May 20 which restrained Market Street from making any payments to Standard until the date of hearing set in such order and for a period 60 days thereafter be and hereby is expressly reaffirmed and continued in effect, without prejudice to the right of Standard or Market Street to request approval of any specific proposal respecting payments.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 47-7443; Filed, Aug. 7, 1947; 9:04 a. m.]

[File Nos. 54-111, 59-12]

AMERICAN & FOREIGN POWER CO., INC., ET AL.

INTERIM ORDER GRANTING EXEMPTION FROM COMPETITIVE BIDDING REQUIREMENTS AND RESERVING JURISDICTION

At a regular session of the Securities and Exchange Commission held at its office in the city of Philadelphia, Pa., on the 1st day of August A. D. 1947.

In the matter of American & Foreign Power Company, Inc. and Electric Bond and Share Company, File No. 54-111; Electric Bond and Share Company, et al., respondents, File No. 59-12.

American & Foreign Power Company, Inc. ("Foreign Power"), and its parent, Electric Bond and Share Company, both registered holding companies, having filed an Amended Plan pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, such Amended Plan providing, in general, for the reorganization of Foreign Power including the elimination of the presently outstanding debenture and serial note debt, preferred and second preferred stocks, common stock, option warrants and preferred stock allotment certificates of Foreign Power; and the conversion of Foreign Power's present structure into a capital structure consisting of $35,000,000 principal amount of 3½% Sinking Fund Prior Debentures due 1968, the proceeds of which together with cash are proposed to be used to retire the presently outstanding debentures of the company, and $91,391,600 principal amount of 4¼% Sinking Fund Debentures due 1982, and 5,000,000 shares of new no par value common stock; and the Commission having issued its Notice of Filing and Order for Hearing on said Amended Plan and hearings having been held thereon; and

Foreign Power having requested that the proposed issue and sale of said 3½% Sinking Fund Prior Debentures be exempted from the competitive bidding requirements of the Commission's Rule U-50 for the reason that compliance with paragraphs (b) and (c) of said rule is not necessary or appropriate in the public interest or for the interest of investors or consumers; and further requesting that such exemption be granted prior to the consideration of the other issues raised with respect to said Amended Plan; and

The Commission finding it appropriate and in the public interest and in the interest of investors to determine the question of the method of the proposed sale of the 3½% Sinking Fund Prior Debentures, if made, in advance of the substantive issues with respect to the propriety of the proposed sale under the act and with respect to the pending Amended Plan subject to which the proposed financing is conditioned; and

The Commission finding that in the light of the several unique factors in the present case an exemption from the competitive bidding requirements of Rule U-50 may be appropriately granted and that the basis for such finding be set forth at a later date in the Commission's Findings and Opinion passing upon the pending Amended Plan:

It is ordered, That pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, the said application for an exemption of the proposed issue and sale by Foreign Power of $35,000,000 principal amount of 3½% Sinking Fund Prior Debentures due 1968 from the requirements of subsection (b) and (c) of Rule U-50 as to competitive bidding be, and it is hereby granted.

It is further ordered, That jurisdiction be, and it is hereby, reserved expressly to pass upon all other matters involved in these proceedings including the propriety of the proposed issue and sale under the applicable provisions of the act and the rules and regulations thereunder and the terms and conditions of any such sale and the fees and expenses in connection therewith.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 47-7441; Filed, Aug. 7, 1947; 8:57 a. m.]

[File No. 70-1561]

GENERAL PUBLIC UTILITIES CORP. AND NEW YORK STATE ELECTRIC & GAS CORP.

ORDER GRANTING APPLICATION AND 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 31st day of July 1947.

General Public Utilities Corporation ("GPU"), a registered holding company, and its subsidiary, New York State Electric & Gas Corporation ("New York State"), having filed a joint application-declaration and an amendment thereto, pursuant to sections 6, 7, 9, 10 and 12 of the Public Utility Holding Company Act of 1935 and Rules U-42 and U-43 promulgated thereunder, with respect to the following transactions:

The authorized common stock of New York State consists of 50,000 shares, without par value, of which 46,484 shares are issued and outstanding; all of such shares are held by GPU. The stated capital applicable to such 46,484 shares of common stock is $22,000,000. New York State proposes to eliminate the 3,516 shares of unissued common stock and to reclassify its issued and outstanding 46,484 shares of common stock, without par value, into 880,000 shares of common stock of a par value of $25 per share. Thus, after the reclassification, the par value of New York State's issued and outstanding common stock will be $22,000,000. Pursuant to such reclassification, GPU proposes to surrender to New York State the 46,484 shares of common stock, without par value, of New York State now held by it and to receive in exchange therefor the 880,000 shares of $25 par value common stock of New York State which will result from the reclassification; and

Applicants-declarants having stated that the New York Public Service Commission of the State of New York having by orders dated April 30, 1947 and May 13, 1947 consented to the reclassification of the common stock of New York State; and

The joint application-declaration having been filed on June 27, 1947 and an amendment thereto having been filed on July 21, 1947, and notice of said filings having been 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 joint application-declaration, as amended, within the period specified or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said joint application-declaration, as amended, that the requirements of the applicable provisions of the act and rules thereunder are satisfied, that no adverse findings are necessary thereunder, and deeming it appropriate in the public interest and in the interest of investors and consumers that the said joint application-declaration, as amended, be granted and permitted to become effective:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and

conditions prescribed in Rule U-24, that said joint application-declaration, as amended, be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 47-7440; Filed, Aug. 7, 1947; 8:57 a. m.]

[File No. 70-1575]

DERBY GAS & ELECTRIC CORP. ET AL.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pa., on the 1st day of August A. D. 1947.

In the matter of Derby Gas & Electric Corporation, The Derby Gas & Electric Company, The Danbury and Bethel Gas and Electric Light Company, and The Wallingford Gas Light Company; File No. 70-1575.

Notice is hereby given that Derby Gas & Electric Corporation ("Derby"), a registered holding company, and its subsidiaries, The Derby Gas and Electric Company ("Derby Connecticut"), The Danbury and Bethel Gas and Electric Light Company ("Danbury") and The Wallingford Gas Light Company ("Wallingford") have filed an application-declaration pursuant to sections 6, 7, 9, 10 and 12 of the Public Utility Holding Company Act of 1935 and the applicable rules thereunder. All interested persons are referred to said application-declaration, which is on file in the office of the Commission, for a full statement of the transactions therein proposed, which are summarized below:

Derby's funded debt consists of $2,861,000 principal amount of 2¾% Debentures, Series due 1956, and $1,370,000 principal amount of 3% Debentures, Series due 1954, all of such debentures being owned by The Equitable Life Assurance Society of the United States ("Equitable"). Derby is also indebted to Equitable in the amount of $438,000, represented by promissory notes maturing October 25, 1947, and bearing interest at the rate of 2¼% per annum. Derby's outstanding capital stock consists of 218,048 shares of no par value common stock. Derby Connecticut and Wallingford have no outstanding funded debt, whereas Danbury has outstanding $150,000 principal amount of 5% First Refunding Mortgage Gold Bonds due in 1953. All of the shares (other than directors' qualifying shares) of the outstanding capital stocks of these three companies, consisting of common stocks, are owned by Derby. Derby Connecticut, Danbury, and Wallingford are indebted to Derby in the amounts of $368,000, $855,000 and $12,000, respectively, evidenced by 3½% promissory demand notes. Pursuant to the order of this Commission dated July 29, 1946, said demand notes will ultimately be surrendered against the issuance to Derby by each of said subsidiaries of additional common stock.

Derby Connecticut, Danbury and Wallingford are engaged in constructing certain gas manufacturing, transmission and storage facilities, and intend to construct additional electrical distribution facilities. This construction program will require an aggregate amount of approximately $693,000. It is proposed that such funds will be obtained by borrowings from the parent, Derby, from time to time as cash is needed, to be evidenced by 3½% demand notes to be issued to Derby. Upon completion of said construction program, it is proposed that Derby will surrender for cancellation said demand notes to each of said subsidiaries in consideration of the issuance to Derby of common stock of each such subsidiary in an amount (taken at the par or stated value of $25 per share in each case) equal to the principal amount of said demand notes of each such subsidiary to be so surrendered by Derby.

In order to provide the necessary funds (a) to lend to its subsidiaries $693,000 in connection with the above construction program, (b) to retire its $438,000 principal amount of 2¼% promissory notes, which had been issued to finance the construction program of the subsidiaries, (c) and to provide $61,340 working capital (of which $35,000 would be used to pay the estimated financing expenses), Derby proposes the following transactions:

1. The issue by Derby to Equitable of $5,131,000 principal amount of 3% Debentures, Series due 1957, in exchange for $4,231,000 aggregate principal amount of Derby's 3% Debentures, Series due 1954, and 2¾ Debentures, Series due 1956, now held by Equitable, and the payment by Equitable of $913,340 in cash.

2. The issue and sale by Derby to underwriters of additional shares of its common stock sufficient to provide Derby with approximately $279,000.

Applicants-declarants consider sections 6 (a), 6 (b), 7, 9 (a) (1), 10, 12 (c) and 12 (d) of the act and Rules U-42 and U-44 as applicable to the proposed transactions. Applicants - declarants state that the proposed issue by Derby of new debentures and additional common stock are excepted from the competitive bidding requirements of Rule U-50 by virtue of paragraphs (a) (2) and (a) (4) thereof, respectively, and that the proposed issue by the subsidiaries of Derby of demand notes and common stock are excepted by virtue of paragraph (a) (3) of the rule.

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

It is ordered, That a hearing on said application-declaration under the applicable provisions of the act and the general rules and regulations promulgated thereunder be held at 11:00 a. m., e. d. s. t., on the 19th day of August, 1947, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before August 15, 1947, his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

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

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

1. Whether the new 3% Debentures, Series due 1957, and the new common stock proposed to be issued and sold by Derby are reasonably adapted to the security structure and earning power of the company and are necessary and appropriate to the economical and efficient operation of the business or businesses in which the company is engaged.

2. Whether the prices proposed to be paid for said debentures and common stock are reasonable, and whether the other terms and conditions of said transactions are detrimental to the public interest or the interest of investors and consumers.

3. Whether the indenture securing the new debentures contains adequate protective provisions for the benefit of the security holders.

4. Whether Derby Connecticut, Danbury and Wallingford are entitled to the exemptions from the provisions of section 7 of the act which they have asserted under section 6 (b) thereof in connection with the proposed issuance and sale by such companies to Derby of demand notes and of additional shares of common stock.

5. Whether the proposed acquisitions by Derby of demand notes and shares of additional common stock of Derby Connecticut, Danbury and Wallingford meet the applicable provisions of the act.

6. Whether it is necessary or appropriate to impose terms or conditions in the public interest or for the protection of investors and consumers in connection with the proposed transactions.

7. Whether the proposed accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound accounting principles.

It is further ordered, That at said hearing evidence shall be adduced with respect to the foregoing matters and questions.

It is further ordered, That notice of said hearing be given to Derby, Derby Connecticut, Danbury, Wallingford and the Connecticut Public Utilities Commission by registered mail and to all other

interested persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for all releases issued under the Public Utility Holding Company Act of 1935 and by publication of this notice and order in the FEDERAL REGISTER.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 47-7444; Filed, Aug. 7, 1947; 9:04 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 9268]

QUARZLAMPEN GESELLSCHAFT M. B. H. AND HANOVIA CHEMICAL & MFG. CO.

In re Interests of Quarzlampen Gesellschaft m. b. H. in an agreement with Hanovia Chemical & Manufacturing Company.

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 Quarzlampen Gesellschaft m. b. H. is a corporation organized under the laws of and having its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: All interests and rights created in Quarzlampen Gesellschaft m. b. H. by virtue of an agreement documented by letters dated October 6, 1937, October 27, 1937 and November 12, 1937 (including all modifications thereof and supplements thereto, if any) by and between Quarzlampen Gesellschaft m. b. H. and Hanovia Chemical and Manufacturing Company, and any and all rights to demand, enforce and collect any and all obligations due said Quarzlampen Gesellschaft m. b. H. under and by virtue of said agreement, 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;

and it is hereby determined:

3. That to the extent that the person identified 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 June 27, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7419; Filed, Aug. 7, 1947; 8:49 a. m.]

[Vesting Order 9384]

HERMINE CHEMNITIUS ET AL.

In re: Debts owing to Hermine Chemnitius, also known as Hermine Klara Mathilde Chemnitius, 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 listed in Exhibit A, attached hereto and by reference made a part hereof, each of whose last known address is as set forth in Exhibit A, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: Those certain debts or other obligations owing to the persons listed in Exhibit A, by Topken & Farley, 250 Park Avenue, New York 17, New York, in the amounts appearing opposite the names of the persons listed in Exhibit A, 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 nationals of a designated enemy country (Germany);

and it is hereby determined:

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

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

There is hereby vested in the Attorney General of the United States the property described 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 and last known address of national	Amount of debt	OAP File No.
Hermine Chemnitius, also known as Hermine Klara Mathilde Chemnitius, Erfurt, Germany.	$394.77	F-28-4384-C-1.
Beta Schmonses, also known as Beta Schmonsees, Osterholz-Scharmbeck, Germany.	300.00	F-28-5177-C-1.
Hans Stecher, Post Rottenbach, Germany.	1,349.72	F-28-5504-C-1.
Carl Werner Gutjahr Worms, Germany.	2,269.73	F-28-5971-C-1.
Hans Emil Gutjahr, Worms, Germany.	1,349.72	F-28-5972-C-1.
Otto Gutjahr, Worms, Germany.	4,109.72	F-28-5973-C-1.
Emma Heidt, Einsiedlerhof, Germany.	207.79	F-28-6334-C-1.
Hedwig Heiland, Friedberg, Germany.	1,349.72	F-28-6336-C-1.
Ida Heiland, Worms, Germany.	1,349.73	F-28-6337-C-1.
Georg Hetzler, also known as George Hetzler, Langenau, Germany.	1,061.35	F-28-7152-C-1.
Katharina Grimmer Ott, Mannheim-Neckarau, Germany	479.55	F-28-24015-C-1.
Henry Plock, Frankfurt a/M, Germany	663.62	F-28-24018-C-1.
Marie Block, Steintor, Germany	360.70	F-28-24905-C-1.
Kreszentia Beschler, Leutkirch, Germany	193.90	F-28-25140-C-1.
Heinrich Christleib Ehlen, Wesermuende, Germany	127.11	F-28-25162-C-1.
Peter Hauck II, Rheinpfalz, Germany	496.90	F-28-25344-C-1.
Marie Gerstenlauer, Oberelchingen, Germany	106.13	F-28-25476-C-1.
Kaethe Gutjahr, Worms, Germany	84.00	F-28-25540-C-1.
Franz Xaver Huber, Leutkirch, Germany	193.90	F-28-25790-C-1.
FridolinHuber, Leutkirch, Germany	193.90	F-28-25791-C-1.
Karl Stenger Ansbach, Germany	194.15	F-28-25931-C-1.
Jakob Joseph Schrenker, Frankfurt-Griesheim, Germany.	194.15	F-28-25943-C-1.
Anna Schuler, Neu-Ulm, Germany.	106.13	F-28-25978-C-1.
Margareta Schulz, Berlin-Wilmersdorf, Germany.	438.96	F-28-25980-C-1.
Helga Schulz, Berlin-Wilmersdorf, Germany.	438.96	F-28-25982-C-1.
Adelheid Schweizer, Leutkirch, Germany.	193.89	F-28-26095-C-1.
Emma Scheidtmann, Bremen, Germany.	127.11	F-28-26126-C-1.
Auguste Plazek, Berlin, Germany.	268.69	F-28-26163-C-1.
Anna Junginger, Amt Ulm, Germany.	424.55	F-28-26251-C-1.
Anna Muehleisen, Amt Neu-Ulm, Germany.	295.51	F-28-26391-C-1.
Sophie Mueller, Erlenbach, Germany.	142.05	F-28-26401-C-1.
Margarethe Lex, Frankfurt a/M, Germany.	190.74	F-28-26509-C-1.
Josephine Lex, Frankfurt a/M, Germany.	127.17	F-28-26510-C-1.
Julius Stenger, Aschaffenburg, Germany.	194.15	F-28-27465-C-1.

[F. R. Doc. 47-7420; Filed, Aug. 7, 1947; 8:49 a. m.]

[Vesting Order 9417]

DAI-ICHI BANK, LTD.

In re: Bank account owned by Dai-Ichi Bank, Ltd., also known as Dai-Ichi Ginko, Ltd. F-39-304-E-10.

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 Dai-Ichi Bank, Ltd., also known as Dai-Ichi Ginko, Ltd., that last known address of which is Tokyo, Japan, is a corporation, organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Tokyo, Japan, and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Dai-Ichi Bank, Ltd., also known as Dai-Ichi Ginko, Ltd., by The Yokohama Specie Bank, Ltd., Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of a credit balance due to the Dai-Ichi Bank, Osaka Branch, evidenced by Receiver's Liability Number 4171, 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 16, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7421; Filed, Aug. 7, 1947; 8:49 a. m.]

[Vesting Order 9422]

MRS. TAKA HAYAKAWA

In re: Debt owing to Mrs. Taka Hayakawa. F-39-1894-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 Mrs. Taka Hayakawa whose last known address is Hiroshima, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mrs. Taka Hayakawa under an insurance selling contract entered into by and between Mrs. Taka Hayakawa and Security Insurance Agency, Honolulu, T. H., on July 1, 1937, effective September 18, 1937, for a period of ten years, including but not limited to that certain debt or other obligation owing said Mrs. Taka Hayakawa by said Security Insurance Agency arising out of renewal commissions now due or which will become due under said contract, 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 16, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7422; Filed, Aug. 7, 1947; 8:49 a. m.]

[Vesting Order 9425]

UNKAI MIKAMI

In re: Debt owing to Unkai Mikami. F-39-5908-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 Unkai Mikami, 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 Unkai Mikami, by The Yokohama Specie Bank, Limited, Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of a letter of credit, evidenced by Receiver's Liability Number 4165, in the amount of $600, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

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

and it is hereby determined:

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

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

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on July 16, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7423; Filed, Aug. 7, 1947; 8:49 a. m.]

[Vesting Order 9452]

GEORGE T. SATO

In re: Stock owned by and debt owing to George T. Sato. F-39-4512-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 George T. Sato, whose last known address is Asahi, Machi 2 Bancho 5227 Niigata, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. One hundred (100) Sub shares of $1.00 par value capital stock of Texas Pacific Land Trust, 65 Broadway, New York, New York, evidenced by certificates registered in the name of and presently in the custody of E. F. Hutton & Co., 623 S. Spring Street, Los Angeles 14, California, together with all declared and unpaid dividends thereon, and

b. That certain debt or other obligation owing to George T. Sato by E. F. Hutton & Co., 623 S. Spring Street, Los Angeles 14, California, in the amount of $103.62, as of December 8, 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 George T. Sato, 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 18, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7424; Filed, Aug. 7, 1947; 8:49 a. m.]

[Vesting Order 9454]

MASAICHI SHIOMI

In re: Bank account owned by Masaichi Shiomi. F-39-860-C-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 Masaichi Shiomi, whose last known address is Takehara, Tsunoyama-mura, Joto-gun, Okayama-ken, 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 Masaichi Shiomi, by Bank of Hawaii, Honolulu, T. H., arising out of a savings account, Account No. 42828, entitled Masaichi Shiomi, by J. Murashige, Attorney-in-Fact, maintained at the branch office of the aforesaid bank, Hilo Branch, Hilo, T. H., 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 18, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7425; Filed, Aug. 7, 1947; 8:50 a. m.]

[Vesting Order 9464]

HENRY EHLERS

In re: Estate of Henry Ehlers, deceased. File D-28-10661; E. T. sec. 15013.

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 Mary Ehlers, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the sum of $251.58 was paid to the Attorney General of the United States by Donald L. Evans, Executor of the Estate of Henry Ehlers, deceased;

3. That the said sum of $251.58 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 May 6, 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 23, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7426; Filed, Aug. 7, 1947; 8:50 a. m.]

[Vesting Order 9480]

HELMUT BAASCH ET AL.

In re: Stock owned by Helmut Baasch and others.

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

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

2. That the property described as follows: Four thousand three hundred and fifteen (4,315) shares of no par value common capital stock of American Radiator & Standard Sanitary Corporation, 40 West 40th Street, New York 18, New York, a corporation organized under the laws of the State of Delaware, evidenced by the certificates numbered as set forth in the aforesaid Exhibit A, registered in the names of the persons and in the amounts appearing opposite each certificate number, and presently in the custody of American Radiator & Standard Sanitary Corporation, 40 West 40th Street, New York 18, 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 persons whose names are set forth in Exhibit A, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

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

All determinations and all action required by law, including appropriate consultation and certification, having been

made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described 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

Registered owner	Certificate No.	Number of shares	OAP File No.
Helmut Baasch, Berlin, Germany	C027585	3	F-28-1082-A-1; D-1.
	C071440	7	
Louis Bauer, Dusseldorf, Germany	C0207005	4	F-28-1128-D-1.
Wilhelm Bertram, Preussen, Germany.	C028848	5	F-28-1150-A-1; D-1.
Joseph Bialas, Schonebeck-Elbe, Germany.	C019602	12	F-28-1213-A-1; D-1.
	C35319	100	
	C35320	100	
	C35321	100	
	C35322	100	
	C35323	100	
	C035612	28	
	C091552	56	
Paul Bosdorf, Schonebeck-Elbe, Germany.	C0116731	8	F-28-1265-A-1; D-1.
Willi Busch, Schonebeck-Elbe, Germany.	C091551	8	F-28-1342-A-1; D-1.
Valentine Didkovsky, Ostpriegnitz, Germany.	C01553	20	F-28-1287-D-1.
	C01554	2	
O. Diehr, Berlin, Germany	C020951	10	F-28-1288-A-1; D-1.
	C027590	10	
Martha Diemer, Berlin, Germany	C027591	5	F-28-1289-A-1; D-1.
	C071441	5	
Friedrich Karl Dietz, Berlin, Germany.	C058767	12	F-28-1291-A-1; D-1.
	C061254	25	
	C066886	2	
Mrs. Hedwig Dreusch, Berlin, Germany	C049192	44	F-28-1299-A-1; D-1.
	C094780	3	
	C11122	100	
	C03953	11	
	C0105981	95	
Paul Dreusch, Berlin, Germany	C051978	5	F-28-1300-A-1; D-1.
W. Duckstein, Schonebeck-Elbe, Germany.	C11123	100	F-28-1306-A-1; D-1.
	C11124	100	
	C11125	100	
	C11126	100	
	C027592	20	
	C058322	24	
	C082976	16	
Martha Emanuelsson, Berlin, Germany.	C116986	100	F-28-1448-D-1.
	C116987	100	
S. Enger, Schonebeck-Elbe, Germany.	C027594	10	F-28-1450-A-1; D-1.
	C0241712	20	
Otto Ernst, Schonebeck-Elbe, Germany.	C027595	2	F-28-1454-A-1; D-1.
	C071442	2	
August Feige, Schonebeck-Elbe, Germany.	C11128	100	F-28-1155-A-1; D-1.
	C11129	100	
	C03958	7	
	C027596	10	
Otto Finke, Schonebeck-Elbe, Germany.	C03959	19	F-28-1167-A-1; D-1.
	C022456	8	
	C027597	17	
	C058324	16	
	C084822	15	
Gerda Finsterbusch, Magdeburg, Germany.	C094796	5	F-28-1168-D-1.
Horst Finsterbusch, Magdeburg, Germany.	C094795	5	F-28-1169-D-1.
Linda Finsterbusch, Magdeburg, Germany.	C094797	1	F-28-1170-D-1.
Miss Elsie Hausman, Wttbg, Germany.	C0297394	15	F-28-1929-D-1.
George Heilinski, Schonebeck-Elbe, Germany.	C04482	10	F-28-1933-A-1; D-1.
Gertrud Heimbach, Schonebeck-Elbe, Germany.	C060755	8	
	C068901	9	F-28-1936-D-1.
Wilhelm Hermes, Schonebeck, An Der Elbe, Germany.	C048504	10	F-28-1947-D-1.
	C048506	6	
Fritz Herzog, Schonebeck-Elbe, Germany.	C04484	9	F-28-1950-A-1; D-1.
	C020953	10	
	C027604	6	
	C058325	8	
Frau Catha Hettlage, Wiesbaden, Germany.	C099835	10	F-28-1952-D-1.
	C099836	10	
	C099837	4	
Carl Heyde, Schonebeck-Elbe, Germany.	C027605	2	F-28-1956-A-1; D-1.
	C071443	5	
Gertrud Himboldt Baden, Germany.	C04485	18	F-28-1959-D-1.
Wilhelm Hochgrafe, Schonebeck-Elbe, Germany.	C04487	20	F-28-1966-A-1; D-1.
	C12354	100	
	C027608	10	
	C071445	5	
	C0367804	50	
Albert Holscher, Hanover, Germany	C04490	14	F-28-1971-A-1; D-1.
	C033655	3	
	C078399	1	
Werner Hulsemann, Gehren, Thuringen, Germany.	C027609	5	F-28-1976-D-1.
Hans Kaempfe, Berlin, Germany	C027611	5	F-28-1745-A-1; D-1.
Adolph Kaul, Schonebeck-Elbe, Germany.	C06626	9	F-28-1737-A-1; D-1.
	C027612	2	
	C059466	2	
Erna Klamm, Berlin, Germany	C06630	10	F-28-1764-A-1; D-1.
	C022457	8	
	C027613	5	
	C040187	2	
Hans Konig, Cottbus, Germany	C027617	10	F-28-1777-A-1; D-1.
Gustav Kopp, Magdeburg, Germany.	C027618	6	F-28-1780-A-1; D-1.
	C071447	6	
Max Krastel, Stuttgart, Germany	C039239	7	F-28-1786-1-A; D-1.
	C062041	5	
Hans Kynast, Hagen, Westf, Germany	C028851	9	F-28-1803-A-1; D-1.
Fritz Leinung, Schonebeck-Elbe, Germany.	C0165596	5	F-28-1554-D-1.
William Lenk, Schonebeck-Elbe, Germany.	C027622	4	F-28-1557-A-1; D-1.
	C071448	2	
Fritz Lingner, Schonebeck-Elbe, Germany.	C16319	100	F-28-1573-A-1; D-1.
	C013738	20	
Wilhelm Lohmann, Schonebeck-Elbe, Germany.	C027624	5	F-28-1589-A-1; D-1.
	C071449	5	
Gustav Motsch, Schonebeck-Elbe, Germany.	C027630	2	F-28-1481-A-1; D-1.
	C071450	4	
Wilhelm Muller, Schonebeck-Elbe, Germany.	C027634	12	F-28-1489-A-1; D-1.
	C058328	10	
Margarete Neidt, Pommern, Germany	C053449	6	F-28-1353-D-1.
Erich Oelschlager, Spree, Germany	C07406	2	F-28-1396-A-1; D-1.
	C022458	16	
	C027636	6	
	C058329	12	
Flora Paulick, Berlin, Germany	C027637	5	F-28-1406-A-1; D-1.
	C071451	5	
John Pingel, Harz, Germany	C09522	33	F-28-1413-D-1.
	C075833	50	
F. Pippow, Leipzig, Germany	C033653	40	F-28-1416-A-1; D-1.
	C043582	74	
Marie Pregler, Schonebeck-Elbe, Germany.	C07421	53	F-28-1431-A-1; D-1.
Otto Pregler, Schonebeck-Elbe, Germany.	C07422	55	F-28-1432-A-1; D-1.
	C047338	16	
	C055299	10	
	C062044	10	
William Pries, Seestadt Rostock, Germany.	C0365626	50	F-28-1434-D-1.
Otto Roder, Schonebeck-Elbe, Germany.	C08134	10	F-28-1511-A-1; D-1.
	C047340	8	
Louis Rulff, Schonebeck-Elbe, Germany.	C08084	18	F-28-1529-A-1; D-1.
	C027642	4	
Sophie Rulff, Schonebeck-Elbe, Germany.	C014740	8	F-28-1530-A-1; D-1.
	C08085	1	
Franz Rux, Schonebeck-Elbe, Germany.	C08086	9	F-28-1531-A-1; D-1.
Richard Sabinski, Berlin, Germany	C027643	5	F-28-1804-A-1; D-1.
Alfred Schedler, Schonebeck-Bad, Salzelman, Germany.	C0127546	15	F-28-1819-D-1.
	C0139648	5	
Carl Schimmelmann, Pretzsch-Elbe, Germany.	C027646	6	F-28-1832-A-1; D-1.
George Schlenk, Freiburg 1, Br., Germany.	C027647	10	F-28-1824-A-1; D-1.
	C075381	5	
(Mrs.) Auguste Schmidt, Magdeburg, Germany.	C55668	100	F-28-1827-D-1.
	C55669	100	
	C55670	100	
	C55671	100	
	C55672	100	
	C032560	52	
	C08088	10	
	C088697	68	
	C090368	100	
Wilhelm Schmilinsky, Schonebeck-Elbe, Germany.	C18389	100	F-28-1831-A-1; D-1.
	C18390	100	
	C013739	36	
W. Scholz, Schonebeck-Elbe, Germany.	C027648	2	F-28-1838-A-1; D-1.
	C075382	2	
Berta Schroder, Berlin, Germany	C027649	2	F-28-1839-A-1; D-1.
A. V. Skorka, Gronan Westf., Germany.	C027651	5	F-28-1856-D-1.
Anna Stolze, Schonebeck-Elbe, Germany.	C0198981	5	F-28-1892-D-1.
Fritz Stolze, a minor, Schonebeck-Elbe, Germany.	C0198980	8	F-28-1893-D-1.
Herman Stolze, Schonebeck-Elbe Germany.	C08098	9	F-28-1894-A-1; D-1.
	C076131	8	
Ilse Stolze, a minor, Schonebeck-Elbe, Germany.	C0198982	7	F-28-1895-D-1.
Kurt Strauss, Schonebeck-Elbe, Germany.	C027653	1	F-28-1900-A-1; D-1.
	C078402	1	
Paul Teske, B Dresden, Germany	C0171583	32	F-28-1604-A-1; D-1.
Kate Von Pein, Holstein, Germany	C025780	2	F-28-1673-D-1.
Otto Weddige, Schonebeck-Elbe, Germany.	C027657	4	F-28-1691-A-1; D-1.
	C081312	2	
Fritz Weise, Berlin, Germany	C020952	5	F-28-1703-A-1; D-1.
	C027658	10	
	C078403	6	
B. Wenzlau, Berlin, Germany	C08116	47	F-28-1707-A-1; D-1.
	C076132	24	
O. Wolf, Abteihof, Rheinprevinz, Germany.	C014689	39	F-28-1726-D-1.
	C0256153	1	

[F. R. Doc. 47-7430; Filed, Aug. 7, 1947; 8:50 a. m.]

[Vesting Order 9471]

CARL MANZ

In re: Estate of Carl Manz, deceased. D-28-3818; E. T. sec. 11159.

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 Emelie Manz, Ernst Manz (Ernst Conrad Manz) and Amalia Woeckel (now Amelia Klaus nee Woeckel), whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the sum of $6,418.72 was paid to the Alien Property Custodian by Hedwig Manz, Administratrix de bonis non with the will annexed of the Estate of Carl Manz, deceased;

3. That the said sum of $6,418.72 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 nationals of a designated enemy country (Germany);

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.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property in the Alien Property Custodian by acceptance thereof on August 21, 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 23, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7427; Filed, Aug. 7, 1947; 8:50 a. m.]

[Vesting Order 9472]

FRIEDRICH MATTHIES

In re: Estate of Friedrich Matthies, deceased. File D-28-11255; E. T. sec. 15613.

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 Erna Machold (Erna Machhold) whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the sum of $100.00 was paid to the Attorney General of the United States by Ernest Matthies, Executor of the estate of Friedrich Matthies, deceased;

3. That the said sum of $100.00 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 April 15, 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 23, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7428; Filed, Aug. 7, 1947; 8:50 a. m.]

[Vesting Order 9475]

CATHARINA PETERICH

In re: Estate of Catharina Peterich, deceased. D-28-8147; E. T. sec. 9061.

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 Fredericka Henning, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the sum of $100.00 deposited with the Treasurer of Cook County, Illinois on December 16, 1943, to the credit of the aforesaid national, pursuant to an order of the Probate Court of Cook County, Illinois, entered December 9, 1943, in the matter of the estate of Catharina Peterich, 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 the Treasurer of Cook County, Illinois, as depositary, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

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 actions 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.

[F. R. Doc. 47-7429; Filed, Aug. 7, 1947; 8:50 a. m.]

[Vesting Order 9482]

ELISABETH DISSER

In re: Debt owing to Elisabeth Disser (nee Chagrin), also known as Elisabet Chagrin.

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 Elisabeth Disser (nee Chagrin), also known as Elisabet Chagrin, whose last known address is (17a) Bruchaal (Baden), Hutten Str. 50, Germany, U. S. Zone, 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 Elizabeth Disser (nee Chagrin), also known as Elisabet Chagrin, by the Receiver of The First National Bank of Detroit, Insolvent, in the amount of $415.54, as of March 28, 1947, evidenced by three checks drawn on The National Bank of Detroit, Michigan, pay-

able to Elisabet Chagrin, in the amounts and numbered as follows:

Check number:	Amount
Q-181278	$117.72
P-120625	235.47
R-105343	62.35

which are presently in the custody of Supervising Receiver, Division of Insolvent National Banks, Comptroller of the Currency, Treasury Department, Washington, D. C., 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 23, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7431; Filed, Aug. 7, 1947; 8:50 a. m.]

[Vesting Order 9484]

HANS LESCOW AND HUGO LESCOW

In re: Debt owing to Hans Lescow and Hugo Lescow. F-28-13891-C-1.

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

1. That Hans Lescow and Hugo Lescow, whose last known addresses are Osnabruck, Province of Hanover, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Hans Lescow and Hugo Lescow, by Alfred R. Bunnell, 11 Park Place, New York, New York, including particularly but not limited to a portion of the sum of money on deposit with The Chase National Bank of the City of New York, Pine Street, Corner of Nassau, New York 15, New York, in a special checking account, entitled Alfred R. Bunnell, maintained at the Worth Street branch office of the aforesaid bank, and any and all rights to demand, enforce and collect the same,

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

and it is hereby determined:

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

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

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on July 23, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7432; Filed, Aug. 7, 1947; 8:50 a. m.]

[Vesting Order 9485]

KIKUICHI OKUMA

In re: Stock owned by Kikuichi Okuma. D-39-1231-D-1, D-39-1231-D-2, D-39-1231-D-3, D-39-1231-D-4, D-39-1231-D-5.

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 Kikuichi Okuma, whose last known address is 205 Kitashigeyasu Mura, Eguchi, Miyaki Gun, Saga Ken, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered in the name of Kikuichi Okuma, 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 (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 23, 1947.

For the Attorney General.

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

EXHIBIT A

Name and address of issuer	State of incorporation	Certificate Nos.	Number of shares	Par value	Type of stock
Bank of American National Trust & Savings Association, 300 Montgomery St., San Francisco, Calif.	California	B-17862	3	$12.50	Common.
		B-17861	2	12.50	Do.
		F-92664	3	12.50	Do.
American Telephone & Telegraph Co., 195 Broadway, New York, N. Y.	New York	NT88088	4	100.00	Capital.
Transamerica Corp., 4 Columbus Ave., San Francisco, Calif.	Delaware	SFG57554	½	2.00	Do.
		SFJ95777	½	2.00	Do.
		SFH27794	½	2.00	Do.
		SFR4124	½	2.00	Do.
		SFF66776	1	2.00	Do.
		SFS89974	11	2.00	Do.
		SFJ95776	1½	2.00	Do.
		SFF3622	1½	2.00	Do.
		SFF39227	3½	2.00	Do.
		SFJ95775	7½	2.00	Do.
Shell Union Oil Corp., 50 West 50th St., New York 20, N. Y.	do	TSF01040	20	15.00	Common.
Pacific Gas & Electric Co., 245 Market St., San Francisco 6, Calif.	California	F70346	10	25.00	Do.

[F. R. Doc. 47-7433; Filed, Aug. 7, 1947; 8:50 a. m.]

[Vesting Order 9487]

HERMANN SCHRENK ET AL.

In re: Bank accounts owned by Hermann Schrenk, Gustav Frey, Heinrich Guenther, Margarete Funke, also known as Margaret Funke, and Bertha Schwab.

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 Hermann Schrenk, Gustav Frey, Heinrich Guenther, Margarete Funke, also known as Margaret Funke, and Bertha Schwab, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: Those certain debts or other obligations owing to the persons whose names are set forth in Exhibit A, attached hereto and by reference made a part hereof, by Commonwealth Bank, Dime Building, Detroit, Michigan, arising out of commercial accounts, numbered and entitled as set forth opposite the name of each of the aforesaid persons, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

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

and it is hereby determined:

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

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

There is hereby vested in the Attorney General of the United States the property described 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 owner	Title of account	Account No.	OAP No.
Hermann Schrenk	Herman Schrenk	C 13-921	F-28-12145-E-1
Gustav Frey	Gustav Frey	C 11-477	F-28-16952-E-1
Heinrich Guenther	Heinrich Guenther	C 11-766	F-28-25524-E-1
Margarete Funke, also known as Margaret Funke.	Margaret Funke	C 12-077	F-28-9793-E-1
Bertha Schwab	Bertha Schwab	C 11-426	F-28-25995-E-1

[F. R. Doc. 47-7434; Filed, Aug. 7, 1947; 8:51 a. m.]

[Vesting Order 9488]

JOSEF SEHL

In re: Bank account owned by Josef Sehl. F-28-26119-C-1, F-28-26119-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 Josef Sehl, whose last known address is Frankfurt on the Main-Bonames, Schleherweg 27, 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 Josef Sehl, by The First National Trust & Savings Bank of San Diego, San Diego, California, arising out of a Savings Account, Account Number 86462, entitled Josef Sehl, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid 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 23, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7435; Filed, Aug. 7, 1947; 8:51 a. m.]

[Vesting Order 9489]

ANNA MARGARETHE SITZLER ET AL.

In re: Debt owing to Anna Margarethe Sitzler, Johann Heinrich Herzog, Hedwig Margarethe Henriette Herzog and Friedrich Heinrich Herzog. D-28-10644-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 Anna Margarethe Sitzler, Johann Heinrich Herzog, Hedwig Margarethe Henriette Herzog and Friedrich Heinrich Herzog, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Anna Margarethe Sitzler, Johann Heinrich Herzog, Hedwig Margarethe Henriette Herzog and Friedrich Heinrich Herzog, by Otto A. Hoecker, 1808 Russ Building, San Francisco 4, California, in the amount of $135.17, 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 nationals of a designated enemy country (Germany);

and it is hereby determined:

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

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

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on July 23, 1947.

For the Attorney General.

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

[F. R. Doc. 47-7436; Filed, Aug. 7, 1947; 8:51 a. m.]

[Vesting Order 9490]

KATHERINE STEIGERWALD

In re: Bank account owned by Katherine Steigerwald. F–28–25933–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 Katherine Steigerwald, 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 Katherine Steigerwald, by The Central Trust Company, Cincinnati, Ohio, arising out of a Savings Account, account number 74398, entitled Miss Katherine Steigerwald, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid 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 23, 1947.

For the Attorney General.

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

[F. R. Doc. 47–7437; Filed, Aug. 7, 1947; 8:51 a. m.]

[Vesting Order 9523]

MASAICHI MORINO ET AL.

In re: Debts owing to Masaichi Morino and others. F–39–1805–E–1, F–39–4792–E–1, F–39–5796–E–1, F–39–5900–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 Masaichi Morino, whose last known address is Fukuyama, Japan; Toku Sawanobori, whose last known address is Tokyo, Japan; and Retsu Yoshihara, whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That J. Yamamoto Fish Net Manufacturing Company, the last known address of which is Nagoya, Japan, is a corporation organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

3. That the property described as follows: Those certain debts or other obligations owing to the persons whose names are set forth in Exhibit A, attached hereto and by reference made a part hereof, by the Superintendent of Banks of the State of California and Liquidator of The Yokohama Specie Bank, Ltd., Los Angeles Office, c/o State Banking Department, 111 Sutter Street, San Francisco, California, arising out of the accounts described opposite the names 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);

and it is hereby determined:

4. That to the extent that the persons named 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 (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 25, 1947.

For the Attorney General.

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

EXHIBIT A

Name of creditor	Description of account	Amount, as of Dec. 31, 1945
Masaichi Morino	Commercial checking account entitled Masaichi Morino.	$133.93
Toku Sawanobori	Fixed deposit account No. 68419.	166.95
Retsu Yoshihara	Fixed deposit account No. 68504.	151.60
J. Yamamoto Fish Net Manufacturing Co.	Suspense account	130.35

[F. R. Doc. 47–7438; Filed, Aug. 7, 1947; 8:51 a. m.]

[Dissolution Order 63]

STEEL WIRE CORP.

Whereas, by assignment from American Giese Wire Corporation pursuant to Dissolution Order Number 58, dated July 7, 1947 (12 F. R. 4621), the Attorney General of the United States has acquired all of the presently outstanding shares of the capital stock of Steel Wire Corporation, an Illinois corporation; and

Whereas, Steel Wire Corporation has been dissolved by action of the Attorney General of the State of Illinois for failure to file an annual report and to pay franchise taxes for the year 1942; and

Whereas, Steel Wire Corporation has been substantially liquidated under the supervision of the undersigned;

Now, under the authority of the Trading with the Enemy Act, as amended, and Executive Orders 9095, as amended, and 9788, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except possible claims for taxes owing by the corporation, and except such claim if any as the Attorney General of the United States may have for monies advanced or services rendered to or on behalf of the corporation; and

2. Having determined that it is in the national interest of the United States that the dissolution and liquidation proceedings with respect to said corporation be completed and that its assets be distributed;

Hereby orders, that the officers and directors of Steel Wire Corporation (to wit, Robert Kramer, President and Director, Francis J. Carmody, Secretary and Director, and Martin S. Watts, Treasurer and Director, and their successors, or any of them), continue the proceedings for the dissolution of Steel Wire Corporation; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state, and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay over, transfer, assign and deliver to the Attorney General of the United States all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and second, as a liquidating distribution of assets to the Attorney General of the United States as holder of all the issued and outstanding stock of the corporation; and

Further orders, that nothing herein set forth shall be construed as prejudicing the right, under the Trading with the Enemy Act, as amended, of any person who may have a claim against said corporation to file such claim with the Attorney General of the United States against any funds or property received by the Attorney General of the United States hereunder: *Provided, however,* That nothing herein contained shall be construed as creating additional rights in such person: *And provided, further,* That any such claim against said corporation shall be filed with or presented to the Attorney General of the United States within the time and in the form and manner prescribed for such claims by the Trading with the Enemy Act, as amended, and applicable regulations and orders issued pursuant thereto; and further orders, that all actions taken and acts done by the said officers and directors of Steel Wire Corporation, pursuant to this Order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., this 4th day of August 1947.

For the Attorney General.

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

[F. R. Doc. 47-7439; Filed, Aug. 7, 1947; 8:51 a. m.]