FEDERAL REGISTER

VOLUME 15 NUMBER 235

Washington, Tuesday, December 5, 1950

TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 10185

AMENDMENT OF EXECUTIVE ORDER NO. 10166[1] OF OCTOBER 4, 1950

By virtue of the authority vested in me by section 4 (j) of the Selective Service Act of 1948, as amended by the act of September 9, 1950, Public Law 779, 81st Congress, it is ordered that Executive Order No. 10166 of October 4, 1950, entitled "Establishing the National Advisory Committee on the Selection of Doctors, Dentists, and Allied Specialists", be, and it is hereby, amended as follows:

1. The title of the order is amended to read "Establishing the National Advisory Committee on the Selection of Physicians, Dentists, and Allied Specialists".

2. The name of the Committee established by paragraph 1 of the order as the "National Advisory Committee on the Selection of Doctors, Dentists, and Allied Specialists" is changed to "National Advisory Committee on the Selection of Physicians, Dentists, and Allied Specialists".

3. Paragraph 4 of the order is hereby amended to read as follows:

"4. Within the limits of applicable law, the Selective Service System shall defray necessary expenses of the Committee, including the compensation of the members thereof, and necessary expenses of those State and local volunteer advisory committees which may be designated by the Committee."

4. This order shall be effective as of October 4, 1950.

HARRY S. TRUMAN

THE WHITE HOUSE,
December 1, 1950.

[F. R. Doc. 50-11152; Filed, Dec. 4, 1950; 10:51 a. m.]

EXECUTIVE ORDER 10186

ESTABLISHING THE FEDERAL CIVIL DEFENSE ADMINISTRATION IN THE OFFICE FOR EMERGENCY MANAGEMENT OF THE EXECUTIVE OFFICE OF THE PRESIDENT

By virtue of the authority vested in me by the Constitution and the statutes, and in furtherance of the civil defense of the United States, it is ordered as follows:

1. There is hereby established the Federal Civil Defense Administration (hereinafter referred to as the Administration) in the Office for Emergency Management of the Executive Office of the President. At the head of the Administration shall be an Administrator who shall be appointed by the President with compensation at the rate of $17,500 a year, and who may appoint a Deputy Administrator with compensation at the rate of $16,000 a year. The foregoing appointments shall be made without regard to the civil-service laws and the Classification Act of 1949.

2. The basic purpose of the Administration shall be to promote and facilitate the civil defense of the United States in cooperation with the several States. Subject to the direction and control of the President and within such amounts of funds as may be made available, and in accordance with law, the Administrator shall perform the following functions:

(a) Prepare comprehensive Federal plans and programs for the civil defense of the United States and coordinate them with the civil-defense activities of the States, of neighboring countries, and, with the consent of any such country, of any state, province, or similar political subdivision thereof.

(b) Conduct or arrange for the conduct of research to develop civil-defense measures and equipment and to effect the standardization thereof.

(c) Disseminate civil-defense information and exchange such information with foreign countries.

(d) Conduct or arrange for training programs for the instruction of State and local civil-defense leaders and specialists in the organization, operation, and techniques of civil defense.

(e) Assist and encourage any two States or groups of States or any one or more States and any neighboring state, province, or similar political subdivision of a foreign country, with the consent of such foreign country, in negotiating and entering into agreements or compacts for mutual aid across State lines, or into or out of the United States, to meet emergencies or disasters from enemy attacks which cannot be adequately met or controlled by the local forces: *Provided*, That all such agreements or com-

(Continued on p. 8559)

[1] 15 F. R. 6777.

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THE PRESIDENT

EXECUTIVE AGENCIES

FEDERAL REGISTER

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CODIFICATION GUIDE

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.

pacts shall be subject to the consent of the Congress.

(f) Make appropriate provision for necessary civil-defense communications.

3. All departments and agencies of the Federal Government are authorized and directed to cooperate with the Administrator and, to the extent permitted by law, to furnish the Administrator such information and assistance as he may require in the performance of his functions under this order. The Administrator shall, to the extent practicable, utilize existing facilities and services of the departments and other agencies. The Administrator shall review the civil-defense activities of the departments and agencies and promote the coordination of these activities with one another and with the comprehensive Federal plans and programs prepared by the Administrator pursuant to this order. Insofar as the functions assigned hereunder relate to negotiations or the exchange of information with foreign countries or their political subdivisions, such functions shall be performed in cooperation with and subject to the approval of the Secretary of State.

4. To the extent necessary to carry out the provisions of this order, the Administrator is authorized (1) to employ civilian personnel for duty in the United States, including the District of Columbia, or elsewhere, subject to the civil-service laws, (2) to fix the compensation of such personnel in accordance with the Classification Act of 1949, and (3) to make provision for supplies, facilities, and services: *Provided*, That the rates of compensation for not more than twenty-two positions (1) may be fixed without regard to the Classification Act of 1949, (2) shall be not less than $11,200 or more than $14,000 *per annum*, and (3) shall be fixed subject to the approval of the Civil Service Commission in those cases in which they are $13,000 or less *per annum* and subject to the approval of the President in those cases in which they are more than $13,000 *per annum*.

5. The Administrator is authorized to employ experts and consultants or organizations thereof, in accordance with and subject to the provisions of section 15 of the act of August 2, 1946 (5 U. S. C. 55a), at rates not in excess of $50 *per diem*. While away from their homes or regular places of business, on the business of the Administration, persons so employed may be paid actual transportation expenses and an allowance not to exceed $15 *per diem* in lieu of subsistence and other expenses.

6. Those activities with respect to civil defense heretofore performed by employees of the National Security Resources Board which are within the scope of this order shall hereafter be performed by the Administration; and the employees now primarily engaged in performing the said activities shall be transferred from the National Security Resources Board to the Administration. The records of the National Security Resources Board relating to the said activities shall be made available to the Administrator pursuant to the provisions of Executive Order No. 9784 of September 25, 1946.

7. As used in this order, the terms "State" and "States" include the Territories and possessions of the United States and the District of Columbia.

8. Pending the appropriation of funds for the use of the Administration, its expenditures, including the compensation of personnel, shall be financed out of an allotment or allotments to be made by the President from the appropriation under the heading "Executive Office of the President—Emergencies (National Defense)" appearing in the Supplemental Appropriation Act, 1951 (Public Law 843, 81st Congress, approved September 27, 1950).

HARRY S. TRUMAN

THE WHITE HOUSE,
December 1, 1950.

[F. R. Doc. 50-11151; Filed, Dec. 4, 1950; 10:51 a. m.]

RULES AND REGULATIONS

TITLE 12—BANKS AND BANKING

Chapter II—Federal Reserve System

Subchapter A—Board of Governors of the Federal Reserve System

[Reg. W]

PART 222—CONSUMER INSTALMENT CREDIT

INTERPRETATIONS

AUTHORITY: §§ 222.124 and 222.125 issued under sec. 5, 40 Stat. 415, as amended, sec. 601, Pub. Law 774, 81st Cong.; 50 U. S. C. App. 5. E. O. 8843, Aug. 9, 1941, 6 F. R. 4035; 3 CFR, 1941 Supp.

§ 222.124 *Refinancing of instalment sale of unlisted article.* A question has been presented concerning the application of this part to the instalment refinancing by a bank or finance company of an instalment obligation which had been made payable to the vendor by the purchaser of an unlisted article and which thereafter had been purchased or discounted by the bank or finance company at a date subsequent to the sale of the article. In the case presented the refinancing would be accomplished by the Registrant taking an instalment note payable to itself which would replace the original obligation purchased or discounted. Inasmuch as the transaction between the purchaser and vendor was not regulated, the Board is of the view that such refinancing, whether or not evidenced by a new obligation, likewise would not be a regulated transaction. In all such cases, however, the Registrant would have a duty under § 222.8 (a) of being able to demonstrate

that any such refinancing on unregulated terms was permissible.

§ 222.125 *Statement of the borrower.* A recent inquiry received by the Board raised a question concerning the application of § 222.4 (d) in the case of an instalment loan for the purpose of purchasing residential repairs, alterations, or improvements covered under Part 1, Group D of § 222.9. The specific question is whether, in the case of any such loan for which FHA insurance is sought, the "FHA Title I Credit Application" form and the "FHA Title I Cash Down Payment Certificate" form, when both are properly completed by the borrower, are sufficient to satisfy the requirements of § 222.4 (d) concerning the Statement of the Borrower. The aforementioned forms are designated, respectively, "Form FH–1, (Rev. 6–50)" and "Form FH–9, Rev. 7–50."

The Board's understanding is that a separate Credit Application to the lender is required to be executed by the borrower for each such loan, and that such Credit Application and a Down Payment Certificate executed by the borrower are required to be obtained by the lender prior to any disbursement of the loan. The Credit Application form specifically states that the proceeds of the loan applied for will be used to finance the repairs or improvements which the form requires the borrower to describe. It is understood also that the "total cost", exclusive of financing charges, required to be set out in the Down Payment Certificate represents the actual cost of the repairs or improvements described in the Credit Application, and that no discrepancy is permitted between this figure and the cost as revealed by the Credit Application. In addition, it is understood, and the Down Payment Certificate indicates, that the borrower must specify in such Certificate the amount of any trade-in or other allowance.

On the basis of the foregoing and from an examination of the FHA forms in question, the Board is of the view that such forms, when properly completed by the borrower, are sufficient to satisfy the requirements of § 222.4 (d). In such a case, the borrower states the purpose of the loan and indicates that the entire proceeds of the loan are to be used for that purpose. And, as the purpose is to purchase a listed article, the borrower identifies such article, supplies sufficient information with respect to its price and also with respect to any trade-in or allowance. Consequently, in cases of this kind § 222.4 (d) would not require of the borrower an additional statement.

Of course, the information reflected in the aforementioned forms when completed by the borrower will not necessarily indicate compliance with requirements of this part other than § 222.4 (d). For example, in a given case, a down payment greater than the 10 per cent requirement specified by the Down Payment Certificate may be necessary under this part. This would occur by virtue of Group B of § 222.9 where a modernization job would include, for example, the installation of a kitchen sink unit incorporating a mechanical dishwasher.

BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM,
[SEAL] S. R. CARPENTER,
Secretary.

[F. R. Doc. 50–10984; Filed, Dec. 4, 1950; 8:46 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amdt. 36]

PART 600—DESIGNATION OF CIVIL AIRWAYS

MISCELLANEOUS AMENDMENTS

The civil airway alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest, and therefore is not required. Part 600 is amended as follows:

1. Section 600.210 is amended to read:

§ 600.210 *Red civil airway No. 10 (Pueblo, Colo., to Charleston, S. C.).* From the Pueblo, Colo., radio range station via the intersection of the northwest course of the Dalhart, Tex., VHF radio range and the east course of the Trinidad, Colo., radio range; Dalhart, Tex., VHF radio range station; the intersection of the southeast course of the Dalhart, Tex., VHF radio range and the north course of the Amarillo, Tex., radio range; Amarillo Tex., radio range station; Wichita Falls, Tex., radio range station; the intersection of the southeast course of the Wichita Falls, Tex., radio range and the north course of the Fort Worth, Tex., radio range; Dallas, Tex., radio range station; Shreveport, La., radio range station; Monroe, La., radio range station; Jackson, Miss., radio range station; Meridian, Miss., radio range station; Birmingham, Ala., radio range station; the intersection of the east course of the Birmingham, Ala., radio range and the west course of the Campbellton, Ga., radio range; Campbellton, Ga., radio range station; Atlanta, Ga., radio range station; Augusta, Ga., radio range station to the Charleston, S. C., radio range station.

2. Section 600.217 is amended to read:

§ 600.217 *Red civil airway No. 17 (St. Louis, Mo., to Baltimore, Md.).* From the intersection of the southwest course of the Belleville, Ill., Scott AFB radio range with a point on the southwest course of the Scott AFB radio range 48 miles southwest of the Belleville, Ill., Scott AFB radio range station via the Belleville, Ill., Scott AFB radio range station to the intersection of the northeast course of the Scott AFB radio range and the west course of the Effingham, Ill., radio range. From the Chanute AFB, Rantoul, Ill., radio range station to the intersection of the northeast course of the Chanute AFB radio range and the southeast course of the Chicago, Ill., radio range. From the Fort Wayne, Ind., radio range station via the Findlay, Ohio, non-directional radio beacon; the Mansfield, Ohio, non-directional radio beacon to the Pittsburgh, Pa., radio range station. From the McKeesport, Pa., non-directional radio beacon to the Johnstown, Pa., non-directional radio beacon. From the Martinsburg, W. Va., radio range station to the Baltimore, Md., radio range station.

3. Section 600.284 is amended to read:

§ 600.284 *Red civil airway No. 84 (Lafayette, La., to Montgomery, Ala.).* From the Lafayette, La., non-directional radio beacon via the intersection of a bearing of 106° magnetic from the Lafayette, La., non-directional radio beacon with a bearing of 271° magnetic from a point 20 miles south of the New Orleans, La., radio range station on the south course of the New Orleans, La., radio range to a point 20 miles south of the New Orleans, La., radio range station on the south course of the New Orleans, La., radio range. From the Callendar, La., non-directional radio beacon via the intersection of a bearing 64° magnetic from the Callendar, La., non-directional radio beacon with the southwest course of the Biloxi, Miss., Keesler AFB radio range to the Biloxi, Miss., Keesler AFB radio range station. From the Meridian, Miss., radio range station to the Montgomery, Ala., Maxwell AFB radio range station.

4. Section 600.298 is added to read:

§ 600.298 *Red civil airway No. 98 (Vichy, Mo., to Belleville, Ill.).* From the Vichy, Mo., radio range station to the Belleville, Ill., Scott AFB radio range station.

5. Section 600.645 is amended to read:

§ 600.645 *Blue civil airway No. 45 (Lake Charles, La., to Baton Rouge, La.).* From the intersection of the east course of the Lake Charles, La., radio range and the southwest course of the Baton Rouge, La., radio range via the Baton Rouge, La., radio range station to the Madisonville, La., fan marker located at Lat. 30°27'30", Long. 90°12'10".

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 302, 52 Stat. 985, as amended; 49 U. S. C. 452)

This amendment shall become effective 0001 e. s. t. December 1, 1950.

[SEAL] LEONARD W. JURDEN,
Acting Administrator of Civil Aeronautics.

[F. R. Doc. 50–10975; Filed, Dec. 1, 1950; 12:12 p. m.]

[Amdt. 39]

PART 601—DESIGNATION OF CONTROL AREAS, CONTROL ZONES, AND REPORTING POINTS

MISCELLANEOUS AMENDMENTS

The control area, control zone and reporting point alterations appearing

hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest, and therefore is not required. Part 601 is amended as follows:

1. Section 601.284 is amended by changing caption to read: *"Red civil airway No. 84 control areas (Lafayette, La., to Montgomery, Ala.)."*

2. Section 601.288 is amended to read:

§ 601.288 *Red civil airway No. 88 control areas (Albuquerque, N. Mex., to Hobbs, N. Mex.).* All of Red civil airway No. 88 including all that area within 5 miles either side of the enroute and altitude change radials and the area between the altitude change and enroute radials from the Albuquerque, N. Mex., omnirange station to the Corona, N. Mex., omnirange station via the direct enroute radials; Corona, N. Mex., omirange station to the Roswell, N. Mex., omnirange station via the direct enroute and 15° northeast altitude change radials; Roswell, N. Mex., omnirange station to the Hobbs, N. Mex., omnirange station via the direct enroute radials, including all that area bounded on the south and southwest by Red civil airway No. 88 and on the northeast by the Roswell-Hobbs direct enroute radials.

3. Section 601.298 is added to read:

§ 601.298 *Red civil airway No. 98 control areas (Vichy, Mo., to Belleville, Ill.).* All of Red civil airway No. 98.

4. Section 601.606 is amended to read:

§ 601.606 *Blue civil airway No. 6 control areas (Abilene, Tex., to Muskegon, Mich.).* All of Blue civil airway No. 6 including all that area within 5 miles either side of the enroute and altitude change radials and the area between the altitude change and enroute radials from the Abilene, Tex., omnirange station to the Wichita Falls, Tex., omnirange station via the direct enroute and 15° southeast altitude change radials; Wichita Falls, Tex., omnirange station to the Oklahoma City, Okla., omnirange station via the direct enroute and 15° east altitude change radials, including all that area bounded on the east by Amber civil airway No. 4, on the southeast by Blue civil airway No. 6 and on the west by the Oklahoma City to Wichita Falls east altitude change radial.

5. Section 601.630 is amended to read:

§ 601.630 *Blue civil airway No. 30 control areas (Brownsville, Tex., to Amarillo Tex.).* All of the Blue civil airway No. 30 including all that area within 5 miles either side of the enroute and altitude change radials and the area between the altitude change and enroute radials from the San Angelo, Tex., omnirange station to the Big Spring, Tex., omnirange station via the direct enroute and 15° northeast altitude change radials, including all that area bounded on the south by Red civil airway No. 68, on the southwest by Blue civil airway No. 30 and on the northeast by the San Angelo-Big Spring direct enroute radials.

6. Section 601.1025 is amended to read:

§ 601.1029 *Control area extension (New Orleans, La.).* All that area within a 25 mile radius of the New Orleans, La., radio range station located in the southeast quadrant and including all the area bounded on the west by the south course of the New Orleans, La., radio range, on the south and east by the shoreline and on the north by Red civil airway No. 84.

7. Section 601.1029 *Control Area Extension La Junta, Colo.,* is revoked.

8. Section 601.1029 is added to read:

§ 601.1029 *Control area extension (Corpus Christi, Tex.).* All that area within a 25 mile radius of the Corpus Christi, Tex., radio range station lying within the west and north quadrants of the radio range.

9. Section 601.1053 is amended to read:

§ 601.1053 *Control area extension (Houston, Tex.).* All that area within a 40 mile radius of the Houston, Tex., radio range station.

10. Section 601.1069 is amended to read:

§ 601.1069 *Control area extension (Santa Barbara, Calif.).* From the Santa Barbara, Calif., radio range station extending 5 miles either side of the west course of the Santa Barbara, Calif., radio range to a point 25 miles west of the radio range station, extending 5 miles either side of the south course of the radio range to a point 25 miles south of the radio range station, and extending 5 miles either side of the north course of the radio range to a point 25 miles north of the radio range station; from the Santa Barbara, Calif., VHF radio range station extending 5 miles either side of the northeast and southwest courses of the VHF radio range to points 25 miles northeast and southwest of the VHF radio range station, and extending 5 miles either side of the southeast course of the VHF radio range to a point 38 miles southeast of the VHF radio range station.

11. Section 601.1110 is amended to read:

§ 601.1110 *Control area extension (Hobbs, N. Mex.).* From the Hobbs, N. Mex., radio range station extending 5 miles either side of the north course of the radio range to a point 25 miles north of the radio range station.

12. Section 601.1118 is amended to read:

§ 601.1118 *Control area extension (Grand Junction, Colo.).* All that area bounded on the northeast by a line beginning at a point on Red civil airway No. 6 five miles northeast of and parallel to the Grand Junction, Colo., ILS localizer course, on the northwest by a line five miles northwest of and parallel to a 220° magnetic bearing from the Grand Junction non-directional radio beacon, and on the south by Red civil airway No. 6.

13. Section 601.1136 is amended to read:

§ 601.1136 *Control area extension (San Juan, P. R.).* Within a radius of 100 nautical miles of the Isle Grande Airport, San Juan, P. R., excluding the airspace over existing airspace danger areas and warning areas. (Designated to conform with Recommendation No. 6 of the Rules of the Air and Air Traffic Control Committee of the Second ICAO Caribbean Regional Air Navigation Meeting, as approved by the Council of ICAO.).

14. Section 601.1202 is added to read:

§ 601.1202 *Control area extension (Tucumcari, N. Mex.).* From the Tucumcari, N. Mex., radio range station extending 5 miles either side of the north and south courses of the radio range to points 25 miles north and south of the radio range station.

15. Section 601.1203 is added to read:

§ 601.1203 *Control area extension (Acomita, N. Mex.).* From the Acomita, N. Mex., radio range station extending 5 miles either side of the south course of the radio range to a point 25 miles south of the radio range station.

16. Section 601.1204 is added to read:

§ 601.1204 *Control area extension (Zuni, N. Mex.)* From the Zuni, N. Mex., radio range station extending 5 miles either side of the south course of the radio range to a point 25 miles south of the radio range station.

17. Section 601.1205 is added to read:

§ 601.1205 *Control area extension (Albuquerque, N. Mex.).* All that area within a 25 mile radius of the Albuquerque, N. Mex., radio range station in the northwest quadrant of the radio range bounded on the south by Green civil airway No. 4 and on the east by the north course of the Albuquerque, N. Mex., radio range.

18. Section 601.1206 is added to read:

§ 601.1206 *Control area extension (Midland, Tex.).* From the Midland, Tex., radio range station extending 5 miles on the northeast side of the southeast course of the radio range to a point 25 miles southeast of the radio range station, and all that area between the Midland, Tex., radio range station and the El Paso, Tex., radio range station bounded on the north by Green civil airway No. 5 and on the south by Red civil airway No. 68.

19. Section 601.1207 is added to read:

§ 601.1207 *Control area extension (Carlsbad, N. Mex.).* From the Carlsbad, N. Mex., radio range station extending 5 miles either side of the northwest course of the radio range to a point 25 miles northwest of the radio range station, and extending 5 miles either side of the southeast course of the radio range to its intersection with Green civil airway No. 5.

20. Section 601.1208 is added to read:

§ 601.1208 *Control area extension (Salt Flat, Tex.).* From the Salt Flat, Tex., radio range station extending 5

miles either side of the north course of the radio range to a point 15 miles north of the radio range station.

21. Section 601.1209 is added to read:

§ 601.1209 *Control area extension (Columbus, N. Mex.).* From the Columbus, N. Mex., radio range station extending 5 miles either side of the north course of the radio range to a point 25 miles north of the radio range station.

22. Section 601.1210 is added to read:

§ 601.1210 *Control area extension (Rodeo, N. Mex.).* From the Rodeo, N. Mex., radio range station extending 5 miles either side of the northeast course of the radio range to a point 25 miles northeast of the radio range station.

23. Section 601.1211 is added to read:

§ 601.1211 *Control area extension (Dallas, Tex.).* All that area southeast of the Dallas, Tex., radio range station bounded on the west by Blue civil airway No. 5, on the north by Red civil airway No. 10, on the east by a line beginning at Lat. 32°42'15", Long. 96°21'15" and extending via Lat. 32°17'00", Long. 96° 25'00" to the Waco, Tex., radio range station.

24. Section 601.1212 is added to read:

§ 601.1212 *Control area extension (Craig AFB, Selma, Ala.).* Within 5 miles either side of the northwest and southeast courses of the Craig AFB radio range extending from Red civil airway No. 84 to Green civil airway No. 6.

25. Section 601.1213 is added to read:

§ 601.1213 *Control area extension (Lake Charles, La.).* All that area either side of a rhumb line between the Lake Charles, La., radio range station and the Havana, Cuba, non-directional radio beacon extending 5 miles on either side of such line from the Lake Charles radio range station to the coastline, thence 5 miles on the north side and diverging at an angle of 15° on the south side to its intersection with the northern boundary of the New Orleans Oceanic Control Area.

26. Section 601.1214 is added to read:

§ 601.1214 *Control area extension (Brownsville, Tex.).* All that area either side of a rhumb line between the Brownsville, Tex., radio range station and the Tampa, Fla., radio range station extending 5 miles on either side of such line from the Brownsville, Tex., radio range station to the coastline, excluding the portion lying within the Territory of Mexico, thence diverging at an angle of 15° on the north side and bounded on the south side by the northern boundary of the Mexico Oceanic Control Area to the western boundary of the New Orleans Oceanic Control Area.

27. Section 601.1215 is added to read:

§ 601.1215 *Control area extension (Galveston, Tex.).* All that area either side of the southeast course of the Galveston, Tex., radio range between the coastline and its intersection with the New Orleans Oceanic Control Area boundary, diverging at an angle of 15° from each side of Blue civil airway No. 5 and extending to the northwestern boundary of the New Orleans Oceanic Control Area.

28. Section 601.1216 is added to read:

§ 601.1216 *Control area extension (New Orleans, La.).* All that area either side of the south course of the New Orleans, La., radio range between the southern terminus of Amber civil airway No. 5 and the New Orleans Oceanic Control Area boundary, extending 5 miles on each side to the coastline, thence diverging at an angle of 5° on the east side and 15° on the west side to the northern boundary of the New Orleans Oceanic Control Area.

29. Section 601.1217 is added to read:

§ 601.1217 *Control area extension (New Orleans, La.).* All that area either side of a rhumb line between the Callender, La., non-directional radio beacon and the Havana, Cuba, non-directional radio beacon extending 5 miles on either side of such line from the Callender non-directional radio beacon to the coastline, thence diverging at an angle of 15° from each side to the northern boundary of the New Orleans Oceanic Control Area.

30. Section 601.1218 is added to read:

§ 601.1218 *Control area extension (New Orleans, La.).* All that area either side of a rhumb line between the Callender, La., non-directional radio beacon and the Tampa, Fla., radio range station extending 5 miles on either side of such line from the Callender non-directional radio beacon to the coastline, thence diverging at an angle of 15° on the south side and 7° on the north side to the northern boundary of the New Orleans Oceanic Control Area.

31. Section 601.2119 *Peoria, Ill., control zone* is corrected by changing name of airport from "Municipal Airport" to "Greater Peoria Airport".

32. Section 601.2274 is added to read:

§ 601.2274 *Craig AFB, Selma, Ala., control zone.* Within a 5-mile radius of the Craig Air Force Base extending 2 miles either side of the southeast course of the Craig AFB radio range to a point 10 miles southeast of the radio range station.

33. Section 601.4234 is amended to read:

§ 601.4234 *Red civil airway No. 34 (Charleston, W. Va., to Elizabeth City, N. C.).* Pulaski, Va., radio range station; Rocky Mount, N. C., VHF radio range station; Elizabeth City, N. C., VHF radio range station.

34. Section 601.4284 is amended by changing caption to read: *Red civil airway No. 84 (Lafayette, La., to Montgomery, Ala.).*

35. Section 601.4298 is added to read:

§ 601.4298 *Red civil airway No. 98 (Vichy, Mo., to Belleville, Ill.).* No reporting point designation.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

This amendment shall become effective 001 e. s. t. December 1, 1950.

[SEAL] LEONARD W. JURDEN,
Acting Administrator of Civil Aeronautics.

[F. R. Doc. 50-10976; Filed, Dec. 1, 1950; 12:12 p. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce

Subchapter C—Office of International Trade

[5th Gen. Rev. of Export Regs., Amdt. 27]

PART 371—GENERAL LICENSES

REFINED OILS AND AVIATION LUBRICATING OILS

Section 371.9 *General in-transit license GIT* is amended in the following particulars:

Paragraph (c) *Excepted commodity list* is amended by adding thereto the following commodities:

Commodity	Schedule B No.	Schedule S No.[1]
Refined oils:		
Motor fuel and gasoline (report octane rating):		
Aviation motor fuels, 100 or over octane number (bbl. of 42 gal.)	501610	512
Aviation motor fuels, under 100, not under 90, octane number (bbl. of 42 gal.)	501620	512
Aviation motor fuels, under 90 octane number (bbl. of 42 gal.)	501640	512
Aviation lubricating oils:		
High viscosity-index grade (including any aviation lubricating oils intended for internal-combustion engine lubrication having a Saybolt Universal Viscosity at 210° F. of more than 95 seconds and viscosity index of 85 or more) (bbl. of 42 gal.)	504001	515
Medium viscosity-index grade (including jet lubricating oils and any aviation lubricating oils intended for internal-combustion engine lubrication and having a Saybolt Universal Viscosity at 210° F. of more than 60 seconds and a viscosity index of 60 or over) (bbl. of 42 gal.)	504003	515

[1] The Department of Commerce Schedule S number is shown for each commodity. All shipments of merchandise for which the shipper's export declaration for in-transit goods is required must be reported in terms of Schedule S, as well as Schedule B.

(Sec. 3, 63 Stat. 7; 50 U. S. C. App. Sup. 2023; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, Supp. 1948.)

This amendment shall become effective as of November 30, 1950.

LORING K. MACY,
Deputy Director, Office of International Trade.

[F. R. Doc. 50-11001; Filed, Dec. 4, 1950; 8:48 a. m.]

[5th Gen. Rev. of Export Regs., Amdt. 28]

PART 384—GENERAL ORDERS

Part 384 *General orders* is amended by adding thereto two new sections (§ 384.5 and § 384.6) to read as follows:

§ 384.5 *Order revoking certain general licenses to mainland of China (including Manchuria), Hong Kong, and Macao.* Effective 12:01 a. m., Eastern Standard Time, December 3, 1950, General Licenses GRO (§ 371.8), GLR (§ 371.18), GMC (§ 371.25), and GCC (§ 371.17), authorizing exportation of any commodity, whether or not included on the Positive List of Commodities (§ 399.1), are revoked to the following destinations: Manchuria (including the Port Arthur Naval Base area and Liaoning Province), and China (including the provinces of Suiyuan, Chahar, Ningsia, and Jehol, sometimes referred to as Inner Mongolia; the provinces of Chinghai (Tsinghai) and Sikang; Sinkiang; Tibet; and Outer Mongolia), and Hong Kong and Macao, but excluding Taiwan (Formosa) as described in Schedule C of the Bureau of the Census.

This order also applies to shipments through United States foreign trade zones to the foregoing destinations. It shall not apply to exportations to the above destinations which have been laden aboard the exporting carrier prior to its effective date.

§ 384.6 *Order extending validated license requirements to intransit shipments to certain destinations.* Notwithstanding any other provision of the export regulations, except § 371.9 (b) (1), shipments of Positive List commodities originating in any foreign country moving in transit through the United States, or using the facilities of a foreign trade zone, or manifested to the United States, may not be exported to any destination in Subgroup A (§ 371.3), Hong Kong, or Macao, without a validated export license.

This order shall become effective 12:01 a. m., eastern standard time, December 4, 1950.

(Sec. 3, 63 Stat. 7; 50 U. S. C. App. Sup. 2023. E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

LORING K. MACY,
Deputy Director,
Office of International Trade.

[F. R. Doc. 50-11169; Filed, Dec. 4, 1950; 12:20 p. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

EXEMPTION OF CERTAIN TRANSACTIONS IN WHICH SECURITIES ARE RECEIVED BY REDEEMING OTHER SECURITIES

The Securities and Exchange Commission, acting pursuant to authority vested in it by the Securities Exchange Act of 1934, particularly sections 3 (a) (12), 16 (b) and 23 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors, and necessary to carry out the provisions of the act, hereby adopts the following rule:

§ 240.16b-5 *Exemption from section 16 (b) of certain transactions in which securities are received by redeeming other securities.* Any acquisition of an equity security (other than a convertible security or right to purchase a security by a director or officer of the issuer of such security shall be exempt from the operation of section 16 (b) upon condition that:

(a) The equity security is acquired by the surrender of another security which:

(1) Represented substantially and in practical effect a stated or readily ascertainable amount of such equity security,

(2) Had a value which was substantially determined by the value of such equity security, and

(3) Its ownership confers upon the holder the right to receive such equity security without the payment of any consideration other than the security surrendered;

(b) No security of the same class as the security redeemed was acquired by the director or officer within six months prior to such redemption or is acquired within six months after such redemption;

(c) The issuer of the equity security acquired has recognized the applicability of paragraph (a) of this section by appropriate corporate action.

This section shall be effective December 4, 1950.

(Sec. 23, 48 Stat. 901, as amended; 15 U. S. C. 78w. Interprets or applies sec. 16, 48 Stat. 896; 15 U. S. C. 78p)

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

NOVEMBER 29, 1950.

[F. R. Doc. 50-10985; Filed, Dec. 4, 1950; 8:46 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 52615]

PART 23—ENFORCEMENT OF CUSTOMS AND NAVIGATION LAWS

ARTICLES LANDED BY SEAMEN

As it appears that § 23.4, Customs Regulations of 1943 (19 CFR 23.4), as amended by T. D. 52412, has been construed by certain field officers as directing that section 453, Tariff Act of 1930, shall be applied to undeclared seamen's effects which have not actually been landed, the said § 23.4 is hereby amended as follows to show its intended meaning more clearly:

1. The first sentence of paragraph (a) is amended by deleting the language, "articles which are not properly declared shall be considered as having been unladen without a permit", and substituting therefor "any article landed without having been properly declared as provided for hereinafter in this section shall be considered as having been unladen without a permit".

2. The third sentence of paragraph (b) is amended by inserting the word "landed" after the word "articles".

3. The last sentence of paragraph (b) is amended by inserting "the last sentence of" after "provided for in".

(R. S. 161, 251, sec. 624, 46 Stat. 759; 5 U. S. C. 22, 19 U. S. C. 66, 1624. Interprets or applies secs. 453, 497, 46 Stat. 716, 728; 19 U. S. C. 1453, 1497)

[SEAL] FRANK DOW,
Commissioner of Customs.

Approved: NOVEMBER 27, 1950.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[F. R. Doc. 50-11041; Filed, Dec. 4, 1950; 8:51 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue, Department of the Treasury

Subchapter C—Miscellaneous Excise Taxes

[T. D. 44]

PART 151—REGULATIONS UNDER THE HARRISON NARCOTIC LAW, AS AMENDED

MISCELLANEOUS AMENDMENTS

Narcotic Regulations 5 (26 CFR Part 151) relating to narcotics subject to the Harrison Narcotic Law, but only as prescribed and made applicable to the Internal Revenue Code by Treasury Decision 4884, approved February 11, 1939 (26 CFR, Cum. Supp., p. 5875) are amended as follows:

PARAGRAPH 1. Article 2 (b) (26 CFR 151.2 (b)) is amended by inserting immediately following the comma after the word "isonipecaine" the following: "opiate,".

PAR. 2. Article 4 (26 CFR 151.4) is amended to read as follows:

§ 151.4 *Manner and time of registration.* Every person required to register shall execute and file with the collector for the district in which he proposes to engage in any activity involving use of narcotic drugs, an application for registration on Form 678 and pay the special tax or taxes enumerated in § 151.13 (Article 13). Form 678 shall be executed by new applicants and approved by the collector before the activity is commenced. Renewal applications shall be executed and filed on or before the succeeding July 1, and annually thereafter as long as liability is incurred. This form may be obtained from the collector.

PAR. 3. Article 5 (a) (26 CFR 151.5 (a)) is amended to read as follows:

§ 151.5 *Investigation of applicants.* (a) All new applications on Form 678 shall be referred by the collector to the appropriate narcotic district supervisor for investigation, report, and recommendation. Renewal applications on Form 678 shall also be referred by the collector to the appropriate narcotic district supervisor for investigation, report and recommendation, if the collector is in doubt as to the applicant's being lawfully entitled to engage in the activity for which he seeks registration.

PAR. 4. Article 6 (26 CFR 151.6) is amended to read as follows:

§ 151.6 *Evidence of qualification.* The application of every person shall show that, under the laws of the jurisdiction in which he is operating or proposes to operate, he is legally qualified or lawfully entitled to engage in the activities for which registration is sought.

PAR. 5. Article 9 (26 CFR 151.9) is hereby repealed.

PAR. 6. Article 10 (26 CFR 151.10) is amended to read as follows:

§ 151.10 *Inventory required.* Every person making application for registry or reregistry in any class (see § 151.13, (Article 13)), except Classes I and II, shall, as of December 31 preceding the date of his application or any date between December 31 and the date of application for such registry or reregistry, prepare in duplicate an inventory of all narcotic drugs and preparations on hand at the time of making such inventory. The inventories shall be prepared on the reverse side of Form 678, copies of which may be obtained from collectors upon request. If the taxpayer is engaged in business in more than one class, a separate inventory shall be prepared for each class. A Class V registrant is not required to make an inventory of preparations or remedies exempt under section 6, but he is required to make an inventory of all nonexempt narcotic drugs and preparations in his possession. A duplicate copy of the inventory shall be kept on file by the maker for a period of two years.

PAR. 7. Article 38 (a) (26 CFR 151.38 (a)) is amended by striking from the second sentence thereof the number "678–A" and inserting in lieu thereof the number "678".

PAR. 8. Article 41 (26 CFR 151.41) is amended by striking from the first sentence the number "678–A" and inserting in lieu thereof the number "678".

PAR. 9. Article 93 (26 CFR 151.93) is amended by striking from the last sentence the number "713" and inserting in lieu thereof the number "678".

PAR 10. Article 186 (a) (26 CFR 151.186 (a)) is amended by striking from the second sentence the number "713" and inserting in lieu thereof the number "678".

PAR. 11. Article 194 (26 CFR 151.194) is amended to read as follows:

§ 151.194 *Procedure in case of loss.* (a) Where, through breakage of the container or other accident, otherwise than in transit, narcotics are lost or destroyed, the person having title thereto shall make a signed statement as to the kinds and quantities of narcotics lost or destroyed and the circumstances involved, and immediately forward the statement to the narcotic district supervisor. A copy of such statement shall be retained and filed with the other narcotic records. See appendix for list of narcotic district supervisors, their headquarters and States embraced.

(b) Where narcotics are lost by theft, or otherwise lost or destroyed in transit, the consignee shall immediately upon ascertainment of the occurrence file with the narcotic district supervisor, a signed statement of the facts, including a list of the narcotics stolen, lost, or destroyed, and documentary evidence that the local authorities were notified. A copy of the statement shall be retained and filed with the other narcotic records of the consignee.

(c) A loss in transit does not authorize a vendor to duplicate a shipment on the same order form. A separate order form covering each and every shipment of narcotics is required.

(53 Stat. 277; 26 U. S. C. 2559. Interpret or apply 53 Stat. 270, 283; 26 U. S. C. 2551, 2606)

Because the amendments made by this Treasury Decision reduce the number of Forms required under certain conditions and the inclusion of opiates as part of the definition of narcotic drugs, is a matter of statutory law, it is found unnecessary to issue this Treasury Decision with notice and public procedure thereon under section 4 (a) of the Administrative Procedure Act, approved June 11, 1946, or subject to the effective date limitation of section 4 (c) of said act.

This Treasury Decision shall be effective upon its filing for publication in the FEDERAL REGISTER.

[SEAL] GEO. J. SCHOENEMAN,
Commissioner of Internal Revenue.
G. W. CUNNINGHAM,
Acting Commissioner of Narcotics.

Approved: November 24, 1950.

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

[F. R. Doc 50–11042; Filed, Dec. 4, 1950; 8:51 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter V—Department of the Army

Subchapter E—Organized Reserves

PART 564—ENLISTED RESERVE CORPS

SEPARATION FROM SERVICE; DISCHARGE FROM RESERVE DUTY STATUS

Section 564.11 (b) (2) (iv) is amended to read as follows:

§ 564.11 *Separation from service.* * * *

(b) *Discharge from reserve duty status.* * * *

(2) By direction of the commanding generals of area commands or such officer or officers as may be designated by them for that purpose:

* * * * *

(iv) Upon enlistment, induction, or acceptance of a commission in any of the Armed Forces (including the National Guard) of the United States, including Reserve components thereof, or upon appointment to the United States Military, Naval, or Coast Guard Academy. However, when an enlisted reservist on active duty accepts an appointment in the Officers' Reserve Corps, he will continue on active duty in an enlisted status and be discharged from the Enlisted Reserve Corps upon relief from active duty or upon call to extended active duty as a Reserve Officer.

* * * * *

[C4, SR 140–177–1, Nov. 22, 1950] (R. S. 161; 5 U. S. C. 22. Interpret or apply sec. 55, 39 Stat. 195, as amended, sec. 35, 41 Stat. 780; 10 U. S. C. 421, 423–427)

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

[F. R. Doc. 50–11000; Filed, Dec. 4, 1950; 8:48 a. m.]

Subchapter F—Personnel

PART 573—APPOINTMENT OF COMMISSIONED OFFICERS AND WARRANT OFFICERS

WARRANT OFFICERS, MARITIME AND MARITIME ENGINEER TEMPORARY APPOINTMENT IN ARMY OF THE UNITED STATES

Sections 573.371 to 573.373, inclusive, subject as above, are rescinded.

[AR 610–15, Nov. 17, 1950] (R. S. 161; 5 U. S. C. 22)

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

[F. R. Doc. 50–10999; Filed, Dec. 4, 1950; 8:48 a. m.]

Chapter VII—Department of the Air Force

Subchapter G—Personnel

PART 878—DECORATIONS AND AWARDS

REVISION OF REGULATIONS

The material contained in Chapter VII, Department of the Air Force (13 F. R. 8751; 32 CFR and 1949 Supp., 878), pertaining to the applicability of certain portions of Army Regulations to the Department of the Air Force is hereby amended by revoking the reference of Chapter VII, Part 878, Department of the Air Force to Chapter V, Part 578, Department of the Army, and substituting therefor Part 878, Decorations and Awards.

Pursuant to the authority conferred by sections 207 (f) and 208 (e) of the National Security Act (61 Stat. 503, 504; 5 U. S. C., Sup., 626 (f), 626c (e)), Transfer Order 16, June 14, 1948 (13 F. R. 3461), Transfer Order 30, December 10, 1948 (13 F. R. 8163), and cited laws, the following regulations are hereby prescribed:

INDIVIDUAL DECORATIONS

Sec.
878.1 Purpose.
878.2 Policy.
878.3 Eligibility.
878.4 Recommendations.
878.5 Time limitations.
878.6 Awards.
878.7 Authority to make awards.
878.9 Military decorations.
878.9 Medal of honor.
878.10 Distinguished Service Cross.
878.11 Distinguished Service Medal.
878.12 Silver Star.
878.13 Legion of Merit.
878.14 Distinguished Flying Cross.
878.15 Soldier's Medal.
878.16 Bronze Star Medal.
878.17 Air Medal.
878.18 Commendation Ribbon.
878.19 Purple Heart.
878.21 Civilian decorations.

AUTHORITY: §§ 878.1 to 878.90 issued under R. S. 161; sec. 202, 61 Stat. 500, as amended; 5 U. S. C. 22 and Sup., 171a. Statutory provisions interpreted or applied are cited to text in parentheses.

DERIVATION: AFR's 30-14; 35-50; 35-50A; 35-50B; 35-50C; 35-80; 30-9.

INDIVIDUAL DECORATIONS

§ 878.1 *Purpose.* Sections 878.1 to 878.36 prescribe the military decorations awarded by the Department of the Air Force, the requirements for award, and the administrative procedures for processing recommendations. §§ 878.1 to 878.36 also describe certain military decorations awarded to civilians by or upon recommendation of the Department of the Air Force.

§ 878.2 *Policy.* Decorations are awarded in recognition of outstanding deeds of heroism, meritorious achievements or services by persons in behalf of the United States. The decorations system provides for recognition of varying degrees of heroism and merit.

§ 878.3 *Eligibility.* (a) Eligibility for a military or civilian-type decoration depends upon a person's status at the time his heroism or meritorious service was performed.

(b) Members of the Reserve Forces not in the Federal Service or not on active duty with the Air Force are eligible for award of the Distinguished Flying Cross, the Soldier's Medal, the Air Medal, and the Commendation Ribbon, provided that the requirements are otherwise fulfilled.

(c) In order for an award to be made, the military service of a person must have been honorable subsequent to the time he distinguished himself.

(40 Stat. 871, secs. 11, 12, 44 Stat. 789, as amended; 10 U. S. C. 1409, 1428, 1429; E. O. 9158, May 11, 1942, 7 F. R. 3541; 3 CFR, 1943 Cum. Supp.)

§ 878.4 *Recommendations.* (a) A recommendation for award of any decoration may be initiated by any person having knowledge of circumstances believed to warrant an award, but recommendations originating with the person's commanding officer at the time are generally preferred. Recommendations not originating from first-hand knowledge will be supported. Each recommendation will be for one person and for a specific decoration. If more than one person participated in the same act or service, the individual contribution of each participant will be recommended separately.

(b) Recommendations, in duplicate, will be addressed to the Director of Military Personnel, Headquarters United States Air Force, Washington 25, D. C.

(c) Each recommendation will contain: (1) The name, grade, service number, present organization, present duty assignment, and complete home address of the person recommended.

(2) The designation of the recommended decoration, if applicable, as a numbered oak-leaf cluster, and also a statement whether posthumous.

(3) A brief narrative statement specific as to dates, places, and facts relating to the heroism, achievement, or service.

(4) Whether other recommendations for awards to the person are pending.

(5) Awards of previous decorations with authorities therefor.

(6) A statement that service in the Air Force subsequent to the date of the act or service was honorable.

(7) If posthumous, the name, address, and relationship of the next of kin.

(8) A proposed citation highlighting the narrative.

§ 878.5 *Time limitations.* (a) Recommendations for award of decorations must be in official channels within two years of the date of heroism, achievement, or service.

(b) Recommendations placed in official channels, which have become lost or not acted upon may be resubmitted with supporting evidence.

(c) Recommendations based upon World War II acts or services performed between December 7, 1941, and September 2, 1945, must be made not later than May 2, 1951.

(40 Stat. 871; Pub. Law 501, 81st Cong.; 10 U. S. C. 1409)

§ 878.6 *Awards*—(a) *Duplication.* (1) Only one decoration will be awarded for a single act of heroism, a single meritorious achievement, or one continuous period of meritorious service.

(2) Subsequent awards of the same decoration for later acts of heroism, meritorious achievements, or periods of meritorious service are denoted by oak-leaf clusters worn clasped to the ribbon or ribbon bar of the original decoration. A silver oak-leaf cluster is equivalent to five bronze clusters.

(b) *Posthumous.* Next of kin of deceased persons are entitled to receive decorations earned but not awarded or presented by reason of demise. The next of kin eligible for posthumous presentation of decorations will be selected from one of the following, in order: widow, widower, eldest son, eldest daughter, father, mother, eldest brother, eldest sister, eldest grandchild.

(40 Stat. 871, as amended; sec. 1, 41 Stat. 398, secs. 11, 12, 44 Stat. 789, as amended; 10 U. S. C. 1409, 1411, 1428, 1429; E. O. 9158, May 11, 1942; 7 F. R. 3541; 3 CFR, 1943 Cum. Supp.; E. O. 9419, Feb. 4, 1944, 9 F. R. 1495; 3 CFR, 1944 Supp.; E. O. 9586, July 6, 1945, 10 F. R. 8523; 3 CFR, 1945 Supp.; E. O. 9734, June 6, 1946, 11 F. R. 6225; 3 CFR, 1946 Supp.)

§ 878.7 *Authority to make awards.* Authority to make awards must be specifically delegated. Unless specifically delegated, authority is reserved to the Department of the Air Force.

§ 878.8 *Military decorations.* Military-type decorations are awarded by the Department of the Air Force according to the requirements for the award and the status of the person at the time of his act or service. Military-type decorations according to type and precedence (positioning) are listed in §§ 878.9 to 878.19.

§ 878.9 *Medal of Honor.* (a) The Medal of Honor is a five-pointed star in gold, centered with the head of Minerva and surrounded by green enamel laurel leaves suspended from a link surmounted by an eagle. The ribbon is the collar type of light blue silk and above the suspension carries an octagon of the same material with thirteen white stars.

(b) The Medal of Honor, established by law, is awarded to any person who, while an officer or airman in the Air Force, in conflict with an enemy of the United States distinguishes himself conspicuously by gallantry and intrepidity at the risk of his life above and beyond the call of duty. Recommendation for this highest United States decoration must incontestably prove that the bravery or self-sacrifice involved conspicuous risk of life, the omission of which could not justly cause censure.

(c) The Medal of Honor is awarded in the name of Congress and is usually presented by the President of the United States. It should not be confused with specially enacted Congressional medals.

(d) Award of the Medal of Honor is reserved to the Department of the Air Force.

(e) Holders of the Medal of Honor, whether in the service or not, are entitled to transportation on military aircraft on any regularly scheduled flight within the Continental limits of the United States. Cards of identification for this purpose

are issued by the appropriate military department.

(40 Stat. 870; 10 U. S. C. 1403)

CROSS REFERENCE: For regulations with respect to transportation on military aircraft by persons holding the Congressional Medal of Honor, see §§ 416.5 (a) (12) and 417.4 (h) of this title (15 F. R. 484, 485).

§ 878.10 *Distinguished Service Cross.* (a) The Distinguished Service Cross is a bronze cross on which is centered an eagle over a wreath. The ribbon is predominantly dark blue with edgings of red separated from the blue by white lines.

(b) The Distinguished Service Cross, established by law, is awarded to any person who, while serving in any capacity with the Air Force, distinguishes himself by extraordinary heroism in connection with military operations against an armed enemy of the United States. Criterion for such heroism is risk of life so extraordinary as to set the person apart from his comrades.

(c) Authority to award the Distinguished Service Cross to United States personnel may be delegated during wartime to commanders of major air commands, but awards to foreigners are reserved to the Department of the Air Force.

(40 Stat. 870; 10 U. S. C. 1406)

§ 878.11 *Distinguished Service Medal.* (a) The Distinguished Service Medal is an inscribed circle of blue enamel supporting the coat of arms of the United States. The ribbon is predominantly white banded in red separated from the white by blue lines.

(b) The Distinguished Service Medal, established by law, is awarded to any person serving in any capacity with the Air Force who distinguishes himself by exceptionally meritorious service to the Government in a duty of great responsibility. Responsibility means the exercise of authority or judgment in duties which decide the successful outcome of any major military operation. In peacetime, awards are limited to recognizing services of National or international significance.

(c) Civilians and foreign nationals are eligible for this award only under exceptional circumstances.

(d) Award of the Distinguished Service Medal is reserved to the Department of the Air Force.

(40 Stat. 870; 10 U. S. C. 1407)

§ 878.12 *Silver Star.* (a) The Silver Star is a small silver star within a wreath centered on a larger star of gold-colored metal. The ribbon has a center band of red flanked by equal bands of white between equal bands of blue bordered by white lines with blue edging.

(b) The Silver Star, established by law, is awarded to any person, military, civilian, or foreign, who, while serving in any capacity with the Air Force, distinguishes himself by gallantry in action against an enemy of the United States. Gallantry means heroism of high degree involving risk of life.

(c) Authority to award the Silver Star may be delegated during wartime down to include commanders of numbered air forces.

(40 Stat. 871, as amended; 10 U. S. C. 1412)

§ 878.13 *Legion of Merit.* (a) The Legion of Merit is a five-rayed white enamel pronged star on a green wreath with crossed arrows. The cloud and stars from the coat of arms of the United States are displayed in enamel center. The ribbon is red-purple with white edges.

(b) The Legion of Merit, established by law, is awarded to personnel of Armed Forces who distinguished themselves by exceptionally meritorious conduct in the performance of outstanding service to the United States. In peacetime, awards of the decorations generally are limited to recognizing services of National or international significance.

(c) The Legion of Merit is awarded without degree to members of the Armed Forces of the United States.

(d) Awards to members of foreign armed forces are made in the degrees of Chief Commander, Commander, Officer, and Legionnaire varying the design respectively for a breast decoration, a collar decoration, and two chest decorations. The Chief Commander and Commander degrees are comparable to awards of the Distinguished Service Medal for United States personnel and usually are reserved for foreign heads of states and commanders of armed forces respectively. The other degrees are comparable to awards of the Legion of Merit without degrees to United States personnel. Subsequent awards are never in a lower degree. Duplicate awards in such instances are made in all degrees, except that of Legionnaire for which oak-leaf clusters are employed.

(e) Authority to award the Legion of Merit to United States personnel may be delegated during wartime to commanders of major air commands, but awards to foreigners are reserved to the Department of the Air Force.

(Sec. 2, 56 Stat. 662; 10 U. S. C. 1408b)

§ 878.14 *Distinguished Flying Cross.* (a) The Distinguished Flying Cross is a bronze cross with rays on which is displayed a propeller. The ribbon is predominantly blue with a narrow red band center bordered by white lines. The edges are outlined with equal bands of white inside blue.

(b) The Distinguished Flying Cross, established by law, is awarded to any member of the Armed Forces of the United States, including Reserve Forces, who, while serving in any capacity with the Air Force, distinguishes himself by heroism or extraordinary achievement while participating in aerial flight. Both heroism and achievement must be entirely distinctive, involving operations that are not routine.

(c) The Distinguished Flying Cross may be awarded by special act of Congress to outstanding pioneers of aviation regardless of status.

(d) Authority to award the Distinguished Flying Cross may be delegated during wartime down to include commanders of numbered air forces.

(Sec. 12, 44 Stat. 789, as amended; 10 U. S. C. 1429)

§ 878.15 *Soldier's Medal.* (a) The Soldier's Medal is a bronze octagon displaying an eagle in relief with fasces and stars. The ribbon centers thirteen narrow stripes, seven white and six red, edged by broad bands of blue.

(b) The Soldier's Medal, established by law, is awarded to any member of the Armed Forces of the United States, including Reserve Forces, who, while serving in any capacity with the Air Force, distinguished himself by heroism involving voluntary risk of life under conditions other than those of conflict with an armed enemy of the United States. The saving of a life or the success of the voluntary heroic act is not essential for consideration for an award.

(c) Authority to award the Soldier's Medal may be delegated during wartime down to include commanders of numbered air forces.

(Sec. 11, 44 Stat. 789; 10 U. S. C. 1423)

§ 878.16 *Bronze Star Medal.* (a) The Bronze Star Medal is a bronze star bearing in the center a smaller star of the same color. The ribbon is predominantly red with a white-edged narrow blue band in the center and white lines at each edge.

(b) The Bronze Star Medal, established by Executive Order, is awarded to any person who, while serving in any capacity with the Air Force, distinguishes himself by heroism in surface combat against an armed enemy of the United States, or by meritorious achievement or meritorious service not involving participation in aerial flight, but in connection with military operations against an enemy.

(c) The Bronze Star Medal when awarded for heroism is marked by a bronze letter "V" (for valor) clasped to the ribbon. Only one such "V" is authorized; additional awards are designated by oak-leaf clusters.

(d) Authority to award the Bronze Star Medal to United States personnel may be delegated during wartime down to include air division commanders, but awards to foreign personnel will not be delegated below commanders of oversea air commands.

(E. O. 9419, February 4, 1944, 9 F. R. 1495; 3 CFR, 1944 Supp.)

§ 878.17 *Air Medal.* (a) The Air Medal is a bronze compass rose displaying an eagle in flight bearing lightning flashes. The ribbon is predominantly blue with two orange-gold bands just inside the edges.

(b) The Air Medal, established by Executive Order ,is awarded to any person who, while serving in any capacity with the Air Force, including Reserve Forces, distinguishes himself by meritorious achievement while participating in aerial flight. It may be awarded to recognize single acts of merit or sustained operational activities against an enemy of the United States.

(c) Authority to award the Air Medal may be delegated during wartime down to include air division commanders.

(E. O. 9158, May 11, 1942, 7 F. R. 3541; 3 CFR, 1943 Cum. Supp.)

§ 878.18 *Commendation Ribbon.* (a) The Commendation Ribbon consists of a

ribbon and medallion. The medallion is a bronze hexagon bearing the eagle, shield, and arrows from the seal of the Department of Defense. The ribbon is medium green with white edges and five white lines in the center.

(b) The Commendation Ribbon, established by the Secretary of War, December 18, 1945, is awarded to members of the Armed Forces of the United States, including Reserve Forces who, while serving in any capacity with the Air Force, distinguish themselves by meritorious achievement or meritorius service. The degree of merit need not be unique but it must be distinctive. Outstanding junior officers, warrant officers, and airmen are particularly eligible for this decoration. In peacetime it will rarely be awarded to field grade officers and never to general officers.

(c) Members and former members of the Armed Forces of the United States who were commended between December 7, 1941 and January 1, 1946, by a major general or an officer temporarily occupying the position of a major general, may submit such letters to the Director of Military Personnel, Headquarters United States Air Force, Washington 25, D. C., as evidence of meritorious achievement or meritorious service warranting award of the Commendation Ribbon.

(d) Authority to award the Commendation Ribbon to personnel below the grade of major (for periods of service longer than six months) is now delegated to commanders of major Continental and oversea air commands. In wartime, authority may be delegated down to include air division commanders.

§ 878.19 *Purple Heart.* (a) The Purple Heart is a heart-shaped pendant of purple enamel bearing the relief head of General Washington in gold and the Washington shield in colors. The ribbon is dark purple with white edges.

(b) The Purple Heart, established by General George Washington in 1782, is awarded to members of the Armed Forces of the United States and civilian citizens of the United States who, while serving with the Air Force, are wounded in action against an enemy of the United States. The wound must have necessitated medical treatment and must have been received as a direct result of an act of the enemy. Indirect results of enemy action, such as disease or exposure, are not a basis for an award. Multiple wounds received at the same instant are counted as a basis for but one award.

(c) Personnel otherwise eligible for an award of the Purple Heart, who did not, on account of circumstances, receive an award, may submit any available facts as evidence warranting this award to the Director of Military Personnel, Headquarters United States Air Force, Washington 25, D. C. Whenever possible, a certificate from a medical officer should be supplied, attesting to the probable cause of a scar or injury.

(d) Awards of the Purple Heart made during World War II for meritorious achievement or service may be submitted for evaluation and substitution of another more appropriate decoration.

(e) Posthumous awards of the Purple Heart to the parents, widow, or widower, and next of kin of Air Force personnel killed in action will be made by the Department of the Air Force.

(f) Authority to award the Purple Heart may be delegated during wartime down to include commanders of any unit having administrative jurisdiction, such as separately operating squadrons.

§ 878.21 *Civilian decorations.* Civilian-type decorations are not awarded to any person for any act or service performed while serving as a member of the military service. Civilian-type decorations according to type and precedence (positioning) are listed in §§ 878.22 to 878.25.

§ 878.22 *Medal for Merit.* (a) The Medal for Merit consists of a bronze eagle upon a circle of blue enamel with white stars, suspended from a ribbon of magenta silk centering two white lines.

(b) The Medal for Merit, established by law, is awarded to civilians who distinguished themselves by exceptionally meritorious conduct in the performance of outstanding services. Awards to foreign civilians were limited to those of Allied nations who aided in World War II. It is comparable to the Distinguished Service Medal and its requirements are very high.

(c) Authority to award the Medal for Merit is vested in the President who established the Medal for Merit Board to consider recommendations submitted by the services and other agencies.

(Sec. 2, 56 Stat. 662; 10 U. S. C. 1408b; E. O. 9637, Oct. 3, 1945, 10 F. R. 12543; 3 CFR, 1945 Supp., as amended by E. O. 9857A, May 27, 1947, 12 F. R. 3583; 3 CFR, 1947 Supp.)

§ 878.23 *President's Certificate of Merit.* (a) The President's Certificate of Merit, unlike other decorations, has neither ribbon nor medallion. It consists solely of a certificate signed by the President.

(b) The President's Certificate of Merit was awarded to any civilian who performed a meritorious act or service aiding the United States or its Allies during World War II.

(c) Authority to award the President's Certificate of Merit was retained by him and recommendations were submitted to the Medal for Merit Board.

(E. O. 9734, June 6, 1946, 11 F. R. 6225; 3 CFR, 1946 Supp., as amended by E. O. 9857B, May 27, 1947, 12 F. R. 3585; 3 CFR, 1947 Supp.)

§ 878.24 *Medal of Freedom.* (a) The Medal of Freedom is a circular bronze medallion bearing the head of the goddess of freedom with a ribbon of red silk centering four white lines. A gold palm spray clasped to the ribbon denotes the highest of four degrees of this award. Silver and bronze palm sprays and the plain ribbon are the other degrees in descending order.

(b) The Medal of Freedom, established by Executive Order, is awarded without degree to civilian citizens or habitual residents of the United States who distinguish themselves by meritorious achievements or services in the prosecution of a war, provided that such achievements or services were performed outside the Continental limits of the United States.

(c) The Medal of Freedom, in four degrees, is awarded to civilians not citizens nor habitual residents of the United States who distinguish themselves by meritorious achievements or services aiding the United States in the prosecution of a war. The four degrees are similar to the degrees of the Legion of Merit and mark the order of merit of the achievement or service.

(d) Authority to award the Medal of Freedom may be delegated during wartime to theater commanders.

(E. O. 9586, July 6, 1945, 10 F. R. 8523; 3 CFR, 1945 Supp.)

§ 878.25 *Exceptional Service Award.* (a) The Exceptional Service Award consists of a gold colored medal bearing the Air Force coat of arms within a wreath of laurel leaves and a ribbon of dark blue silk centering three dotted golden-orange lines.

(b) The Exceptional Service Award, established by the Secretary of the Air Force, August 30, 1948, recognizes United States civilians who distinguish themselves by exceptional service rendered to the Department of the Air Force.

(c) All authority for the Exceptional Service Award is retained by the Secretary.

§ 878.31 *Decorations carrying additional pay*—(a) *Active duty pay.* By law, effective October 1, 1949, no amounts will accrue for distinguished service awards except as follows: Airmen who hold the Medal of Honor, Distinguished Service Cross, Distinguished Service Medal, Distinguished Flying Cross, and Soldier's Medal as of September 30, 1949, are entitled to receive the extra two dollars a month as long as they remain in a saved-pay status. Entitlement to additional pay ceases when airmen are paid under the Career Compensation Act of 1949.

(b) *Retired pay.* The retired pay authorized by section 4 of the Armed Forces Voluntary Recruitment Act of 1945, as amended, will be increased by 10 percent for any airman who is credited with extraordinary heroism in line of duty. The determination of the Secretary of the Air Force as to extraordinary heroism for purposes of receiving such increases in pay will be final and conclusive for all purposes.

(c) *Medal of Honor Roll.* Persons who have been honorably discharged from service and who were awarded the Medal of Honor, are, upon reaching the age of sixty-five, entitled by law to receive a special tax-free pension of ten dollars a month for life. Upon application to Headquarters United States Air Force and approval by the Secretary of the Air Force, such holders of the Medal of Honor may have themselves placed on the Medal of Honor Roll. Payment of pensions is through the Veterans' Administration.

(Secs. 1–4, 39 Stat. 53, 54, as amended; 40 Stat. 871, sec. 13, 44 Stat. 789, sec. 4, 59 Stat. 539, as amended; sec. 515, 63 Stat. 831; 10 U. S. C. 696, 948, 1430, 37 U. S. C., Sup., 315, 38 U. S. C. 391–394)

§ 878.32 *Foreign decorations.* (a) In accordance with Clause 8, section 9, Article I, of the Constitution, decorations tendered by a foreign government to members of the Air Force may not be accepted or worn without the express consent of Congress, except as provided in paragraph (b) of this section. Prior to formal acceptance and wearing, all elements of the award must be forwarded to the Department of the Air Force for transmittal to the Department of State and subsequent Congressional action.

NOTE: World War II authority delegated by law (sec. 1, 56 Stat. 662; 10 U. S. C. 1423a) was terminated July 24, 1948, by sec. 3, 61 Stat. 451; 10 U. S. C., Sup., 1423a note)

(b) Authority to approve the acceptance and wearing of foreign decorations tendered by co-participant nations for services in the Berlin airlift, June 26, 1948, to September 30, 1949, was delegated to the Secretary of the Air Force for the period from May 5, 1950, to September 30, 1951. Requests for permission to accept and wear these foreign decorations will be addressed to the Director of Military Personnel, Headquarters United States Air Force, Washington 25, D. C. Originals or certified copies of foreign decrees, orders, or similar authority for the award, but not the decoration or award itself, will be forwarded for inclusion in records.

(c) Service medals of foreign countries are not decorations any may not be accepted by Air Force military personnel.

(Sec. 3, 21 Stat. 604; Pub. Law 503, 81st Cong.; 5 U. S. C. 115)

§ 878.33 *Replacements.* (a) Whenever a decoration or appurtenance shall have been lost, destroyed, or rendered unfit for use, without fault or neglect on the part of the person to whom it was awarded, replacement shall be made without charge therefor.

(b) Applications for replacement may be submitted as follows:

(1) Members of the Reserve Forces may apply for verification and supply to the headquarters having custody of their records.

(2) Demobilized personnel and next of kin of deceased personnel may apply to the Air Force Liaison Unit, Decorations and Awards, Demobilized Personnel Records Branch, 4300 Goodfellow Boulevard, St. Louis 20, Missouri.

(40 Stat. 871; 10 U. S. C. 1416)

§ 878.34 *Exhibitions.* Applications by public institutions and patriotic organizations for sample decorations for exhibit purposes may be addressed to the Director of Military Personnel, Headquarters United States Air Force, Washington 25, D. C., for approval by the Secretary of the Air Force. Cost, transportation, and packing charges as well as the engraving of each decoration with the words "Exhibition only" will be borne by the applicant.

§ 878.35 *Manufacture, sale, and possession.* The manufacture, sale, and possession, or the pictorial representation in regulation size of the likeness of any United States Air Force decoration or device is prohibited by law unless authorzed by the Department of the Air Force.

(62 Stat. 731, 732, as amended; 18 U. S. C., Sup., 701, 704)

§ 878.36 *Miscellaneous.* (a) Decorations differ from service medals in design; each decoration has distinctive shape. Service medals usually are circular, with pictorial relief.

(b) Rosettes or lapel emblems for wear with civilian clothes are included with each decoration when presented. Lapel emblems usually are enamel facsimiles of the ribbon.

SERVICE MEDALS

§ 878.41 *Eligibility.* Service medals are awarded for honorable active Federal military service only. No service medal will be awarded to any individual who has been dismissed, dishonorably discharged, or deserted subsequent to performance of the specified duty.

§ 878.42 *Application.* A former member of the Air Corps (Army), Army Air Forces, or United States Air Force who is entitled to a service medal may make application to the Chief of Staff, United States Air Force, Washington 25, D. C., Attention: Awards Branch, inclosing a certified or photostatic copy of his discharge certificate or certificate of service.

§ 878.43 *Good Conduct Medal*—(a) *Description.* The medal of bronze is 1¼ inches in diameter. On the obverse is an eagle with wings displayed and inverted standing on a closed book and Roman sword, encircled by the words "Efficiency—Honor—Fidelity." On the reverse is a five-pointed star and a scroll between the words "For Good" and "Conduct," the whole surrounded by a wreath formed by a laurel branch on the left and an oak branch on the right. The medal is suspended by a ring from a silk moire ribbon 1⅜ inches in length and 1⅜ inches in width composed of a red stripe (1/16 inch), white stripe (1/16 inch), red stripe (1/16 inch), white stripe (1/16 inch), red stripe (1/16 inch), white stripe (1/16 inch), red band (⅝ inch), white stripe (1/16 inch), red stripe (1/16 inch), white stripe (1/16 inch), red stripe (1/16 inch), white stripe (1/16 inch), and red stripe (1/16 inch).

(b) *Requirements.* Exemplary behavior, efficiency, and fidelity in an enlisted status for a period of three continuous years completed after August 26, 1940, or a period of one continuous year between December 7, 1941, and March 2, 1946. Service in commissioned or warrant ranks (except in Regular Army or Regular Air Force), although precluded in counting total service, is not considered as an interruption of continuous service. During the period of service, the following entries on the Service Record (WD AGO Form 24 or 24A) are required:

(1) All character ratings "excellent," except that a rating "unknown" during part of the period is not disqualifying.

(2) All efficiency ratings "excellent" or "superior," except that a rating "unknown" during part of the period is not disqualifying.

(3) No conviction by court-martial.

(c) *Clasp*—(1) *Description.* The clasp is a bronze bar ⅛ inch in width and 1 3/16 inches in length with loops, one loop for each additional period of required service.

(2) *Requirements.* For each loop on the clasp, a period of three continuous years of service in addition to and under the same conditions as prescribed in paragraph (b) of this section.

(E. O. 8809, June 28, 1941, 6 F. R. 3209; 3 CFR, 1943 Cum. Supp.)

§ 878.44 *American Defense Service Medal*—(a) *Description.* The medal of bronze is 1¼ inches in diameter. On the obverse is a female Grecian figure symbolic of defense, holding in her sinister hand an ancient war shield in reverse and her dexter hand brandishing a sword above her head, and standing upon a conventionalized oak branch with four leaves. Around the top is the lettering "American Defense." On the reverse is the wording "For service during the limited emergency proclaimed by the President on September 8, 1939, or during the unlimited emergency proclaimed by the President on May 27, 1941" above a seven-leaved spray. The medal is suspended by a ring from a silk moire ribbon 1⅜ inches in length and 1⅜ inches in width composed of a golden yellow stripe (3/16 inch), blue stripe (1/24 inch), white stripe (1/24 inch), red stripe (1/24 inch) golden yellow band (¾ inch), red stripe (1/24 inch), white strip (1/24 inch), blue stripe (1/24 inch), and golden yellow stripe (3/16 inch).

(b) *Requirements.* Service between September 8, 1939, and December 7, 1941, under orders to active duty for a period of 12 months or longer.

(c) *Foreign service clasp*—(1) *Description.* The clasp is a bronze bar ⅛ inch in width and 1½ inches in length with the words "Foreign Service," with a star at each end of the inscription. The bar is placed on the suspension ribbon of the medal.

(2) *Requirements.* Service outside the continental limits of the United States, including service in Alaska, as a member of a crew of a vessel sailing ocean waters, or as a member of an operating crew of an air plane participating in regular and frequent flights over ocean waters.

(3) *Service star.* Possession of a foreign service clasp is denoted by a bronze service star worn on the service ribbon.

(E. O. 8808, June 28, 1941, 6 F. R. 3209; 3 CFR, 1933 Cum. Supp.)

§ 878.45 *Women's Army Corps Service Medal*—(a) *Description.* The medal of bronze is 1¼ inches in diameter. On the obverse is the head of Pallas Athene in profile facing dexter, superimposed on a sheathed sword crossed with oak leaves and a palm branch within a circle composed of the words "Women's" in the upper half, and in the lower half "Army Corps." On the reverse, within an arrangement of 13 stars, is a scroll bearing the words "For service in the Women's Army Auxiliary Corps" in front of the letters "US" in lower relief at the top and perched on the scroll is an eagle with wings elevated and displayed, and at the bottom, the dates "1942–1943."

The medal is suspended by a ring from a silk moire ribbon 1⅜ inches in length and 1⅜ inches in width composed of an old gold stripe (⅛ inch), moss-tone green band (1⅛ inches), and old gold stripe (⅛ inch).

(b) *Requirements.* Service in both the Women's Army Auxiliary Corps between July 20, 1942, and August 31, 1943, and the Women's Army Corps between September 1, 1943, and September 2, 1945.

(E. O. 9365, July 30, 1943, 8 F. R. 10051; 3 CFR, 1943 Cum. Supp.)

§ 878.46 *American Campaign Medal*—(a) *Description.* A medal of bronze 1¼ inches in diameter. On the obverse a Navy cruiser under full steam with a B–24 airplane flying overhead with a sinking enemy submarine in foreground on three wave symbols, in background a few buildings, representing the arsenal of democracy, above this scene the words "American Campaign." On the reverse an American bald close eagle between the dates "1941–1945" and the words "United States of America." The medal is suspended by a ring from a silk moire ribbon 1⅜ inches in length and 1⅜ inches in width composed of a blue stripe (3/16 inch), white stripe (1/16 inch), black stripe (1/16 inch), red stripe (1/16 inch), white stripe (1/16 inch), blue stripe (3/16 inch), dark blue stripe (1/24 inch), white stripe (1/24 inch), red stripe (1/24 inch), blue stripe (3/16 inch), white stripe (1/16 inch), red stripe (1/16 inch), black stripe (1/16 inch), white stripe (1/16 inch), and blue stripe (3/16 inch).

(b) *Requirements.* Service within the American Theater between December 7, 1941, and March 2, 1946, under any of the following conditions:

(1) On permanent assignment outside the continental limits of the United States.

(2) Permanently assigned as a member of a crew of a vessel sailing ocean waters for a period of 30 days.

(3) Permanently assigned as a member of an operating crew of an airplane actually making regular and frequent flights over ocean waters for a period of 30 days.

(4) Outside the continental limits of the United States in a passenger status or on temporary duty for 30 consecutive days or 60 days not consecutive.

(5) In active combat against the enemy and was awarded a combat decoration or furnished a certificate by the commanding general of a corps, higher unit, or independent force that he actually participated in combat.

(6) Within the continental limits of the United States for an aggregate period of 1 year.

(c) *Boundaries of the American Theater*—(1) *Eastern boundary.* From the North Pole, south along the 75th meridian west longitude to the 77th parallel north latitude thence southeast through Davis Strait to the intersection of the 40th parallel north latitude and the 35th meridian west longitude, thence south along the meridian to the 10th parallel north latitude, thence southeast to the intersection of the Equator and the 20th meridian west longitude, thence south along the 20th meridian west longitude to the South Pole.

(2) *Western boundary.* From the North Pole, south along the 141st meridian west longitude to the east boundary of Alaska, thence south and southeast along the Alaska boundary to the Pacific Ocean, thence south along the 130th meridian to its intersection with the 30th parallel north latitude, thence southeast to the intersection of the Equator and the 100th meridian west longitude to the South Pole.

(d) *Service star*—(1) *Description.* The service star is a bronze five-pointed star 3/16 inch in diameter. The service star is placed with one point of each star up in a vertical position on the suspension ribbon of the medal or on the service ribbon.

(2) *Requirements.* Service in the antisubmarine campaign within the American Theater while assigned, or attached, to and present for duty with a unit during the period in which it participated in combat.

(E. O. 9265, Nov. 6, 1942, 7 F. R. 9106; 3 CFR, 1943 Cum. Supp.)

§ 878.47 *Asiatic-Pacific Campaign Medal*—(a) *Description.* A medal of bronze 1¼ inches in diameter. On the obverse a tropical landing scene with a battleship, aircraft carrier, submarine and aircraft in the background with landing troops and palm trees in the foreground; above this scene the words "Asiatic-Pacific Campaign." The reverse is the same as that of the American Campaign Medal. The medal is suspended by a ring from a silk moire ribbon 1⅜ inches in length and 1⅜ inches in width composed of an orange stripe (3/16 inch), white stripe (1/16 inch), red stripe (1/16 inch), white stripe (1/16 inch), orange stripe (¼ inch), blue stripe (1/24 inch), white stripe (1/24 inch), red stripe (1/24 inch), orange stripe (¼ inch), white stripe (1/16 inch), red stripe (1/16 inch), white stripe (1/16 inch), and orange stripe (3/16 inch).

(b) *Requirements.* Service within the Asiatic-Pacific Theater between December 7, 1941, and March 2, 1946, under any of the following conditions:

(1) On permanent assignment.

(2) In a passenger status or on temporary duty for 30 consecutive days or 60 days not consecutive.

(3) In active combat against the enemy and was awarded a combat decoration or furnished a certificate by the commanding general of a corps, higher unit, or independent force that he actually participated in combat.

(c) *Boundaries of the Asiatic-Pacific Theater*—(1) *Eastern boundary.* Coincident with the western boundary of the American Theater. (See § 878.46 (c) (2).)

(2) *Western boundary.* From the North Pole, south along the 60th meridian east longitude to its intersection with the east boundary of Iran, thence south along the Iran boundary to the Gulf of Oman and the intersection of the 60th meridian east longitude, thence south along the 60th meridian east longitude, to the South Pole.

(d) *Service star*—(1) *Description.* See § 878.46 (d) (1) for bronze service star. A silver service star is worn in lieu of five bronze service stars.

(2) *Requirements.* Combat service within the Asiatic-Pacific Theater, one bronze service star for each campaign. The individual must meet any of the following conditions:

(i) Assigned, or attached, to and present for duty with a unit during the period in which it participated in combat.

(ii) Under orders in the combat zone and in addition meets any of the following requirements:

(*a*) Awarded a combat decoration.

(*b*) Furnished a certificate by a commanding general of a corps, higher unit, or independent force that he actually participated in combat.

(c) Served at a normal post of duty (as contrasted to occupying the status of an inspector, observer, or visitor).

(*d*) Aboard a vessel other than in a passenger status and furnished a certificate by the home port commander of the vessel that he served in the combat zone.

(iii) Was an evadee or escapee in the combat zone or recovered from a prisoner of war status in the combat zone during the time limitations of the campaign. Prisoners of war will not be accorded credit for the time spent in confinement or while otherwise in restraint under enemy control.

(e) *Arrowhead*—(1) *Description.* The arrowhead is a bronze replica of an Indian arrowhead ¼ inch in height and ⅛ inch in width worn with the point up on the suspension ribbon of the medal or on the service ribbon.

(2) *Requirements.* Participation in a combat parachute jump, combat glider landing, or amphibious assault landing within the Asiatic-Pacific Theater under either of the following conditions:

(i) Made a combat parachute jump or combat glider landing into enemy-held territory as an assigned or attached member of an organized force carrying out an assigned tactical mission.

(ii) Went ashore in the assault waves in an amphibious landing on enemy-held territory as an assigned or attached member of an organized force carrying out an assigned tactical mission.

(E. O. 9265, November 6, 1942, 7 F. R. 9106; 3 CFR, 1943 Cum. Supp.)

§ 878.48 *European - African - Middle Eastern Campaign Medal*—(a) *Description.* A medal of bronze 1¼ inches in diameter. On the obverse an LST landing craft and troops landing under fire with an airplane in background below the words "European-African-Middle Eastern Campaign." The reverse is the same as that of the American Campaign Medal. The medal is suspended by a ring from a silk moire ribbon 1⅜ inches in length and 1⅜ inches in width composed of a brown stripe (3/16 inch), green stripe (1/16 inch), white stripe (1/16 inch), red stripe (1/16 inch), green stripe (¼ inch), blue stripe (1/24 inch), white stripe (1/24 inch), red stripe (1/24 inch), green stripe (¼ inch), white stripe (1/16 inch), black stripe (1/16 inch), white stripe (1/16 inch), and brown stripe (3/16 inch).

(b) *Requirements.* Service within the European-African-Middle Eastern Theater between December 7, 1941, and November 8, 1945, under any of the following conditions:

(1) On permanent assignment.

(2) In a passenger status or on temporary duty for 30 consecutive days or 60 days not consecutive.

(3) In active combat against the enemy and was awarded a combat decoration or furnished a certificate by the commanding general of a corps, higher unit, or independent force that he actually participated in combat.

(c) *Boundaries of the European-African-Middle Eastern Theater*—(1) *Eastern boundary.* Coincident with the western boundary of the Asiatic-Pacific Theater. (See § 878.47 (c) (2).)

(2) *Western boundary.* Coincident with the eastern boundary of the American Theater. (See § 878.46 (c) (1).)

(d) *Service star*—(1) *Description.* Same as § 878.47 (d) (1).

(2) *Requirements.* Service within the European-African-Middle Eastern Theater, one bronze service star for each campaign. The individual must meet any of the following conditions:

(i) Assigned, or attached, to and present for duty with a unit during the period in which it participated in combat.

(ii) Under orders in the combat zone and in addition meets any of the following requirements:

(*a*) Awarded a combat decoration.

(*b*) Furnished a certificate by a commanding general of a corps, higher unit, or independent force that he actually participated in combat.

(*c*) Served at a normal post of duty (as contrasted to occupying the status of an inspector, observer, or visitor).

(*d*) Aboard a vessel other than in a passenger status and furnished a certificate by the home port commander of the vessel that he served in the combat zone.

(iii) Was an evadee or escapee in the combat zone or recovered from a prisoner of war status in the combat zone during the time limitations of the campaign. Prisoners of war will not be accorded credit for the time spent in confinement or while otherwise in restraint under enemy control.

(e) *Arrowhead*—(1) *Description.* Same as § 878.47 (e) (1).

(2) *Requirements.* Participation in a combat parachute jump, combat glider landing, or amphibious assault landing within the European-African-Middle Eastern Theater under either of the following conditions:

(i) Made a combat parachute jump or combat glider landing into enemy-held territory as an assigned or attached member of an organized force carrying out an assigned tactical mission.

(ii) Went ashore in the assault waves in an amphibious landing on enemy-held territory as an assigned or attached member of an organized force carrying out an assigned tactical mission.

(E. O. 9265, Nov. 6, 1942, 7 F. R. 9106; 3 CFR, 1943 Cum. Supp.)

§878.49 *World War II Victory Medal*—(a) *Description.* The medal of bronze is 36 millimeters in diameter. On the obverse is a figure of Liberation standing full length with head turned to dexter looking to the dawn of a new day, right foot resting on a war god's helmet with the hilt of a broken sword in the right hand and the broken blade in the left hand, the inscription "World War II" horizontally placed immediately below center. On the reverse are the inscriptions "Freedom from fear and want" and "Freedom of speech and religion" separated by a palm branch, all within a circle composed of the words "United States of America—1941–1945." The medal is suspended by a ring from a silk moire ribbon 1⅜ inches in length and 1⅜ inches in width composed of a double rainbow in juxtaposition (⅜ inch), white stripe (1/32 inch), red band (9/16 inch), white stripe (1/32 inch), and double rainbow in juxtaposition (⅜ inch).

(b) *Requirements.* Service between December 7, 1941, and December 31, 1946, both dates inclusive.

(59 Stat. 461; 10 U. S. C. 1430c)

§ 878.50 *Army of Occupation Medal*—(a) *Description.* The Army of Occupation Medal, established by Section I, War Department General Orders 32, 1946, is a medal of bronze 1¼ inches in diameter. On the obverse the Remagen Bridge abutments below the words "Army of Occupation." On the reverse Fujiyama with a low hanging cloud over two Japanese junks above a wave scroll and the date "1945." The medal is suspended by a ring from a silk moire ribbon 1⅜ inches in length and 1⅜ inches in width composed of a white stripe (3/16 inch), black band (½ inch), red band (½ inch), and white stripe (3/16 inch).

(b) *Requirements.* Service for 30 consecutive days at a normal post of duty (as contrasted to inspector, visitor courier, escort, passenger status, temporary duty, or detached service) while assigned to any of the following Armies of Occupation:

(1) Army of Occupation of Germany or Austria between May 9, 1945, and a terminal date to be announced later in Germany or Austria. (Service between May 9, 1945, and November 8, 1945, will be counted only if the European-African-Middle Eastern Campaign Medal was awarded for service prior to May 9, 1945.)

(2) Army of Occupation of Italy between May 9, 1945, and September 15, 1947, in the compartment of Venezia Giulia E Zara or Province of Udine, or with a unit in Italy as designated in General Orders 4, Department of the Army, 1947. (Service between May 9, 1945, and November 8, 1945, will be counted only if the European-African-Middle Eastern Campaign Medal was awarded for service prior to May 9, 1945.)

(3) Army of Occupation of Japan between September 3, 1945, and a terminal date to be announced later in the four main islands of Hokkaido, Honshu, Shikoku, and Kyushu, the surrounding smaller islands of the Japanese homeland, the Ryukyu Islands, and the Bonin-Volcano Islands. (Service between September 3, 1945, and March 2, 1946, will be counted only if the Asiatic-Pacific Campaign Medal was awarded for service prior to September 3, 1945.)

(4) Army of Occupation of Korea between September 3, 1945, and June 29, 1949, inclusive. (Service between September 3, 1945, and March 2, 1946, will be counted only if the Asiatic-Pacific Campaign Medal was awarded for service prior to September 3, 1945.)

(c) *Occupation clasps*—(1) *Description.* The clasp is a bronze bar ⅛ inch in width and 1½ inches in length with the word "Germany" or "Japan." The bar is placed on the suspension ribbon of the medal.

(2) *Requirements.* Service with an Army of Occupation in Europe for the "Germany" clasp or with an Army of Occupation in the Far East for the "Japan" clasp.

(d) *Berlin airlift device*—(1) *Description.* The Berlin airlift device is a gold-colored metal miniature of a C–54 type aircraft of ⅜ inch wing span, other dimensions proportionate.

(2) *Requirements*—(i) *General.* Service for 90 consecutive days while assigned or attached to a unit in the Army of Occupation of Germany which has been designated in general orders of the Department of the Army or Department of the Air Force as participating in the Berlin airlift between June 26, 1948, and September 30, 1949, inclusive.

(ii) *Posthumous.* Awards may be made to those persons who lost their lives while participating in the Berlin airlift, or as a direct result of participating therein, without regard to the length of such service, provided all other requirements prescribed in subdivision (i) of this subparagraph have been complied with.

(3) *Wearing.* The device will be worn on the service ribbon or on the suspension ribbon of the medal with the nose pointing upward at a 30 degree angle and toward the wearer's right. No individual will wear more than one Berlin airlift device, regardless of the number of times he may qualify for the award.

§ 878.51 *Philippine Service Ribbon*—(a) *Philippine Defense Ribbon*—(1) *Description.* The Philippine Defense Ribbon, established by General Orders 8, Army Headquarters, Commonwealth of the Philippines, 1944, is a silk moire ribbon 1⅜ inches in width composed of a red stripe (1/32 inch), a white stripe (3/16 inch), red band (9/16 inch), a white stripe (3/16 inch), and a red stripe (1/32 inch); in the center of the red band, three white stars ⅛ inch circumscribed diameter, centers placed on extremities of an imaginary equilateral triangle ¼ inch on each side with one point of each star outward and centered in radiated center lines.

(2) *Requirements.* Service in the defense of the Philippines from December 8, 1941, to June 15, 1942, under either of the following conditions:

(i) Participated in any engagement against the enemy in Philippine territory, in Philippine waters, or in the air over the Philippines or over Philippine waters. An individual will be considered as having participated in an engagement if he:

(*a*) Was a member of the defense garrison of the Bataan Peninsula or of the fortified islands at the entrance to Manila Bay; or

(*b*) Was a member of and present with a unit actually under enemy fire or air attack; or

(c) Served on a ship which was under enemy fire or air attack; or

(d) Was a crew member or passenger in an airplane which was under enemy aerial or ground fire.

(ii) Assigned or stationed in Philippine territory or in Philippine waters for not less than 30 days during the period.

(3) *Bronze service star*—(i) *Description.* Same as § 878.46 (d) (1).

(ii) *Requirements.* Individuals who meet both of the conditions set forth in subparagraph (2) of this paragraph, are authorized to wear a bronze service star on the ribbon.

(b) *Philippine Liberation Ribbon*—(1) *Description.* The Philippine Liberation Ribbon, established by General Orders 8, Army Headquarters, Commonwealth of the Philippines, 1944, is a silk moire ribbon 1⅜ inches in width composed of a red band (9/16 inch), blue stripe (⅛ inch), white stripe (⅛ inch), and a red band (9/16 inch).

(2) *Requirements.* Service in the liberation of the Philippines from October 17, 1944, to September 3, 1945, under any of the following conditions:

(i) Participated in the initial landing operations on Leyte or adjoining islands from October 17, 1944, to October 20, 1944. An individual will be considered as having participated in such operations if he landed on Leyte or adjoining islands, was on a ship in Philippine waters, or was a crew member of an airplane which flew over Philippine territory during the period.

(ii) Participated in any engagement against the enemy during the campaign on Leyte and adjoining islands. An individual will be considered as having participated in combat if he meets any of the conditions set forth in paragraph (a) (2) (i) (*b*), (*c*), and (*d*) of this section.

(iii) Participated in any engagement against the enemy on islands other than those included in subdivision (i) of this subparagraph. An individual will be considered as having participated in combat if he meets any of the conditions set forth in paragraph (a) (2) (i) (*b*), (*c*), and (*d*) of this section.

(iv) Served in the Philippine Islands or on ships in Philippine waters for not less than 30 days during the period.

(3) *Bronze service star*—(i) *Description.* Same as § 878.46 (d) (1).

(ii) *Requirements.* Individuals who meet more than one of the conditions set forth in subparagraph (2) of this paragraph are authorized to wear a bronze service star on the ribbon for each additional condition under which they qualify other than that under which they are eligible for the initial award of the ribbon.

(c) *Philippine Independence Ribbon*—(1) *Description.* The Philippine Independence Ribbon, established by General Orders 383, Army Headquarters, Commonwealth of the Philippines, 1946, is a silk moire ribbon 1⅜ inches in width composed of a yellow stripe (⅛ inch), blue stripe (⅜ inch), red stripe (3/32 inch), white stripe (3/16 inch), red stripe (3/32 inch), blue stripe (⅜ inch), and yellow stripe (⅛ inch).

(2) *Requirements.* Service in Philippine territory, including its territorial waters, on July 4, 1946. An individual will be considered as having met the requirement only if he was on active duty and was assigned and physically present for duty on that day.

§ 878.52 *Medal for Humane Action*—(a) *Description.* The medal of bronze is 1¼ inches in diameter. On the obverse is a facsimile of a C–54 airplane within a wreath of wheat centering at the bottom of the coat of arms of the city of Berlin, Germany. The reverse bears the eagle, shield, and arrows from the seal of the Department of Defense beneath the words "For Humane Action" and above the quotation "To Supply Necessities Of Life To The People Of Berlin, Germany." The medal is suspended by a ring from a silk moire ribbon 1⅜ inches in length and 1⅜ inches in width, banded in black (3/32 inch) on each edge symmetrically inclosing white stripes (1/16 inch) outside blue bands (3/32 inch) followed by white stripes (3/64 inch) centering one stripe of red (1/32 inch).

(b) *Requirements*—(1) *General.* Service for at least 120 days during the period June 26, 1948, and September 30, 1949, inclusive, within the boundaries of the Berlin airlift operations prescribed in paragraph (c) of this section, while participating in the Berlin airlift or in direct support thereof, by the following individuals:

(i) Members of the Armed Forces of the United States.

(ii) Persons other than members of the Armed Forces of the United States when recommended for meritorious participation.

(2) *Posthumous.* Awards may be made to those persons who lost their lives while participating in the Berlin airlift, or as a direct result of participating therein, without regard to the length of such service, provided all other requirements prescribed in subparagraph (1) of this paragraph have been complied with.

(c) *Boundaries of area of Berlin airlift operations.*

(1) Northern boundary — 54th parallel north latitude.
(2) Eastern boundary — 13th meridian east longitude.
(3) Southern boundary — 48th parallel north latitude.
(4) Western boundary — 5th meridian west longitude.

(d) *Awards.* No individual will be awarded more than one Medal for Humane Action, regardless of the number of times he may qualify for an award.

(Sec. 1, 63 Stat. 447; 10 U. S. C., Sup., 1430d)

§ 878.56 *Posthumous awards.* Service medals will be awarded posthumously to the next-of-kin in the following order: widow, widower, eldest son, eldest daughter, father, mother, eldest brother, eldest sister, eldest grandchild. The next-of-kin of an individual entitled to a service medal for service in the Air Corps (Army), Army Air Forces, or United States Air Force, may make application to the Chief of Staff, United States Air Force, Washington 25, D. C., Attention: Awards Branch, inclosing a certified or photostatic copy of the individual's discharge certificate or certificate of service if available.

§ 878.57 *Replacement.* Whenever a service medal or appurtenance is lost, destroyed, or rendered unfit for use without fault or neglect on the part of the person to whom awarded, it will be replaced without charge to military personnel on active duty, and for others at cost price.

§ 878.58 *Exhibitions.* Samples of service medals, clasps, service stars, and arrowheads may be furnished at cost price, plus transportation and packing charges to museums, libraries, military societies or other institutions of a public character for exhibition purposes. The sample service medals will be engraved at the expense of the purchaser with the words "For exhibition purposes only."

§ 878.59 *Foreign service medals.* The acceptance or wearing of foreign service medals for service performed while a member of the Armed Forces of the United States is prohibited.

§ 878.60 *Service ribbons.* The service ribbon is a strip of ribbon identical with that from which the service medal is suspended and is ⅜ of an inch in length.

§ 878.61 *Miniature service medals and appurtenances*—(a) *Description.* Miniature service medals and appurtenances are replicas of the corresponding service medals and appurtenances, on a scale of ½.

(b) *Wearing.* Miniature service medals with miniature appurtenances are worn attached to a bar on the left lapel of military and civilian evening clothes only.

§ 878.62 *Miniature service ribbons*—(a) *Description.* Miniature service ribbons are replicas of corresponding service ribbons, on a scale of ½.

(b) *Wearing.* Miniature service ribbons with miniature appurtenances are worn attached to a bar on civilian clothes only.

§ 878.63 *Lapel buttons*—(a) *For all service medals, except Victory Medals.* The lapel button is 21/32 inch in width and ⅛ inch in length, in colored enamel, being a reproduction of the service ribbon. Miniature appurtenances may be placed on lapel buttons.

(b) *For World War II Victory Medal*—(1) *No lapel button is authorized.* The Honorable Service Lapel Button is worn in lieu of a lapel button for the World War II Victory Medal.

(2) *Description of Honorable Service Lapel Button.* The gold-color metal lapel button consists of a dexter eagle with wings displayed perched within a ring composed of a chief and thirteen vertical stripes; the dexter wing of the eagle is behind the ring, the sinister wing is in front of the ring.

(3) *Requirements for Honorable Service Lapel Button.* Service between September 8, 1939, and December 31, 1946, both dates inclusive.

(c) *Army lapel button*—(1) *Description.* The minute man in gold color-metal on a red enamel disk surrounded by 16 pointed gold rays, outside diameter 9/16 inch.

(2) *Requirements.* Honorable active Federal service in the Army of the United States for at least 1 year subsequent to December 31, 1946.

(d) *Wearing.* Lapel buttons may be worn on civilian clothes only.

§ 878.64 *Supply of appurtenances.* (a) Only the following appurtenances will be supplied by the Department of the Air Force:

(1) Service stars.
(2) Arrowheads.
(3) Clasps.
(4) Service ribbons (except Philippine service ribbons).
(5) Honorable Service Lapel Buttons (in lieu of a lapel button for World War II Victory Medal).

(b) An initial issue of the above appurtenances will be made with the corresponding service medals. Replacements will be made at cost price upon request to the Chief of Staff, United States Air Force, Washington 25, D. C., Attention: Awards Branch.

(c) The following appurtenances for service medals will not be sold by the Department of the Air Force:

(1) Miniature service medals and appurtenances.
(2) Miniature service ribbons.
(3) Lapel buttons, except Honorable Service Lapel Buttons.
(4) Philippine service ribbons.

§ 878.65 *Manufacture, sale and possession.* The Manufacture, sale, possession, or pictorial representation in regulation size, of the likeness of any Air Force decoration or device is prohibited by law unless authorized by the Department of the Air Force.

(Sec. 1, 62 Stat. 732, as amended; 18 U. S. C., Sup., 704)

BADGES

§ 878.71 *General—(a) Purpose.* Sections 878.71 to 878.79 describe the types of badges authorized in the Air Force and the general requirements for award.

(b) *Policy.* Badges are awarded to recognize the professional qualifications and attainments of individuals in the military service.

§ 878.72 *Eligibility.* The status of a person at the time of completion of the requirements for an aeronautical rating or designation or other qualification determines his eligibility for the award of a badge. Persons in civilian status are not eligible for the award of a badge unless earned in a former military capacity.

§ 878.73 *Aviation badges—(a) Basic design.* Aviation badges are basically three inch spread silver wings bearing distinctive center designs.

(b) *Aeronautical ratings.* Persons granted an aeronautical rating in accordance with the provisions of current regulations are authorized aviation badges as follows:

(1) *Command pilot.* Those rated command pilot, basic wings displaying at the center the federal shield surmounted by a wreath of laurel around a five-pointed star.

(2) *Senior pilot.* Those rated senior pilot, basic wings displaying at the center the federal shield surmounted by a five-pointed star.

(3) *Pilot.* Those rated pilot, basic wings displaying at the center the federal shield.

(4) *Aircraft observer.* Those rated aircraft observer (bombardment or medical), basic wings displaying at the center the shield from the Air Force seal.

(5) *Navigator.* Those rated aircraft observer (navigator), basic wings displaying at the center a celestial sphere.

(6) *Other ratings.* Those granted aeronautical ratings no longer current are authorized to wear the aviation badge which was in effect at the time the rating was granted.

A person holding an aeronautical rating who is removed from flying status for cause may be prohibited by the Chief of Staff from wearing the aviation badge concerned.

(c) *Aeronautical designations.* Persons granted an aeronautical designation in accordance with current regulations are authorized aviation badges as follows:

(1) *Flight surgeon.* Those designated flight surgeon, basic wings displaying at the center a medical caduceus superimposed on the letter "O."

(2) *Flight nurse.* Those designated flight nurse, two inch wings of basic design displaying at the center the letter "N" superimposed on a medical caduceus.

(3) Persons whose aeronautical designations have been revoked by the Chief of Staff, United States Air Force, are prohibited from wearing the aviation badge concerned.

(d) *Air crew member.* The commanding officer of any Air Force activity may authorize by orders members of his command to wear the air crew member badge: *Provided*, That they,

(1) Have demonstrated their proficiency as an air crew member and have completed 150 hours flying duty performing air crew duties, or

(2) Have participated in at least ten combat or operational missions under probable exposure to enemy fire, or

(3) While assigned as a member of an air crew, were incapacitated for further duty as such by reason of being wounded as a result of enemy action or injured while discharging the duties of an air crew member. The air crew member badge consists of basic wings displaying at the center the coat of arms of the United States within a disc.

§ 878.74 *Posthumous awards.* One next of kin of a deceased person is entitled to posthumous award of an aviation badge earned and otherwise due. Also one next of kin of a deceased person may be awarded the appropriate aviation badge when the individual died as a result of a course of training which would have led to such an award. In the above mentioned cases, the commanding officer of the installation to which the person was assigned will be responsible for issuance of the badges with appropriate letter of transmittal. Eligible next of kin are considered, in order: the widow or widower, eldest son or daughter, father, mother, eldest brother, eldest sister, eldest grandchild.

§ 878.75 *Honorary awards.* Awards of Air Force aviation badges of an honorary nature to United States personnel, military or civilian, will not be made unless specifically authorized by the Chief of Staff, United States Air Force.

§ 878.76 *Foreign aviation badges.* Foreign aviation badges may not be accepted or worn without the express consent of Congress. When an aviation badge is offered by a foreign government, the prospective recipient must forward the badge and accompanying documents to Director of Military Personnel, Headquarters United States Air Force, Washington 25, D. C. Custody of the proposed award will be referred to the Department of State until legislation is enacted. All acceptable foreign aviation badges must be those awarded by foreign governments to members of their own armed forces.

§ 878.77 *Issue, supply and replacement.* Members of the Air Force on active duty and members of the Reserve Forces authorized to wear aviation badges may obtain Air Force badges from their immediate commanding officers or the awarding authority. Others, authorized to wear aviation badges, may address their applications to Air Force Liaison Unit, Demobilized Personnel Records Branch, 4300 Goodfellow Boulevard, St. Louis 20, Missouri. Air Force badges are supplied by requisition through established supply channels, and replacements for badges lost through no fault of the owner may be made for personnel on active duty and members of the Reserve Forces. Others may obtain replacements at cost.

§ 878.78 *Exhibition.* Applications by public institutions and patriotic organizations for sample badges for exhibit purposes may be addressed to Director of Military Personnel, Headquarters United States Air Force, Washington 25, D. C., for approval by the Secretary of the Air Force. Cost, transportation, and packing as well as engraving "Exhibit Only" will be borne by the applicant.

§ 878.79 *Manufacture, sale and possession.* The manufacture, sale, possession, or pictorial representation in regulation size of the likeness of any Air Force decoration or device is prohibited by law unless authorized by the Department of the Air Force.

(Sec. 1, 62 Stat. 732, as amended; 18 U. S. C., Sup., 704)

CERTIFICATES AND LAPEL BUTTONS

§ 878.86 *Purpose.* Sections 878.86 to 878.90 prescribe certain types of certificates and lapel buttons awarded for commendable performance of duty not meeting the requirements for decorations.

§878.87 *Civil Air Patrol certificate.* A certificate of honorable service in the Civil Air Patrol is awarded by the Department of the Air Force to members of the Civil Air Patrol who served at least 30 consecutive days on active duty with the patrol from December 7, 1941, to July 20, 1945. Presentation of these cer-

tificates is made by the Commanding General, Civil Air Patrol, Bolling Air Force Base, Washington 25, D. C.

§ 878.88 *Gold Star Lapel Button.* The Gold Star Lapel Button with pin or clutch consists of a gold-colored wreath surrounding a gold-colored star on purple enamel. It is awarded to widows, parents, and certain next of kin of members of the Armed Forces of the United States who lost their lives during World War II, December 7, 1941, through July 25, 1947. One button is furnished, without cost to the widow or widower (remarried or not) and to each of the parents (includes the mother, father, stepmother, stepfather, mother by adoption or father by adoption). One Gold Star Lapel Button is furnished, at cost, to each child, stepchild, brother, sister, half-brother, and half-sister. Replacements for Gold Star Lapel Buttons lost or damaged through no fault of the owners may be obtained at cost. Penalties are prescribed for the unauthorized manufacture, sale, or wearing of Gold Star Lapel Buttons. Gold Star Lapel Buttons may be obtained by writing direct to the Air Force Liaison Unit, Demobilized Personnel Records Branch, 4300 Goodfellow Boulevard, St. Louis 20, Missouri.

§ 878.89 *World War II Honorable Service Lapel Button.* Former members and members of the Armed Forces who served honorably between September 8, 1939, and December 31, 1946, are awarded a lapel button of gold-colored metal bearing an eagle on a ring around thirteen stripes. It may be worn only with civilian clothes, as it is not an item of the prescribed uniform. World War II Honorable Service Lapel Buttons may be obtained through normal supply channels or by writing direct to the Air Force Liaison Unit, Demobilized Personnel Records Branch, 4300 Goodfellow Boulevard, St. Louis 20, Missouri.

§ 878.90 *Air Force Lapel Button.* Members of the United States Air Force on active duty and members of the Air Force Reserve, Air National Guard, and Air Force Reserve Officers' Training Corps are entitled to a lapel button consisting of the winged Air Force star in gold and silver-colored metal. It may be worn only with civilian clothes. Air Force lapel buttons may be obtained through normal supply channels.

[SEAL] L. L. JUDGE,
Colonel, U. S. Air Force,
Air Adjutant General.

[F. R. Doc. 50-10908; Filed, Dec. 4, 1950; 8:47 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter I—National Production Authority, Department of Commerce

[NPA Order M-1, as Amended Dec. 1, 1950]

PART 20—STEEL

This order, as amended, is found necessary and appropriate to promote the National Defense, and is issued pursuant to authority granted by Section 101 of the Defense Production Act of 1950. In the formulation of this order, there has been consultation with industry representatives, including trade association representatives, and consideration has been given to their recommendations.

This amendment affects NPA Order M-1 as amended October 26, 1950, as follows:

(a) It amends §§ 20.2, 20.3, 20.4, 20.5, 20.9 and 20.10; it adds §§ 20.6, 20.7, 20.8, 20.9, 20.10, 20.16 and 20.17. It renumbers the sections where necessary. As amended, this part (M-1) is revised to read as follows:

Sec.
20.1 What this part does.
20.2 Forms of steel to which this part applies.
20.3 Required shipment dates.
20.4 Rejection of rated orders (lead time).
20.5 Product limitation for acceptance of rated orders.
20.6 Conditions for acceptance of rated orders.
20.7 Forms of steel; lead time; product limitation and required acceptance percentage.
20.8 Changes in lead time.
20.9 Allotments for non-integrated steel producers.
20.10 Extension of ratings for further conversion of steel products.
20.11 NPA assistance in placing rated orders.
20.12 Scheduled programs.
20.13 Application for adjustment or exception.
20.14 Communications.
20.15 Reports.
20.16 Records.
20.17 Audits and inspection.
20.18 Violations.

AUTHORITY: §§ 20.1 to 20.18 issued under sec. 704, Public Law 774, 81st Cong. Interpret or apply sec. 101, Pub. Law 774, 81st Cong., sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105.

§ 20.1 *What this part does.* This part applies particularly to producers of steel and provides rules for placing, accepting, and scheduling rated orders for steel. Its purpose is to provide equitable distribution of rated orders among all steel producers of the particular products in order to make possible maximum production and to reduce to a minimum disruption of normal distribution, and makes provision for required acceptance of rated orders based on a percentage of previous shipments, and provides for allocations by integrated to non-integrated producers. It supplements Part 11 of this chapter (NPA Regulation 2), but only those provisions of Part 11 which are contradictory to this part are superseded, and all other provisions of that part continue to apply to the steel industry.

§ 20.2 *Forms of steel to which this order applies.* This part applies to carbon steel (including wrought iron), to stainless steel, and to alloy steels in the shapes and forms as set forth in Column A of § 20.7. It applies to all second quality materials and shearings and material sorted or salvaged from steel scrap and sold for other than remelting purposes.

§ 20.3 *Required shipment dates.* A rated order for steel in any of the forms listed in Column A of § 20.7 must specify shipment on a particular date or in a particular month, which, in no case, may be earlier than required by the person placing the order. The producer of steel must schedule the order for shipment within the requested month as close to the requested shipment date as is practicable considering the need for maximum production.

§ 20.4 *Rejection of rated orders (lead time).* A producer of steel in a form listed in Column A of § 20.7 need not accept a rated order which is received by him less than the number of days (lead time) set forth in Column B of § 20.7 prior to the first day of the month in which shipment is requested, unless specifically directed to accept such order by the National Production Authority.

§ 20.5 *Product limitation for acceptance of rated orders.* Unless specifically directed by NPA, no steel producer shall be required to accept rated orders for shipment from any one producing unit regardless of location in any one month in excess of the percentages set forth in Column C of § 20.7, of his average monthly shipments of the products listed in said column, as made by him during the period from January 1, 1950, through August 31, 1950. Where no percentage limitation is set forth as to any product, it is expected that the amount of such product to be called for by rated orders will be relatively small.

§ 20.6 *Conditions for acceptance of rated orders.* Unless otherwise specifically directed by the National Production Authority, and subject to the provisions of Part 11 of this chapter (NPA Regulation 2), each steel producer shall be required to accept rated orders calling for shipment in any one month from any one of his producing units regardless of location, of products listed in Column A of § 20.7 up to the amount of the percentages listed in Column C of § 20.7 of his average monthly shipments of such products from that producing unit during the period from January 1, 1950, to August 31, 1950. Where no percentage is listed in Column C, in regard to any steel product, each steel producer shall be required to accept all rated orders served upon him, subject to the provisions of Part 11 of this Chapter (NPA Regulation 2), unless otherwise specifically directed by the National Production Authority.

§ 20.7 *Forms of steel; lead time; product limitation and required acceptance percentage.* The forms of steel to which this order shall apply pursuant to § 20.2, the lead time pursuant to § 20.4, and the product limitation percentage pursuant to § 20.5, and the percentage of required acceptance of rated orders pursuant to § 20.6 are as follows:

Column A Forms of steel to which this order applies	Column B Lead time (days)	Column C Product limitation; required acceptance
Carbon steel products (including low alloy high strength steels):		
Bars, hot rolled (including light shapes)	45	5 percent total of both
Bars, hot rolled, annealed or heat treated	60	
Bars, reinforcing	45	5 percent.
Bars, cold finished	75	10 percent total of both
Bars, cold finished, annealed or heat treated	90	
Bars, tool steel, hot rolled	60	
Bars, tool steel, cold finished	75	
Castings	90	
Forgings	90	
Pipe, oil country goods	45	
Pipe, line	45	5 percent.
Pipe, standard	45	5 percent.
Plates	45	15 percent.
Rails and track accessories	45	10 percent.
Semi-finished steel, including blooms, slabs, billets, tube rounds, skelp	45	5 percent.
Semi-finished projectile steel	45	No ceiling; subject to direction by NPA if necessary.
Sheets, hot rolled	45	10 percent.
Sheets, cold rolled	45	10 percent.
Sheets, galvanized	45	5 percent.
Sheets, all other coated	45	5 percent.
Sheets, enameling	45	5 percent.
Sheets, and strip, electrical	45	5 percent.
Strip, hot rolled	45	5 percent.
Strip, cold rolled	45	5 percent.
Structural shapes and piling	45	15 percent.
Tin mill products	45	5 percent.
Tubing, mechanical, hot rolled	45	10 percent.
Tubing, mechanical, cold drawn	60	10 percent.
Tubing, pressure hot rolled	45	10 percent.
Tubing, pressure cold drawn	60	10 percent.
Wheels and axles	45	
Wire rods	45	5 percent.
Wire, drawn	45	5 percent.
Wire products (including nails and staples, barbed and twisted, woven wire fence, and bale ties)	45	5 percent.
Alloy steel products (except stainless):		
Bars, hot rolled	45	25 percent total of both.
Bars, hot rolled, annealed or heat treated	60	
Bars, cold finished	75	15 percent total of both.
Bars, cold finished, annealed or heat treated	90	
Bars, tool steel, hot rolled	60	
Bars, tool steel, cold finished	75	
Castings	120	
Forgings	120	
Pipe	90	
Plates, rolled armor	75	Subject to negotiation by NPA.
Plates, except rolled armor	45	15 percent (including carbon).
Rails and track accessories	60	
Semi-finished steel	45	25 percent.
Sheets, hot rolled	45	5 percent.
Sheets, cold rolled	60	5 percent.
Sheets and strip, electrical	60	5 percent.
Strip, hot rolled	45	5 percent.
Strip, cold rolled	60	5 percent.
Structural shapes	60	
Tubing, mechanical	90	25 percent.
Tubing, pressure	90	25 percent.
Wheels and axles	60	
Wire rods	45	25 percent.
Wire, drawn	60	25 percent.
Stainless steel products:		
Bars, hot rolled	60	25 percent.
Bars, cold finished	75	25 percent.
Castings	90	
Forgings	90	
Pipe	90	
Plates	60	25 percent.
Semi-finished steel	45	25 percent.
Shapes (special rolled shapes, including angles and channels)	120	
Sheets, hot rolled	60	10 percent.
Sheets, cold rolled	75	25 percent.
Strip, hot rolled	60	10 percent.
Strip, cold rolled	75	10 percent.
Tubing, mechanical	90	25 percent.
Tubing, pressure	90	25 percent.
Wire, drawn	75	25 percent.
Wire rods	60	

§ 20.8 *Changes in lead time.* If a steel producer would have an open space on his production schedule created by the difference between the lead time of forty-five days as established by this part as originally issued or as subsequently amended, and a longer lead time as established by this amendment, he shall continue to accept rated orders to fill such open space on his production schedule, on the basis of a lead time of forty-five days, before he applies the newly established longer lead time. In filling such open space on his production schedule, as above referred to, a steel producer shall be governed by the product limitation percentage appearing in Column C of § 20.7.

EXAMPLE: Under the previously established lead time of 45 days, a steel producer would, up to December 17, 1950, accept DO rated orders for shipment in February 1951. Where a lead time is increased by this amendment to 90 days, he would, up to December 31, 1950, accept DO rated orders for shipment in April 1951. In the application of this example, the steel producer would continue to accept DO rated orders for shipment in February and March 1951, on a 45-day lead time until he had arrived in any one month at the product limitation percentage of that product as set forth in Column C, of § 20.7. Thereafter, he would conform to the new lead time of 90 days for shipment in the succeeding months.

In the above example, if the product limitation percentage under Column C of § 20.7 as to that particular steel product has been increased by this amendment from 5 percent to 10 percent, the steel producer should accept DO rated orders up to the amount of the new product limitation percentage figure, commencing with shipments for the month of February, 1951, and should continue at that new figure thereafter.

§ 20.9 *Allotments for non-integrated steel producers.* Each integrated steel producer shall make a monthly allotment of his production to each of his non-integrated steel producer customers. In order to determine the amount of such monthly allotment, each integrated steel producer shall first determine the amount of each steel product which will be available for that particular month, after making provision for production under DO rated orders and other orders which such integrated steel producer is required to accept by specific direction of NPA. Each integrated steel producer shall then allot to each of his non-integrated steel producer customers not less than the same percentage of each product of his production for that month as may thus remain on a percentage based on the average monthly tonnage of the same product as was delivered by him to each of his non-integrated steel producer customers during the period from January 1, 1950, through September 30, 1950. An integrated steel producer must accept orders placed by his non-integrated steel producer customer up to the limit of his allotment: *Provided, however,* That such orders are placed in accordance with the lead times for the various steel products set forth in Column B of § 20.7. Shipments under such allotments shall be made in addition to shipments to the same non-integrated steel producer customer pursuant to authorized extensions of DO ratings. Orders placed under the provisions hereof must be for substantially the same product as was supplied to each such non-integrated steel producer during such period, except for minor variations in size and design. In determining the amount of the monthly allotments, adjustments may be made by an integrated steel producer, with the consent of the non-integrated steel producer involved, to provide for any abnormal situations which affect any steel products.

§ 20.10 *Extension of ratings for further conversion of steel products.* All DO ratings extended for the purpose of further conversion of steel products shall have the symbol FC added to the two-digit designation following the prefix DO on the order.

§ 20.11 *NPA assistance in placing rated orders.* Any person who is unable to place a rated order for steel due to the limitations imposed by §§ 20.5 and 20.6 should apply to the NPA, Iron and Steel Division, Reference Order M-1, specifying the producers who refused to accept the order. The NPA will arrange to assist him in locating other sources of supply.

§ 20.12 *Scheduled programs.* NPA will from time to time approve scheduled programs calling for the production and delivery of steel products for stated purposes, over specified periods of time. Upon approval of major programs of this type, supplements to this part will be issued describing such programs and specifying the manner in which they are to be carried out by the steel industry. Thereafter, directives will be issued to individual concerns establishing schedules for their participation in such programs. Such directives shall be complied with by the recipients in accordance with the terms thereof, unless otherwise directed by NPA.

§ 20.13 *Application for adjustment or exception.* Any person affected by any provision of this part may file a request for adjustment or exception upon the ground that his business operation was commenced during or after the base period, or because any provision otherwise works an undue or exceptional hardship

upon him not suffered generally by others in the same trade or industry, or its enforcement against him would not be in the interest of the national defense or in the public interest. In considering requests for adjustment claiming that the public interest is prejudiced by the application of any provision of this part, consideration will be given to the requirements of the public health and safety, civilian defense, and dislocation of labor and resulting unemployment that would impair the defense program. Each request shall be in writing, shall set forth all pertinent facts and the nature of the relief sought, and shall state the justification therefor.

§ 20.14 *Communications.* All communications concerning this part shall be addressed to National Production Authority, Washington 25, D. C., Ref: M–1.

§ 20.15 *Reports.* Persons subject to this part shall make such records and submit such reports to the NPA as it shall require, subject to the terms of the Federal Reports Act (P. L. 831, 77 Cong., 5 U. S. C. 139–139F). All reporting and record-keeping requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

§ 20.16 *Records.* Each person participating in any transaction covered by this part shall retain in his possession for at least two years records of receipts, deliveries, inventories, and use, in sufficient detail to permit an audit that determines for each transaction that the provisions of this part have been met. This does not specify any particular accounting method and does not require alteration of the system of records customarily maintained, provided such records supply an adequate basis for audit. Records may be retained in the form of microfilm or other photographic copies instead of the originals.

§ 20.17 *Audit and inspection.* All records required by this part shall be made available at the usual place of business where maintained for inspection and audit by duly authorized representatives of the NPA.

§ 20.18 *Violations.* Any person who wilfully violates any provisions of this part or any other order or regulation of NPA or wilfully conceals a material fact or furnishes false information in the course of operation under this part is guilty of a crime and upon conviction may be punished by fine or imprisonment or both. In addition, administrative action may be taken against any such person to suspend his privilege of making or receiving further deliveries of materials or using facilities under priority or allocation control and to deprive him of further priorities assistance.

This part as amended shall take effect on December 1, 1950.

NATIONAL PRODUCTION AUTHORITY,
[SEAL] W. H. HARRISON,
Administrator.

[F. R. Doc. 50-11163; Filed, Dec. 4, 1950; 11:58 a. m.]

[NPA Order M-6, as Amended Dec. 1, 1950]

PART 22—STEEL DISTRIBUTORS

This amendment is found necessary and appropriate to promote the National Defense and is issued pursuant to authority granted by section 101 of the Defense Production Act of 1950. In the formulation of this amendment, there has been consultation with industry representatives, including trade association representatives, and consideration has been given to their recommendations.

This amendment affects NPA Order M–6 as follows:

It amends §§ 22.4, 22.5, 22.9, 22.11, and items number 3 and 11 on List A in § 22.13 and item number 22 on List B in § 22.14. It adds two additional sections, §§ 22.12 and 22.13; it renumbers the remaining sections to provide for the added sections. As so amended, this part (M–6) is revised to read as follows:

Sec.
22.1 What this part does.
22.2 Definitions.
22.3 Shipments during the current calendar quarter for 1950.
22.4 Allotments for steel distributors.
22.5 Rejection of orders issued pursuant to this part.
22.6 Tonnage limitation.
22.7 Item limitation for acceptance of rated orders.
22.8 Extension of DO ratings for industrial and merchant trade steel products.
22.9 Application for adjustment or exception.
22.10 Communications.
22.11 Reports.
22.12 Records.
22.13 Audit and inspection.
22.14 Violations.
22.15 List A—Industrial steel products.
22.16 List B—Merchant trade steel products.

AUTHORITY: §§ 22.01 to 22.16 issued under sec. 704, Pub. Law 774, 81st Cong. Interpret or apply secs. 101, 701, Pub. Law 774, 81st Cong., sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105.

§ 22.1 *What this part does.* This part applies particularly to steel distributors, and provides rules to assist them in obtaining supplies of steel for the carrying out of their normal functions. It requires steel producers to establish regular allotments of steel for purchase by steel distributors based upon their average monthly purchases over an established base period. It provides special rules for the extension of DO rated orders by steel distributors and specifies a tonnage limitation and item limitation for required acceptance of rated orders by them.

§ 22.2 *Definitions.* As used in this part:

(a) "Steel distributor" means a person engaged in the business of maintaining facilities and equipment for the stocking and distribution of rolled or drawn steel products for sale or resale in the form as received or after performing such operations as cutting to length, shearing to size or shape, pipe threading or sorting and grading. A person who, in connection with any sale of such steel products from his stock, bends, punches or performs any fabricating or processing operation designed to prepare steel for final use or assembly is not a steel distributor with respect to such sale. The term "steel distributor" excludes any person who purchases steel products for resale but does not take physical delivery of the material into his own stock at a location regularly maintained for such purpose.

(b) "Industrial steel products" means all products shown on § 22.15 (List A).

(c) "Merchant steel products" means all products shown on § 22.16 (List B).

(d) "Item" shall mean any steel or iron product which is different from all other steel or iron products by reason of one or more of its specifications, such as width, thickness, temper, alloy, finish or method of manufacture.

§ 22.3 *Shipments during the current calendar quarter for 1950.* Producers of steel who have accepted orders from steel distributors, including the affiliates and subsidiaries of such producers, for steel products for shipment prior to or during the remainder of the current calendar quarter ending December 31, 1950, shall endeavor to make shipment of all such unfilled orders not later than forty-five days immediately following the end of said quarter.

§ 22.4 *Allotments for steel distributors.* In order to determine the monthly allotment for each steel distributor, each steel producer shall first determine the amount of each steel product which will be available for that particular month, after making provision for production under DO rated orders and other orders which such steel producer is required to accept by specific direction of NPA. Each steel producer shall then allot to each of his steel distributor customers not less than the same percentage of each product of his production for that month as may thus remain, on a proportion based on the average monthly tonnage of the same product as was delivered by him to each of his steel distributor customers during the period from January 1, 1950 through September 30, 1950. A steel producer must accept orders placed by a steel distributor up to the limit of his allotment; provided however, that such orders are placed with the steel producers in accordance with the lead times for the various steel products established by the provisions of § 20.4 and as specifically set forth in Column B of § 20.7 of NPA Order M–1 as amended. Deliveries under such allotments shall be made in addition to shipments to the same steel distributor pursuant to authorized extension of DO ratings. Orders placed under the provisions hereof must be for substantially the same product as was supplied to each such steel distributor during such period, except for minor variations in size and design. In determining the amount of the monthly allotments, adjustments may be made by a steel producer with the consent of the steel distributors involved, to provide for any abnormal situations which affect any steel products.

§ 22.5 *Rejection of orders issued pursuant to this part.* Unless otherwise specifically directed by NPA, producers of steel need not accept an order issued pursuant to this part which is received by such steel producer less than the number of days set forth in Column B of § 20.7 of NPA Order M–1 as amended

prior to the first day of the month in which shipment is requested.

§ 22.6 *Tonnage limitation.* Unless specifically directed by the National Production Authority, no steel distributor shall be required to accept rated orders for shipment from inventory from any one location where he maintains a stock, in any one calendar quarter for a total tonnage of each product or grade in excess of thirty percent of his average quarterly shipments thereof from such locations during the period from January 1, 1950 through September 30, 1950.

§ 22.7 *Item limitation for acceptance of rated orders.* Unless otherwise specifically directed by the National Production Authority, no steel distributor shall be required to make delivery on a rated order from warehouse stock to any one customer to any one destination, at any one time, steel products in quantities in excess of the following:

Any item of carbon steel more than 8,000 lbs.

Any item of alloy steel (except stainless) more than 5,000 lbs.

Any item of stainless steel sheet more than 2,000 lbs.

Any item of stainless bars and plates more than 1,000 lbs.

Any item of stainless tubing or pipe more than 1,000 lbs. or feet whichever is less.

In no case shall a distributor be required to make such deliveries aggregating 40,000 pounds or more at one time unless the deliveries include ten or more different items with no item to weigh more than shown in the table above.

§ 22.8 *Extension of DO ratings for industrial and merchant trade steel products.* No person may extend a DO rating to secure industrial and/or merchant trade steel products for sale or resale in the form in which such steel is received, except to replace inventory carried regularly in stock which has been delivered by him from stock under DO rated orders. However, this provision shall not prevent the extension of a DO rating to effect delivery of those steel products which are normally sold by steel producers through their own authorized steel distributors for direct shipment from the mill of such steel producers to steel consumers.

§ 22.9 *Application for adjustment or exception.* Any person affected by any provision of this part may file a request for adjustment or exception upon the ground that his business operation was commenced during or after the base period, or because any provision otherwise works an undue or exceptional hardship upon him not suffered generally by others in the same trade or industry, or its enforcement against him would not be in the interest of the national defense or in the public interest. In considering requests for adjustment claiming that the public interest is prejudiced by the application of any provision of this part, consideration will be given to the requirements of the public health and safety, civilian defense, and dislocation of labor and resulting unemployment that would impair the defense program. Each request shall be in writing, shall set forth all pertinent facts and the nature of the relief sought, and shall state the justification therefor.

§ 22.10 *Communications.* All communications concerning this part shall be addressed to National Production Authority, Washington 25, D. C. Ref: M–6.

§ 22.11 *Reports.* Persons subject to this part shall make such records and submit such reports to the NPA as it shall require, subject to the terms of the Federal Reports Act (P. L. 831, 77 Cong., 5 U. S. C. 139–139F). All reporting and record-keeping requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

§ 22.12 *Records.* Each person participating in any transaction covered by this part shall retain in his possession for at least two years records of receipts, deliveries, inventories, and use, in sufficient detail to permit an audit that determines for each transaction that the provisions of this part have been met. This does not specify any particular accounting method and does not require alteration of the system of records customarily maintained, provided such records supply an adequate basis for audit. Records may be retained in the form of microfilm or other photographic copies instead of the originals.

§ 22.13 *Audit and inspection.* All records required by this part shall be made available at the usual place of business where maintained for inspection and audit by duly authorized representatives of the NPA.

§ 22.14 *Violations.* Any person who wilfully violates any provisions of this part or any other order or regulation of NPA or wilfully conceals a material fact or furnishes false information in the course of operation under this part is guilty of a crime and upon conviction may be punished by fine or imprisonment or both. In addition, administrative action may be taken against any such person to suspend his privilege of making or receiving further deliveries of materials or using facilities under priority or allocation control and to deprive him of further priorities assistance.

§ 22.15 *List A—Industrial steel products.*

Product groups	Types		
	Carbon	Stainless	Other alloy
1. Blooms, billets, slabs, tube rounds, die blocks, sheet and tin bars	X	X	X
2. Structural shapes and piling	X	.....	X
3. Plates (universal and sheared) including skelp	X	X	X
4. Rails and track accessories	X	.....	X
5. Hot rolled bars—except concrete reinforcing bars but including forged, galvanized and wrought iron bars	X	X	X
6. Concrete reinforcing bars (unfabricated)	X	.....	.....
7. Cold finished bars	X	X	X
8. Sheets and strip, hot rolled	X	X	X
9. Sheet and strip, cold reduced	X	X	X
10. Tin mill black plate, tin plate and terne plate	X	.....	.....
11. Sheets and strip, all other but not including items on List B	X	X	X
12. Welded tubing	X	X	X
13. Seamless tubing	X	X	X
14. Tool steel, including drill rod	X	.....	X
15. Wire rope and strand	X	.....	X

§ 22.16 *List B—Merchant trade steel products.*

CARBON AND LOW ALLOY ONLY

No. *Products*

20. Standard and line pipe, water well tubular products, and couplings[1] (includes steel and wrought iron pipe).
21. Oil country casing, tubing, drill pipe and couplings.[1]
22. Galvanized, lead coated, or painted sheet and strip purchased for the manufacture of roofing and siding, formed roofing and siding (painted, black, galvanized or lead coated) valley ridge roll and flashing.
23. Nails (cut and wire), fence and netting staples.
24. Wire, drawn.
25. Wire bale ties.
26. Wire (barbed and twisted) and wire fence (woven or welded).
27. Wire netting.
28. Fence posts.
29. Welded wire concrete reinforcing mesh.

This amended order shall take effect on December 1, 1950.

NATIONAL PRODUCTION AUTHORITY,
[SEAL] W. H. HARRISON,
Administrator.

[F. R. Doc. 50–11164; Filed, Dec. 4, 1950; 11:58 a. m.]

[NPA Order M–7, as Amended Dec. 1, 1950]

PART 26—ALUMINUM

This order as amended is found necessary and appropriate to promote the national defense and is issued pursuant to the Defense Production Act of 1950. In the formulation of this order, there has been consultation with industry representatives and consideration has been given to their recommendation. However, consultation with representatives of all trades and industries affected in advance of the issuance of this order as amended, has been rendered impracticable by the fact that the order affects a very substantial number of different trades and industries.

Paragraph (b) of § 26.25 of Order M–7 is revised so that Order M–7 as amended December 1, 1950, reads as follows:

Sec.

Directions

AUTHORITY: §§ 26.21 to 26.32 issued under sec. 704, Pub. Law 774, 81st Cong. Interpret or apply sec. 101, Pub. Law 774, 81st Cong.; sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105.

[1] Threaded couplings of the type normally supplied on threaded pipe by pipe producers.

§ 26.21 *Purpose and scope.* The purpose of this subpart is to describe how the aluminum remaining after allowing for the requirements of national defense may be distributed and used in the civilian economy. It is the policy of the National Production Authority that aluminum and articles made of aluminum, not required to fill rated orders, shall be distributed equitably through normal channels of distribution, and that due regard shall be given by suppliers to the needs of new and small business.

§ 26.22 *Definitions.* As used in this subpart:

(a) "Person" means any individual, corporation, partnership, association or any other organized group of persons and includes any agency of the United States or any other government.

(b) "Base period" means the six months period ending June 30, 1950.

(c) "Manufacture" means to put into process, machine, fabricate, or otherwise alter materials by physical or chemical means.

(d) "Maintenance" means the minimum upkeep necessary to continue a building, machine, piece of equipment or facility in sound working condition, and "repair" means the restoration of a building, machine, piece of equipment or facility to sound working condition when the same has been rendered unsafe or unfit for service by wear and tear, damage, failure of parts or the like: *Provided, however,* Neither maintenance nor repair includes the improvement of any such item with material of a better kind, quality or design.

(e) "Operating supplies" means any aluminum forms or products listed in § 26.23 which are normally carried by a person as operating supplies according to established accounting practice and are not included in his finished product, except that materials included in such product which are normally chargeable to operating expense may be treated as operating supplies.

§ 26.23 *Aluminum forms and products to which this subpart applies.* The word "aluminum" as used in this subpart means only the following aluminum forms and products:

Rod and bar
Wire (under ⅜")
Cables (electrical transmission only)
Rivets
Forgings and pressings (before machining)
Impact extrusions
Castings
Rolled structural shapes (angles, channels, zees, tees, etc.)
Extruded shapes
Sheet, strip and plate
Slugs
Foil
Tubing
Tube blooms
Powder (including atomized, granular, flake, paste and pigments)
Ingot, pig, billets, slabs
Purchased scrap

§ 26.24 *Application of subpart.* Subject to the exemptions stated in § 26.27, this subpart applies to all persons who use any aluminum for purposes of manufacture or construction, or for maintenance, repair, or operating supplies. It does not apply to persons (a) who produce aluminum in or convert it to the forms and products listed in § 26.23; or (b) who use aluminum in the production of other metals, or of metal alloys, the chief constituent of which is not aluminum.

§ 26.25 *Use of aluminum.* Subject to the exemptions stated in § 26.27, and unless specifically directed by the National Production Authority, no person shall use in manufacture or construction:

(a) During December 1950, a quantity by weight of aluminum in excess of 100% of his average monthly use of aluminum during the base period.

(b) During the following months a total quantity by weight of aluminum in excess of the percentages specified with respect to each month of his average monthly use of aluminum during the base period:

	Percent
January, 1951	80
February, 1951	75
March, 1951	65

§ 26.26 *Maintenance, repair, and operating supplies.* Unless specifically directed by the National Production Authority, during the six months period commencing on December 1, 1950 and each six months period thereafter, no person shall use for maintenance, repair, and operating supplies a quantity by weight of aluminum in excess of the quantity of aluminum that he used for such purposes during the base period.

§ 26.27 *Exemptions.* (a) The use of aluminum required by any person to fill an order that is rated under the priorities system established by Part 11 of this chapter (NPA Reg. 2, 15 F. R. 6911, 7185), or to meet any other mandatory order of the National Production Authority, is permitted in addition to the use of aluminum authorized by the provisions of §§ 26.25 or 26.26.

(b) Pending development of requirements for aluminum conductor (including transmission cable, wire, and bus bar), for the production, transmission, or distribution of electric energy, this subpart does not presently restrict the use of aluminum conductor for such purposes, if these items are on hand or the suppliers have accepted orders for these items prior to the date of this subpart, for delivery prior to April 1, 1951. The use of other shapes and forms of aluminum listed in § 26.23 for the production, transmission, or distribution of electric energy remain subject to the restrictions of this subpart.

(c) The provisions of §§ 26.25 and 26.26 do not apply to persons who use less than 1,000 lbs. of aluminum during any period of twelve consecutive months: *Provided, however,* That persons who by reason of the provisions of § 26.25 would be permitted to use less than 1,000 lbs. during any period of twelve consecutive months may use during such period a quantity up to 1,000 lbs.

§ 26.28 *Inventories.* In addition to the provisions of Part 10 of this chapter (NPA Reg. 1, 15 F. R. 6253), relating to Inventory Control, it is considered that a more exact requirement applying to users of aluminum is necessary. No person obtaining aluminum for use in manufacture or construction, or for maintenance, repair, or operating supplies, may receive or accept delivery of a quantity of aluminum if his inventory is, or by such receipt would become, in excess of that necessary to meet his deliveries or supply his services on the basis of his scheduled method and rate of operation pursuant to this subpart during the succeeding 60-day period, or in excess of a "practicable minimum working inventory" (as defined in Part 10 of this chapter (NPA Reg. 1)), whichever is less. For the purpose of this section, aluminum shapes and forms listed in § 26.23 in which only minor changes or alterations have been effected shall be included in inventory. Part 10 of this chapter (NPA Reg. 1) will apply to aluminum except as modified by this section.

§ 26.29 *Application for adjustment.* Any person affected by any provision of this subpart may file a request for adjustment or exception upon the ground that his business operation was commenced during or after the base period, or because any provision otherwise works an undue and exceptional hardship upon him not suffered generally by others in the same trade or industry or its enforcement against him would not be in the interest of the national defense or in the public interest. Each request shall be in writing and shall set forth all pertinent facts and the nature of the relief sought, and shall state the justification therefor.

§ 26.30 *Records and reports.* (a) Persons subject to this subpart shall preserve the records which they have maintained and will maintain of inventories, receipts, deliveries, and uses of aluminum forms and products commencing with January 1, 1950.

(b) Persons subject to this subpart shall make records and submit such reports to the National Production Authority as it shall require, subject to the terms of the Federal Reports Act (P. L. 831, 77th Cong., 5 U. S. C. 139–139–F).

§ 26.31 *Communications.* All communications concerning this subpart shall be addressed to the National Production Authority, Washington 25, D. C., Ref.: M–7.

§ 26.32 *Violations.* Any person who willfully violates any provisions of this subpart or any other order or regulation of the National Production Authority or willfully conceals a material fact or furnishes false information in the course of operation under this subpart is guilty of a crime and upon conviction may be punished by fine or imprisonment or both. In addition, administrative action may be taken against any such person to suspend his privilege of making or receiving further deliveries of materials or using facilities under priority or allocation control and to deprive him of further priorities assistance.

Directions

§ 26.41 *Base period; applications for adjustment; December 1950 use.* (a) Section 26.25 (a) of the regulation states, among other things, that no person shall use in manufacture (as defined) or construction "during December 1950 a quantity by weight of aluminum in excess of 100 percent of his

average monthly use during the base period."

(b) "Base period" is defined by § 26.22 (b) as the six months period ending June 30, 1950.

(c) Section 26.29 states, in part, that "any person affected by any provision of this part may file a request for adjustment or exception upon the ground that his business operation was commenced during or after the base period, or because any provision otherwise works an undue or exceptional hardship upon him not suffered generally by others in the same trade or industry * * *".

(d) A number of requests for adjustment have been filed with the National Production Authority upon the ground that the applicants' business operations were commenced during or after the base period, or that the application of the base period to the applicants' business operations otherwise caused undue hardship upon the applicants not suffered generally by others in the same trade or business. Since many of these applications present common problems, this direction will constitute a determination of adjustment with respect to the limitation stated in § 26.25 (a) to the classes of cases described below, whether or not applications for adjustment have been filed with the National Production Authority under § 26.29. This determination is subject, however, to the conditions stated in paragraph (e) of this section.

(e) (1) Cases in which it is claimed that the base period specified in §§ 26.21 to 26.32, inclusive, is inapplicable because: (i) The applicants commenced new business operations during or after the base period; (ii) although the applicants' business operations were commenced prior to the base period, the applicants produced or manufactured a new product during or after the base period; or (iii) the applicants brought additional productive or manufacturing capacity into operation during or after the base period.

(i) *Direction.* In any such case the applicant may apply as a measure of his permitted use of aluminum during December 1950, his average monthly use during October and November 1950.

(ii) *Illustration 1.* The X Company, a newly organized company, commenced its operations on March 15, 1950. This company will be permitted to use in manufacture or construction during December 1950 a quantity by weight of aluminum not in excess of 100 percent of his average monthly use of aluminum during October and November 1950.

(iii) *Illustration 2.* The Y Company had been engaged in the manufacture of several products incorporating aluminum. Subsequent to June 30, 1950 this company manufactured and marketed an additional line of products, requiring aluminum, not previously manufactured by it. The rule stated in Illustration 1 above applies to the use of aluminum during December 1950 in the manufacture of the new line of products. However, the limitation stated in § 26.25 (a) applies to the use of aluminum in manufacturing the company's other products.

(iv) *Illustration 3.* During August 1950, the A Company commenced operations for the first time in a new, additional plant. The A Company may use the months of October and November 1950 as the base period for the new plant whereas the base period specified in §§ 26.21 to 26.32, inclusive, will apply to the operation of its original manufacturing facilities.

(2) Cases in which it is claimed that the base period specified in the order is inapplicable because of changes made during or after the base period in the design, specifications or operating features of certain of its products, and where these changes required the use of substantially larger quantities of aluminum to maintain the same unit output than were required during the base period specified in §§ 26.21 to 26.32, inclusive.

(i) *Direction.* In any such case, the applicant may apply as a measure of his permitted use of aluminum during December 1950, his average monthly use during October and November 1950.

(ii) *Illustration 1.* During June 1950 the B Company redesigned a machine, its sole product, which it had manufactured and marketed for a number of years and its plant was retooled for its production. In order to conserve weight, aluminum was substituted for steel in various elements resulting in a 30 percent increase in the quantity of aluminum required for the manufacture of the machine. The B Company will be permitted to use in manufacture during December 1950 a quantity by weight of aluminum not in excess of 100 percent of its average monthly use of aluminum during October and November 1950.

(3) Cases in which it is claimed that the applicants' operations were substantially interrupted during the base period.

(i) *Direction.* In any such case in which production or manufacturing operations were shut down or suspended for more than 15 consecutive calendar days, the applicant in determining his base period may exclude from the base period specified in §§ 26.21 to 26.32, inclusive, the month or months in which shut down or suspension existed.

(ii) *Illustration 1.* The C Company was shut down from February 16 through March 5, 1950. Its base period will comprise the months of January, April, May and June 1950.

(4) Cases in which it is claimed that operations during December 1950 cannot be fairly measured by the base period specified in §§ 26.21 to 26.32, inclusive, because of seasonal fluctuations which will result in a substantially higher level of operations during December than the average rate of operations during the first six months of 1950.

(i) *Direction.* In any such case, in order to allow for the seasonal factor, the following formula may be applied: The ratio between the total quantity of aluminum used during December of the years 1947, 1948 and 1949, and the total quantity of aluminum used during the first six months of said years. Such ratio may be applied to the total quantity of aluminum used in the first six months of 1950 to determine the quantity that may be used during December 1950.

(ii) *Illustration 1.* By reason of a seasonal demand for its products, the E Company normally schedules its manufacturing operations during December at a rate substantially higher than the average monthly rate that prevailed during the first six months of the year. The ratio between the total quantity of aluminum used in the products manufactured by the E Company during December 1947, 1948 and 1949 and the total quantity of aluminum used during the first six months of these years is 20%. Accordingly, the company may use during December 1950 20 percent of the total quantity of aluminum used by it during the first six months of 1950.

(f) The above determinations of adjustment with respect to the classes of cases described are subject to the following conditions: (1) That every person relying on any such determination will promptly after December 1, 1950 prepare a detailed written record of the facts relating to the application of the determination to his operations and preserve same; (2) that a copy of such record will be promptly transmitted to the National Production Authority upon its request; and (3) that such record and all other records relating to production or manufacture and the use of aluminum forms and products listed in § 26.23 during 1950, and 1947, 1948, and 1949 to the extent applicable, will be made available at his usual place of business for inspection and audit by duly authorized representatives of the National Production Authority.

This amended order shall take effect on December 1, 1950.

NATIONAL PRODUCTION AUTHORITY,
[SEAL] W. H. HARRISON,
Administrator.

[F. R. Doc. 50-11165; Filed, Dec. 4, 1950; 11:58 a. m.]

[NPA Order M-15]

PART 28—ZINC

SUBPART B—USE OF ZINC

This order is found necessary and appropriate to promote the national defense and is issued pursuant to the Defense Production Act of 1950. In the formulation of this order, there has been consultation with industry representatives, including trade association representatives, and consideration has been given to their recommendations. However, consultation with representatives of all trades and industries affected in advance of the issuance of this order has been rendered impracticable by the fact that the order affects a large number of different trades and industries.

Sec.

AUTHORITY: §§ 28.21 to 28.32 issued under sec. 704, Pub. Law 774, 81st Cong. Interpret or apply sec. 101, Pub. Law 774, 81st Cong., sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105.

§ 28.21 *What this part does.* The purpose of this part is to describe how the zinc and zinc products remaining after allowing for the requirements of national defense may be distributed and used in the civilian economy. It is the policy of the National Production Authority that zinc and zinc products and articles made of zinc and zinc products, not required to fill rated orders, shall be distributed equitably through normal channels of distribution, and that due regard shall be given by suppliers to the needs of new and small business. It is the intent of this part that other materials which are not in short supply will be substituted for zinc and zinc products wherever possible.

§ 28.22 *Definitions.* As used in this part:

(a) "Person" means any individual, corporation, partnership, association, or any other organized group of persons and includes any agency of the United States or any other government.

(b) "Base period" means the six months period ending June 30, 1950.

(c) "Maintenance" means the minimum upkeep necessary to continue a building, machine, piece of equipment, or facility in sound working condition, and "repair" means the restoration of a building, machine, piece of equipment or facility to sound working condition when the same has been rendered unsafe or unfit for service by wear and tear, damage, failure of parts or the like: *Provided, however,* Neither maintenance nor repair includes the improvement of any such item with material of a better kind, quality or design.

(d) "Operating supplies" means any zinc or zinc product listed in § 28.23 which are normally carried by a person as operating supplies according to established accounting practice and are not included in his finished product, except that materials included in such product which are normally chargeable to operating expense may be treated as operating supplies.

§ 28.23 *Zinc forms and products to which this part applies.* This part will apply to the following zinc forms and products:

(a) "Zinc" which means zinc metal which has been produced by electrolytic, electrothermic, or fire refining process, including zinc metal produced from scrap, dross, or other secondary material, and any alloy in which the percentage of zinc metal by weight is more than 50 percent.

(b) "Zinc products" which means zinc in the form of sheet, strip (ribbon), rod, wire, castings, plates and shapes either drawn or extruded.

§ 28.24 *Application of part.* Subject to the exemptions stated in § 28.27, this part applies to all persons who use zinc or zinc products in manufacture, processing or construction, or for maintenance, repair, or operating supplies.

§ 28.25 *Use of zinc and zinc products.* Subject to the exemptions stated in § 28.27, or unless specifically directed by the National Production Authority, no person shall use in manufacture, processing, construction, or for operating supplies during the calendar quarter commencing on January 1, 1951, and each calendar quarter thereafter, a total quantity by weight of zinc and zinc products in excess of 80 percent of his average quarterly use of such products during the base period: *Provided, however,* That his use of such items in any one month shall not exceed 40 percent of the permitted quarterly use.

§ 28.26 *Maintenance and repair.* Unless specifically authorized by the National Production Authority, during the calendar quarter period commencing on January 1, 1951, and each calendar quarter thereafter, no person shall use for maintenance and repair a quantity by weight of zinc and zinc products in excess of his average quarterly use for such purposes during the base period.

§ 28.27 *Exemptions.* (a) The use of zinc and zinc products to fill an order that is rated under the priorities system established by Part 11 of this chapter (NPA Reg. 2), or to meet any mandatory order of the National Production Authority, is permitted in addition to the use of zinc and zinc products authorized by the provisions of §§ 28.25 and 28.26.

(b) Zinc and zinc products acquired by a rated order or to meet a scheduled program of the National Production Authority may be used in addition to the quantities permitted by the provisions of §§ 28.25 and 28.26.

(c) The provisions of §§ 28.25 and 28.26 do not apply to persons who use less than 3,000 lbs. of zinc and zinc products during any calendar quarter: *Provided, however,* That persons who by reason of the provisions of § 28.25 would be permitted to use less than 3,000 lbs. during any calendar quarter may use during such period a quantity up to 3,000 lbs.

(d) The provisions of §§ 28.25 and 28.26 do not apply to the use of zinc or zinc products: (i) To comply with safety regulations issued under governmental authority which require the use of such items; (ii) in research laboratories where and to the extent that the physical or chemical material requirements make the use of any other material impracticable; or (iii) in electroplating where it replaces cadmium.

§ 28.28 *Inventories.* In addition to the provisions of Part 10 of this chapter (NPA Reg. 1), relating to Inventory Control, it is considered that a more exact requirement applying to users of zinc or zinc products is necessary. No person obtaining zinc or zinc products for use in manufacture, processing or construction, or for maintenance, repair or operating supplies, may receive or accept delivery of a quantity of zinc or zinc products if his inventory is, or by such receipt would become, in excess of that necessary to meet his deliveries or supply his services on the basis of his scheduled method and rate of operation pursuant to this part during the succeeding 45-day period, or in excess of a "practicable minimum working inventory" (as defined in NPA Reg. 1), whichever is less. For the purpose of this section, zinc and zinc products listed in § 28.23 in which only minor changes or alterations have been effected shall be included in inventory. NPA Reg. 1 will apply to zinc and zinc products except as modified by this section.

§ 28.29 *Application for adjustment or exception.* Any person affected by any provision of this part may file a request for adjustment or exception upon the ground that his business operation was commenced during or after the base period, or because any provision otherwise works an undue or exceptional hardship upon him not suffered generally by others in the same trade or industry or its enforcement against him would not be in the interest of the national defense or in the public interest. In examining requests for adjustment claiming that the public interest is prejudiced by the application of any provision of this part, consideration will be given to the requirements of the public health and safety, civilian defense, and dislocation of labor and resulting unemployment that would impair the defense program. Each request shall be in writing and shall set forth all pertinent facts and the nature of the relief sought, and shall state the justification therefor.

§ 28.30 *Records and reports.* (a) Each person participating in any transaction covered by this part shall retain in his possession for at least two years records of receipts, deliveries, inventories, and use, in sufficient detail to permit an audit that determines for each transaction that the provisions of this part have been met. This does not specify any particular accounting method and does not require alteration of the system of records customarily maintained, provided such records supply an adequate basis for audit. Records may be retained in the form of microfilm or other photographic copies instead of the originals.

(b) All records required by this part shall be made available at the usual place of business where maintained for inspection and audit by duly authorized representatives of the National Production Authority.

(c) Persons subject to this part shall make such records and submit such reports to the National Production Authority as it shall require, subject to the terms of the Federal Reports Act. (Pub. Law 831, 77th Cong., 5 U. S. C. 139–139F).

All reporting and record-keeping requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

§ 28.31 *Communications.* All communications concerning this part shall be addressed to the National Production Authority, Washington 25, D. C., Ref: M–15.

§ 28.32 *Violations.* Any person who wilfully violates any provisions of this part or any other order or regulation of the National Production Authority or wilfully conceals a material fact or furnishes false information in the course

of operation under this part is guilty of a crime and upon conviction may be punished by fine or imprisonment or both. In addition, administrative action may be taken against any such person to suspend his privilege of making or receiving further deliveries of materials or using facilities under priority or allocation control and to deprive him of further priorities assistance.

This order shall take effect on December 1, 1950.

NATIONAL PRODUCTION AUTHORITY,
[SEAL] W. H. HARRISON,
Administrator.

[F. R. Doc. 50-11168; Filed, Dec. 4, 1950; 11:59 a. m.]

[NPA Order M-13]

PART 31—RAYON

This order is found necessary and appropriate to promote the national defense and is issued pursuant to the authority granted by Section 101 of the Defense Production Act of 1950. In the formulation of this order, there has been consultation with industry representatives, including trade association representatives, and consideration has been given to their recommendations.

Sec.
31.1 What this part does.
31.2 High tenacity rayon yarn covered by this part.
31.3 Required delivery dates.
31.4 Rejection of rated orders.
31.5 Limitation on acceptance of rated orders.
31.6 NPA assistance in placing rated orders.
31.7 Adjustments and exceptions.
31.8 Communications.
31.9 Records and reports.
31.10 Violations.

AUTHORITY: §§ 31.1 to 31.10 issued under sec. 704, Pub. Law 774, 81st Cong. Interpret or apply sec. 101, Pub. Law 774, 81st Cong., sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105.

§ 31.1 *What this part does.* This part applies particularly to producers of high tenacity rayon yarn and provides rules for placing, accepting and scheduling rated orders for these yarns. Its purpose is to provide equitable distribution of rated orders among all producers of yarns covered by this part and thus to reduce to a minimum disruption of normal distribution and to promote maximum production. It supplements Part 11 of this chapter (NPA Reg. 2), but only those provisions of Part 11 which are contradictory to this part are superseded, and all other provisions of that part continue to apply to the yarns covered by this part.

§ 31.2 *High tenacity rayon yarn covered by this part.* High tenacity yarn to which this part applies is defined to mean viscose rayon yarn qualifying as yarn of 250 denier or coarser and having an average tenacity of 3 grams per denier or higher, irrespective of elongation, in tests made under the following conditions, whether produced for shipment by the rayon producer in the form of singles yarn, plies, cord or cord fabric:

(a) Yarns with three turns per inch twist shall be used.

(b) Yarn shall be conditioned until it reaches a regain equilibrium, approached from the dry side, in an atmosphere of 70 degrees Fahrenheit and 57 percent relative humidity.

(c) The loading rate on a constant-rate-of-loading machine shall be from 30 to 35, inclusive, grams per denier per minute. The loading rate on a pendulum type machine shall not exceed 35 grams per denier per minute.

(d) A denier tolerance of 3%, plus or minus, on deniers of 250 to 300 shall be allowed, based on the average denier of the lot tested. A denier tolerance of 2%, plus or minus, on deniers coarser than 300 shall be allowed, based on the average denier of the lot tested.

§ 31.3 *Required delivery dates.* A rated order for high tenacity rayon yarn must specify delivery in a particular month, which in no case may be earlier than required by the person placing the order. The producer of such rayon yarn must schedule the order for delivery within the requested month as early as practicable in accordance with the provisions of Part 11 of this chapter (NPA Reg. 2).

§ 31.4 *Rejection of rated orders.* A producer of high tenacity rayon yarn need not accept a rated order therefor which is received less than 30 days prior to the first day of the month in which shipment is requested, unless specifically directed to accept the order by the NPA.

§ 31.5 *Limitation on acceptance of rated orders.* Unless otherwise specifically directed by the NPA, no producer shall be required to accept rated orders for shipment in any one month of high tenacity rayon yarn (whether in the form of singles yarn, plies, cord or cord fabric) in excess of 10 percent of his scheduled production of such rayon yarns in that month.

§ 31.6 *NPA assistance in placing rated orders.* Any person who is unable to place a rated order for high tenacity rayon yarn due to the limitations imposed by § 31.5, should report such fact to the NPA, specifying the producers who refused to accept the order. The NPA will arrange to assist such person in locating sources of supply.

§ 31.7 *Adjustment and exceptions.* Any producer subject to this part may file an application for an adjustment or exception upon the ground that it works an exceptional hardship upon him not suffered generally by other producers, or that its enforcement against him would not be in the interest of the national defense or in the public interest. In considering requests for adjustment claiming that the public interest is prejudiced by the application of any provision of this part, consideration will be given to the requirements of the public health and safety, civilian defense, and dislocation of labor and resulting unemployment that would impair the defense program. Each application shall be in writing and shall set forth all pertinent facts and the nature of the relief sought and shall state the justification therefor.

§ 31.8 *Communications.* All communications concerning this part shall be addressed to National Production Authority, Washington 25, D. C., Reference: M-13.

§ 31.9 *Records and reports.* Persons subject to this part shall make such records and submit such reports to the NPA as it shall require, subject to the terms of the Federal Reports Act (5 U. S. C. 139-139F).

§ 31.10 *Violations.* Any person who wilfully violates any provision of this part or any other order or regulation of NPA or wilfully conceals a material fact or furnishes false information in the course of operation under this part is guilty of a crime and upon conviction may be punished by fine or imprisonment or both. In addition, administrative action may be taken against any such person to suspend his privilege of making or receiving further deliveries of materials or using facilities under priority or allocation control and to deprive him of further priorities assistance.

This part shall take effect on December 1, 1950.

NATIONAL PRODUCTION AUTHORITY,
[SEAL] W. H. HARRISON,
Administrator.

[F. R. Doc. 50-11166; Filed, Dec. 4, 1950; 11:59 a. m.]

[NPA Order M-14]

PART 32—NICKEL

This order is found necessary and appropriate to promote the national defense and is issued pursuant to the Defense Production Act of 1950. In the formulation of this order, there has been consultation with industry representatives and consideration has been given to their recommendations. However, consultation with representatives of all trades and industries affected in advance of the issuance of this order has been rendered impracticable by the fact that the Order affects a large number of different trades and industries.

Sec.
32.1 What this part does.
32.2 Definitions.
32.3 Nickel forms and products to which this part applies.
32.4 Application of part.
32.5 Use of nickel.
32.6 Maintenance, repair and operating supplies.
32.7 Exemptions.
32.8 Inventories.
32.9 Application for adjustments.
32.10 Records and reports.
32.11 Communications.
32.12 Violations.

AUTHORITY: §§ 32.1 to 32.12 issued under sec. 704, Pub. Law 774, 81st Cong. Interpret or apply sec. 101, Pub. Law 774, 81st Cong., sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105.

§ 32.1 *What this part does.* The purpose of this part is to describe how the primary nickel remaining after allowing for the requirements of national defense may be distributed to the civilian economy. It is the policy of the National

Production Authority that primary nickel, not required to fill rated orders, shall be distributed equitably through normal channels of distribution, and that due regard shall be given by suppliers to the needs of new and small business. It is the intent of this part that other materials which are not in short supply will be substituted for nickel wherever possible.

§ 32.2 *Definitions.* As used in this part:

(a) "Person" means any individual, corporation, partnership, association or any other organized group of persons and includes any agency of the United States or any other government.

(b) "Base period" means the six months period ending June 30, 1950.

(c) "Consume" means to melt, alloy, mix, electrodeposit, process or otherwise alter nickel as defined by this Order by physical or chemical means.

(d) "Maintenance" means the minimum upkeep necessary to continue a building, machine, piece of equipment or facility in sounding working condition, and "repair" means the restoration of a building, machine, piece of equipment or facility to sound working condition when the same has been rendered unsafe or unfit for service by wear and tear, damage, failure of parts or the like: *Provided, however,* Neither maintenance nor repair includes the improvement of any such item with material of a better kind, quality or design.

(e) "Operating supplies" means any forms of nickel listed in § 32.3 which are normally carried by a person as operating supplies according to established accounting practice and are not included in his finished product, except that materials included in such product which are normally chargeable to operating expense may be treated as operating supplies.

§ 32.3 *Nickel forms and products to which this part applies.* The word "nickel" as used in this part means only the following forms of primary nickel: electrolytic nickel, ingots, pig, rolled and cast anodes, shot, oxides and residues derived directly from new nickel.

§ 32.4 *Application of part.* Subject to the exemptions stated in § 32.7, applies to all persons who consume nickel in manufacture, processing or construction, or who use nickel for maintenance, repair or operating supplies. This part does not apply to suppliers of nickel in the forms listed in § 32.3.

§ 32.5 *Use of nickel.* Subject to the exemptions stated in § 32.7, or unless specifically directed by the National Production Authority, no person shall consume in manufacture, processing or construction during the first calendar quarter of 1951 a quantity of nickel by weight in excess of 65% of his average quarterly consumption of nickel for such purposes during the base period: *Provided, however,* That his consumption of nickel in any one month shall not exceed 40% of the permitted use during said quarter.

§ 32.6 *Maintenance, repair and operating supplies.* Unless specifically directed by the National Production Authority, no person shall consume for maintenance, repair or operating supplies during the calendar quarter commencing on January 1, 1951, and each calendar quarter thereafter, a quantity by weight in excess of his average quarterly consumption of nickel for such purposes during the base period.

§ 32.7 *Exemptions.* (a) The consumption of nickel to fill an order that is rated under the priorities system established by NPA Reg. 2, or to meet any mandatory order of the National Production Authority, is permitted in addition to the consumption of nickel authorized by the provisions of §§ 32.5 and 32.6.

(b) Nickel acquired by a rated order, or to meet a scheduled program of the National Production Authority, may be used in addition to the quantities permitted by the provisions of §§ 32.5 and 32.6.

(c) The provisions of §§ 32.5 and 32.6 do not apply to persons who use less than 250 lbs. of nickel during any calendar quarter: *Provided, however,* That persons who by reason of the provisions of § 32.5 would be permitted to use less than 250 lbs. during any calendar quarter may use during such period a quantity up to 250 lbs.

§ 32.8 *Inventories.* In addition to the provisions of Part 10 of this chapter (NPA Reg. 1), relating to Inventory Control, it is considered that a more exact requirement applying to consumers of nickel is necessary. No person obtaining nickel for use in manufacture, processing or construction, or for maintenance, repair, or operating supplies, may receive or accept delivery of a quantity of nickel if his inventory is, or by such receipt would become, in excess of that necessary to meet his deliveries or supply his services on the basis of his scheduled method and rate of operation pursuant to this part during the succeeding 30 day period, or in excess of a "practicable minimum working inventory" (as defined in Part 10 of this chapter (NPA Reg. 1)), whichever is less. For the purpose of this section, the forms of nickel listed in § 32.3 in which only minor changes or alterations have been effected shall be included in inventory. Part 10 of this chapter (NPA Reg. 1) will apply to nickel except as modified by this section.

§ 32.9 *Application for adjustments.* Any person affected by any provision of this part may file a request for adjustment or exception upon the ground that his business operation was commenced during or after the base period, or because any provision otherwise works an undue or exceptional hardship upon him not suffered generally by others in the same trade or industry, or its enforcement against him would not be in the interest of the national defense or in the public interest. In examining requests for adjustment claiming that the public interest is prejudiced by the application of any provision of this part, consideration will be given to the requirements of the public health and safety, civilian defense, and dislocation of labor and resulting unemployment that would impair the defense program. Each request shall be in writing and shall set forth all pertinent facts and the nature of the relief sought, and shall state the justification therefor.

§ 32.10 *Records and reports.* (a) Each person participating in any transaction covered by this part shall retain in his possession for at least two years records of receipts, deliveries, inventories, and use, in sufficient detail to permit an audit that determines for each transaction that the provisions of this part have been met. This does not specify any particular accounting method and does not require alteration of the system of records customarily maintained, provided such records supply an adequate basis for audit. Records may be retained in the form of microfilm or other photographic copies instead of the originals.

(b) All records required by this part shall be made available at the usual place of business where maintained for inspection and audit by duly authorized representatives of the National Production Authority.

(c) Persons subject to this part shall make such records and submit such reports to the National Production Authority as it shall require, subject to the terms of the Federal Reports Act.

(Pub. Law 831, 77th Cong., 5 U. S. C. 139–139F)

All reporting and record-keeping requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

§ 32.11 *Communications.* All communications concerning this part shall be addressed to the National Production Authority, Washington 25, D. C., Ref: M–14.

§ 32.12 *Violations.* Any person who wilfully violates any provisions of this part or any other part or regulation of the National Production Authority or wilfully conceals a material face or furnishes false information in the course of operation under this part is guilty of a crime and upon conviction may be punished by fine or imprisonment or both. In addition, administrative action may be taken against any such person to suspend his privilege of making or receiving further deliveries of materials or using facilities under priority or allocation control and to deprive him of further priorities assistance.

This part shall take effect on December 1, 1950.

NATIONAL PRODUCTION AUTHORITY,
[SEAL] W. H. HARRISON,
Administrator.

[F. R. Doc. 50-11167; Filed, Dec. 4, 1950; 11:59 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

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

[Circular 1772]

PART 191—GENERAL REGULATIONS APPLICABLE TO MINERAL PERMITS, LEASES AND LICENSES

MISCELLANEOUS AMENDMENTS

The following amendments of certain sections of Part 191 are made necessary by a change from the present practice of issuing a noncompetitive lease on a form separate and distinct from the lease application, to a procedure by which a standardized noncompetitive oil and gas lease offer form becomes a lease when signed on behalf of the United States. The change will eliminate some of the steps now necessary to issue a noncompetitive lease.

Part 191 is amended as follows, effective 60 days after date of issuance hereof by the Secretary of the Interior:

1. Section 191.6 is amended to read:

§ 191.6 *Special stipulations for lands in national forests or reclamation projects.* Offerors for noncompetitive oil and gas leases and applicants for permits, leases, and licenses for lands in national forests will be required to consent to the inclusion therein of the stipulation on Form 4–216. Where the land has been withdrawn for reclamation purposes the applicant or offeror may be required to consent to the inclusion of a stipulation on Form 4–467 if the lands are potentially irrigable, or Form 4–467 (a) if the lands are within the flow limits of a reservoir site, or Form 4–467 (b) if the lands are within the drainage area of a constructed reservoir. Other conditions may be imposed, if deemed necessary; to protect land withdrawn for reclamation purposes.

2. Section 191.10 is amended to read:

§ 191.10 *Simultaneous applications or offers for lease.* Where applications or offers received by mail or filed over the counter at the same time are in conflict, the right of priority of filing will be determined by public drawing in the manner provided in § 295.8 (b) of this chapter. Notice of the conflict and of the date and hour of the drawing shall be mailed to each applicant or offeror five days prior to such date, and the manager will post notice showing the date and hour of the drawing in a conspicuous place in his office for a period of five days prior to such date.

3. Section 191.11 is amended to read:

§ 191.11 *Filing fees.* Offers for noncompetitive oil and gas leases and all applications for prospecting permits, licenses, or noncompetitive leases, excepting phosphate lease applications, must be accompanied by a filing fee of $10 for each application or offer. Such a fee will be retained as a service charge even though the application or offer should be rejected or withdrawn in whole or in part.

4. Section 191.13 is amended to read:

§ 191.13 *Payments of rentals and royalties.* Unless otherwise directed by the Secretary, rentals and royalties under all leases and permits issued under the act shall be paid to the manager of the land office for the land district in which the leased lands are situated. In States where there are no land offices, the payments required with applications and offers shall be made to the Director, Bureau of Land Management. In such States all payments which subsequently become due must be made to the proper regional administrator. All remittances shall be made payable to the Treasurer of the United States.

(Sec. 32, 41 Stat. 450, sec. 1, 44 Stat. 301, as amended; 30 U. S. C. 189, 271. Interpret or apply sec. 5, 44 Stat. 1058, as amended; 30 U. S. C. 285)

OSCAR L. CHAPMAN,
Secretary of the Interior.

NOVEMBER 29, 1950.

[F. R. Doc. 50–10903; Filed, Dec. 4, 1950; 8:46 a. m.]

[Circular 1773]

PART 192—OIL AND GAS LEASES

MISCELLANEOUS AMENDMENTS

The following amendments and revision of certain sections of Part 192 are made necessary by a change from the present practice of issuing a noncompetitive lease on a form separate and distinct from the lease application, to a procedure by which a standardized noncompetitive oil and gas lease offer form becomes a lease when signed on behalf of the United States. The change will eliminate some of the steps now necessary to issue a noncompetitive lease.

Part 192 is amended as follows, effective 60 days after date of issuance hereof by the Secretary of the Interior:

1. Paragraph (c) of § 192.3 is amended to read:

(c) No lease will be issued and no transfer will be approved until it has been shown pursuant to the requirements of § 192.42 (e) (4) that the lessee or transferee is entitled to hold the acreage. Any party found to hold or control accountable acreage computed in accordance with the principles above set forth in excess of the prescribed limitations shall be given thirty days within which to file proof of the reduction of his holdings or control so as to conform with the prescribed limitation.

2. Paragraphs (b), (c), and (f) of § 192.4 are amended to read:

(b) No such option shall be taken for more than two years without the prior approval of the Secretary of the Interior, except that an option hereafter taken on a lease application or offer may be for the period of time until issuance of the lease and two years thereafter. Where it is sought to obtain options for periods in excess of those provided in the preceding sentence, an application should be filed with the Director, Bureau of Land Management, accompanied by a complete showing as to the special or unusual circumstances which are believed to justify approval of the application by the Secretary.

(c) Within the meaning of this section, options may be taken only on lands embraced in leases and offers or applications for leases and the acreage included in any such option taken upon an application or offer for a lease shall be chargeable from and after the date of such option.

(f) Each optionee must file with the Director, Bureau of Land Management, within 90 days after December 31 and June 30 of each year, a statement showing as of the prior December 31 and June 30, respectively, (1) name of optioner and serial number of lease, application or offer for lease subject to the option, (2) date and expiration date of each option, (3) number of acres covered by each option, and (4) aggregate number of options held in each state and total acreage thereof.

3. Section 192.5 is amended to read:

§ 192.5 *Lands within one mile of naval petroleum or helium reserves.* No oil and gas lease will be issued for land within one mile of the exterior boundaries of a naval petroleum or a helium reserve, unless the land is being drained of its oil or gas deposits or helium content by wells on privately owned land or unless it is determined by the Secretary, after consultation with the head of the agency exercising jurisdiction over the reserve, that operations under such a lease will not adversely affect the reserve through drainage from known productive horizons.

4. Section 192.40 is amended to read:

§ 192.40 *Classes and term.* All lands subject to disposition under the act which are known or believed to contain oil or gas may be leased by the Secretary of the Interior. When within the known geologic structure of a producing oil or gas field, such land may be leased only by competitive bidding and in units of not exceeding 640 acres to the highest responsible qualified bidder at a royalty of not less than 12½ per cent. Leases for not to exceed 2,560 acres, except where the rule of approximation applies, within a six-mile square, may be issued for all other land subject to the act to the first qualified offeror at a royalty of 12½ percent. All leases, except those issued as renewals of 20-year leases, will be issued for a primary term of five years and so long thereafter as oil or gas is produced in paying quantities.

5. Section 192.41 is amended to read:

§ 192.41 *Leases for lands wholly or partly within unit areas.* (a) Before issuance of an oil and gas lease for lands within an approved unit agreement, the lease applicant or offeror or successful bidder will be required to file evidence that he has entered into an agreement with the unit operator for the development and operation of the lands in his lease under and pursuant to the terms and provisions of the approved unit agreement, or a statement giving satisfactory reasons for the failure to enter into such agreement. If such statement

is acceptable, he will be permitted to operate independently but will be required to conform to the terms and provisions of the agreement with respect to such operations.

(b) In case an application or offer for a noncompetitive lease embracing lands partly within and partly without the exterior boundaries of a unitized area is found acceptable, separate leases will be issued, one embracing the lands within the unit area, and one the lands outside of such area.

NONCOMPETITIVE LEASES

6. Section 192.42 is completely revised to read:

§ 192.42 *Offer to lease, and issuance of lease.* (a) To obtain a noncompetitive lease, an offer to accept such a lease must be made on Form 4–1158, "Offer and Lease Form", or on unofficial copies of that form in current use, provided that the copies are exact reproductions on one page of both sides of the official approved one page form, and are without additions, omissions, or other changes or advertising, except that the copies shall include the following statement above the signature of the offeror: "This form is submitted in lieu of official Form 4–1158 and contains all of the provisions thereof as of the date of filing of this offer." In addition, the name and address of the printer or other party issuing unofficial reproductions of the official form shall be printed thereon. Form 4–1158, or a valid reproduction of the official form, will also constitute the lease, when signed by the manager of the land office.

(b) Five copies of Form 4–1158, or valid reproduction thereof, for each offer to lease shall be filed in the proper land office, or for land or deposits in states in which there are no land offices, with the Director of the Bureau of Land Management, Washington 25, D. C. If less than five copies are filed, the offeror shall have 15 days from date of the first filing, to file the other required copies, failing in which the offer will be rejected and returned to the offeror with any rental paid and will afford no priority to the offeror. The offer must be filed on a form in effect at the date of filing. For the purpose of this part, an offer will be considered filed when it is received in the proper office during business hours.

(c) The offeror shall mark one of the copies first filed at the top with the word "original". If that is not done, the manager will so mark one copy. If there is any variation in the land descriptions among the five copies, the copy marked "original" shall govern as to the lands covered by the lease.

(d) Each offer must be filled in on a typewriter or printed plainly in ink and signed in ink by the offeror or the offeror's duly authorized attorney in fact or agent, must describe the lands by legal subdivision, section, township, and range, if the lands are surveyed, and if not surveyed, by a metes and bounds description connected with a corner of the public land surveys by course and distance and must cover only lands entirely within a six-mile square. Each offer must be for an area of not more than 2,560 acres, except where the rule of approximation applies.

(e) Each offer, when first filed, shall be accompanied by:

(1) A filing fee of $10 which will be retained as a service charge even though the offer should be rejected or withdrawn either in whole or in part.

(2) Full payment of the first year's rental based on the total acreage if known, and if not known, on the basis of 40 acres for each smallest legal subdivision.

(3) Evidence of the authority of the attorney in fact or agent to sign the offer and lease, if the offer is signed by such an attorney or agent in behalf of the offeror.

(4) If the offer is signed by an attorney in fact or agent for an individual, a statement over the offeror's signature with respect to citizenship and that the offeror's direct and indirect interests in oil and gas leases, applications and offers therefor in the same state do not exceed 15,360 chargeable acres.

(f) If the offeror is a corporation, the offer must be accompanied by:

(1) A certified copy of the articles of incorporation, or appropriate reference by land office serial number of the record of the Bureau in which such a copy already has been filed, with statement as to any subsequent amendments.

(2) A statement showing the percentage of each class of the corporation's stock, and the percentage of all of its stock, which is owned or controlled by or on behalf of persons whom the corporation knows to be, or who the corporation has reason to believe are, aliens or who have addresses outside of the United States, indicating which classes of stock have voting rights.

(3) A list of the names and addresses of aliens or stockholders living outside of the United States, if more than 10 percent of the voting stock, or of all of the stock, is owned or controlled by, or on behalf of such persons, the list to show the amount and class of stock held by each, and to the extent known to the corporation, or which can be reasonably ascertained by it, the facts as to the citizenship of each such person.

(4) A separate showing as to the citizenship and holdings of any stockholder owning or controlling at least 20 per cent of the stock of the corporation.

(5) A copy either of the minutes of a meeting of the board of directors or of the bylaws indicating that the officer signing the offer to lease has authority to do so, or in lieu of such a copy, a certificate of the secretary or the assistant secretary of the corporation to that effect, over the corporate seal.

(g) An offer will be rejected and returned to the offeror with any rental paid, and it will confer no priority if it is not filled in and accompanied by the payments and documents required by the regulations in Parts 191 and 192 and the instructions printed on the lease form, except that where a corporation has previously filed in any land office any of the documents required by paragraph (f) of this section a reference to that file may be made in lieu of the document together with a statement as to any changes therein since the document was filed.

(h) An offer may not be withdrawn, either in whole or in part, unless the withdrawal is received by the land office before the lease, an amendment of the lease, Form 4–1163, or a separate lease, whichever covers the land described in the withdrawal, has been signed on behalf of the United States.

(i) The United States will indicate its acceptance of the lease offer, in whole or in part, and the issuance of the lease by the signature of the appropriate officer thereof in the space provided. An executed copy of the lease will be mailed to the offeror at the address of record.

(j) If any of the land described in item 2 of the offer is open to oil and gas filing when the offer is filed but is omitted from the lease for any reason and thereafter becomes available for leasing to the offeror, the original lease will be amended to include the omitted land unless before the issuance of the amendment to Form 4–1158 the land office receives a withdrawal of the offer as to such land or an election to receive a separate lease in lieu of an amendment. Such election shall consist of a signed statement by the offeror asking for a separate lease accompanied by a new offer on Form 4–1158 describing the remaining lands in his original offer, executed pursuant to this section. The new offer will have the same priority as the old offer. It need not be accompanied by the filing fee. The rental payment held on the original offer will be applied to the new offer. The rental and the lease term for the land added by such an amendment shall be the same as if the land had been included in the original lease when it was issued. If a separate lease is issued, it will be dated in accordance with § 192.40a.

(k) A transfer of the whole interest in all or any part of the offer may be approved as an incident to the transfer, by assignment or otherwise, of the whole interest in all or any part of the lease. A transfer of an undivided fractional interest in the whole offer may be approved as an incident to the transfer of an undivided fractional interest in the whole lease. An application for approval of a transfer of an offer must include a statement that the transferee agrees to be bound by the offer to the extent that it is transferred and must be signed by the transferee. In other instances transfers of an offer will not be approved prior to the issuance of a lease for the lands or deposits covered by the said transfers.

(l) If an offeror dies before the lease is issued, the lease will be issued to the executor or administrator of the estate if probate of the estate has not been completed, and if probate has been completed, or is not required, to the heirs or devisees, provided there is filed in all cases an offer to lease in compliance with the requirements of this section which will be effective as of the effective date of the original application or lease offer

filed by the deceased, and the following information:

(1) Where probate of the estate has not been completed:

(i) Evidence that the person who as executor or administrator submits the offer and bond form if a bond is required, has authority to act in that capacity and to sign the offer and bond forms.

(ii) A statement over the signature of each heir or devisee, similar to that required of an offeror under paragraph (e) (4) of this section concerning citizenship and holdings.

(iii) Evidence that the heirs or devisees are the heirs or devisees of the deceased offeror and are the only heirs or devisees of the deceased.

(2) Where the executor or administrator has been discharged or no probate proceedings are required:

(i) A certified copy of the will or decree of distribution, if any, and if not, a statement signed by the heirs that they are the only heirs of the offeror and the provisions of the law of the deceased's last domicile showing that no probate is required.

(ii) A statement over the signature of each of the heirs or devisees with reference to holdings and citizenship, similar to that required under paragraph (e) (4) of this section.

7. Section 192.43 is amended to read:

§ 192.43 *Opening of lands to further filings, where a noncompetitive oil and gas lease is canceled or relinquished.* Where a noncompetitive lease is canceled or relinquished and the lands involved are not on the known geologic structure of a producing oil or gas field or are not withdrawn from further leasing, immediately upon the notation of the cancellation or relinquishment on the tract book of the land office or on the tract book of the Bureau of Land Management, if there is no land office in the State, the lands shall be open to further oil and gas lease offers. Offers received in the same mail or over the counter at the same time, will be considered simultaneously filed and priority to the extent of the conflicts between them will be determined by a public drawing in accordance with the procedure prescribed in § 295.8 of this chapter.

8. Section 192.44 is amended to read:

§ 192.44 *Pending applications.* Applications filed prior to the effective date of the regulations in this part will be processed in accordance with the regulations in effect immediately prior to such date and leases will continue to be issued in such cases on Form 4–213, except:

(a) An applicant may, without losing his priority, file Form 4–1158 "Offer and Lease Form" for the land described in his application, pursuant to § 192.42, but without paying the required filing fee, and

(b) From the date of issuance of the regulations in this part until their effective date, Form 4–1158, or unofficial copies thereof, which are exact reproductions on one page of both sides of the official approved one page form, if available, may be filed instead of filing new applications under the prior regulations.

9. Section 192.52 is amended to read:

§ 192.52 *Qualifications of successful bidder.* The successful bidder at a sale by public auction must on the day of the sale, deposit with the manager of the land office or other officer conducting the sale, and each bidder, if the sale is by sealed bids, must submit with his bid the following: Certified check on a solvent bank, money order, or cash, for one-fifth of the amount bid by him and a statement over the bidder's own signature with respect to citizenship and interests held, similar to that required of an offeror under § 192.42 (e) (4). If the successful bidder is a corporation, it must also file a statement similar to that required by § 192.42 (b).

10. Paragraph (b) of § 192.70 is amended to read:

(b) Any offeror for a lease to lands owned, entered or settled upon as stated above must notify the person entitled to a preference right of the filing of the offer and of the latter's preference right for 30 days after notice to apply for a lease. If the party entitled to a preference right files a proper offer within the 30-day period, he will be awarded a lease; but if he fails to do so, his rights will be considered to have terminated.

11. Section 192.71 is amended to read:

§ 192.71 *Lands in entries or claims not impressed with a reservation of oil and gas.* (a) Where an offer is filed to lease lands noncompetitively in an entry or settlement claim not impressed with an oil or gas reservation, the offer will be rejected unless it is found that the land is prospectively valuable for oil or gas. An offeror for a lease for land already embraced in a nonmineral entry without a reservation of the mineral, and likewise a nonmineral entryman or settler who is contending that the land is nonmineral in character should submit with their respective offer and application, showings of as complete and accurate geologic data as may be procurable, preferably the reports and opinions of qualified experts.

(b) Should the land be found to be prospectively valuable for oil or gas, the entryman or settler will be required to consent to a reservation of the oil or gas to the United States or to contest the mineral finding. If he does neither, the entry will be canceled or his settlement rights denied. If he consents, or contests the finding and is unsuccessful, a lease will be granted to the offeror, unless the entryman or settler has a preference right, but if the entryman or settler prevails in a contest, the offer will be rejected.

12. Section 192.72 is amended to read:

§ 192.72 *Showing required of oil and gas offerors for unsurveyed lands.* Every offeror for oil and gas lease for unsurveyed lands, must state in his offer that there are no settlers upon the land, or if there be settlers, give the name and post office address of each and a description of the lands claimed, by metes and bounds and approximate legal subdivisions.

13. Section 192.80 is amended to read as follows:

§ 192.80 *Rentals.* Rentals shall be payable in advance at the following rates:

(a) On noncompetitive leases issued under section 17 of the act, wholly outside of the known geologic structure of a producing oil or gas field:

(1) For the first lease year, 50 cents per acre or fraction thereof, except as to Alaska where the rate shall be 25 cents per acre or fraction thereof.

(2) For the second and third lease years, no rental.

(3) For the fourth and fifth years, 25 cents per acre or fraction thereof.

(4) For the sixth and each succeeding year, 50 cents per acre or fraction thereof, except as to Alaska where the rate shall be 25 cents per acre or fraction thereof.

(b) On leases wholly or partly within the known geologic structure of a producing oil or gas field:

(1) If issued noncompetitively under section 17 of the act, and not committed to a cooperative or unit plan that contains a general provision for allocation of production, beginning with the first lease year after the expiration of thirty days notice to the lessee that all or part of the land is included in such a structure and for each year thereafter, prior to a discovery of oil or gas on the leased lands, rental of $1.00 per acre or fraction thereof.

(2) If issued noncompetitively under section 17 of the act, and committed to an approved cooperative or unit plan which includes a well capable of producing oil or gas and contains a general provision for allocation of production, the rental prescribed for the respective lease years in paragraph (a) of this section, shall apply to the acreage not within a participating area, except that the rental for the second and third lease years for such acreage shall be 25 cent per acre or fraction thereof.

(3) If issued competitively, an annual rental, prior to a discovery on the leased lands, of $1.00 per acre or fraction thereof, unless a different rate of rental is prescribed in the lease.

(c) On leases issued in any other way, an annual rental of $1.00 per acre or fraction thereof.

14. Section 192.82 (a) (1) is amended to read:

(1) 12½ percent on noncompetitive leases thereafter issued under section 17 of the act; *Provided, however,* That any holder of a lease for lands in Alaska who shall drill and make the first discovery of oil or gas in commercial quantities in any geologic structure shall pay a royalty on production under the lease of 5 percent for 10 years following the date of discovery, and thereafter the royalty shall be 12½ percent. If such lease is committed to an approved unit or co-

operative plan, the 5 percent rate herein provided shall, for the purpose of computing royalty due the United States, inure to the benefit of all committed land within the participating area established by reason of such discovery.

15. Section 192.130 is amended to read:

§ 192.130 *Preference right to a new lease.* (a) Upon the expiration of its five year term the record title holder of a noncompetitive lease issued prior to August 8, 1946 and maintained in good standing, who has not filed a notice of election pursuant to section 15 of the act of August 8, 1946, may file an offer on Form 4–1158 for a new lease for the same land pursuant to the provisions of section 1 of the act of July 29, 1942 (56 Stat. 726, 30 U. S. C. sec. 226b), provided the leased land is not then within the known geologic structure of a producing oil or gas field. Any lease issued under this section will be for a period of five years and so long thereafter as oil or gas is produced as provided in section 17 of the act and will be subject to the rules and regulations then in force.

(b) To obtain such a new lease, the lessee must, within the period beginning 90 days prior to the date of expiration of the lease and ending on the date of expiration, submit an offer on Form 4–1158 in accordance with § 192.42, accompanied by a proper filing fee and the first year's rental.

16. Paragraphs (a) and (d) of § 192.141 are amended to read:

§ 192.141 *Requirements for filing of transfers.* (a) All instruments of transfer of a lease or of an interest therein, including assignments of record title, working, or royalty interests, operating agreements and subleases, must be filed for approval within 90 days from the date of final execution and must contain all of the terms and conditions agreed upon by the parties thereto, together with a statement over the transferee's own signature with respect to citizenship and interests held, similar to that required of an offeror under § 192.42 (e) (4) and (f). An application for approval of any such instrument must be accompanied by a fee of $10, and an application not accompanied by payment of such a fee will be rejected by the manager. Such fee will not be returned even though the application later be withdrawn or rejected in whole or in part.

(d) In order for the heirs or devisees of a deceased holder of a lease, an operating agreement, or a royalty interest in a producing lease, to be recognized by the Department as the holder of the lease, agreement, or interest, there must be furnished the appropriate showing required under § 192.42 (1).

NOTE: The record keeping or reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

17. The following appendix is added to Part 192:

APPENDIX—FORMS

Form No. 4-1158
First Edition
This form must not be filed after August 31, 1951.

Form Approved
Budget Bureau No. 42-R900
Serial No. .....
Receipt No. .....

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

OFFER TO LEASE AND LEASE FOR OIL AND GAS

(Sec. 17 Noncompetitive 5-Year Public Domain Lease)

THIS OFFER WILL BE REJECTED AND RETURNED TO THE OFFEROR AND WILL AFFORD THE OFFEROR NO PRIORITY IF IT IS NOT PROPERLY FILLED IN AND EXECUTED OR IF IT IS NOT ACCOMPANIED BY THE REQUIRED DOCUMENTS OR PAYMENTS. SEE ITEM 9 OF GENERAL INSTRUCTIONS

(Fill in on a typewriter or print plainly in ink and sign in ink)

1. Name .....
P. O. address .....

hereby offers to lease all or any of the lands described in Item 2 that are available for lease, pursuant and subject to the terms and provisions of the Act of February 25, 1920 (41 Stat. 437, 30 U. S. C. sec. 181), as amended, hereinafter referred to as the act, and to all reasonable regulations of the Secretary of the Interior now or hereafter in force, when not inconsistent with any express and specific provisions herein, which are made a part hereof.

2. Land requested				3. Land included in lease (Not to be filled in by Offeror)			
.....Meridian..... (State)				.....Meridian..... (State)			
T.	R.	Sec.	Legal subdivisions	T.	R.	Sec.	Legal subdivisions
			Total area.....acres				Total area.....acres Rental retained $.....

4. Amount remitted: Filing fee $10.00, rental $....., Total $.....
5. Undersigned certifies as follows:
(a) Offeror is a citizen of the United States. Native born ..... naturalized ..... If naturalized, give court, date and number of naturalization certificate. Corporation or other legal entity (specify what kind) .....
(b) Offeror's other interests direct and indirect in oil and gas leases and applications or offers therefor in the same State do not exceed 15,360 chargeable acres.
(c) Offeror accepts as a part of this lease, to the extent applicable, the Reclamation, and Forest stipulations provided for in 43 CFR 191.6.
(d) Offeror is 21 years of age or over (or if a corporation or other legal entity, is duly qualified as shown by statements made or referred to herein).
(e) Offeror has described all surveyed lands by legal subdivisions and unsurveyed lands by metes and bounds, and further states that there are no settlers on unsurveyed lands described herein.
6. Offeror's signature to this offer shall also constitute offeror's signature to, and acceptance of, this lease and any amendment thereto that may cover any land described in this offer open to lease application at the time the offer was filed but omitted from this lease for any reason, or signature to, or acceptance of, any separate lease for such land. The offeror further agrees that
(a) this offer cannot be withdrawn, either in whole or in part, unless the withdrawal is received by the land office before this lease, an amendment to this lease, or a separate lease, whichever covers the land described in the withdrawal, has been signed in behalf of the United States, and
(b) this offer and lease shall apply only to lands not within a known geologic structure of a producing oil or gas field at the time the offer is filed.
7. It is hereby certified that the statements made herein are true, complete and correct to the best of offeror's knowledge and belief, and are made in good faith.
In witness whereof, offeror has duly executed this instrument this ..... day of ..... 19.....

Witness:
.....
.....

.....
(Lessee signature)
.....
(Lessee signature)
.....
(Attorney-in-fact)

A lease for the lands described in Item 3 above is hereby issued, subject to the provisions of the offer and on the reverse side hereof.

THE UNITED STATES OF AMERICA,
By .....
(Signing Officer)

Effective date of lease .....

.....
(Title)

(18 U. S. C. sec. 1001 makes it a crime for any person knowingly and willfully to make to any Department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.)

This form may be reproduced provided that the copies are exact reproductions on one page of both sides of this official form in accordance with the provisions of 43 CFR 192.42 (a).

SECTION 1. *Rights of lessee.* The lessee is granted the exclusive right and privilege to drill for, mine, extract, remove, and dispose of all the oil and gas deposits, except helium gas, in the lands leased, together with the right to construct and maintain thereupon, all works, buildings, plants, waterways, roads, telegraph or telephone lines, pipe lines, reservoirs, tanks, pumping stations, or other structures necessary to the full enjoyment thereof, for a period of five years, and so long thereafter as oil or gas is produced in paying quantities; subject to any unit agreement heretofore or hereafter approved by the Secretary of the Interior, the provisions of said agreement to govern the lands subject

thereto where inconsistent with the terms of this lease.

SEC. 2. The lessee agrees:

(a) *Bonds.* (1) To maintain any bond furnished by the lessee as a condition for the issuance of this lease. (2) To furnish a bond in a sum double the amount of $1 per acre annual rental, but not less than $1,000 nor more than $5,000, upon the inclusion of any part of the leased land within the known geologic structure of a producing oil or gas field. (3) To furnish prior to beginning of drilling operations and maintain at all times thereafter as required by the lessor a bond in the penal sum of $5,000 with approved corporate surety, or with deposit of United States bonds as surety therefor, conditioned upon compliance with the terms of this lease, unless a bond in that amount is already being maintained or unless such a bond furnished by an operator of the lease is accepted. (4) Until a general lease bond is filed to furnish and maintain a bond in the penal sum of not less than $1,000 in those cases in which a bond is required by law for the protection of the owners of surface rights. (5) In all other cases where a bond is not otherwise required, to furnish not less than 90 days before the due date of the next unpaid annual rental, a $1,000 bond conditioned on compliance with the lease obligations, but this requirement may be successively dispensed with by payment of each successive annual rental not less than 90 days prior to its due date. In lieu of any of the bonds described herein, the lessee may file such other bond as the regulations may permit.

(b) *Cooperative or unit plan.* Within 30 days of demand, or, if the leased land is committed to an approved unit or cooperative plan and such plan is terminated prior to the expiration of this lease, within 30 days of demand made thereafter, to subscribe to and to operate under such reasonable cooperative or unit plan for the development and operation of the area, field, or pool, or part thereof, embracing the lands included herein as the Secretary of the Interior may then determine to be practicable and necessary or advisable, which plan shall adequately protect the rights of all parties in interest, including the United States.

(c) *Wells.* (1) To drill and produce all wells necessary to protect the leased land from drainage by wells on lands not the property of the lessor, or lands of the United States leased at a lower royalty rate, or as to which the royalties and rentals are paid into different funds than are those of this lease; or in lieu of any part of such drilling and production, with the consent of the Director of the Geological Survey, to compensate the lessor in full each month for the estimated loss of royalty through drainage in the amount determined by said Director; (2) at the election of the lessee, to drill and produce other wells in conformity with any system of well spacing or production allotments affecting the field or area in which the leased lands are situated, which is authorized and sanctioned by applicable law or by the Secretary of the Interior; and (3) promptly after due notice in writing to drill and produce such other wells as the Secretary of the Interior may reasonably require in order that the leased premises may be properly and timely developed and produced in accordance with good operating practice.

(d) *Rentals and royalties.* (1) To pay rentals and royalties in amount or value of production removed or sold from the leased lands as follows:

Rentals. To pay the lessor in advance an annual rental at the following rates:

(a) If the lands are wholly outside the known geological structure of a producing oil or gas field:

(i) For the first lease year, a rental of 50 cents per acre or fraction thereof, or, if the lands are in Alaska, 25 cents per acre or fraction thereof.

(ii) For the second and third lease years, no rental.

(iii) For the fourth and fifth years, 25 cents per acre or fraction thereof.

(iv) For the sixth and each succeeding year, 50 cents per acre or fraction thereof, or if the lands are in Alaska, 25 cents per acre or fraction thereof.

(b) If the lands are wholly or partly within the known geologic structure of a producing oil or gas field:

(i) Beginning with the first lease year after thirty days' notice that all or part of the land is included in such a structure and for each year thereafter, prior to a discovery of oil or gas on the lands leased, $1.00 per acre or fraction thereof.

(ii) If this lease is committed to an approved cooperative or unit plan which includes a well capable of producing oil or gas and contains a general provision for allocation of production, the rental prescribed for the respective lease years in subparagraph (a) of this section, shall apply to the acreage not within a participating area, except that the rental for the second and the third lease years for such acreage shall be 25 cents per acre or fraction thereof.

Minimum royalty. Commencing with the lease year beginning on or after a discovery on the leased land, to pay the lessor in lieu of rental, a minimum royalty of $1.00 per acre or fraction thereof at the expiration of each lease year, or the difference between the actual royalty paid during the year if less than $1.00 per acre, and the prescribed minimum royalty of $1.00 per acre, provided that if this lease is unitized, the minimum royalty shall be payable only on the participating acreage and rental shall be payable on the nonparticipating acreage as provided in subparagraph (b) (ii) above.

Royalty on production. To pay the lessor 12½ percent royalty on the production removed or sold from the leased lands computed in accordance with the Oil and Gas Operating Regulations (30 CFR Pt. 221). Provided, however, that if this lease covers lands in Alaska and the lessee drills and makes the first discovery of oil or gas in commercial quantities in any geologic structure, the royalty on production hereunder shall be 5 percent for 10 years following the date of discovery, and thereafter the royalty rate shall be 12½ percent. If this lease is committed to an approved unit or cooperative plan, the 5 percent rate herein provided shall, for the purpose of computing royalty due the United States, inure to the benefit of all committed land within the participating area established by reason of such discovery.

(2) It is expressly agreed that the Secretary of the Interior may establish reasonable minimum values for purposes of computing royalty on any or all oil, gas, natural gasoline, and other products obtained from gas, due consideration being given to the highest price paid for a part or for a majority of production of like quality in the same field, to the price received by the lessee, to posted prices, and to other relevant matters and, whenever appropriate, after notice and opportunity to be heard.

(3) When paid in value, such royalties on production shall be due and payable monthly on the last day of the calendar month next following the calendar month in which produced. When paid in amount of production, such royalty products shall be delivered in merchantable condition on the premises where produced without cost to lessor, unless otherwise agreed to by the parties hereto, at such times and in such tanks provided by the lessee as reasonably may be required by the lessor, but in no case shall the lessee be required to hold such royalty oil or other products in storage beyond the last day of the calendar month next following the calendar month in which produced nor be responsible or held liable for the loss or destruction of royalty oil or other products in storage from causes over which he has no control.

(4) Rentals or minimum royalties may be waived, suspended or reduced and royalties on the entire leasehold or any portion thereof segregated for royalty purposes may be reduced if the Secretary of the Interior finds that, for the purpose of encouraging the greatest ultimate recovery of oil or gas and in the interest of conservation of natural resources, it is necessary, in his judgment, to do so in order to promote development, or because the lease cannot be successfully operated under the terms fixed herein.

(e) *Payments.* Unless otherwise directed by the Secretary of the Interior, to make rental, royalty, or other payments to the lessor, to the order of the Treasurer of the United States, such payments to be tendered to the manager of the land office in the district in which the lands are located or to the Director of the Bureau of Land Management if there is no land office in the State in which the lands are located.

(f) *Contracts for disposal of products.* To file with the Oil and Gas Supervisor of the Geological Survey not later than 30 days after the effective date thereof any contract, or evidence of other arrangement, for the sale or disposal of oil, gas, natural gasoline, and other products of the leased land; provided, that nothing in any such contract or other arrangement shall be construed as modifying any of the provisions of this lease, including, but not limited to, provisions relating to gas waste, taking royalty in kind, and the method of computing royalties due as based on a minimum valuation and in accordance with the Oil and Gas Operating Regulations.

(g) *Statements, plats and reports.* At such times and in such form as the lessor may prescribe, to furnish detailed statements showing the amounts and quality of all products removed and sold from the lease, the proceeds therefrom, and the amount used for production purposes or unavoidably lost; a plat showing development work and improvements on the leased lands; and a report with respect to stockholders, investments, depreciation and costs.

(h) *Well records.* To keep a daily drilling record, a log, and complete information on all well surveys and tests in form acceptable to or prescribed by the lessor of all wells drilled on the leased lands, and an acceptable record of all subsurface investigations affecting said lands, and to furnish them, or copies thereof, to the lessor when required. All information obtained under this paragraph, upon the request of lessee, shall not be open to inspection by the public until the expiration of the lease.

(i) *Inspection.* To keep open at all reasonable times for the inspection of any duly authorized officer of the Department, the leased premises and all wells, improvements, machinery, and fixtures thereon and all books, accounts, maps and records relative to operations and surveys or investigations on the leased lands or under the lease. All information obtained pursuant to any such inspection, upon the request of the lessee, shall not be open to inspection by the public until the expiration of the lease.

(j) *Diligence, prevention of waste, health and safety of workmen.* To exercise reasonable diligence in drilling and producing the wells herein provided for unless consent to suspend operations temporarily is granted by the lessor; to carry on all operations in accordance with approved methods and practice as provided in the Oil and Gas Operating Regulations, having due regard for the prevention of waste of oil or gas or damage to deposits or formations containing oil, gas, or water or to coal measures or other mineral deposits, for conservation of gas energy, for the preservation and conservation of the property for future productive operations, and for the health and safety of workmen and employees; to plug properly and effec-

tively all wells drilled in accordance with the provisions of this lease or of any prior lease or permit upon which the right to this lease was predicated before abandoning the same; to carry out at expense of the lessee all reasonable orders of the lessor relative to the matters in this paragraph, and that on failure of the lessee so to do the lessor shall have the right to enter on the property and to accomplish the purpose of such orders at the lessee's cost: *Provided*, That the lessee shall not be held responsible for delays or casualties occasioned by causes beyond lessee's control.

(k) *Taxes and wages, freedom of purchase.* To pay when due, all taxes lawfully assessed and levied under the laws of the State or the United States upon improvements, oil and gas produced from the lands hereunder, or other rights, property, or assets of the lessee; to accord all workmen and employees complete freedom of purchase, and to pay all wages due workmen and employees at least twice each month in the lawful money of the United States.

(l) *Nondiscrimination.* Not to discriminate against any employee or applicant for employment because of race, creed, color, or national origin, and to require an identical provision to be included in all subcontracts.

(m) *Assignment of oil and gas lease or interest therein.* As required by applicable law, to file for approval within 90 days from the date of final execution any instrument of transfer made of this lease, or any interest therein, including assignments of record title, working or royalty interests, operating agreements and subleases, such instrument to take effect upon the final approval by the Director, Bureau of Land Management, as of the first day of the lease month following the date of filing in the proper land office.

(n) *Pipe lines to purchase or convey at reasonable rates and without discrimination.* If owner, or operator, or owner of a controlling interest in any pipe line or of any company operating the same which may be operated accessible to the oil or gas derived from lands under this lease, to accept and convey and, if a purchaser of such products, to purchase at reasonable rates and without discrimination the oil or gas of the Government or of any citizen or company not the owner of any pipe line, operating a lease or purchasing or selling oil, gas, natural gasoline, or other products under the provisions of the act, or under the provisions of the act of August 7, 1947 (61 Stat. 913, 30 U. S. C. sec. 351).

(o) *Lands patented with oil and gas deposits reserved to the United States.* To comply with all statutory requirements and regulations thereunder, if the lands embraced herein have been or shall hereafter be disposed of under the laws reserving to the United States the deposits of oil and gas therein, subject to such conditions as are or may hereafter be provided by the laws reserving such oil or gas.

(p) *Reserved or segregated lands.* If any of the land included in this lease is embraced in a reservation or segregated for any particular purpose, to conduct operations thereunder in conformity with such requirements as may be made by the Director, Bureau of Land Management, for the protection and use of the land for the purpose for which it was reserved or segregated, so far as may be consistent with the use of the land for the purpose of this lease, which latter shall be regarded as the dominant use unless otherwise provided herein or separately stipulated.

(q) *Protection of surface, natural resources and improvements.* To take such reasonable steps as may be needed to prevent operations from unnecessarily: (1) causing or contributing to soil erosion or damaging any forage and timber growth thereon, (2) polluting the waters of reservoirs, springs, streams or wells, (3) damaging crops, including forage, timber, or improvements of a surface owner, or (4) damaging range improvements whether owned by the United States or by its grazing permittees or lessees; and upon conclusion of operations, so far as can reasonably be done, to restore the surface to its former condition. The lessor may prescribe the steps to be taken and restoration to be made with respect to lands of the United States and improvements thereon.

(r) *Overriding royalties.* Not to create overriding royalties in excess of five per cent except as otherwise authorized by the regulations.

(s) *Deliver premises in cases of forfeiture.* To deliver up to the lessor in good order and condition the land leased including all improvements which are necessary for the preservation of producing wells.

SEC. 3. The lessor reserves:

(a) *Easements and rights of way.* The right to permit for joint or several use easements or rights-of-way, including easements in tunnels upon, through or in the lands leased, occupied, or used as may be necessary or appropriate to the working of the same or of other lands containing the deposits described in the Act, and the treatment and shipment of products thereof by or under authority of the Government, its lessees or permittees, and for other public purposes.

(b) *Disposition of surface.* The right to lease, sell, or otherwise dispose of the surface of the leased lands under existing law or laws hereafter enacted, insofar as said surface is not necessary for the use of the lessee in the extraction and removal of the oil and gas therein, or to dispose of any resource in such lands which will not unreasonably interfere with operations under this lease.

(c) *Monopoly and fair prices.* Full power and authority to promulgate and enforce all orders necessary to insure the sale of the production of the leased lands to the United States and to the public at reasonable prices, to protect the interests of the United States, to prevent monopoly, and to safeguard the public welfare.

(d) *Helium.* Pursuant to section 1 of the Act, and section 1 of the act of March 3, 1927 (44 Stat. 1387), as amended, the ownership and the right to extract helium from all gas produced under this lease, subject to such rules and regulations as shall be prescribed by the Secretary of the Interior. In case the lessor elects to take the helium the lessee shall deliver all gas containing same, or portion thereof desired, to the lessor at any point on the leased premises in the manner required by the lessor, for the extraction of the helium in such plant or reduction works for that purpose as the lessor may provide, whereupon the residue shall be returned to the lessee with no substantial delay in the delivery of gas produced from the well to the purchaser thereof. The lessee shall not suffer a diminution of value of the gas from which the helium has been extracted, or loss otherwise, for which he is not reasonably compensated, save for the value of the helium extracted. The lessor further reserves the right to erect, maintain, and operate any and all reduction works and other equipment necessary for the extraction of helium on the premises leased.

(e) *Taking of royalties.* All rights pursuant to section 36 of the Act, to take royalties in amount or in value of production.

(f) *Casing.* All rights pursuant to section 40 of the Act to purchase casing, and lease or operate valuable water wells.

(g) *Fissionable materials.* Pursuant to the provisions of section 5 (b) (7) of the act of August 1, 1946 (60 Stat. 724, 760; 42 U. S. C. 1801, 1805), all uranium, thorium, and other materials determined to be peculiarly essential to the production of fissionable materials, contained in whatever concentration, together with the right of the United States through its authorized agents or representatives at any time to enter upon the land and prospect for, mine and remove the same, making just compensation for any damage or injury occasioned thereby.

SEC. 4. *Drilling and producing restrictions.* It is agreed that the rate of prospecting and developing and the quantity and rate of production from the lands covered by this lease shall be subject to control in the public interest by the Secretary of the Interior, and in the exercise of his judgment the Secretary may take into consideration, among other things, Federal laws, State laws, and regulations issued thereunder, or lawful agreements among operators regulating either drilling or production, or both. After unitization, the Secretary of the Interior, or any person, committee, or State or Federal officer or agency so authorized in the unit plan, may alter or modify from time to time, the rate of prospecting and development and the quantity and rate of production from the lands covered by this lease.

SEC. 5. *Surrender and termination of lease.* The lessee may surrender this lease or any legal subdivision thereof by filing in the proper land office a written relinquishment, in triplicate, which shall be effective as of the date of filing subject to the continued obligation of the lessee and his surety to make payment of all accrued rentals and royalties and to place all wells on the land to be relinquished in condition for suspension or abandonment in accordance with the applicable lease terms and regulations.

SEC. 6. *Purchase of materials, etc., on termination of lease.* Upon the expiration of this lease, or the earlier termination thereof pursuant to the last preceding section, the lessee shall have the privilege at any time within a period of 90 days thereafter of removing from the premises all machinery, equipment, tools and materials other than improvements needed for producing wells. Any materials, tools, appliances, machinery, structures, and equipment subject to removal as above provided, which are allowed to remain on the leased lands shall become the property of the lessor on expiration of the 90-day period or such extension thereof as may be granted because of adverse climatic conditions throughout said period, provided that the lessee shall remove any or all of such property where so directed by the lessor.

SEC. 7. *Proceedings in case of default.* If the lessee shall not comply with any of the provisions of the Act or the regulations thereunder or of the lease or make default in the performance or observance of any of the terms hereof and such default shall continue for a period of 30 days after service of written notice thereof by the lessor, this lease may be canceled by the Secretary of the Interior in accordance with section 31 of the Act, except that if this lease covers lands known to contain valuable deposits of oil or gas, the lease may be canceled only by judicial proceedings in the manner provided in section 31 of the Act; but this provision shall not be construed to prevent the exercise by the lessor of any legal or equitable remedy which the lessor might otherwise have. Upon cancellation of this lease, any casing, material, or equipment determined by the lessor to be necessary for use in plugging or preserving any well drilled on the leased land shall become the property of the lessor. A waiver of any particular cause of forfeiture shall not prevent the cancellation and forfeiture of this lease for any other cause of forfeiture, or for the same cause occurring at any other time.

SEC. 8. *Heirs and successors-in-interest.* It is further agreed that each obligation hereunder shall extend to and be binding upon, and every benefit hereof shall inure to, the heirs, executors, administrators, successors, or assigns of the respective parties hereto.

SEC. 9. *Unlawful interest.* It is also further agreed that no member of, or Delegate to, Congress, or Resident Commissioner, after

his election or appointment, or either before or after he has qualified, and during his continuance in office, and that no officer, agent, or employee of the Department of the Interior, shall be admitted to any share or part in this lease or derive any benefit that may arise therefrom; and the provisions of section 3741 of the Revised Statutes of the United States, as amended (41 U. S. C. sec. 22), and sections 431, 432, and 433, Title 18, United States Code, relating to contracts, enter into and form a part of this lease so far as the same may be applicable.

INSTRUCTIONS

A. GENERAL INSTRUCTIONS

1. This offer must be filled in on a typewriter or printed plainly in ink and must be signed in ink.

2. This form is to be used in offering to lease noncompetitively public domain lands or oil and gas deposits reserved to the United States in disposals of such lands for the purpose of drilling, mining, extracting, removing and disposing of oil and gas deposits, except helium. This form should not be used in offering to lease acquired lands or lands on a known geologic structure of a producing oil or gas field.

3. Offers to lease may be made by individuals 21 years of age or over who are citizens of the United States, and by corporations, partnerships or associations.

4. This offer must be prepared in quintuplicate and filed in the proper land office. The term "filing" means the actual receipt of the offer in the proper land office. If the land is in a state in which there is no land office, the offer must be filed with the Bureau of Land Management, Department of the Interior, Washington 25, D. C. If less than five copies are filed, the offeror will have 15 days from the date of first filing to file the other required copies, failing in which the offer will be rejected and returned to the offeror and will afford no priority.

5. The offeror shall mark one of the copies first filed at the top with the word "original." If that is not done, the manager will so mark one copy. If there is any variation in the land descriptions among the five copies, the one marked "original" shall govern as to the lands covered by the lease.

6. If additional space is needed in furnishing any of the required information it should be prepared on additional sheets, initialed and attached and made part of this offer to lease, such additional sheets to be attached to each copy of the form submitted.

7. If any of the land described in item 2 of the offer is open to oil and gas lease filing when the offer is filed but is omitted from the lease for any reason and thereafter becomes available for leasing to the offeror, the original lease will be amended to include the omitted land, unless, before the issuance of the amendment on Form 4–1163 the land office receives the withdrawal of the offer as to such land or an election to receive a separate lease to be dated in accordance with 43 CFR 192.40a, in which case such separate lease will be issued. If the lease is amended, the rental charged and the lease term will be the same as though the added land had been included in the original lease when it was issued.

8. As an incident to the assignment of the whole interest in all or any part of the lease, the lessee may assign the whole interest in all or any part of the offer. As an incident to the assignment of an undivided fractional interest in the whole lease, the lessee may assign an undivided fractional interest in the whole offer. Applications for approval of assignments of an offer must include a statement that the assignee agrees to be bound by the offer to the extent it is assigned and must be signed by the assignee. In other instances assignments of the offer will not be approved prior to the issuance of a lease for the lands or deposits covered by said assignments.

9. The offer will be rejected and returned to the offeror with any rental paid and will afford the applicant no priority if: (a) The land description is insufficient to identify the lands or the lands are not entirely within a six mile square. (b) The total acreage exceeds 2560 acres, except where the rule of approximation applies. (c) The full filing fee and the first year's rental do not accompany the offer, the rental payment to be for the total acreage if known, and if not known, for the total acreage computed on the basis of 40 acres for each smallest legal subdivision. (d) The offer is signed by an agent in behalf of the offeror and the offer is not accompanied by a statement over the offeror's own signature with respect to holdings and citizenship and by evidence of the agent's authority to execute the offer and lease. (e) The offer is signed by a person under 21 years of age or at least three copies are not signed by the offeror. (f) Less than five copies of the offer are filed and the copies lacking are not received in the land office before the expiration of 15 days from the date of receipt of the copies first filed. (g) There is non-compliance with item 5 (a), 5 (d) and 5 (e) of the Special Instructions. (h) The offer form is filed subsequent to the expiration date in the upper left hand corner.

B. SPECIAL INSTRUCTIONS*

Item 2. Total area of land requested should be shown in acres in space provided at bottom of item 2. That area, except where the rule of approximation applies, must not exceed 2,560 acres. All of the land must be within a six-mile square. The lands requested should be described by legal subdivisions, showing meridian, State, township, range, and section, and if unsurveyed, by metes and bounds connected by courses and distance with some corner of the public land survey. Where possible the approximate legal subdivisions of unsurveyed lands should be stated.

Item 3. This space is not to be filled in. When lease is issued this space will contain the identification of the leased area and total acres.

Item 4. The total amount remitted should include a $10 filing fee and the first year's rental of the land requested at the rate of 50 cents an acre or fraction thereof. The $10 filing fee is retained as a service charge, even in those cases where the offer to lease is completely rejected. In order to protect the offeror's priorities with respect to the land requested, it is important that the rental payment submitted with the offer be sufficient to cover all the land requested at the rate of 50 cents an acre or fraction thereof. If the land requested includes lots or irregular quarter-quarter sections, the exact area of which is not known to the offeror, rental may be submitted for the purpose of the offer on the basis of each such lot or quarter-quarter section containing 40 acres. If the offer is withdrawn in whole or in part before a lease is issued or if the offer is rejected in whole or in part, the rental remitted for the parts withdrawn or rejected will be returned. Where, at the time the lease is to be issued, the land applied for or any part of it is within a known geologic structure of a producing oil or gas field, the lessee will be billed for the additional rental of 50 cents an acre on all the leased land as the yearly rental on such lands is $1 per acre. In Alaska, the rental payment to accompany the offer should be at the rate of 25 cents per acre.

Item 5 (a). Lessee will indicate whether a citizen by birth or naturalization. If naturalized give date of naturalization, the court in which naturalized, and the certificate number if known. If lessee is a woman, state whether married or single, and if married, the date of marriage and the same facts as to the citizenship of her husband. This information should be supplied on a separate sheet attached to Form 4–1158.

If lessee is a corporation it must show it is qualified with respect to the citizenship provision by filing a copy of its articles of incorporation, and it must furnish a statement showing the percentage of each class of its stock, and the percentage of all of its stock which is owned or controlled by or on behalf of persons whom the corporation knows to be or who the corporation has reason to believe are aliens, or who have addresses outside of the United States, indicating which classes of stock have voting rights. If more than 10 percent of the voting stock or of all of the stock is owned or controlled by or on behalf of such persons, the corporation must give their names and addresses, the amount and class of stock held by each, and, to the extent known to the corporation, or which can be reasonably ascertained by it, the facts as to the citizenship of each such person. If any appreciable percentage of the stock of the corporation is held by aliens of the excepted class, its application will be denied. If 20 percent or more of the stock of any class is owned or controlled by or on behalf of any one stockholder, a separate showing of his citizenship and holdings must be furnished. If a certificate of incorporation has been filed, a reference to the previous record by serial number, together with a statement of any subsequent amendments, will be sufficient. A single copy of any additional information required by the provisions of this paragraph will be sufficient.

Item 5 (b). Acreage included in unit plans and certain section 18 and 19 leases is not chargeable.

Item 5 (c). Whenever applicable, the stipulations referred to will be made a part of this lease and will be furnished the lessee with the lease when issued. The forms covering them with a brief description are as follows: 4–216 stipulations for lands in national forests; 4–467 lands potentially irrigable; 4–467a lands within the flow limits of a reservoir site; 4–467b lands within the drainage area of a constructed reservoir. Whenever other stipulations are necessary, lessee will be required to agree to them before the issuance of the lease.

Item 5 (d). If lessee is a corporation, an offer to lease will be accepted if accompanied either by the minutes of the meeting of the board of directors, or a copy of the bylaws indicating the officer signing the offer to lease has authority to do so, or by a certificate of the secretary or the assistant secretary of the corporation to that effect over the corporate seal. A single copy of any additional information required by the provisions of this paragraph will be sufficient.

Item 5 (e). If there are settlers attach a sheet giving the name and post office address of each and description of the lands claimed by metes and bounds and approximate legal subdivision.

Form No. 4–1163

UNITED STATES DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

WASHINGTON

AMENDMENT TO OIL AND GAS LEASE

_____
(Office)

_____
(Serial)

_____
(Date lease issued)

_____
(Amendment number)

Pursuant to the provisions of 43 CFR 192.42 (j), this amendment to the above-identified noncompetitive oil and gas lease is

*Items numbered according to numbers on offer form.

issued to _____ for the following-described lands, included in Item 2 of the "Offer to Lease" under the above serial:

MERIDIAN

T. _____ R. _____

Sec. _____
Sec. _____
Rental retained $_____ containing _____ acres, more or less.

These lands open to oil and gas filing when the "Offer to Lease" was filed but for valid reasons not included in Item 3 of the above-identified lease (or prior amendments thereto) having become available for leasing and no withdrawal of the offer to lease or of an election to receive a separate lease in lieu of an amendment to the original lease for these lands having been received, the terms, conditions and provisions of the above-identified lease apply to the land hereinbefore-described as if such land had been included in Item 3 of the original lease as of the date of its issuance;

In witness whereof, this amendment to the above-identified oil and gas lease is executed and made a part thereof.

THE UNITED STATES OF AMERICA,

_____
(Signing officer)

_____
(Title)

(Sec. 32, 41 Stat. 450; 30 U. S. C. 189)

OSCAR L. CHAPMAN,
Secretary of the Interior.

NOVEMBER 29, 1950.

[F. R. Doc. 50-11034; Filed, Dec. 4, 1950; 8:46 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF LABOR

Division of Public Contracts

[41 CFR, Part 202]

PREVAILING MINIMUM WAGE FOR DRUG, MEDICINE, AND TOILET PREPARATIONS INDUSTRY

NOTICE OF HEARING ON PROPOSED AMENDMENT

The Secreary of Labor, in an amended minimum wage determination issued pursuant to the provisions of the Walsh-Healey Public Contracts Act (act of June 30, 1936, 49 Stat. 2036, 41 U. S. C. secs. 35-45) and effective January 25, 1950 (15 F. R. 382), determined that the minimum wage for persons employed in the performance of contracts with agencies of the United States Government subject to the act for the manufacture or furnishing of the products of the drug, medicine, and toilet preparations industry shall be not less than 75 cents an hour. This amended determination was based upon information indicating that substantially all employees in the drug, medicine, and toilet preparations industry are engaged in commerce or in the production of goods for commerce, as defined in the Fair Labor Standards Act, and that as a consequence the Fair Labor Standards Amendments of 1949 require payment of a wage rate of not less than 75 cents an hour to substantially all employees in the Industry. This amended determination also provided that learners and handicapped workers might be employed at subminimum rates in accordance with regulations of the Administrator of the Wage and Hour Division of the Department of Labor under section 14 of the Fair Labor Standards Act (29 CFR Parts 522, 524 and 525 respectively).

A wage survey of selected drug, medicine, and toilet preparations manufacturing establishments made as of April and May 1950 by the Bureau of Labor Statistics indicates that the 75-cent rate now in effect may not reflect the prevailing minimum wages in the Industry; and it is proposed, therefore, to hold a hearing for the purpose of consideration by the Secretary of Labor of an amendment of the current determination.

The drug, medicine, and toilet preparations industry is defined in the current determination as that industry which manufactures or furnishes any of the following products:

(1) Drugs or medicinal preparations (other than food) intended for internal or external use in the diagnosis, treatment, or prevention of disease in, or to affect the structure or any function of, the body of man or other animals;

(2) Dentifrices, cosmetics, perfume, or other preparations designed or intended for external application to the person for the purpose of cleansing, improving the appearance of, or refreshing the person.

The foregoing shall not be deemed to include the manufacture or packaging of shaving cream, shampoo, essential (volatile) oils, glycerin, and soap, or the milling or packaging without further processing of crude botanical drugs.

Now, therefore, notice is hereby given that a public hearing will be held on January 9, 1951, at 10:00 a. m., in Room 1214 of the Department of Labor, Constitution Avenue and 14th Street, Northwest, Washington, D. C., before the Administrator of the Wage and Hour and Public Contracts Divisions or a representative designated to preside in his place, at which hearing all interested persons may appear and submit data, views and argument (1) as to what are the prevailing minimum wages in the drug, medicine, and toilet preparations industry; (2) as to whether there should be included in any amended determination for this industry provision for employment of learners and/or apprentices at subminimum rates, and if so, in what occupations, at what subminimum rates, and with what limitations, if any, as to length of period and number or proportion of such subminimum rate employees; and (3) as to the propriety of the present definition of the industry.

Persons intending to appear are requested to notify the Administrator of their intention in advance of the hearing. Written statements in lieu of personal appearance may be filed by mail at any time prior to the date of the hearing, or may be filed with the presiding officer at the hearing. An original and four copies of any such statement should be filed.

Tabulations of wage data prepared by the Bureau of Labor Statistics at the request of the Wage and Hour and Public Contracts Divisions will be made available to interested persons upon request to the Wage and Hour and Public Contracts Divisions, United States Department of Labor, Washington, D. C. Interested persons are invited to submit wage data, including data as to changes which have taken place in the wage structure of the Industry since the time of the survey.

In the discretion of the Presiding Officer, a period of not to exceed 30 days from the close of the hearing may be allowed for the filing of comment on the evidence and statements introduced into the record of the hearing. In the event such supplemental statements are received, an original and four copies of each such statement should be filed.

Signed at Washington, D. C., this 30th day of November 1950.

F. GRANVILLE GRIMES, JR.,
Acting Administrator.

[F. R. Doc. 50-11034; Filed, Dec. 4, 1950; 8:51 a. m.]

DEPARTMENT OF AGRICULTURE

Bureau of Animal Industry

[9 CFR, Part 27]

UNITED MEXICAN STATES

IMPORTED MEAT AND MEAT FOOD PRODUCTS

Notice is hereby given in accordance with section 4 (a) of the Administrative Procedure Act (5 U. S. C. 1003 (a)) that the Secretary of Agriculture is considering amending § 27.2 of the Federal Meat Inspection Regulations (9 CFR Supp. 27.2; 13 F. R. 215) issued under section 306 of the Tariff Act of 1930 (19 U. S. C. 1306) by adding the United Mexican States to the list of countries specified therein from which certain product (meat, meat food product, and meat by-product) may be imported into the United States as provided in said regulations.

Any person who wishes to submit written data or arguments concerning the proposed amendment may do so by filing them with the Chief of the Meat Inspection Division, Bureau of Animal Industry, Agricultural Research Administration, U. S. Department of Agriculture, Washington 25, D. C., within fifteen days after the date of publication of this notice in the FEDERAL REGISTER.

Done at Washington, D. C., this 30th day of November 1950. Witness my hand and seal of the United States Department of Agriculture.

[SEAL] C. J. MCCORMICK,
Acting Secretary of Agriculture.

[F. R. Doc. 50-11035; Filed, Dec. 4, 1950; 8:51 a. m.]

Production and Marketing Administration

[7 CFR, Parts 941, 969]

[Docket No. AO-101 A-11]

HANDLING OF MILK IN CHICAGO, ILLINOIS, MARKETING AREA

NOTICE OF POSTPONEMENT OF HEARING ON PROPOSED AMENDMENTS TO TENTATIVE MARKETING AGREEMENT AND TO ORDER, AS AMENDED

Notice is hereby given that the hearing on proposed amendments to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the Chicago, Illinois, marketing area heretofore scheduled (15 F. R. 7891; 8053) to begin at 10:00 a. m., c. s. t., at the Hotel Sherman, Randolph and Clark Streets, Chicago, Illinois, on December 4, 1950, is postponed to a later date to be announced.

Dated: November 30, 1950

[SEAL] JOHN I. THOMPSON,
Assistant Administrator.

[F. R. Doc. 50-11040; Filed, Dec. 4, 1950; 8:51 a. m.]

NOTICES

DEPARTMENT OF STATE

Bureau of German Affairs

[Public Notice 68]

RESTITUTION OF IDENTIFIABLE PROPERTY

The following law issued by the United States High Commissioner for Germany is deemed to be of interest to certain United States citizens as having legal effect upon them or their property:

LAW NO. 4

Amendment No. 5 to Military Government Law No. 59, "Restitution of Identifiable Property".

The United States High Commissioner enacts as follows:

ARTICLE 1

Paragraph 2 of Article 67 of Military Government Law No. 59 is amended in part, to read as follows:

"2. Unless this Law provides otherwise, the procedure shall be governed by the rules of procedure applicable in matters of non-contentious litigation, subject, however, to the following modifications:

(a) The provisions of Sections 348, 349 (with the exception of the third sentence of the first paragraph), and 350 of the Code of Civil Procedure shall be applicable to the procedure before the Restitution Chamber mutatis mutandis.

(b) The Chamber shall order an oral hearing; the hearing shall be public.

(c) The proceedings may be stayed for a period not to exceed six months, at the request of the claimant. Repeated stays may be granted after the case has been reopened.

(d) The Chamber shall render partial judgment on one or more of the claims before it, or on part of a claim, where the determination of any counterclaim, offset or equitable lien or any other defense in the nature of an offset or a counterclaim would substantially delay the decision on restitution.

(e) Without prejudice to the final decision, the Chamber may order the temporary surrender of the confiscated property to the claimant either with or without security. In this case the claimant shall have, with respect to third persons, the rights and obligations of a trustee."

ARTICLE 2

This Law shall be applicable in the Länder of Bavaria, Hesse, Wuerttemberg-Baden and Bremen and shall become effective on 23 March 1950.

Done at Frankfurt-on-Main, on 25 February 1950.

JOHN J. MCCLOY,
United States High Commissioner for Germany.

Publication of this notice is not intended to and does not in any way add to or detract from the presently existing legal force and effect of the matter quoted above.

For the Secretary of State.

GEOFFREY W. LEWIS,
Deputy Director,
Bureau of German Affairs.

NOVEMBER 28, 1950.

[F. R. Doc. 50-10983; Filed, Dec. 4, 1950; 8:46 a. m.]

[Public Notice 69]

LEGAL POSITION OF DISPLACED PERSONS AND REFUGEES

The following law issued by the Allied High Commission for Germany is deemed to be of interest to certain United States citizens as having legal effect upon them or their property:

LAW NO. 23—LEGAL POSITION OF DISPLACED PERSONS AND REFUGEES

The Council of the Allied High Commission enacts as follows:

PART I—GENERAL PROVISIONS

ARTICLE 1

In every case in which the introductory Law to the German Civil Code provides that the national law shall apply, the status of a displaced person or refugee shall be determined with reference to the law of the state in which he has his ordinary residence, at the relevant time or, in the absence of an ordinary residence, the law of the state in which he is, or was at the relevant time.

ARTICLE 2

Article 1 shall not apply to matters within the scope of Articles 24 and 25 of the Introductory Law to the German Civil Code.

ARTICLE 3

In civil cases which are governed by the Sixth Book of the German Code of Civil Procedure, the provisions of that Code shall apply to displaced persons and refugees as though they were German nationals.

Nothing in this Article shall affect the application of Law No. 13 of the Allied High Commission.

ARTICLE 4

Section 10 of Control Council Law No. 16 (Marriage Law) shall not apply to displaced persons and refugees.

ARTICLE 5

Any German court or authority may accept such evidence as it considers proper for the proof of any matter requiring to be proved for the purpose of Part I of this Law.

PART II—VALIDATION OF CERTAIN MARRIAGES

ARTICLE 6

Marriage between displaced persons or refugees solemnized in Germany between 8 May 1945 and 1 August 1948, before a minister of religion in accordance with the rites of his religion, which are invalid because the formalities prescribed by German Law or Control Council legislation were not observed, are hereby declared to have the same effect as from the date of solemnization as if they had been celebrated in accordance with Sections 11-15a of Control Council Law No. 16, upon registration at the Chief Register Office (Hauptstandesamt) at Hamburg.

ARTICLE 7

On application of either of the parties to a marriage referred to in Article 6 or, if both are dead, on the application of a child of both parties, and upon production of a certificate of marriage signed by the minister before whom the marriage was solemnized, or of an extract from a marriage register recording such marriage, the Registrar of the Chief Register Office (der Standesbeamte des Hauptstandesamtes) at Hamburg shall register the marriage. Every such application must be lodged at the said office before 1 January 1951.

ARTICLE 8

Where one of the parties to a marriage referred to in Article 6 of this law has subsequently, but prior to registration of such marriage, entered into a new marriage with a third party in accordance with Sections 11 to 15 (a) of Control Council Law No. 16, the registration of the former marriage pursuant to Articles 6 and 7 shall validate the marriage only up to the time of conclusion of the second marriage, and the religious marriage shall be deemed to have been dissolved as of the date when the second marrage is performed.

ARTICLE 9

No criminal proceedings under Section 67 of the Personenstandegesetz shall be instituted against any minister of religion for having solemnized a marriage as specified in Article 6.

PART III—FINAL PROVISIONS

ARTICLE 10

For the purposes of this Law:

(a) The term "displaced persons and refugees" shall mean persons who are not of German or are of indeterminate nationality, who reside within the territory of the Federal Republic and have been certified as being within the mandate of the international organization entrusted by the United Nations with responsibilities for displaced persons and refugees;

(b) The term "Germany" shall mean the Laender of Baden, Bavaria Bremen, Brandenburg, Hansestadt-Hamburg, Hesse, Lower Saxony, Mecklenburg-Pomerania, North Rhine-Westphalia, Rhine Palatinate, Saxony, Saxony-Anhalt, Schleswig-Holstein, Thuringia, Wuerttemberg-Baden, Wuerttemberg-Hohenzollern and Greater Berlin.

ARTICLE 11

The appropriate Federal authorities may make regulations for carrying out this law.

ARTICLE 12

The German text of this Law shall be the official text.

Done at Bonn, Petersburg, on 16 December 1949.

A. FRANCOIS-PONCET,
French High Commissioner for Germany.
B. H. ROBERTSON,
U. K. High Commissioner for Germany.
JOHN J. MCCLOY,
U. S. High Commissioner for Germany.

Publication of this notice is not intended to and does not in any way add to or detract from the presently existing legal force and effect of the matter quoted above.

For the Secretary of State.

GEOFFREY W. LEWIS,
Deputy Director,
Bureau of German Affairs.

NOVEMBER 28, 1950.

[F. R. Doc. 50-11002; Filed, Dec. 4, 1950; 8:48 a. m.]

[Public Notice 70]

REORGANIZATION OF GERMAN COAL AND IRON AND STEEL INDUSTRIES

The following law issued by the Allied High Commission for Germany is deemed to be of interest to certain United States citizens as having legal effect upon them or their property:

LAW NO. 27—REORGANIZATION OF GERMAN COAL AND IRON AND STEEL INDUSTRIES

Whereas it is the policy of the Allied High Commission to decentralize the German economy for the purpose of eliminating excessive concentration of economic power and preventing the development of a war potential

And whereas the Allied High Commission has decided that the question of the eventual ownership of the coal and iron and steel industries should be left to the determination of a representative, freely elected German Government

And whereas the Allied High Commission has decided that it will not allow the restoration of a pattern of ownership in these industries which would constitute excessive concentration of economic power and will not permit the return to positions of ownership and control of those persons who have been found or may be found to have furthered the aggressive designs of the National Socialist Party

And whereas it is expedient that those industries should forthwith be reorganized with a view to the promotion of the recovery of the German economy

The Council of the Allied High Commission enacts as follows:

ARTICLE 1—CONTROL AND SEIZURE

1. The title to assets owned or controlled directly or indirectly by the enterprises listed or described in Schedules A, B, C and E of this Law shall be subject to seizure by the Allied High Commission. Pending such seizure, such assets and enterprises shall be placed under the control of the Allied High Commission.

2. Any rights of seizure and powers of control over such assets and enterprises already assumed pursuant to any Occupation legislation shall continue and be exercised by the Allied High Commission.

ARTICLE 2—ENTERPRISES SUBJECT TO LIQUIDATION AND REORGANIZATION

1. The current liquidation proceedings in respect of the enterprises listed or described in Schedule B of this Law shall be completed. The enterprises listed or described in Schedule A shall be liquidated and reorganized with a view to the elimination of excessive concentrations of economic power which constitute a threat to international peace or to the maintenance of democratic government in Germany or which unreasonably restrain trade.

2. The Allied High Commission will include any enterprise listed or described in Schedule C and some or all of the assets of such enterprise in the reorganization plans under this Law only if:

(a) Such assets are presently operated by an operating company listed in Schedule D, or

(b) Such assets have heretofore been forfeited as Nazi-owned under other provisions of law, or

(c) The owners consent to the inclusion of such enterprise or such assets in a reorganization plan under this law, or

(d) The Allied High Commission determines that the inclusion of such enterprise or such assets in a reorganization plan hereunder is shown to be essential to accomplish the purposes of this law.

3. Each of the enterprises listed or described in Schedule E shall be examined by the Allied High Commission to determine whether it constitutes excessive concentration of economic power. If the Allied High Commission determines that any of them does constitute such an excessive concentration, such enterprise shall be treated for all purposes as if originally listed or described in Schedule A. If the Allied High Commission determines that any such enterprise does not constitute an excessive concentration of economic power, such enterprise shall be treated for all purposes as if originally listed or described in Schedule C.

4. After such consultation with such German authorities and bodies as it deems appropriate, the Allied High Commission will appoint liquidators for the enterprises listed or described in Schedule A of this law unless it decides that such appointment is not necessary for the purposes of liquidation. Liquidators appointed for any of the enterprises listed or described in the Schedules to this law shall be responsible to the Allied High Commission and shall function as may be provided by regulation or order.

ARTICLE 3—REORGANIZATION OF THE COAL INDUSTRY

1. The title to such colliery assets as may be specified by or under the authority of the Allied High Commission located in the territory of the Federal Republic and owned or controlled directly or indirectly by enterprises subject to Article 1 of this law, shall be transferred to companies formed or to be formed for the purpose under German law (hereinafter referred to as unit companies). Such unit companies shall be formed by and have as shareholders such persons as may be designated or approved by the Allied High Commission after such consultation with such German authorities or bodies as the Allied High Commission may deem appropriate. The persons so designated shall be known as Trustees and shall until otherwise ordered by the Allied High Commission, hold the shares allotted to them in the respective companies in accordance with such regulations and orders as shall be issued by the Allied High Commission.

2. The organization and functions of the Deutsche Kohlenbergbau-Leitung and of the Deutsche Kohlenverkauf and its successors shall be determined by such regulations or orders as may be issued by the Allied High Commission. Subject to such regulations or orders these organizations shall exercise their functions throughout the territory of the Federal Republic.

ARTICLE 4—REORGANIZATION OF THE IRON AND STEEL INDUSTRY

1. The Steel-Trustee Association established under United States Military Government Law No. 75 and United Kingdom Military Government Law No. 75 and Regulation No. 2 issued thereunder shall continue to exist and shall exercise the functions conferred on it by the present law or by regulations made hereunder. The Allied High Commission may remove any member of the Steel Trustee Association and appoint other members of such Association.

2. Title to the assets specified in Schedule D may be transferred to the Steel Trustee Association as a preliminary to their transfer to companies provided for in paragraph 3 of this Article or such title may be transferred directly to such companies. The Allied High Commission may add to Schedule D by notice any other assets of the enterprises listed or described in Schedules A, B and C. The shares of the companies formed or to be formed to operate the assets listed in Schedule D, pending transfer in accordance with the provisions of paragraph 3 hereof, shall continue to be held in trust by the Steel Trustee Association until such time as the Allied High Commission shall otherwise direct.

3. The Steel Trustee Association shall, as soon as possible, submit for the approval of the Allied High Commission plans for the reorganization of the assets specified in paragraph 2 of this Article and any other assets of the iron and steel industry within the purview of Article 1. Each such plan shall provide for the formation of one or more new companies (hereinafter referred to as unit companies) and shall specify some or all of the assets to be transferred to each of such companies. The plans may provide for the merger or amalgamation of such assets and for the absorption of assets outside the iron and steel industry but within the purview of Article 1. Each plan shall be submitted as soon as completed, without waiting for the completion of other plans.

4. On the approval of a reorganization plan for any unit company, with such modifications as the Allied High Commission may direct, the title to the assets affected shall be transferred to such unit company, which shall have as its shareholders such persons as may be designated or approved by the Allied High Commission after such consultation with such German authorities or bodies as the Allied High Commission may deem appropriate. The persons so designated or approved shall be known as Trustees and shall, until otherwise ordered by the Allied High Commission, hold the shares allotted to them in the respective companies in accordance with such regulations and orders as shall be issued by the Allied High Commission.

ARTICLE 5—TREATMENT OF CLAIMS AND INTERESTS

Where assets are transferred to unit companies pursuant to Article 3 or Article 4 of this law, the Allied High Commission at the time of transfer or hereafter by one or more regulations or orders:

(a) May direct that some or all of such assets shall be held by the unit companies free and clear of some or all existing liens, charges and encumbrances;

(b) Shall specify the amount of cash, bonds, other secured or unsecured obligations, stock or other consideration which each unit company shall pay or issue in respect of the transfer, with a view to ensuring to the maximum extent consistent with the objectives of this law, adequate and appropriate compensation to the claimants affected by the transfer;

(c) Shall provide for the distribution of such cash, bonds, other secured or unsecured

obligations, stock or other consideration (or of the proceeds of their sale) among claimants affected by the transfer of such assets so as to attain the objectives of this law and to ensure fair and equitable treatment among such claimants in accordance with their claims or interests. The validity, priority, and extent of such claims and interests shall be determined with due regard to the original contractual or other rights of claimants.

(d) May provide for such protection of employees and former employees of enterprises from which such assets are so transferred in respect of pensions and other benefits incident to or resulting from their employment as the Allied High Commission may deem necessary or proper in order to avoid unfairness to such employees or former employees as a result of such transfers of assets;

(e) May provide, to the extent the Allied High Commission deems appropriate, for (i) assumptions by such unit companies of indebtedness incurred after 8 May 1945 by enterprises owning or operating assets which are so transferred and (ii) priorities in respect of any such indebtedness incurred, in the opinion of the Allied High Commission, for the purpose of enabling such enterprises to carry on their activities.

For the purposes of this Article the term "claimants" shall include all creditors, secured or unsecured, stockholders and all other persons having claims against or interests in the assets transferred or the enterprises from which they are transferred.

ARTICLE 6—FORMER REICH AND PRUSSIAN STATE INTERESTS

The application of this law to any enterprise shall not be affected by the fact that any right or interest therein may have been held by the former Reich or Prussian State.

ARTICLE 7—TAX PROVISIONS

1. Taxes and other duties shall not be imposed upon or in respect of:

(a) Any transfer of assets pursuant to Article 3 or Article 4 of this Law;

(b) The formation of any company as provided in this Law;

(c) Any other action taken in connection with reorganizations or liquidations under this Law to the extent provided by regulations hereunder.

2. In computing taxes of any kind payable by the operating companies listed in column 1 of Schedule D and the owning companies listed in column 3 thereof, the taxes shall not exceed in total the aggregate amount of taxes which would have been payable if each operating company were the wholly owned subsidiary of the owning enterprises whose assets it is operating.

3. Upon the formation of each new unit company under the provisions of Article 3 and Article 4, that unit company shall be liable for taxes of all kinds as an independent enterprise.

4. The Steel Trustee Association shall not be subject to any taxes, public levies, or any official charges or costs.

ARTICLE 8—DECONTROL

Subject to such regulations or orders as may be issued by the Allied High Commission:-

1. Assets transferred to unit coal companies or unit steel companies pursuant to Article 3 or Article 4 of this law shall be released from control under this law upon the completion of the disposal of the shares of such companies.

2. Assets of enterprises put into liquidation under Article 2 of this law which are not transferred to unit coal companies or unit steel companies pursuant to Article 3 or Article 4 of this law shall be released from control under this law upon the disposal of the assets in accordance with plans approved by the Allied High Commission.

3. Assets of any enterprise listed or described in Schedule C, or its assets remaining after any transfers to unit companies under this law, shall be released from control under this law upon a determination by the Allied High Commission that all necessary transfers of assets of that enterprise to unit companies have been completed, or that no such transfers will be required in the case of that enterprise.

4. Any other assets subject to seizure and control under this law may be released from control under this law when and as directed by the Allied High Commission.

ARTICLE 9—REGISTRATION OF TRANSFERS

The appropriate German authorities shall register without attestation transfers of title made in accordance with this law upon the presentation to such authorities by or on behalf of the Allied High Commission of a certified statement of the assets to be transferred.

ARTICLE 10—PENALTIES

Any person violating or evading or attempting to violate or evade or procuring the violation or evasion of any provision of this law or of any regulation or order issued under this law, shall, upon conviction, be liable to a fine not exceeding DM200,000 or to imprisonment for not more than five years, or both.

ARTICLE 11—REGULATIONS

The Allied High Commission may issue such regulations and orders for the purpose of implementing, amplifying or supplementing any provision of this law as it shall deem necessary or proper in order to carry fully into effect the purposes of this law.

ARTICLE 12—ADMINISTRATIVE AGENCIES

1. The term "Allied High Commission" as used in any provision of this law means such agency or agencies as the Council of the Allied High Commission may designate by regulation or order to carry out such provision. Any such agency shall act in accordance with such regulations or orders as may be issued by the Council of the Allied High Commission.

2. Subject to the regulations or orders of the Council the agency to administer the provisions of this law shall be

(a) The Combined Coal Control Group insofar as they relate to or affect the German Coal Industry;

(b) The Combined Steel Group insofar as they relate to or affect the German Iron and Steel Industry.

ARTICLE 13—BOARD OF REVIEW

1. There is hereby established a Board of Review. The Board shall consist of such number of members but not less than three as the Council of the Allied High Commission may determine. One third of the members of the Board shall be appointed by each High Commissioner. Each member of the Board shall be a qualified lawyer or expert who shall not be otherwise concerned with the administration of this law. The Board may sit in panels of three members, one member being appointed by each High Commissioner. The assignment of members to panels shall be determined by the Board. The decision of a majority of the members of the Board sitting in any case shall constitute the decision of the Board. For the conduct of its business, the Board shall adopt rules which shall be subject to review and revision by the Council of the Allied High Commission.

2. Subject to such regulations as may be issued by the Council of the Allied High Commission, the Board shall have jurisdiction:

(a) To review any order issued under paragraph (c) of Article 5 of this law on the petition of any interested person, to the extent of determining whether the distribution made to such persons has afforded him fair and equitable treatment in accordance with his claim or interest, as required thereunder;

(b) To hear and determine any other questions arising under this law which may be referred to it by the Allied High Commission.

3. On petitions under subparagraph 2 (a) above, the Board shall determine solely whether the order appealed from is supported by substantial evidence and is correct as a matter of law. The filing and pendency of a petition for review under subparagraph 2 (a) shall not operate as a stay of the order appealed from except, and to the extent, that a stay may be directed by the Board upon a motion for such relief. A temporary stay pending consideration of such a motion may be directed by a single member of the Board. In cases arising under subparagraph 2 (b) the powers and functions of the Board shall be defined in the order of reference.

ARTICLE 14—DEFINITIONS

For the purpose of this law and any regulation or order issued thereunder:

1. Colliery assets shall mean assets located on or physically connected with a colliery or economically essential to the operation thereof and include the following properties and interests of the coal mining industry:

(a) Coal Mines and Virgin and Unworked Coal Mines.

"Coal" includes steinkohle, pechkohle and braunkohle, together with any such other minerals as are normally mined by colliery undertakings in association with the foregoing.

"Mine" includes quarry, opencast, drift and deep mine workings and borings associated therewith.

(b) Fixed and movable property used for colliery activities and the following ancillary activities; coal carbonization, coal products, distillation processes allied with colliery activities and processes associated with briquetting plants, manufactured fuels, hydrogenation plants, synthetic plants, nitrogen and ammonia plants, plants for the provision of gas to the gas grids, brick tile and similar works and property used for the supply of water from or to a coal mine.

(c) Property used for generating and transmitting electricity consumed exclusively or mainly in the course of colliery and ancillary activities.

(d) Railways, aerial ropeways, canal waterways and other fixed and movable property used exclusively or mainly for inland or water transport, loading, discharging, handling or storing of products of colliery and ancillary activities or articles required for colliery or electricity activities and ancillary activities, when such equipment is used exclusively for internal transport within the area of a colliery.

(e) Fixed and movable property of the colliery undertaking used exclusively or mainly for the purposes of the sale or supply by colliery concerns of products of colliery and ancillary activities.

(f) Fixed and movable property of the colliery undertaking used for such welfare activities as hospitals, baths, canteens, or for the provision of benefits for the staff employed in colliery and ancillary activities.

(g) Patents in respect of inventions relating to processes applied in the course of colliery and ancillary activities or to production in connection with those activities and trade marks used or intended for use in relation to such production.

(h) Stocks of products of colliery and ancillary activities.

(i) Consumable or spare stores available for use for colliery and ancillary activities.

(j) Interests of colliery undertakings in dwelling-houses and land used to provide housing accommodation for the work-people and the staff employed in colliery and ancillary activities.

(k) Interests of colliery undertakings in forests, farms, farming stock and other agricultural property, and all land owned by colliery undertakings, including land to be used for the enlargement of surface installations and similar activities.

(l) Interests of colliery undertakings in technical organizations, all organizations engaged in research for the colliery industry and ancillary activities, testing stations designed to secure safety in mines and in allied activities, and schools and institutes engaged in training for the mining and ancillary activities.

(m) Liquid assets, including accounts receivable and cash in hand which are attributable to the operation of the assets specified herein.

(n) Contracts for deliveries or other commercial agreements.

2. "Coal carbonization and coal products distillation processes" shall mean the distillation of coal by any process, and the treatment, rendering and distillation of saleable products arising from the distillation of coal.

3. "Electricity Property" shall mean power stations, transformers, transmission lines and other fixed and movable property used in connection with the generation or transmission of electricity.

4. "Fixed Property" shall mean all buildings, works, fixtures, and fixed machinery and plant and the sites thereof.

5. "Movable Property" shall mean all movable machinery and plant wagons and other vehicles, engines, tractors, vessels, animals and movable equipment of any kind.

6. "Undertakings" shall mean enterprises of any nature whatsoever.

ARTICLE 15—REPEALS

1. United States Military Government Law No. 75 entitled "Reorganization of German Coal and Iron and Steel Industries" and United Kingdom Military Government Law No. 75 entitled "Reorganization of German Coal and Iron and Steel Industries" are hereby repealed; provided, however, that any proceedings had or instituted and any acts done under either of the said laws and any powers conferred thereunder consistent with the provisions of this law shall continue to be effective unless and until the Allied High Commission shall otherwise order.

2. Until the Allied High Commission provides otherwise Regulations Nos. 1 and 3 issued pursuant to US/UK Military Government Laws No. 75 shall be in force throughout the territory of the Federal Republic.

3. Except as the Allied High Commission shall otherwise expressly direct, if any legislation shall be inconsistent with any provision of this law, or of any regulation or order thereunder, the provisions of this law or the regulation or order thereunder shall prevail.

Done at Bonn, Petersberg, on May 16, 1950.

By order of the Allied High Commission.

JOHN J. McCLOY,
U. S. High Commissioner for Germany, Chairman of the Council.

SCHEDULE A

1. Vereinigte Stahlwerke Aktiengesellschaft.
2. Fried, Krupp.
3. Mannesmannrohren-Werke.
4. Klockner-Werke Aktiengesellschaft—Klockner & Co.
5. Hoesch Aktiengesellschaft.
6. Otto Wolff Group.
7. Gutehoffnungshutte Aktienverein fur Bergbau und Huttenbetrieb. Gutehoffnungshutte Oberhausen Aktiengesellschaft.
8. Reichswerke Group.
9. Flick Group.
10. Kohlenhandelsgesellschaft "Gluckauf" Abt. Beck & Co.
11. Deutsche Kohlenhandelsgesellschaft Luders, Meentzen & Co.
12. Kohlenkontor Weyhenmeyer & Co.
13. Kohlenwertstoff-Aktiengesellschaft.

SCHEDULE B

1. Rheinisch-Westfalisches Kohlen-Syndikat, i. L.
2. Niedersachsisches Kohlensyndikat G. m. b. H., i. L.
3. Rheinisches Braunkohlen-Syndikat G. m. b. H., i. L.
4. Westfalische Kohlenhandelsgesellschaft Gastrock & Co., i. L.
5. Kohlenhandelsgesellschaft "Hansa" Kallmeier & Co., i. L.
6. Kohlenhandelsgesellschaft "Mark" Siepmann, Schrader & Co., i. L.
7. Westfalisches Kohlenkontor Naht, Emschermann & Co., i. L.
8. Kohlenhandelsgesellschaft "Niederrhein" Weyer, Franke & Co., i. L.
9. Kohlenhandelsgesellschaft "Westfalia" Wiesebrock, Schulte & Co., k. L.
10. Westfalische Kohlenverkaufsgesellschaft Wollrath Weck & Co., i. L.

SCHEDULE C

1. Vereinigte Elektrizitats—und Bergwerks—A. G.
2. Rheinisch-Westfalisches Elektrizitatswerk A. G.
3. Vereinigte Elektrizitatswerke Westfalen A. G.
4. Vereinigte Insdrustrie-Unternehmungen A. G.
5. Gewerkschaft des Steinkohlenbergwerks Alter Hellweg.
6. Gerwerkschaft Aurora Steinkohlenbergwerk.
7. Gewerkschaft Cleverbank Steinkohlenbergwerk.
8. Concordia Bergbau Aktiengesellschaft.
9. Deutsche Erdol-Aktiengesellschaft, Zechen Graf Bismarck and Konigsgrube.
10. Gewerkschaft Elisabethengluck.
11. Vereinigte Godeon Bergwerks G. m. b. H.
12. Gewerkschaft Hammerbank unter der Stollensohle.
13. Gewerkschaft Hausbach.
14. Gewerkschaft Zeche Heinrich.
15. I. G. Farbenindustrie Aktiengesellschaft in Auflosung.
16. Gewerkschaft Jupiter Steinkohlenbergwerk.
17. Gewerkschaft Vereinigte Klosterbusch.
18. Gewerkschaft des Steinkohlenbergwerks Langenbrahm.
19. Bergbau Aktiengesellschaft Lothringen.
20. Mansfield A. G. fur Bergbau and Huttenbetrieb, Zeche Mansfeld.
21. Gewerkschaft Neumuhl.
22. Gewerkschaft des Braunkohlenbergwerks Neurath.
23. Gewerkschaft Neuruhrert.
24. Niederrheinische Bergwerks-Aktiengesellschaft.
25. Gewerkschaft Petrus Segen.
26. Gewerkschaft Platzgesbank.
27. Gewerkschaft des Braunkohlenbergwerks Prinzessin Viktoria.
28. Rheinische Stahlwerke.
29. Gewerkschaft Rheinland.
30. Gewerkschaft Steinkohlenbergwerk Rheinpreu Ben.
31. Gewerkschaft Roderburg, Zeche Neuwulfingsburg.
32. Victor Rolff Kommanditgesellschaft.
33. Gebr. Stumm G. m. b. H., Zeche Minister Achenbach
34. Vereinigungagesellschaft Rheinischer Braunkohlenbergwerke m. b. H.
35. Wilhelm Werhahn, Abteilung Horremer Brikettfabrik.
36. Gewerkschaft Westfalen.
37. Gewerkschaft Wohlverwahrt.
38. Stahlwerke Roechling-Buderus A. G.
39. Buderus'sche Eisenwerke.
40. Braunkohlen—und Brikett—Industrie—A. G. (BUBIAG).
41. Mining Concessions "Rees", "An den Borkenbergen" and "Muensterland".
42. Preu Ben A. G. Mulheim.

SCHEDULE D

(1) Assets operated under plant usage contract by the companies named hereunder—	(2) Date of plant usage contract	(3) Name of company by whom or by whose subsidiaries the assets are owned
1. Huttenwerk Oberhausen A. G., Oberhausen	4 May 1948	Gutehoffnungshutte Oberhausen A. G. V
2. Huttenwerk Horde A. G., Dortmund-Horde	5 May 1948	Vereinigte Stahlwerke A. G.
3. Stahlwerke Bochum A. G., Bochum	12 Mar. 1948	Otto Wolff.
4. Huttenwerk Haspe A. G., Hagen/Westfalen	12 Mar. 1948	Klockner-Werke A. G.
5. GuBstahlwerk Witten A. G., Witten	5 May 1948	Vereinigte Stahlwerke A. G.
6. GuBstahlwerk Gelsenkirchen A. G., Gelsenkirchen.	12 Mar. 1948	Vereinigte Stahlwerke A. G.
7. GuBstahlwerk Oberkassel A. G., Dusseldorf	12 Mar. 1948	Vereinigte Stahlwerke A. G.
8. Georgsmarienhutte A. G., Georgsmarienhutte	12 Mar. 1948	Klockner-Werke A. G.
9. Huttenwerke Ruhrort-Meiderich A. G., Duisburg-Ruhrort.	12 Mar. 1948 6 July 1948	Vereinigte Stahlwerke A. G.
10. Huttenwerk Geisweid A. G., Geisweid	2 Apr. 1948	Vereinigte Stahlwerke A. G. und Klockner-Werke A. G.
11. Stahlwerk Hagen A. G., Hagen/Westf.	1 Apr. 1948	Hoesch A. G.
12. Stahl- und Rohrenwerk Reisholz A. G., Dusseldorf-Reisholz.	12 Mar. 1948	Preß- u. Walzwerk A. G. und Aktiengesellschaft Oberbilker Stahlwerk (Thyssen-Bornemisza).
13. Huttenwerk Ilsede-Peine A. G., Peine	15 June 1948	Ilseder Hutte.
14. Eisenerzberghau Ilsede A. G., GroBbulten	15 June 1948	Ilseder Hutte.
15. Huttenwerk Huckingen A. G., Huckingen	11 May 1948	Mannesmannrohren-Werke.
16. Westfalenhutte Dortmund A. G., Dortmund	17 Apr. 1948	Hoesch A. G.
17. Huttenwerk Rheinhausen A. G., Rheinhausen	17 Apr. 1948	Fried, Krupp.
18. Stahl- und Walzwerke GroBenbaum A. G. Duisburg-GroBenbaum.	1 Apr. 1948	Mannesmannrohren-Werke.
19. Stahlwerk Osnabruck A. G., Osnabruck	12 Mar. 1948	Klockner-Werke A. G.
20. Eisenwerke Gelsenkirchen A. G., Gelsenkirchen	12 Mar. 1948	Vereinigte Stahlwerke A. G.
21. Eisenwerke Mulheim-Meiderich A. G., Mulheim- Rhur.	17 Apr. 1948	Vereinigte Stahlwerke A. G.
22. Rheinische Rohrenwerke A. G., Mulheim-Ruhr.	4 May 1948	Vereinigte Stahlwerke A. G.
23. Westdeutsche Mannesmanjrohren A. G., Dusseldorf.	4 May 1948	Mannesmannrohren-Werke.
24. Huttenwerk Niederrhein A. G., Duisburg	19 May 1948	Vereinigte Stahlwerke A. G.

SCHEDULE E

1. Ilseder Hutte.
2. Thyssen-Bornemisza Group.
3. Stinnes Group.

Publication of this notice is not intended to and does not in any way add to or detract from the presently existing legal force and effect of the matter quoted above.

For the Secretary of State.

GEOFFREY W. LEWIS,
Deputy Director, Bureau of German Affairs.

NOVEMBER 28, 1950.

[F. R. Doc. 50-11003; Filed, Dec. 4, 1950; 8:48 a. m.]

DEPARTMENT OF THE TREASURY

Fiscal Service, Bureau of the Public Debt

[1950 Dept. Circ. 879]

1¾ PERCENT TREASURY NOTES OF SERIES B–1955

OFFERING OF NOTES

DECEMBER 4, 1950.

I. *Offering of notes.* 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites subscriptions from the people of the United States for notes of the United States, designated 1¾ percent Treasury Notes of Series B–1955, in exchange for 1½ percent Treasury Bonds of 1950, maturing December 15, 1950, or 1⅛ percent Treasury Certificates of Indebtedness of Series A–1951, maturing January 1, 1951. Exchanges will be made par for par on December 15 in the case of the maturing bonds, and at par with an adjustment of interest on January 1 in the case of the maturing certificates.

II. *Description of notes.* 1. The notes will be dated December 15, 1950, and will bear interest from that date at the rate of 1¾ percent per annum, payable semi-annually on June 15 and December 15 in each year until the principal amount becomes payable. They will mature December 15, 1955, and will not be subject to call for redemption prior to maturity.

2. The income derived from the notes shall be subject to all taxes, now or hereafter imposed under the Internal Revenue Code, or laws amendatory or supplementary thereto. The notes shall be subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The notes will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer notes with interest coupons attached will be issued in denominations of $1,000, $5,000, $10,000, $100,000, and $1,000,000. The notes will not be issued in registered form.

5. The notes will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States notes.

III. *Subscription and allotment.* 1. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Treasury Department, Washington. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of notes applied for, and to close the books as to any or all subscriptions at any time without notice; and any action he may take in these respects shall be final. Subject to these reservations, all subscriptions will be allotted in full. Allotment notices will be sent out promptly upon allotment.

IV. *Payment.* 1. Payment for notes allotted hereunder must be made on or before December 15, 1950, or on later allotment, in the case of maturing bonds tendered in exchange, and on or before January 2, 1951, or on later allotment, in the case of maturing certificates tendered in exchange. The new notes will be delivered on or after December 15 in the case of bonds exchanged, and on or after January 2 in the case of certificates exchanged. Payment of the principal amount may be made only in Treasury Bonds of 1950, maturing December 15, 1950, or in Treasury Certificates of Indebtedness of Series A–1951, maturing January 1, 1951, which will be accepted at par and should accompany the subscription. Payment of final interest due December 15, 1950, on bonds exchanged hereunder will be effected, in the case of coupon bonds, by payment of December 15, 1950, coupons, which should be detached by holders before presentation of the bonds for exchange, and in the case of registered bonds, by checks drawn in accordance with the assignments on the bonds surrendered. The full year's interest on certificates exchanged hereunder will be credited, accrued interest on the new notes from December 15, 1950, to January 1, 1951 ($0.8173 per $1,000), will be charged, and the difference ($10.4327 per $1,000) will be paid to subscribers on January 2, 1951.

V. *Assignment of registered bonds.* 1. Treasury Bonds of 1950 in registered form tendered in payment for notes offered hereunder should be assigned by the registered payees or assignees thereof to "The Secretary of the Treasury for exchange for Treasury Notes of Series B–1955 to be delivered to _____", in accordance with the general regulations of the Treasury Department governing assignments for transfer or exchange, and thereafter should be presented and surrendered with the subscription to a Federal Reserve Bank or Branch or to the Treasury Department, Division of Loans and Currency, Washington, D. C. The bonds must be delivered at the expense and risk of the holders.

VI. *General provisions.* 1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective districts, to issue allotment notices, to receive payment for notes allotted, to make delivery of notes on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive notes.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

[SEAL] JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 50–11073; Filed, Dec. 4, 1950; 9:13 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ARIZONA

CLASSIFICATION ORDER

NOVEMBER 28, 1950.

1. Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by Order No. 319 dated July 19, 1948 (43 CFR 50.451 (b) (3), 13 F. R. 4278), I hereby classify under the Small Tract Act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945 (59 Stat. 467, 43 U. S. C. 682a), as hereinafter indicated, the following described lands in the Phoenix, Arizona land district, embracing approximately 360 acres.

ARIZONA SMALL TRACT CLASSIFICATION

ORDER NO. 24

For lease and sale for home, cabin and business site purposes:
T. 4 N., R. 1 E., G. & S. R. B. & M., Arizona,
Sec. 12: S½NW¼; SE¼;
Sec. 23: N½NE¼, NW¼SE¼.

2. The above described lands are situated approximately 18 miles northwest of Phoenix, Arizona, and 10 miles north of Glendale, Arizona. They are reached from Phoenix by traveling Grand Avenue northwest to Glendale, thence north ten miles via Lateral Road 19 and dirt roads. The tracts lie between the Hedgepeth Hills on the east and New River on the west. The soil is sandy, with an admixture of silt and gravel. The elevation varies from 1050 to 1100 feet and the precipitation is 7 to 8 inches per annum. Summers are long and hot and winters are short and mild, with an abundance of sunshine yearlong. Potable water in quantities adequate for domestic use and the irrigation of lawns and gardens may be found at depths ranging from 65 to 75 feet. Public utilities are not yet available and occupants of the lands must provide fuel, water and lights at their own expense. Access roads must also be provided by the lessees. Business, educational, religious, recreational and medical and hospital facilities are available at Glendale and Phoenix.

3. As to applications filed prior to 1:00 p. m. on August 13, 1946, and which are for the type of site for which the land is classified, this order shall become effective upon the date it is signed.

4. As to land not covered by applications referred to in paragraph 3, this order shall not become effective to permit leasing under the Small Tract Act of June 1, 1938, as amended, until 10:00 a. m. on January 26, 1951. At that time such lands shall, subject to valid existing rights and the terms of existing withdrawals, become subject to offer to lease as follows:

(a) Ninety-one-day preference period for qualified veterans of World War II, from 10:00 a. m. on January 30, 1951, to the close of business on April 30, 1951.

(b) Advance period for veterans' simultaneous filings from 1:00 p. m. August 13, 1946, to 10:00 a. m. on January 30, 1951.

5. Any of the land remaining unappropriated shall become subject to application under the Small Tract Act by the

public generally, commencing at 10:00 a. m. on May 1, 1951.

(a) Advance period for simultaneous non-preference right filings from 1:00 p. m. August 13, 1946, to 10:00 a. m. on May 1, 1951.

6. Applications filed within the periods mentioned in 4 (b) and 5 (a) above will be treated as simultaneously filed.

7. A veteran shall accompany his application or offer with a complete photostatic or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based, and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

8. All of the lands will be leased in tracts of approximately 5 acres, each being approximately 330 feet by 660 feet.

(a) Preference right leases referred to in paragraph 3, and all other leases, wherever possible, will be issued for the land described in the application or offer, irrespective of the direction of the tract, provided the tract is described in such a manner that another 5-acre tract will be left intact within the boundaries of the same 10-acre subdivision; i. e., tracts may extend longitudinally north and south or east and west, so long as two of such tracts will completely cover a 10-acre subdivision, as for example, the SW¼SW¼SW¼.

9. Leases will be for a period of three years.

(a) Rental for home and cabin sites will be at the rate of $5.00 per annum, payable for the entire 3-year period in advance of the issuance of the lease.

(b) Rental for business sites will be at the minimum rate of $20.00 per annum, payable for the entire 3-year period in advance of the issuance of the lease.

(c) In any and all cases where applications or offers are filed and leases issued for business sites only, the $20.00 business rental shall be at the minimum rental for that purpose, and the lessee shall be obligated to pay additional rental at the rate fixed in the schedule of rentals in effect at the date of approval of his lease if the gross receipts from the business conducted on the leased tract shall exceed $2,000.00 per annum. Such lessees, or their authorized representatives, shall, within 60 days after the expiration of each lease year, submit to the Manager of the Land and Survey Office, Phoenix, Arizona, a statement of the amount of the gross receipts for the preceding lease year. Authorized representatives of the Department of the Interior shall at all times, within customary business hours, have the right to inspect and examine the lessee's accounts, and to inspect the premises leased.

(d) All leases shall be issued upon Form 4–776.

10. Leases issued hereunder will contain an option to purchase clause, at the appraised value of $50.00 per tract, application for which may be filed at or after the expiration of one year from the date of issuance of the lease, provided that improvements appropriate to the purpose for which the lease is issued and which meet with the approval of the Regional Administrator shall have been constructed upon the land prior to the filing of the application for purchase.

(a) Leases issued under the terms of this order shall not be subject to assignment unless and until improvements as mentioned above in this paragraph shall have been completed.

(b) Leases for lands upon which the improvements above mentioned shall not have been constructed at or before the expiration thereof shall not be renewed.

11. Lessees and/or their successors in interest shall comply with all Federal, State, County and municipal laws and ordinances, especially those governing health and sanitation, and failure or refusal to do so may be cause for cancellation of the lease in the discretion of the authorized official of the Bureau of Land Management.

12. Rights-of-way for road and street purposes are reserved as follows:

(a) Rights-of-way 33 feet in width are reserved from or near the edge of each 5-acre tract.

(b) The last mentioned rights-of-way may, in the discretion of the authorized officer of the Bureau of Land Management, be definitely located prior to issuance of patent. If not so located, they may be subject to location after patent has been issued. The said last mentioned rights-of-way may be utilized by the Federal Government, or the State, County or municipality in which the tract is situated, or by any agency thereof.

13. All leases and patents issued shall contain a reservation to the United States of all fissionable material sources, and all minerals, together with the right to prospect for, mine and remove the same under applicable laws and regulations in effect at the time of disposal of the minerals.

14. Survey of individual tracts shall be at the expense of the applicant.

15. No leases shall be issued on any of the tracts embraced in the area classified after the expiration of two years from the date of this order, unless and until the lands shall have been again classified as suitable for small tract purposes.

16. All inquiries regarding these lands shall be addressed to the Manager, U. S. Land and Survey Office, 100 U. S. Courthouse, Phoenix, Arizona.

E. R. SMITH,
Regional Administrator.

[F. R. Doc. 50–10977; Filed, Dec. 4, 1950; 8:45 a. m.]

[District No. 1, Amdt. 4]

ARIZONA

MODIFICATION OF GRAZING DISTRICT

NOVEMBER 24, 1950.

Under and pursuant to the authority vested in the Secretary of the Interior by the act of June 28, 1934 (48 Stat. 1269, 43 U. S. C. 315 et seq.) as amended, known as the Taylor Grazing Act, and in accordance with Departmental Order No. 2583 of August 16, 1950, § 2.22, 15 F. R. 5643, it is ordered as follows:

1. The following-described lands are eliminated from Arizona Grazing District No. 1, as heretofore established and modified (Misc. No. 1609046):

GILA AND SALT RIVER MERIDIAN

T. 40 N., R. 1 E.,
Sec. 28, E½SE¼;
Sec. 33, E½NE¼, SE¼.

2. The following-described lands are added to Arizona Grazing District No. 1:

GILA AND SALT RIVER MERIDIAN

T. 39 N., R. 1 E.,
Sec. 4, NW¼;
Secs. 5, 6, 7 and 8;
Sec. 9, NW¼NW¼;
Sec. 17, W½, W½NE¼, NW¼SE¼;
Sec. 18;
Sec. 19, N½, SW¼, N½SE¼;
Sec. 20, N½NW¼, SW¼NW¼, NW¼SW¼;
Sec. 30, NW¼.
T. 40 N., R. 1 E.,
Secs. 2, 3 and 4;
Sec. 11, NW¼.
T. 39 N., R. 1 W.,
Secs. 1, 12, 13, and 24;
Sec. 25, N½, SW¼, N½SE¼;
Sec. 36, W½NW¼.
T. 35 N., R. 3 W. (unsurveyed),
Sec. 6, that part west of the Kaibab National Forest Boundary.
T. 36 N., R. 3 W. (unsurveyed),
Secs. 30, 31 and 32, those parts west of the Kaibab National Forest Boundary.
T. 35 N., R. 4 W. (unsurveyed),
Secs. 1 to 9, inclusive;
Sec. 10, W½;
Sec. 15, W½;
Secs. 16 to 21, inclusive;
Sec. 22, W½.
T. 36 N., R. 4 W. (unsurveyed),
Secs. 25 to 36, inclusive.

C. R. BRADSHAW,
Acting Director.

[F. R. Doc. 50–10978; Filed, Dec. 4, 1950; 8:45 a. m.]

[1527217]

NEVADA

NOTICE OF FILING OF PLAT OF SURVEY

NOVEMBER 24, 1950.

Notice is given that the plats of original survey of the following described lands, accepted July 11, 1947, will be officially filed in the Land and Survey Office, Reno, Nevada, effective at 10:00 a. m., on the 35th day after the date of this notice:

MOUNT DIABLO MERIDIAN, NEVADA

T. 15 N., R. 23 E.,
Secs. 1 to 36 inclusive.

T. 11 N., R. 30 E.,
Sec. 1, Lots 1, 2, 3, 4, S½S½;
Sec. 2, Lots 1, 2, 3, 4, S½S½;
Sec. 3, Lots 1, 2, 3, 4, S½S½;
Sec. 4, Lots 1, 2, 3, 4, S½S½;
Sec. 5, Lots 1, 2, 3, 4, S½S½;
Sec. 6, Lots 1 to 7 incl., SE¼SW¼, S½SE¼;
All of secs. 7 to 36 inclusive.
T. 14 N., R. 30 E.,
Secs. 1 to 36 inclusive.
T. 15 N., R. 30 E.,
Secs. 1 to 36 inclusive.
T. 11 N., R. 31 E.,
Sec. 1, Lots 1, 2, 3, 4, S½S½;
Sec. 2, Lots 1, 2, 3, 4, S½S½;
Sec. 3, Lots 1, 2, 3, 4, S½S½;
Sec. 4, Lots 1, 2, 3, 4, S½S½;
Sec. 5, Lots 1, 2, 3, 4, S½S½;
Sec. 6, Lots 1, 2, 3, 4, 5, SE¼SW¼, S½SE¼;
Secs. 7 to 36 inclusive.
T. 13 N., R. 31 E.,
Secs. 1 to 3 inclusive;
Secs. 10 to 15 inclusive;
Secs. 22 to 27 inclusive;
Secs. 34 to 36 inclusive.
T. 14 N., R. 31 E.,
Secs. 1 to 36 inclusive.
T. 15 N., R. 31 E.,
Secs. 31 and 32.
T. 13 N., R. 31½ E.,
Secs. 1, 2, 11, 12, 13, 14, 23, 24, 25, 26, 35, 36.
T. 14 N., R. 31½ E.,
Secs. 1, 2, 11, 12, 13, 14, 23, 24, 25, 26, 35, 36.
T. 15 N., R. 31½ E.,
3d Standard Parallel North.

The area described, including public and non-public land and exclusive of segregations, aggregates 159,077.49 acres.

Available data indicate that the character of the lands is rough, broken and mountainous.

All of secs. 13 to 36 inclusive, T. 15 N., R. 28 E., W½ sec. 5, all of secs. 6, 7, W½ sec. 8, all of secs. 18, 19, W½ sec. 20, W½ sec. 29, all sec. 30, T. 11 N., R. 30 E., all of secs. 1 to 36 inclusive, T. 14 N., R. 30 E., all of secs. 25 to 36 inclusive, T. 15 N., R. 30 E., all secs. 2, 3, 10, 11, 14, 15, 22, 23, 26, 27, 34, 35, T. 13 N., R. 31 E., all of secs. 2, 3, 10, 11, 14, 15, 22, 23, 26, 27, 34, 35, T. 14 N., R. 31 E., all of secs. 31, 32, T. 15 N., R. 31 E., were by Departmental Order of September 25, 1936, added to the Walker River Indian Reservation. All lands in T. 11 N., R. 30 E., one mile inland from the high water line of Walker River Lake, withdrawn under the first form for reclamation purposes by order of November 26, 1906. All of secs. 18 and 19, T. 15 N., R. 30 E., withdrawn on October 19, 1948, for use by the Department of Navy for a target area. Therefore, these lands are not public lands subject to disposition under the general public land laws.

No applications for the remainder of these lands may be allowed under the homestead, small tract, desert land, or any other non-mineral public land laws unless the land has already been classified as valuable or suitable for such type of application or shall be so classified upon consideration of an application.

According to the field notes and as shown by the plat there is a small seepage spring, locally known as Cottonwood Spring, in the SE¼SW¼ sec. 4, T. 11 N., R. 30 E., M. D. M.

The legal subdivision containing a spring and the lands within a quarter of a mile of the spring may be affected by the general withdrawal made by Executive Order of April 17, 1926 (43 CFR 292.1), creating Public Water Reserve No. 107, but the question of whether the spring is of such size or value or so needed by the public as to bring the lands within the scope of the withdrawal is left for future determination.

At the hour and date specified above the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this notice shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a), as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747 (43 U. S. C. 279–284), as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a. m. on the 35th day after the date of this notice shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on the 126th day after the date of this notice, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on the 126th day after the date of this notice, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall acompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land and Survey Office, Reno, Nevada, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land and Survey Office, Bureau of Land Management, Reno, Nevada.

C. R. BRADSHAW,
Acting Director.

[F. R. Doc. 50-10982; Filed, Dec. 4, 1950; 8:45 a. m.]

[1689497–1878039]

ARIZONA

NOTICE OF FILING OF PLATS OF SURVEY

NOVEMBER 24, 1950.

Notice is given that the plat of survey accepted September 15, 1949 of T. 7 S., R. 1 W., plat of survey accepted August 31, 1949 of T. 7 S., R. 2 W., and the plat of survey accepted January 9, 1948 of T. 4 N., R. 9 W., G. & S. R. M., Arizona, including lands hereinafter described, will be officially filed in the Land and Survey Office at Phoenix, Arizona, effective at 10:00 a. m. on the 35th day after the date of this notice:

GILA AND SALT RIVER MERIDIAN, ARIZONA

T. 7 S., R. 1 W.,
All of secs. 1 to 36, inclusive.
T. 7 S., R. 2 W.,
All of secs. 1 to 36, inclusive.
T. 4 N., R. 9 W.,
All of secs. 1 to 36, inclusive.

The area described, including both public and non-public lands, aggregate 68,624.26 acres.

All of secs. 13 to 36, inclusive, T. 7 S., R. 1 W., and all of secs. 13 to 36, inclusive, T. 7 S., R. 2 W., were, by Executive Order No. 8892 of September 5, 1941, reserved for the use of the War Department as an aerial gunnery range; therefore, these lands are not public lands subject to disposition under the general public land laws.

No applications for the remainder of these lands, all of secs. 1 to 12, inclusive, T. 7 S., R. 1 W., all of secs. 1 to 12, inclusive, T. 7 S., R. 2 W., and all of secs. 1 to 36, inclusive, T. 4 N., R. 9 W., G. & S. R. M., may be allowed under the homestead, small tract, desert land, or any other non-mineral public land laws, unless the land has already been classified as valuable or suitable for such type of application or shall be so classified upon consideration of an application.

Available data indicates that the land is desert and mountainous in character.

At the hour and date specified above the said lands shall, subject to valid

existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this notice shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a), as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747 (43 U. S. C. 279–284), as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a. m. on the 35th day after the date of this notice shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on the 126th day after the date of this notice, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on the 126th day after the date of this notice, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land and Survey Office, Phoenix, Arizona, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land and Survey Office, Bureau of Land Management, Phoenix, Arizona.

C. R. BRADSHAW,
Acting Director.

[F. R. Doc. 50–10979; Filed, Dec. 4, 1950; 8:45 a. m.]

[1878098]

ARIZONA

NOTICE OF FILING OF PLAT OF SURVEY AND DEPENDENT RESURVEY

NOVEMBER 24, 1950.

Notice is given that the plat accepted July 7, 1948, of (1) resurvey comprising sec. 1, E½ sec. 2 and secs. 3 to 36, inclusive, delineating a retracement and reestablishment of the original survey as shown upon the plats approved July 13, 1895, May 31, 1904, and June 19, 1919, and (2) extension survey of lands hereinafter described will be officially filed in the Land and Survey Office, Phoenix, Arizona, effective at 10:00 a. m. on the 35th day after the date of this notice.

The lands affected by this notice are described as follows:

GILA AND SALT RIVER MERIDIAN

T. 23 N., R. 5 E.,
Sec. 2, lots 3, 4, 5, 6, SW¼.

The area described aggregates 319.53 acres.

All of the lands involved are within the exterior boundaries of the Kaibab National Forest, now the Coconino National Forest, pursuant to proclamation of April 12, 1902.

Anyone having a valid settlement or other right to any of these lands initiated prior to the date of the withdrawal of the lands should assert the same within three months from the date on which the plat is officially filed by filing an application under appropriate public land law setting forth all facts relevant thereto.

All inquiries relating to these lands should be addressed to the Manager, Land and Survey Office, Phoenix, Arizona.

C. R. BRADSHAW,
Acting Director.

[F. R. Doc. 50–10980; Filed, Dec. 4, 1950; 8:45 a. m.]

[1768210]

NEVADA

NOTICE OF FILING OF PLAT OF SURVEY

NOVEMBER 24, 1950.

Notice is given that the plats of original and extension surveys of the following described lands, accepted October 2, 1947, will be officially filed in the Land and Survey Office, Reno, Nevada, effective at 10:00 a. m. on the 35th day after the date of this notice:

MOUNT DIABLO MERIDIAN, NEVADA

T. 39 N., R. 35 E.,
All of secs. 1 to 36 inclusive.
T. 40 N., R. 35 E.,
All of secs. 1 to 36 inclusive.
T. 39 N., R. 36 E.,
All of secs. 1 to 23 inclusive;
All of secs. 28 to 32 inclusive.
T. 40 N., R. 36 E.,
All of secs. 1 to 36 inclusive.

The area described aggregates 88,295.03 acres.

Available data indicates that the land is desert in character being composed of both mountainous and valley lands.

No applications for the lands may be allowed under the homestead, small tract, desert land, or any other non-mineral public land laws, unless the land has already been classified as valuable or suitable for such type of application or shall be so classified upon consideration of an application.

At the hour and date specified above the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this notice shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a), as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747 (43 U. S. C. 279–284), as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a. m. on the 35th day after the date of this notice shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on the 126th day after the date of this notice, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on the 126th day after the date of this notice, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land and Survey Office, Reno, Nevada, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land and Survey Office, Bureau of Land Management, Reno, Nevada.

C. R. BRADSHAW,
Acting Director.

[F. R. Doc. 50-10981; Filed, Dec. 4, 1950; 8:45 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 4511]

TRANS WORLD AIRLINES, INC.

NOTICE OF HEARING

In the matter of the application of Trans World Airlines, Inc., for amendment of its certificate of public convenience and necessity for route No. 2 so as to eliminate Columbia, Missouri, as an intermediate point between St. Louis and Kansas City, Missouri.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that hearing in the above-entitled proceeding is assigned to be held on December 19, 1950, at 10:00 a. m., e. s. t. in Room E-214 Temporary Building No. 5, Sixteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Joseph L. Fitzmaurice.

Dated at Washington, D. C., November 29, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-10998; Filed, Dec. 4, 1950; 8:48 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 25613]

FRESH MEATS AND PACKING HOUSE PRODUCTS FROM FERGUS FALLS AND PACKING HOUSE SPUR, MINN., TO SOUTH

APPLICATION FOR RELIEF

NOVEMBER 30, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. E. Kipp, Agent, for carriers parties to his tariff I. C. C. No. A-3807 and Agent D. Q. Marsh's tariff I. C. C. No. 3588.

Commodities involved: Fresh meats and packing house products, carloads.

From: Fergus Falls and Packing House Spur, Minn.

To: Points in southern territory.

Grounds for relief: Competition with rail carriers. Circuitous routes.

Schedules filed containing proposed rates: L. E. Kipp's tariff I. C. C. No. A-3807, Supp. 4. D. Q. Marsh's tariff I. C. C. No. 3588, Supp. 127.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 50-10992; Filed, Dec. 4, 1950; 8:47 a. m.]

[4th Sec. Application 25614]

ASPHALT FROM PORTLAND, WILLBRIDGE AND LINNTON, OREG. TO ATHENA AND PENDLETON, OREG.

APPLICATION FOR RELIEF

NOVEMBER 30, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: W. J. Bohon, Agent, for Spokane, Portland and Seattle Railway and Northern Pacific Railway Company.

Commodities involved: Asphalt and petroleum road tar, in tank-car loads.

From: Portland, Willbridge and Linnton, Oreg.

To: Athena and Pendleton, Oreg.

Grounds for relief: To meet intrastate rates.

Schedules filed containing proposed rates: W. J. Bohon's tariff I. C. C. No. 795, Supp. 44.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 50-10993; Filed, Dec. 4, 1950; 8:47 a. m.]

[4th Sec. Application 25615]

GRAIN FROM PACIFIC JCT., IOWA TO CERTAIN STATES

APPLICATION FOR RELIEF

NOVEMBER 30, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. E. Kipp, Agent, for carriers parties to his tariff I. C. C. No. A-3306.

Commodities involved: Barley, corn, and oats and certain products thereof such as chaff and hulls, carloads.

From: Pacific Jct., Iowa.

To: Points in Colorado, Kansas, Missouri, Nebraska, South Dakota and Wyoming.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: L. E. Kipp's tariff I. C. C. No. A-3306, Supp. 77.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed

within that period, may be held subsequently.

By the Commission, Division 2.

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

[F. R. Doc. 50-10994; Filed, Dec. 4, 1950; 8:47 a. m.]

[4th Sec. Application 25616]

SODA ASH AND CAUSTIC SODA FROM LOUISIANA AND TEXAS TO ST. LOUIS, MO., DISTRICT

APPLICATION FOR RELIEF

NOVEMBER 30, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for carriers parties to his tariffs I. C. C. Nos. 3595 and 3752.

Commodities involved: Soda ash and caustic soda, carloads.

From: Lake Charles and West Lake Charles, La., Houston, Corpus Christi and Velasco, Tex.

To: St. Louis, Mo., Alton, Federal, East St. Louis, Roxana and Wood River, Ill.

Grounds for relief: Competition with rail carriers. Circuitous routes.

Schedules filed containing proposed rates: D. Q. Marsh's tariff I. C. C. No. 3752, Supp. 518. D. Q. Marsh's tariff I. C. C. No. 3906, Supp. 29.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

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

[F. R. Doc. 50-10995; Filed, Dec. 4, 1950; 8:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 7-1266]

EASTERN GAS AND FUEL ASSOCIATES

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

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 29th day of November A. D. 1950.

The New York Curb Exchange, pursuant to Section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, Par Value $10.00, of Eastern Gas and Fuel Associates. Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to December 13, 1950, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-10991; Filed, Dec. 4, 1950; 8:47 a. m.]

[File Nos. 70-2498, 70-2499, 70-2512]

CONSOLIDATED NATURAL GAS CO. ET AL.

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 Washington, D. C., on the 29th day of November A. D. 1950.

In the matters of Consolidated Natural Gas Company, Hope Natural Gas Company, File No. 70-2499; The West Penn Electric Company, File No. 70-2498; and The West Penn Electric Company, State Line Gas Company, File No. 70-2512.

The West Penn Electric Company ("West Penn"), a registered holding company, and West Penn and its subsidiary, State Line Gas Company ("State Line"), having filed a declaration and a joint declaration, respectively, with this Commission pursuant to the Public Utility Holding Company Act of 1935 and Rules U-42, 44, and 46 promulgated thereunder; and

Consolidated Natural Gas Company ("Consolidated"), a registered holding company, and its utility subsidiary, Hope Natural Gas Company ("Hope"), having filed a joint application-declaration with this Commission pursuant to sections 6 (b) 9, 10 and 12 of the act and Rule U-43 promulgated thereunder; and

Said declarations and joint application-declaration having proposed the following transactions:

Monongahela Power Company ("Monongahela"), a utility subsidiary of West Penn, and Hope are engaged in the production, transmission and distribution of natural gas in adjacent areas of the State of West Virginia, and Hope delivers and sells natural gas to Monongahela at three points of interconnection. Monongahela also engages in the electric utility business in said State. These companies have entered into an agreement pursuant to which Monongahela proposes to sell to Hope all its gas utility properties and related assets. The cash consideration to be received for such properties and assets is to be $2,369,351, which amount is subject to adjustment for inventory and supplies on hand at the date of transfer, and additions to, and retirements and depreciation of property from July 31, 1950, to such date.

State Line, all of whose capital stock is owned by Monongahela, engages solely in the transmission and distribution of natural gas to approximately 650 customers in a service area of The Peoples Natural Gas Company ("Peoples"), also a subsidiary of Consolidated. The gas utility system of State Line is interconnected with that of Monongahela. State Line and Peoples have entered into an agreement pursuant to which State Line proposes to sell to Peoples all its gas utility properties and related assets. The cash consideration to be received for such properties and assets is to be $137,919, which amount is subject to adjustments for inventory and supplies on hand at the date of transfer and additions to, and retirement and depreciation of property from July 31, 1950, to such date. Upon the completion of this divestment by State Line, that company proposes to liquidate and, after payment, or making provision for the payment of its debts, to distribute its remaining assets to Monongahela.

In order to finance the acquisition of the Monongahela properties and assets, Hope proposes to issue and sell, and Consolidated proposes to acquire, $2,500,000 principal amount of 2 percent promissory notes maturing March 15, 1951. The terms of said notes are related to the general financial program of the Consolidated system, which terms and program were set forth in prior proceedings before this Commission under File Number 70-2325, Holding Company Act Release No. 10080.

The sale of properties and assets by Monongahela and their acquisition by Hope, and the issuance and sale of notes by Hope, having been approved by the Public Service Commission of West Virginia; and the sale of properties and assets by State Line and their acquisition by Peoples having been submitted to the Pennsylvania Public Utility Commission for its approval, which matter is now pending before that body; and

Notice of the filing of said declarations and joint application-declaration having been duly given in the form and manner prescribed by Rule U-23 promulgated under the act, and the Commission not having received a request for a hearing with respect thereto and not having ordered a hearing thereon; and

The Commission finding, with respect to the sale of the Monongahela proper-

ties and assets by West Penn and the issuance and sale of notes by Hope and their acquisition by Consolidated, that the requirements of the applicable provisions of the act and rules thereunder are satisfied, and that no adverse findings are necessary thereunder, and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration and said joint application-declaration be granted and permitted to become effective, forthwith, with respect to said sale of properties and assets, and issuance, sale and acquisition of securities, and, as requested by declarants, to reserve jurisdiction with respect to the transactions proposed jointly by State Line and West Penn, including the sale of the State Line properties and assets;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act, that the said declaration and said joint application-declaration, be, and the same hereby are, granted and permitted to become effective, forthwith, with respect only to (i) the transactions proposed under the Commission's File No. 70-2498, including the sale of the properties and assets of Monongahela; and (ii) the transactions proposed under the Commission's File No. 70-2499, including the issuance and sale of notes by Hope and their acquisition by Consolidated, all subject to the terms and conditions prescribed in Rule U-24;

It is further ordered, That jurisdiction be, and the same hereby is, reserved over the transactions proposed under the Commission's File No. 70-2512, including the sale of the properties and assets of State Line.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-10989; Filed, Dec. 4, 1950; 8:47 a. m.]

[File Nos. 70-2504, 70-2505]

STANDARD GAS & ELECTRIC CO. AND WISCONSIN PUBLIC SERVICE CORP.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND GRANTING AND PERMITTING APPLICATION DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 29th day of November 1950.

In the matter of Standard Gas and Electric Company, File No. 70-2504; Wisconsin Public Service Corporation, File No. 70-2505.

Wisconsin Public Service Corporation ("Wisconsin"), a public utility subsidiary of Standard Gas and Electric Company ("Standard Gas"), a registered holding company, and Standard Gas having filed applications and a declaration and amendments thereto pursuant to sections 6 (b), 9, 10 and 12 of the Public Utility Holding Company Act of 1935 ("act") and Rules U-43 and U-50 promulgated thereunder, regarding, among other things, the issuance and sale by Wisconsin pursuant to the competitive bidding requirements of said Rule U-50 of $4,000,000 principal amount of First Mortgage Bonds, Series due November 1, 1980, the issuance and sale by Wisconsin to Standard Gas of 225,000 shares of common stock, par value $10 per share, of Wisconsin for a cash consideration of $2,250,000, and the issuance and distribution to Standard Gas by Wisconsin of 150,000 shares of its common stock as a dividend; and

The Commission by order dated November 16, 1950, having granted said applications and having permitted said declaration to become effective subject, among others, to the condition that the proposed sale of said bonds shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in these proceedings and a further order shall have been entered by this Commission in the light of the record so completed; and subject to the reservation of jurisdiction over all fees and expenses incurred in connection with the proposed transactions; and

Wisconsin, on November 29, 1950, having filed a further amendment herein setting forth the action taken by it to comply with the requirements of Rule U-50 and stating that pursuant to the invitation for competitive bids the following bids were received:

Bidder	Annual interest rate (percent)	Price to company [1] (percent of principal)	Annual cost to company (percent)
Halsey, Stuart & Co. Inc.	2¾	100.22	2.864
The First Boston Corp.	2¾	100.10	2.870
Salomon Bros. & Hutzler	3	102.3137	2.884
Union Securities Corp.	3	102.191	2.890
Harris, Hall & Co.	3	102.09999	2.896
Merrill Lynch, Pierce, Fenner & Beane	3	102.027	2.898
Kidder, Peabody & Co.	3	101.93	2.903
Shields & Co.	3	101.919	2.904
Carl M. Loeb, Rhoades & Co.	3	101.505	2.924

[1] Plus accrued interest from Nov. 1, 1950 to date of delivery of and payment for the bonds.

Wisconsin having stated that it has accepted the bid of Halsey, Stuart & Co. Inc., and that the bonds are to be offered to the public at a price of 100.50 percent of the principal amount, plus accrued interest from November 1, 1950, resulting in an underwriters' spread of .28 percent, aggregating $11,200; and

It appearing from the record that Wisconsin estimates its fees and expenses to be incurred in connection with the proposed transactions will amount to $53,375, including $5,500 of legal fees and $500 of expenses payable to the firm of Miller, Mack & Fairchild of Milwaukee, Wisconsin, $3,000 of legal fees payable to the firm of Froelich, Grossman, Teton and Tabin of Chicago, Illinois, as counsel for Wisconsin, and $2,000 for accounting services payable to Arthur Andersen & Co.; that Standard Gas estimates its fees and expenses will amount to $1,800, including $1,500 of legal fees payable to the firm of Flynn, Clerkin & Hansen of Chicago, Illinois; and that the fees and expenses of counsel for the prospective purchasers of the bonds are estimated in the amount of $5,000 for fees and $250 for expenses, payable to the firm of Chapman and Cutler of Chicago, Illinois, which latter fees and expenses are to be paid by the successful bidder; and

The proposed issuance of said bonds having been authorized by the Public Service Commission of the State of Wisconsin; and

This Commission having examined the said amendment filed herein on November 29, 1950, and having considered the record and finding no basis for imposing terms and conditions with respect to the price to be received for the bonds and the underwriters' spread, or otherwise, and finding that the estimated fees and expenses are not unreasonable; and it appearing appropriate to the Commission that jurisdiction heretofore reserved over the results of competitive bidding and over fees and expenses be released:

It is ordered, That jurisdiction heretofore reserved to consider the results of competitive bidding with respect to the sale of said bonds and over the fees and expenses to be paid in connection with the proposed transactions be, and hereby is, released and that said applications and said declaration, as further amended, be, and hereby are, granted and permitted to become effective forthwith, subject to the terms and conditions prescribed by Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-10986; Filed, Dec. 4, 1950; 8:46 a. m.]

[File No. 70-2509]

CENTRAL POWER AND LIGHT CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 29th day of November A. D. 1950.

Central Power and Light Company ("Central"), a public utility subsidiary of Central and South West Corporation, a registered holding company, having filed a declaration, and amendments thereto, pursuant to sections 6 (a) and 7 of the Public Utility Holding Company Act of 1935 and Rule U-50 promulgated thereunder, regarding the issuance and sale, at competitive bidding, of $10,000,000 principal amount of First Mortgage Bonds, Series C, -- percent, due 1980; and

The Commission having, by order dated November 17, 1950, permitted said declaration, as amended, to become effective subject to the condition that the proposed sale of the bonds should not be consummated until the results of competitive bidding, pursuant to Rule U-50, had been made a matter of record in this proceeding and a further order entered by the Commission in the light of the record so completed; and

Central having, on November 29, 1950, filed a further amendment to its declaration setting forth the action taken to comply with the requirements of Rule

U-50, and stating that, pursuant to an invitation for competitive bids, the following bids for the bonds have been received:

Bidder	Annual interest rate (percent)	Price to company[1] (percent of principal)	Annual cost to company (percent)
Kuhn, Loeb & Co	3	101.918	2.9036
Halsey, Stuart & Co., Inc.	3	101.754	2.9119
Blyth & Co., Inc. Harriman Ripley & Co., Inc. Stone & Webster Securities Corp.	3	101.747	2.9122
Kidder, Peabody & Co.	3	101.71	2.9141
The First Boston Corp.	3	101.6699	2.9161
Carl M. Loeb, Rhoades & Co.	3	101.639	2.9176
Lehman Bros. Glore, Forgan & Co.	3	101.6323	2.9180
Merrill Lynch, Pierce, Fenner & Beane Salomon Bros. & Hutzler	3	101.611	2.9190
Union Securities Corp.	3	101.544	2.9224

[1] Exclusive of accrued interest from Nov. 1, 1950.

Said amendment further stating that Central has accepted the bid of Kuhn, Loeb & Co. for the bonds, as set forth above, and that the bonds will be offered for sale to the public at a price of 102.399 percent of the principal amount thereof, plus accrued interest from November 1, 1950, resulting in an underwriter's spread of 0.481 percent of the principal amount of the bonds, or an aggregate of $48,100; and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be received by the company for the bonds, the interest rate thereon, the redemption prices thereof, or the underwriter's spread:

It is ordered, That the jurisdiction heretofore reserved with respect to the matters to be determined as a result of competitive bidding for said bonds under Rule U-50 be, and the same hereby is, released, and that said declaration, as further amended, be, and the same hereby is, permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24, and that this order shall become effective upon its issuance.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-10988; Filed, Dec. 4, 1950; 8:46 a. m.]

[File No. 70-2526]

METROPOLITAN EDISON CO. AND GENERAL PUBLIC UTILITIES 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 Washington, D. C., on the 29th day of November A. D. 1950.

General Public Utilities Corporation ("GPU"), a registered holding company, and its subsidiary, Metropolitan Edison Company ("Meted"), having filed a joint application-declaration, and amendments thereto, pursuant to sections 6 (a), 6 (b), 7, 9 (a) and 10 of the Public Utility Holding Company Act of 1935 ("act"), and Rule U-50 promulgated thereunder, with respect to, among other things, (a) the issue and sale by Meted pursuant to the competitive bidding requirements of Rule U-50, of $5,250,000 principal amount of its first mortgage bonds __ percent series, due 1980, and 20,000 shares of its $100 par value __ percent series cumulative preferred stock, (b) the issue and sale by Meted and the purchase by GPU of 24,220 shares of the no par value common stock of Meted for an aggregate cash consideration of $2,500,000, and (c) the amendment of the charter of Meted so as to increase the favorable vote required from the holders of its preferred stock from a simple majority to at least two-thirds of its outstanding preferred stock when, in certain situations, Meted proposes to issue additional shares of its preferred stock.

Such application-declaration, as amended, having been duly filed and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said application-declaration, as amended, within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that requirements of the applicable provisions of the act are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that the said application-declaration, as amended, be granted and permitted to become effective and that the request of the applicants-declarants that the order become effective at the earliest date practicable be granted.

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act that the said application-declaration, as amended, be, and the same hereby is, granted and permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24, and subject to the further condition that the proposed issue and sale of Meted's $5,250,000 principal amount of first mortgage bonds __ percent series, due 1980, and of Meted's 20,000 shares of its $100 par value __ percent series cumulative preferred stock shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such terms and conditions as may then be deemed appropriate.

It is further ordered, That jurisdiction be, and hereby is, reserved over the payment of all fees and expenses of counsel in connection with the proposed transaction.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-10990; Filed, Dec. 4, 1950; 8:47 a. m.]

[File No. 70-2535]

SOUTH JERSEY GAS CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 29th day of November A. D. 1950.

Notice is hereby given that a declaration has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by South Jersey Gas Company ("South Jersey"), a subsidiary of The United Corporation, a registered holding company. Declarant has designated section 7 of the act as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than December 14, 1950, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said declaration proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after December 14, 1950 said declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said declaration which is on file in the office of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

Pursuant to the terms of a Credit Agreement dated November 17, 1950, between South Jersey and The Chase National Bank of the City of New York, The Philadelphia National Bank, Boardwalk National Bank and Guarantee Bank and Trust Company, South Jersey, proposes to issue to said banks notes not in excess of an aggregate principal amount of $3,838,000, the proceeds of which are to be used as follows: (1) $2,938,000 for the purpose of prepaying, without premium, Refunding and Construction Notes due June 30, 1951, outstanding in the principal amount of $2,550,000 under a Credit Agreement dated January 21, 1950, and Bridgeton Purchase Notes, due June 30, 1951, outstanding in the principal amount of $388,000 under a Credit Agreement dated June 6, 1950; (2) $400,000 for the purpose of defraying additional costs of the construction of South Jersey's natural gas pipeline and related facilities; and (3) a revolving credit of $500,000 for use in the company's construction program, including any additional construction costs of the pipeline and related facilities. It is further proposed that the loans would bear interest at the rate of 2½ percent per annum. The notes to be issued for the purpose of prepaying outstanding notes or for the purpose of paying additional costs of the pipeline would mature twelve months from the date of issuance, and the notes issued under the revolving credit ar-

rangement would be payable 90 days from the date of issuance, but in no event later than twelve months from the date that credit became available. In connection with the revolving credit, a commitment fee of ½ of 1 percent would be payable on balances unavailed of from the date credit became available.

Loans are to be made by and notes payable in twelve months are to be issued to the following banks in the following principal amounts:

The Chase National Bank of the City of New York	$2,112,933.48
The Philadelphia National Bank	1,011,502.91
Boardwalk National Bank	120,836.34
Guarantee Bank & Trust Co.	92,727.27

In addition to the above, the Chase National Bank of the City of New York and The Philadelphia National Bank will loan South Jersey not in excess of $330,300 and $169,700, respectively, on the revolving credit basis.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 50-10987; Filed, Dec. 4, 1950; 8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

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

[Vesting Order 15640]

GEORGE GRABNER, SR.

In re: Rights of George Grabner, Sr. under insurance contract. File No. D-28-10919-H-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 Grabner, Sr., whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due to George Grabner, Sr., under a contract of insurance evidenced by policy No. 9 138 473, issued by The Equitable Life Assurance Society of the United States, New York, New York, to George Grabner, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10941; Filed, Dec. 1, 1950; 8:51 a. m.]

[Vesting Order 15641]

ROSA GRIESSHABER

In re: Rights of Rosa Griesshaber under contract of insurance. File No. F-28-24524-H-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 Rosa Griesshaber, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 95379326, issued by The Metropolitan Life Insurance Company, San Francisco, California, to Rosa Griesshaber, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10942; Filed, Dec. 1, 1950; 8:51 a. m.]

[Vesting Order 15645]

MARTHA HEINZ

In re: Rights of Martha Heinz under insurance contract. File No. F-28-28010-H-1.

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

1. That Martha Heinz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 67108438, issued by The Prudential Insurance Company of America, Newark, New Jersey, to Martha Heinz, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10946; Filed, Dec. 1, 1950; 8:51 a. m.]

[Vesting Order 15642]

MINNIE POLS GRIMM

In re: Rights of Minnie Pols Grimm under insurance contract. File No. F-28-28028-H-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 Minnie Pols Grimm, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 110 577 818, issued by the Metropolitan Life Insurance Company, New York, New York, to Minnie Pols Grimm, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10943; Filed, Dec. 1, 1950; 8:51 a. m.]

[Vesting Order 15643]

ICHIMATSU HATANAKA

In re: Rights of Ichimatsu Hatanaka under insurance contract. File No. F-39-6088-H-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 Ichimatsu Hatanaka, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due to Ichimatsu Hatanaka under a contract of insurance evidenced by policy No. 115 191, issued by the West Coast Life Insurance Company, San Francisco, California, to Ichimatsu Hatanaka, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10944; Filed, Dec. 1, 1950; 8:51 a. m.]

[Vesting Order 15644]

DRIKA HEINEN

In re: Rights of Drika Heinen under insurance contract. File No. D-28-10961-H-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 Drika Heinen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 54450, issued by the Workmen's Benefit Fund, Brooklyn, New York, to Gerard Arts, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10945; Filed, Dec. 1, 1950; 8:51 a. m.]

[Vesting Order 15646]

MARIA HENSER

In re: Rights of Maria Henser under insurance contract. File No. F-28-29186-H-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 Maria Henser, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 115668942, issued by the Metropolitan Life Insurance Company, New York, New York, to Maria Henser, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10947; Filed, Dec. 1, 1950; 8:51 a. m.]

[Vesting Order 15648]

REV. SEIYU ISHIMARU ET AL.

In re: Rights of Rev. Seiyu Ishimaru et al. under insurance contract. File No. F-39-6322-H-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 Rev. Seiyu Ishimaru and Teiko Ishimaru, whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 427,210, issued by The Manufacturers Life Insurance Company, Toronto, Ontario, Canada, to Rev. Seiyu Ishimaru, together with the right to demand, receive and collect said net proceeds (including without limitation the right to proceed for collection against branch offices and legal reserves maintained in the United States), 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, Rev. Seiyu Ishimaru or Teiko Ishimaru, the aforesaid nationals of a designated enemy country (Japan),

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 (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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10948; Filed, Dec. 1, 1950; 8:51 a. m.]

[Vesting Order 15649]

FRIEDA JASCHEK

In re: Rights of Frieda Jaschek under insurance contract. File No. F-28-27030-H-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 Frieda Jaschek, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the children, names unknown, of Richard P. Jaschek, deceased, who there is reasonable cause to belive are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 8,006,927, issued by The Equitable Life Assurance Society of the United States, New York, New York, to Richard P. Jaschek, together with the right to demand, receive and collect said net proceeds,

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:

4. That to the extent that the person named in subparagraph 1 hereof and the children, names unknown, of Richard P. Jaschek, deceased, 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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10949; Filed, Dec. 1, 1950; 8:51 a. m.]

[Vesting Order 15650]

PETER MOTONOBU KATSUNO

In re: Rights of Peter Motonobu Katsuno under insurance contract. File No. F-39-4880-H-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 Peter Motonobu Katsuno, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 1,155,120, issued by the Sun Life Assurance Company of Canada, Montreal, Quebec, Canada, to Motonobu Katsuno, together with the right to demand, receive and collect said net proceeds (including without limitation the right to proceed for collection against branch offices and legal reserves maintained in the United States),

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10950; Filed, Dec. 1, 1950; 8:52 a. m.]

[Vesting Order 15651]

ELIZABETH KIRCHMANN AND JOSEPH KIRCHMANN, JR.

In re: Rights of Elizabeth Kirchmann and Joseph Kirchmann, Jr. under contract of insurance. File No. F-28-24316-H-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 Elizabeth Kirchmann and Joseph Kirchmann, Jr., whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 9 705 764 A issued by the Metropolitan Life Insurance Company, New York, New York, to Joseph Kirchmann, together with the right to demand, receive and collect said net proceeds, 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 Elizabeth Kirchmann and Joseph Kirchmann, Jr., 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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10951; Filed, Dec. 1, 1950; 8:52 a. m.]

[Vesting Order 15652]

MRS. YUKIE KITAGAWA

In re: Rights of Mrs. Yukie Kitagawa under insurance contract. File No. F-39-5474-H-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. Yukie Kitagawa, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 1,076,027, issued by the Sun Life Assurance Company of Canada, Montreal, Quebec, Canada, to Mrs. Yukie Kitagawa, together with the right to demand, receive and collect said net proceeds (including without limitation the right to proceed for collection against branch offices and legal reserves maintained in the United States),

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10952; Filed, Dec. 1, 1950; 8:52 a. m.]

[Vesting Order 15653]

WALTER KOPP

In re: Rights of Walter Kopp under insurance contracts. Files No. F-28-24396-H-1, H-2 and H-3.

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

1. That Walter Kopp, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due to Walter Kopp under contracts of insurance evidenced by policies No. 77468636, 77468637 and 90501744, issued by the Metropolitan Life Insurance Company, New York, New York, to Walter Kopp, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10953; Filed, Dec. 1, 1950; 8:52 a. m.]

[Vesting Order 15655]

ELLA MILLER

In re: Rights of Ella Miller (nee Krug), under insurance contract. File No. F-28-28012-H-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 Ella Miller (nee Krug), whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 63 397 169, issued by The Prudential Insurance Company of America, Newark, New Jersey, to Ella Miller (nee Krug), together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10954; Filed, Dec. 1, 1950; 8:52 a. m.]

[Vesting Order 15656]

JOSEPH M. OKADA ET AL.

In re: Rights of Joseph M. Okada et al. under insurance contract. File No. D-39-19031-H-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 Joseph M. Okada, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Joseph M. Okada, who there is reasonable cause to believe are residents of Japan, are nationals of a designated enemy country (Japan);

3. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 90731008, issued by the Metropolitan Life Insurance Company, New York, New York, to Joseph M. Okada, together with the right to demand, receive and collect said net proceeds, 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, which is evidence of ownership or control by, Joseph M. Okada or the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Joseph M. Okada, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof and the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Joseph M. Okada, 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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10955; Filed, Dec. 1, 1950; 8:52 a. m.]

[Vesting Order 15657]

CHARLOTTE PAPALOUKAS

In re: Rights of Charlotte Papaloukas under contract of insurance. File No. F-28-24566-H-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 Charlotte Papaloukas, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 5,830,579-A issued by the Metropolitan Life Insurance Company, New York, New York, to Hercules Papaloukas, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10956; Filed, Dec. 1, 1950; 8:52 a. m.]

[Vesting Order 15658]

FRIEDA REICHE

In re: Rights of Frieda Reiche et al. under insurance contract. File No. F-28-26591-H-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 Frieda Reiche whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Albert G. Saupe, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 3 748 169, issued by The Prudential Insurance Company of America, Newark, New Jersey, to Albert G. Saupe, together with the right to demand, receive and collect said net proceeds,

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:

4. That to the extent that the person named in subparagraph 1 hereof and the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Albert G. Saupe, deceased, 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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10957; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15700]

HANNA FRETER

In re: Debts owing to Hanna Freter. F-28-25517-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 Hanna Freter, whose last known address is Lemforderst 11, Hanover, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Hanna Freter, by The First National Bank of Chicago, 38 South Dearborn Street, Chicago, Illinois, arising out of a trust account numbered 21990, entitled Hanna Freter, and any and all rights to demand, enforce and collect the same,

b. Five (5) shares of capital stock of Pantheon Properties, Inc. (in liquidation), evidenced by certificate numbered 283, dated May 13, 1936, registered in the name of Hanna Freter, together with all declared and unpaid dividends thereon, and all rights and interests represented by said five shares of stock, including particularly all rights to the proceeds of liquidation of Pantheon Properties, Inc., due or to become due on account of said five shares, 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 November 15, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10958; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15717]

LYDIA PETERS

In re: Rights of the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Lydia Peters, deceased, under insurance contract. F 28-28654 H-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 the domiciliary person representatives, heirs, next of kin, legatees and distributees, names unknown, of Lydia Peters, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 197,612, issued by the Home Life Insurance Company, New York, New York, to Lydia Peters, together with the right to demand, receive and collect said net proceeds,

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 domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Lydia Peters, deceased 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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-10963; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15713]

ERNA GIRMANN

In re: Rights of Erna Girmann under insurance contract. F-28-24541-H-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 Erna Girmann, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 98084719, issued by the Metropolitan Life Insurance Company, New York, New York, to Erna Girmann, together with the right to demand, receive and collect said net proceeds,

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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-10959; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15714]

HEINZ GIRMANN

In re: Rights of Heinz Girmann under insurance contract. F 28-24540 H-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 Heinz Girmann, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 71470033, issued by the Metropolitan Life Insurance Company, New York, New York, to Heinz Girmann, together with the right to demand, receive and collect said net proceeds,

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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-10960; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15715]

KAMETARO KUWAHARA

In re: Rights of Kametaro Kuwahara under insurance contract. F-39-4850-H-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 Kametaro Kuwahara, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 7861378 issued by the New York Life Insurance Company, New York, New York, to Kametaro Kuwahara, together with the right to demand, receive and collect said net proceeds,

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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-10961; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15716]

FUSA NISHIHARA ET AL.

In re: Rights of Fusa Nishihara et al. under Insurance Contract. File No. F-39-4851-H-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 Fusa Nishihara and Jisaburo Nishihara, whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 7855290 issued by the New York Life Insurance Company, New York, New York, to Fusa Nishihara, together with the right to demand, receive and collect said net proceeds, 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 Fusa Nishihara or Jisaburo Nishihara, the aforesaid nationals of a designated enemy country (Japan);

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 (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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-10962; Filed, Dec. 1, 195 8:53 a. m.]

[Vesting Order 15736]

GEORGE G. BODE

In re: Estate and trust u/w of George G. Bode, a/k/a Gustav G. Bode, deceased. File No. F-28-808.

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 Franz Bode and August Bode, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the estate of George G. Bode, also known as Gustav G. Bode, deceased, and in and to the trust under the will of George G. Bode, also known as Gustav G. Bode, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by the Title Guaranty and Trust Co., as trustee, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

and it is hereby determined:

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

as nationals of a designated enemy country (Germany).

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

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on November 16, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10965; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15724]

WILLIAM DORN

In re: Stock owned by William Dorn. F-28-29000-D-1/2.

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

1. That William Dorn, on or since the effective date of Executive Order 8389, as amended, and on or since December 11, 1941, has been a resident of Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. One (1) share of $12.50 par value common capital stock of Bank of America National Trust and Savings Association, 300 Montgomery Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by a certificate numbered A36620, registered in the name of William Dorn, together with all declared and unpaid dividends thereon, and all dividend checks on said stock in the possession of Bank of America National Trust and Savings Association,

b. Those certain debts or other obligations evidenced by three (3) dividend checks of Transamerica Corporation, said checks numbered, dated and in the amounts as follows:

Number	Date	Amount
83842	July 31, 1937	$3.75
65846	Jan. 31, 1938	2.81
92317	July 30, 1938	2.81

said checks presently in the custody of Bank of America National Trust and Savings Association, Stock Transfer Department, 300 Montgomery Street, San Francisco, California, and any and all accruals to the aforesaid debts or other obligations, and all rights in, to and under, including the right to possession and presentation for payment, of the aforesaid checks, and

c. One (1) Receipt for five-tenths 5/10ths) of a share of $12.50 par value common capital stock of Bank of America National Trust and Savings Association, 300 Montgomery Street, San Francisco, California, said certificate numbered 83482, and presently in the custody of the aforesaid Bank of America National Trust and Savings Association, and any and all rights thereunder and thereto,

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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-10964; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15747]

JOSEPH HIRSCH

In re: Trust under the will of Joseph Hirsch, deceased. File No. D-28-10515.

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 domiciliary personal representatives, heirs-at-law, next-of-kin, legatees and distributees, names unknown, of Alma Hirsch, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, in and to the trust created under paragraph First (Codicil of June 4, 1936) of the will of Joseph Hirsch, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Lewis M. White, as surviving executor and trustee, acting under the judicial supervision of the Surrogate's Court, County of New York, New York;

and it is hereby determined:

4. That to the extent that the domiciliary personal representatives, heirs-at-law, next-of-kin, legatees and distributees, names unknown, of Alma Hirsch, deceased, 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 November 16, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10966; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15906]

JULIUS STENGER ET AL.

In re: Interest in real property, property insurance policies, a claim and bank account owned by Julius Stenger and others. D-28-9970-B-1 & 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 Julius Stenger, Konrad Stenger, Gustav Adolph Stenger, Anna Stenger, Helene Mattle, nee Mellem, Otto Stenger and Emilie Stenger, each of whose last known address is c/o Deutsche Bank, Goeppingen, Wuerttemberg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. An undivided 5/8 interest in real property situated in the City and County of Philadelphia, State of Pennsylvania, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto and any and all

claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, interest and claim of the persons named in subparagraph 1 hereof in and to any and all insurance policies which insure the improvements on the real property described in subparagraph 2–a hereof, and

c. That certain debt or other obligation owing to the persons named in subparagraph I hereof, by Weniger & Walter, Inc., 1026 Filbert Street, Philadelphia 7, Pennsylvania, arising out of rents collected from the real property described in subparagraph 2–a hereof, 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 in subparagraph 2–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

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

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

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

Executed at Washington, D. C., on November 22, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

EXHIBIT A

Parcel 1. All that certain lot or piece of ground with two story brick Messuage or tenement thereon erected Situate on the east side of Twenty-Sixth Street in the thirty-eighth ward of the City of Philadelphia and described according to a survey and plan thereof made by H. M. Fuller, Esquire, Surveyor and regulator of the Thirteenth Survey District of said City on the fourteenth day of October A. D. 1914 as follows to-wit:

Beginning at the distance of thirty-four feet four inches northward from the north side of Clearfield Street containing in front or breadth on the said Twenty-sixth Street sixteen feet and extending of that width in length or depth eastward between parallel lines at right angles to the said Twenty-sixth Street sixty feet to a certain three feet wide alley which extends southward to Clearfield Street. Being the same premises which Joshua M. Holmes and Sallie A., his wife, by indenture dated February 14, 1916, and recorded in the Office of the Recorder of Deeds in and for the City and County of Philadelphia, in Deed Book J H No. 74, page 53, etc., granted and conveyed to Joseph Ulrich and Clara Ullrich, his wife, and the survivor of them, together with the free and common use, right, liberty and privilege of the aforesaid three feet wide alley as and for a passage way and water course at all times hereafter forever.

Parcel 2. All that lot or piece of ground with the two story brick messuage or tenement thereon erected, Situate on the east side of Twenty Sixth Street in the Thirty Eighth Ward of the City of Philadelphia, beginning at the distance of One Hundred and Fourteen feet Four Inches Northward from the North side of Clearfield Street, containing in front or breadth on the said Twenty Sixth Street Sixteen feet and extending of that width in length or depth Eastward between parallel lines at right angles to the said Twenty Sixth Street, Sixty feet to a certain three feet wide alley which extends Northward from Clearfield Street and connects at its Northern extremity with a certain other Three feet wide alley which extends Eastward and westward from Twenty Sixth Street to Bambrey Street, being the same premises which John Ash and Florence L., his wife, by indenture dated December 23, 1916, and recorded in the Office of the Recorder of Deeds in and for the City and County of Philadelphia, in Deed Book J H No. 153, page 265, etc., granted and conveyed to Clara Ullrich, together with the free and common use, right, liberty and privilege of the aforesaid three feet wide alley as and for a passage way and water course at all times hereafter forever.

[F. R. Doc 50–10967; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 14352, Amdt.]

IRENE RENATE ALICE VON RIBBECK ET AL.

In re: Real property, interests in real property, mortgage, property insurance policy and claims owned by Irene Renate Alice von Ribbeck, Henning von Ribbeck, her husband, Carl William Holm Hans Henning von Bose, also known as Hans Henning von Bose, and Catherine von Bose, his wife.

Vesting Order 14352, dated February 21, 1950, as amended, is hereby further amended as follows and not otherwise:

A. By deleting from said vesting order, subparagraph 1 and subparagraph 2 thereof, and substituting therefor the following:

1. That Irene Renate Alice von Ribbeck and Henning von Ribbeck, each of whose last known address is Schloss Zeil, Kreis Wangen, Allgau, Wuerttemberg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That Carl William Holm Hans Henning von Bose, also known as Hans Henning von Bose, and Catherine von Bose, his wife, on or since the effective date of Executive Order 8389, as amended, and on or since December 11, 1941, have been residents of Germany and are nationals of a designated enemy country (Germany);

B. By deleting from subparagraph 3 of said vesting order the following:

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, Irene Renate Alice von Ribbeck and Carl William Holm Hans Henning von Bose, also known as Hans Henning von Bose, the aforesaid nationals of a designated enemy country (Germany);

and substituting therefor the following:

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, Irene Renate Alice von Ribbeck, Henning von Ribbeck, Carl William Holm Hans Henning von Bose, also known as Hans Henning von Bose, and Catherine von Bose, the aforesaid nationals of a designated enemy country (Germany);

C. By deleting from Exhibit A, attached to said vesting order and by reference made a part thereof, the description of Parcel 2 and substituting therefor the following description:

Parcel 2. Beginning for the same at the corner formed by the intersection of the Northeasterly side of Millington Lane with the Southeasterly side of Dulaney Street (formerly known as Marriott Street), thence Northeasterly bounding on the Southeasterly side of Dulaney Street (formerly known as Marriott Street), 74 feet 5½ inches to the Southwesterly side of an alley ten feet wide, thence Southeasterly bounding on said alley 38 feet 1 inch, thence Southwesterly parallel with Ramsay Street 83 feet 8 inches to the Northeasterly side of Millington Lane, thence Northwesterly bounding thereon 15 feet 10 inches to the place of beginning.

All other provisions of said Vesting Order 14352, as amended, and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on November 22, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50–10968; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15096, Amdt.]

COMPANIA ARGENTINA DE MANDATOS-SOCIEDAD ANONIMA

In re: Securities owned by and debts owing to Compania Argentina de Mandatos-Sociedad Anonima, also known as Argentina de Mandatos, Cia.

Vesting Order 15096, dated September 12, 1950, is hereby amended as follows and not otherwise:

By deleting from Exhibit A attached to and by reference made a part of said

Vesting Order 15096 the certificate number "BL265001" set forth with respect to forty-five (45) shares of R. J. Reynolds Tobacco Co., New Class B—Common stock and substituting therefor certificate number "BL365001".

All other provisions of said Vesting Order 15096 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on November 15, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-10969; Filed, Dec. 1, 1950; 8:53 a. m.]

[Return Order 795]

RICHARD B. FRENKEL ET AL.

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Richard B. Frenkel, New York, N. Y., Claim No. 37221; Helga Hilde Frenkel, New York, N. Y., Claim No. 37675; Lili Frenkel, New York, N. Y., Claim No. 41755; October 6, 1950 (15 F. R. 6774). $2,904.16 in the Treasury of the United States of which the sum of $2,269.95 is returnable to Richard B. Frenkel; the sum of $30.81 returnable to Helga Hilde Frenkel; and the sum of $603.40 returnable to Lili Frenkel. One hundred twenty-five (125) shares of Nipissing Mines Company, Ltd., of Canada, Capital Stock, par value $5.00 per share, Certificates No. 30997 for 25 shares and No. 33004 for 100 shares, registered in the name of S. Frenkel (partnership), assigned in blank, and presently in the custody of the Safekeeping Department of the Federal Reserve Bank of New York, New York; 79% thereof to Richard B. Frenkel and 21% thereof to Lili Frenkel.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on November 27, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-10970; Filed, Dec. 1, 1950; 8:53 a. m.]

JOHN VERDERBER

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

John Verderber, Linz, Austria; Claim No. 44955; $3,314.87 in the Treasury of the United States. All right, title and interest of any kind or character whatsoever of John Verderver in and to the Estate of Frank Verderver, deceased, administered by the Treasurer of the City of New York.

Executed at Washington, D. C., on November 27, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-10971; Filed, Dec. 1, 1950; 8:53 a. m.]

[Vesting Order 15606]

HELMUT WIEDEMANN

In re: Securities owned by Helmut Wiedemann. F-28-708.

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 Helmut Wiedemann, on or since the effective date of Executive Order 8389, as amended, and on or since December 11, 1941, has been a resident of Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Ninety Two (92) shares of the common stock of the Salt Dome Oil Corporation (in dissolution), a corporation organized under the laws of the State of Delaware, evidenced by a certificate or certificates, registered in the name of Helmut Wiedemann and presently in the custody of J. H. French, Houston, Texas, together with all declared and unpaid dividends thereon, and any and all rights in and to the proceeds of liquidation of the aforesaid corporation;

b. Those certain voting trust certificates for shares of Tidelands Oil Corporation, said voting trust certificates registered in the name of Helmut Wiedemann and presently in the custory of J. H. French, Houston, Texas, and all rights thereunder and thereto,

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 November 9, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11005; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15625]

RUHRCHEMIE AKTIENGESELLSCHAFT AND AKTIEBOLAGET BERGSLAGSVÄRDEN

In re: Interests and rights of Ruhrchemie Aktiengesellschaft under its agreement with Aktiebolaget Bergslagsvärden, dated May 21 and June 6, 1941, relating to U. S. Letters Patent 1,965,301; 1,989,273, etc.

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 Ruhrchemie Aktiengesellschaft 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 (including all sums of money payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Ruhrchemie Aktiengesellschaft of Oberhausen-Holten, Germany by virtue of an agreement, dated May 21 and June 6, 1941, by and between Ruhrchemie Aktiengesellschaft and Aktiebolaget Bergslagsvärden (including all modifications thereof and supplements thereto, if any), which agreement relates, among others, to United States Letters Patent No. 1,965,301,

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 November 10, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11006; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15627]

M. HOESCH ET AL.

In re: Stock owned by and debts owing to M. Hoesch and others. F-28-30925-A-1; F-28-176-A-7; F-49-1302-A-6; F-28-30916-A-1; F-28-30926-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 each individual, whose name is set forth in Exhibit A, attached hereto and by reference made a part hereof, each of whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That Dresdner Bank, the last known address of which is Berlin, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Berlin, Germany, and is a national of a designated enemy country (Germany);

3. That the property described as follows:

a. Those certain shares of stock, evidenced by the certificates described in the aforesaid Exhibit A, owned by the persons identified therein as owners, registered in the name of Charles, Frederic & Co., presently in the custody of Irving Trust Company, 1 Wall Street, New York, New York, in an account entitled Handelstrust West N. V., together with any and all declared and unpaid dividends thereon, and

b. That certain debt or other obligation of Irving Trust Company, 1 Wall Street, New York, New York, arising out of a block clients account, entitled Handelstrust West N. V., 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:

4. That to the extent that the persons referred to in subparagraph 1 hereof and the person named in subparagraph 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

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

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on November 10, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

EXHIBIT A

Name of issuer	Certificate Nos.	Number of shares	Par value	Type of stock	Name of owner
Hugo Stinnes Corp.	4894	25	$3.00	Capital	M. Hoesch.
Missouri Pacific R. R. Co.	67110	5	100.00	5 percent cumulative preferred.	E. Schneidt Nordlengen.
Cities Service Co.	582	16	10.00	Common	Karl Rittert and George Rittert.
Baltimore & Ohio R. R. Corp.	212309	10	100.00	do	Dresdner Bank.

[F. R. Doc. 50-11007; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15659]

MARY RIKART ET AL.

In re: Rights of Mary Rikart et al., under insurance contract. File No. F-28-29114-H-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 Mary Rikart, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Fredrick Rikart, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 13 900 373, issued by the Metropolitan Life Insurance Company, New York, New York, to Fredrick Rikart, together with the right to demand, receive and collect said net proceeds,

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:

4. That to the extent that the person named in subparagraph 1 hereof and the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Fredrick Rikart, deceased, 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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11008; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15660]

FRIEDRICH RUHS

In re: Rights of Friedrich Ruhs under insurance contract. File No. D-28-10955-H-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 Friedrich Ruhs, whose last known address is Germany, is a resident

of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 38941, issued by the Workmen's Benefit Fund, Brooklyn, New York, to Friedrich Ruhs, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11009; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15661]

JOHANNES SCHIPPAN

In re: Rights of Johannes Schippan under insurance contract. File No. F-28-5125-H-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 Johannes Schippan, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due to Johannes Schippan, under a contract of insurance evidenced by policy No. 4 288 164A, issued by the Metropolitan Life Insurance Company, New York, New York, to Johannes Schippan, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11010; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15662]

MELANIE SCHMALACKER

In re: Rights of Melanie Schmalacker under contract of insurance. File No. F-28-24445-H-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 Melanie Schmalacker, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany).

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 11,180,-732-A issued by the Metropolitan Life Insurance Company, New York, New York, to Marie Schmalacker, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11011; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15663]

BERNARD SCHMITZ

In re: Rights of Bernard Schmitz under insurance contract. File No. F 28-24869 H-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 Bernard Schmitz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 65336973, issued by The Prudential Insurance Company of America, Newark, New Jersey, to Bernard Schmitz, together with the right to demand, receive and collect said net proceeds,

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 Unied 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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11012; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15664]

HEINRICH SIEVERS

In re: Rights of Heinrich Sievers under insurance contract. File No. F-28-30937-H-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 Heinrich Sievers, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 1002644 M, issued by the Metropolitan Life Insurance Company, New York, New York, to Heinrich Sievers, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11013; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15665]

JOHANNA L. SIMON

In re: Rights of Johanna L. Simon under insurance contract. File No. F 28-5638 H-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 Johanna L. Simon, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under supplemental contract No. SN 14121-D issued by The Mutual Life Insurance Company of New York to Johanna L. Simon, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11014; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15666]

KATIE SONTHEIMER

In re: Rights of Katie Sontheimer under insurance contract. File No. F-28-28016-H-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 Katie Sontheimer, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 59419038, issued by The Prudential Insurance Company of America, Newark, New Jersey, to Katie Sontheimer, together with the right to demand, receive and collect said net proceeds,

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 November 14, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11015; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15718]

MARTHA SCHMIDT

In re: Rights of Martha Schmidt under insurance contract. F 28-28592 H-1.

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

1. That Martha Schmidt, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 66073420, issued by The Prudential Insurance Company of America, Newark, New Jersey, to Martha Schmidt, together with the right to demand, receive and collect said net proceeds,

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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-11016; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15719]

PETER SCHMITZ

In re: Rights of Peter Schmitz under insurance contract. File No. F-28-24867-H-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 Peter Schmitz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 65336975, issued by The Prudential Insurance Company of America, Newark, New Jersey, to Peter Schmitz, together with the right to demand, receive and collect said net proceeds,

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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-11017; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15721]

BANCO ALEMAN TRANSATLANTICO ET AL.

In re: Debts owing to Banco Aleman Transatlantico, Madrid, Spain, and others. F-28-1099-C-1, F-28-1099-E-1, F-28-1102-C-1, F-28-1102-E-1, F-28-1106-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 Deutsche Uberseeische Bank, A. G., also known as Banco Aleman Transatlantico, and as Banco Alemao Transatlantico, the last known address of which is Fredreichstr. 103, Berlin N. W. 7, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, which has or since the effective date of Executive Order 8389, as amended, has had its principal place of business in Berlin, Germany, and is a national of a designated enemy country (Germany);

2. That Banco Aleman Transatlantico, the last known address of which is Madrid, Spain, is a branch of Deutsche Uberseeische Bank, A. G., also known as Banco Aleman Transatlantico and as Banco Alemao Transatlantico, and is, or since the effective date of Executive Order 8389, as amended, has been controlled by the aforesaid Deutsche Uberseeische Bank, A. G., and is a national of a designated enemy country (Germany);

3. That Banco Aleman Transatlantico, the last known address of which is Barcelona, Spain, is a branch of Deutsche Uberseeische Bank, A. G., also known as Banco Aleman Transatlantico and as Banco Alemao Transatlantico, and is, or since the effective date of Executive Order 8389, as amended, has been controlled by the aforesaid Deutsche Uberseeische Bank, A. G., and is a national of a designated enemy country (Germany);

4. That Banco Aleman Transatlantico, the last known address of which is Lima, Peru, is a branch of Deutsche Uberseeische Bank, A. G., also known as Banco Aleman Transatlantico and as Banco Alemao Transatlantico, and is, or since the effective date of Executive Order 8389, as amended, has been controlled by the aforesaid Deutsche Uberseeische Bank, A. G., and is a national of a designated enemy country (Germany);

5. That Banco Aleman Transatlantico, the last known address of which is Arequipa, Peru, is a branch of Deutsche Uberseeische Bank, A. G., also known as Banco Aleman Transatlantico and as Banco Alemao Transatlantico, and is, or since the effective date of Executive Order 8389, as amended, has been controlled by the aforesaid Deutsche Uberseeische Bank, A. G., and is a national of a designated enemy country (Germany);

6. That Banco Aleman Transatlantico, the last known address of which is Valparaiso, Chile, is a branch of Deutsche Uberseeische Bank, A. G., also known as Banco Aleman Transatlantico and as Banco Alemao Transatlantico, and is, or since the effective date of Executive Order 8389, as amended, has been controlled by the aforesaid Deutsche Uberseeische Bank, A. G., and is a national of a designated enemy country (Germany);

7. That Banco Aleman Transatlantico, the last known address of which is Santiago, Chile, is a branch of Deutsche Uberseeische Bank, A. G., also known as Banco Aleman Transatlantico and as Banco Alemao Transatlantico, and is, or since the effective date of Executive Order 8389, as amended, has been controlled by the aforesaid Deutsche Uberseeische Bank, A. G., and is a national of a designated enemy country (Germany);

8. That the property described as follows:

a. That certain debt or other obligation owing to Banco Aleman Transatlantico, Madrid, Spain, by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, arising out of a Nostro account in the name of Banco Aleman Transatlantico, Madrid, Spain, maintained with the aforesaid bank and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Banco Aleman Transatlantico, Madrid, Spain, by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, arising out of a checking account in the name of Banco Aleman Transatlantico, Madrid, Spain, maintained with 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, Banco Aleman Transatlantico, Madrid, Spain, the aforesaid national of a designated enemy country (Germany);

9. That the property described as follows:

a. That certain debt or other obligation owing to Banco Aleman Transat-

lantico, Barcelona, Spain by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, arising out of a Nostro account in the name of Banco Aleman Transatlantico, Barcelona, Spain, maintained with the aforesaid bank, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Banco Aleman Transatlantico, Barcelona, Spain by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, arising out of a checking account in the name of Banco Aleman Transatlantico, Barcelona, Spain, maintained with 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, Banco Aleman Transatlantico, Barcelona, Spain, the aforesaid national of a designated enemy country (Germany);

10. That the property described as follows: That certain debt or other obligation owing to Banco Aleman Transatlantico, Lima, Peru by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, representing handling charges and expenses for collections and presently on deposit in an account entitled "Accounts Payable" maintained with 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, Banco Aleman Transatlantico, Lima, Peru, the aforesaid national of a designated enemy country (Germany);

11. That the property described as follows: That certain debt or other obligation owing to Banco Aleman Transatlantico, Arequipa, Peru by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, arising out of a checking account in the name of Banco Aleman Transatlantico, Arequipa, Peru, maintained with 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, Banco Aleman Transatlantico, Arequipa, Peru, the aforesaid national of a designated enemy country (Germany);

12. That the property described as follows: That certain debt or other obligation owing to Banco Aleman Transatlantico, Valparaiso, Chile, by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, arising out of a checking account in the name of Banco Aleman Transatlantico, Valparaiso, Chile, maintained with 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, Banco Aleman Transatlantico, Valparaiso, Chile, the aforesaid national of a designated enemy country (Germany);

13. That the property described as follows: That certain debt or other obligation owing to Banco Aleman Transatlantico, Santiago, Chile by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, arising out of a checking account in the name of Banco Aleman Transatlantico, Santiago, Chile, maintained with 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, Banco Aleman Transatlantico, Santiago, Chile, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

14. That Banco Aleman Transatlantico, Madrid, Spain; Banco Aleman Transatlantico, Barcelona, Spain; Banco Aleman Transatlantico, Lima, Peru; Banco Aleman Transatlantico, Arequipa, Peru; Banco Aleman Transatlantico, Valparaiso, Chile, and Banco Aleman Transatlantico, Santiago, Chile, are controlled by, or acting for or on behalf of a designated enemy country (Germany) or persons within such country and are nationals of a designated enemy country (Germany);

15. That to the extent that the persons named in subparagraphs 1, 2, 3, 4, 5, 6 and 7 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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-11018; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15723]

IDA AND ELLA DEETJEN

In re: Debts owing to and stock owned by Ida Deetjen, also known as Anna Deetjen and as Ida Julie Mathilde Deetjen and Ella Deetjen, also known as Kunigunde Detjen and as Elizabeth Eugenie Anna Deetjen. F-28-29286-A-1, F-28-29288-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 Ida Deetjen, also known as Anna Deetjen and as Ida Julie Mathilde Deetjen, whose last known address is Albrechstrasse 4, Wiesbaden, Germany, and Ella Deetjen, also known as Kunigunde Detjen and as Elizabeth Eugenie Anna Deetjen, whose last known address is Albrechstrasse 4, Wiesbaden, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation of Credit Suisse, New York Agency, 30 Pine Street, New York 5, New York, in the amount of $1,176.54 as of January 13, 1949, representing a portion of an Ordinary Omnibus Blocked Account, entitled "Credit Suisse, Zurich," maintained with the aforesaid Agency, and any and all accruals thereto and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation of the Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a Custodian Cash Account in the name of Credit Suisse, Zurich, Sub-Account Edith L. Huber, Deceased, maintained with the aforesaid Company, and any and all rights to demand, enforce and collect the same,

c. Fifty (50) shares of no par value $6 non-cumulative preferred capital stock of the Great Northern Railway Company, Great Northern Building, St. Paul, Minnesota, evidenced by a certificate numbered 61087, registered in the name of Salkeld & Co., presently in the custody of the Bankers Trust Company, 16 Wall Street, New York, New York, in an account in the name of Credit Suisse, Zurich, Sub-Account Edith L. Huber, Deceased, together with all declared and unpaid dividends thereon, and

d. That certain debt or other obligation of Brown Brothers Harriman and Co., 59 Wall Street, New York 5, New York, in the amount of $186.70, as of January 18, 1949, representing a portion of an account entitled "Credit Suisse, Zurich, Special Account E. M. A." maintained with the aforesaid company, and 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, Ida Deetjen, also known as Anna Deetjen and as Ida Julie Mathilde Deetjen and Ella Deetjen, also known as Kunigunde Detjen and as Elizabeth Eugenie Anna Deetjen, 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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-11019; Filed, Dec. 4, 1950; 8:49 a. m.]

[Vesting Order 15726]

ANNA KUSKE ET AL.

In re: Bank account and securities owned by Anna Kuske et al. F-28-22911.

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

1. That the persons whose names and last known addresses are listed below

Name and Address

Anna Kuske, Bremen Greifs, Walderstrasse 381, Germany; Adeline Jaeger, Kitzingen a. Main, Salsfelderstrasse 56, Bayern, Germany; Dora Hattendorf, also known as Dorothea M. Hattendorf, Bremen-Walle, Burchardstrasse 33, Germany; Margaretha Busch, Lahausen 81, Post Kirchweyhe, Bremen, Germany; Johanna Friedemann, Bremen, Germany; Ernst F. Perl, Ringstädt b. Bremerhaven, Germany; Dorothea M. Meyer, Bederkesa, Germany; Katharine Lettmoden also known as Katherine Lettmoden, Sellstedt b. Bremerhaven, Germany; Meta W. Hinrichs, Wesermunde, Bismarkstrasse, Germany,

are residents of Germany and nationals of a designated enemy country (Germany);

2. That Adeline Eggers, on or since the effective date of Executive Order 8389, as amended, and on or since December 11, 1941, has been a resident of Germany and is a national of a designated enemy country (Germany);

3. That the property described as follows:

a. Six (6) First Mortgage Collateral Bonds, 16th Series, issued by Prudence-Bonds Corporation, of $1,000.00 face value each, bearing the numbers 16M-909/12 and 16M-6225/26, registered in the name of George B. Class, 156 Fifth Avenue, New York, New York, presently in the custody of the aforesaid George B. Class, together with any and all rights thereunder and thereto, including particularly, but not limited to, all rights and interests evidenced and represented by Voting Trust Certificates for shares of stock of said Prudence-Bonds Corporation,

b. Ten (10) Guaranteed Mortgage Participation Certificates guaranteed by Bond and Mortgage Guarantee Company, Guarantee No. 180107, covering premises No. 3705 90th St., Elmhurst, New York, numbered, registered and in the face amounts as set forth below, together with any and all rights thereunder and thereto, said certificates presently in the custody of George B. Class, 156 Fifth Avenue, New York, New York:

Certificate No.	Registered owner	Amount
1140	Anna Kuske	$236.72
1141	Adeline Jaeger	236.72
1142	Dora Hattendorf	236.72
1143	Margaretha Busch	236.72
1144	Johanna Friedemann	131.59
1146	Ernst F. Perl	131.59
1147	Dorothea M. Meyer	131.60
1148	Adeline Eggers	131.59
1149	Katharine Lettmoden	131.60
1150	Meta W. Hinrichs	131.59

c. Ten (10) Guaranteed Mortgage Participation Certificates, guaranteed by Bond and Mortgage Guarantee Company, Guarantee No. 170794, covering premises southeast corner National Boulevard and Broadway, Long Beach, Long Island, New York, numbered, registered, and in the face amounts as set forth below, together with any and all rights thereunder and thereto, said certificates presently in the custody of George B. Class, 156 Fifth Avenue, New York, New York:

Certificate No.	Registered owner	Amount
1154	Anna Kuske	$473.44
1156	Adeline Jaeger	473.44
1157	Dora Hattendorf	473.44
1158	Margaretha Busch	473.44
1159	Johanna Friedemann	263.19
1161	Ernst F. Perl	263.19
1162	Dorothea M. Meyer	263.19
1163	Adeline Eggers	263.19
1164	Katharine Lettmoden	263.19
1165	Meta W. Hinrichs	263.19

d. All rights in, to, and under ten (10) First Mortgage Guaranteed Certificates, guaranteed by Bond and Mortgage Guarantee Company, Guarantee No. 150518, said certificates numbered and registered as set forth below, together with the rights to possession of said certificates and to receive the amounts set forth below, representing distributions in liquidation of said certificates:

Certificate No.	Registered owner	Amount
B202031	Anna Kuske	$173.59
B202033	Adeline Jaeger	173.59
B202034	Dora Hattendorf	173.59
B202035	Margaretha Busch	173.59
B202036	Johanna Friedemann	96.51
B202038	Ernest F. Perl	96.51
B202039	Dorothea M. Meyer	96.51
B202040	Adeline Eggers	96.51
B202041	Katharine Lettmoden	96.51
B202042	Meta W. Hinrichs	96.51

e. That certain debt or other obligation of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an account, entitled George B. Class, Special, 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:

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 (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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-11020; Filed, Dec. 4, 1950; 8:50 a. m.]

[Vesting Order 15730]

YASUDA BANK, LTD., AND ONE HUNDREDTH BANK, LTD.

In re: Debts, evidenced by drafts, owing to Yasuda Bank, Ltd., and to One Hundredth Bank, Ltd. F-39-145-C-4, F-39-650-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 Yasuda Bank, Ltd., the 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 Japan and is a national of a designated enemy country (Japan);

2. That One Hundredth Bank, Ltd., the last known address of which is Yokohama, Japan, is a corporation, partnership, association or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

3. That the property described as follows: That certain debt or other obligation of Albrecht Import Co., Inc., 39 Broadway, New York, New York, in the amount of $15,260.15 as of March 21, 1946, as evidenced by eleven 4-month sight drafts due December 31, 1940, extended to February 28, 1942, drawn by Gomei, Kaisha, Miyabe & Suyetaka, Yokohama, Japan, on Albrecht Import Co., Inc., made payable to Yasuda Bank, Ltd., and endorsed by said payee to, and which are now in the possession of, Guaranty Trust Company of New York, 140 Broadway, New York, New York, for collection only and which were accepted by said Albrecht Import Co., Inc., between February 19 and December 30, 1940, both dates inclusive, together with any and all accruals to the aforesaid debt or other obligation and any and all rights to demand, enforce and collect the same, together with any and all rights in, to and under the said drafts including particularly, but not limited to, the right to possession, presentation for payment and collection thereof,

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 Yasuda Bank, Ltd., the aforesaid national of a designated enemy country (Japan);

4. That the property described as follows:

a. That certain debt or other obligation of Continental Representatives, Ltd., 225 Fifth Avenue, New York, New York, in the aggregate amount of $7,099.51 as of February 25, 1946, evidenced by five 90-day sight drafts dated October 5, September 13, September 26, September 13, and September 13, 1940, in the respective amounts of $892.28, $649.15, $4,382.92, $525.25 and $649.91, drawn by Sanyo Shokai, Yokohama, Japan, on said Continental Representatives, Ltd., made payable to One Hundredth Bank, Ltd. and endorsed by said payee to, and which are now in the possession of, Manufacturers Trust Company, 55 Broad Street, New York, New York, for collection and which were first accepted by said Continental Representatives, Ltd. on the respective dates of March 29, April 28, April 16, April 28 and May 27, 1941, together with any and all accruals to the aforesaid debt or other obligation and any and all rights to demand, enforce and collect the same, together with any and all rights in, to and under the said drafts, including particularly, but not limited to, the right to possession, presentation for payment and collection thereof, and

b. That said debt or obligation of Albrecht Import Co., Inc., in the amount of $6,786.49 as of February 25, 1946 as evidenced by draft dated June 17, 1937 drawn by Gomei, Kaisha, Miyabe & Suyetaka, Yokohama, Japan, on Albrecht Import Co., Inc., made payable to One Hundredth Bank, Ltd., endorsed by said payee to, and which is now in the possession of, the Manufacturers Trust Company, New York, New York, for collection and which was accepted by said Albrecht Import Co., Inc., on July 7, 1937 and subsequently upon renewals, together with any and all accruals to the aforesaid debt or other obligation and any and all rights to demand, enforce and collect the same, together with any and all rights in, to and under the said draft including particularly, but not limited to, the right to possession, presentation for payment and collection thereof,

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 One Hundredth Bank, Ltd., Yokohama, Japan, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

5. 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 November 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-11021; Filed, Dec. 4, 1950; 8:50 a. m.]

[Vesting Order 15734]

BRUNO O. AND MARGARET E. BARKOWSKI

In re: Rights of Bruno O. Barkowski and Margaret E. Barkowski under insurance contract. File No. F-28-29069-H-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 Bruno O. Barkowski and Margaret E. Barkowski, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 6228720, issued by The Prudential Insurance Company of America, Newark, New Jersey, to Bruno O. Barkowski, together with the right to demand, receive and collect said net proceeds,

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, Bruno O. Barkowski or Margaret E. Barkowski, 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 November 16, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11022; Filed, Dec. 4, 1950; 8:50 a. m.]

[Vesting Order 15735]

FREDA C. BIRKERT

In re: Rights of Freda C. Birkert under insurance contract. File No. F-28-29111-H-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 Freda C. Birkert, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 92 656 645, issued by the Metropolitan Life Insurance Company, New York, New York, to Freda C. Birkert, together with the right to demand, receive and collect said net proceeds,

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 November 16, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11023; Filed, Dec. 4, 1950; 8:50 a. m.]

[Vesting Order 15737]

FRED BREDEHOFT ET AL.

In re: Rights of Fred Bredehoft, et al. under insurance contract. File No. F-28-29085-H-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 Fred Bredehoft, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Fred Bredehoft, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 1 483 058-M, issued by the Metropolitan Life Insurance Company, New York, New York, to Fred Bredehoft, together with the right to demand, receive and collect said net proceeds,

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, Fred Bredehoft or the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Fred Bredehoft, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof and the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Fred Bredehoft, 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 November 16, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11024; Filed, Dec. 4, 1950; 8:50 a. m.]

[Vesting Order 15830]

ALFRED FRITZ FICKER

In re: Debt owing to Alfred Fritz Ficker. F-28-22631.

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 Alfred Fritz Ficker, whose last known address is c/o Ettling, 135 Hafenstrasse, Bremerhaven, 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 Alfred Fritz Ficker, by Edmund J. Horwath, 19 East 47th Street, New York, New York, representing funds held on behalf of said Alfred Fritz Ficker by said Edmund J. Horwath, 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 November 20, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11026; Filed, Dec. 4, 1950; 8:50 a. m.]

[Vesting Order 15881]

CASIMIRA WIEDWALD

In re: Estate of Casimira Wiedwald, deceased. File No. D-28-12727; E. T. sec. 16906.

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 Sigmund Chudzensky, Helene Gehring, Alfred Chudzensky, Hippolita Kellner, Leopold Chudzensky, Ernst Erndl, Emmy Gerbecke, Ewald Karrenstein, Jr., Marie Zemny, Gottliebe Diekmann, Karoline Sadlowski, Anna Schweig, Paul Wiedwaldt, Herman Wiedwaldt, Ida Anna Wiedwaldt and Michael Wiedwaldt, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the domiciliary personal representatives, heirs-at-law, next-of-kin, legatees and distributees, names unknown, of Michael Wiedwaldt and of Daniel Wiedwaldt, deceased, except Elmer Wiedwald, a resident of the United States, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof except Elmer Wiedwald, a resident of the United States, in the Estate of Casimira Wiedwald, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

4. That such property is in the process of administration by Ben H. Brown, as administrator, acting under the judicial supervision of the Superior Court of the State of California, County of Los Angeles;

and it is hereby determined:

5. That to the extent that the persons identified in subparagraph 1 hereof and the domiciliary personal representatives, heirs-at-law, next-of-kin, legatees and distributees, names unknown, of Michael Wiedwaldt and of Daniel Wiedwaldt, deceased, except Elmer Wiedwald, a resident of the United States, 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 November 21, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-11031; Filed, Dec. 4, 1950; 8:50 a. m.]

[Vesting Order 15827]

N. V. ALGEMEENE HUIDEN EN LEDER MAATSCHAPPIJ AND C. V. HANDELMAATSCHAPPIJ M. L. ROSENBERG

In re: Debts owing to N. V. Algemeene Huiden en Leder Maatschappij and C. V. Handelmaatschappij M. L. Rosenberg, Amsterdam

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 Cornelius Heyl A. G., the last known address of which is Worms, Germany, and Cornelia G. m. b. H., the last known address of which is Berlin, Germany, are corporations organized under the laws of Germany, and which have or, since the effective date of Executive Order 8389, as amended, have had their principal places of business in Germany and are nationals of a designated enemy country (Germany);

2. That N. V. Algemeene Huiden en Leder Maatschappij is a corporation organized under the laws of The Netherlands, whose principal place of business is located at Amsterdam, The Netherlands, and is or, since the effective date of Executive Order 9389, as amended, has been controlled by or acting or purporting to act directly or indirectly for the benefit or on behalf of the aforesaid Cornelius Heyl A. G. and Cornelia G. m. b. H., and is a national of a designated enemy country (Germany);

3. That C. V. Handelmaatschappij M. L. Rosenberg is a limited partnership organized under the laws of The Netherlands, whose principal place of business is located at Amsterdam, The Netherlands, and is or, since the effective date of Executive Order 8389, as amended, has been controlled by or acting or purporting to act directly or indirectly for the benefit or on behalf of the aforesaid Cornelius Heyl A. G., Cornelia G. m. b. H., and N. V. Algemeene Huiden en Leder Maatschappij, and is a national of a designated enemy country (Germany);

4. That the property described as follows: That certain debt or other obligation owing to N. V. Algemeene Huiden en Leder Maatschappij by Holcap Leathers Inc., c/o Office of Alien Property, 120 Broadway, New York, New York, in the amount of $2,910.13, 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 N. V. Algemeene Huiden en Leder Maatschappij, the aforesaid national of a designated enemy country (Germany);

5. That the property described as follows: That certain debt or other obligation owing to C. V. Handelmaatschappij M. L. Rosenberg by Holcap Leathers, Inc., c/o Office of Alien Property, 120 Broadway, New York, New York, in the amount of $292.78, 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 C. V. Handelmaatschappij M. L. Rosenberg, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

6. That N. V. Algemeene Huiden en Leder Maatschappij and C. V. Handelmaatschappij M. L. Rosenberg are controlled by or acting for or on behalf of a designated enemy country (Germany) or persons within such country and are nationals of a designated enemy country (Germany);

7. That to the extent that the persons named in subparagraphs 1, 2 and 3 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 November 20, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11025; Filed, Dec. 4, 1950; 8:50 a. m.]

[Vesting Order 15843]

MANNOSUKE TERASAKI

In re: Bank accounts owned by Mannosuke Terasaki. D-39-1485-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 Mannosuke Terasaki, 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:

a. That certain debt or other obligation owing to Mannosuke Terasaki by the United States National Bank, San Diego, California, arising out of a savings account, account numbered 17414, entitled "Mannosuke Terasaki," maintained with the aforesaid Bank, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Mannosuke Terasaki by the United States National Bank, San Diego, California, arising out of a savings account, account numbered 15739, entitled "Mannosuke Terasaki," maintained with 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 (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 November 20, 1950.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 50-11030; Filed, Dec. 4, 1950; 8:50 a. m.]