

Washington, Saturday, January 31, 1953

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

PART 904—MILK IN THE GREATER BOSTON MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 1940 ed. 601 et seq.), hereinafter referred to as the "act", and of the order, as amended, regulating the handling of milk in the Greater Boston marketing area, hereinafter referred to as the "order" it is hereby found and determined that:

1. For the month of February 1953, all the provisions of § 904.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "§ 904.48 *Computation of New England basic Class I price.* The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.65"; as they appear in paragraph (e) thereof; and

2. For the month of March 1953, all the provisions of § 904.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "§ 904.48 *Computation of New England basic Class I price.* The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof.

It is hereby found and determined that notice of proposed rule making and public procedure thereon in connection with the issuance hereof is impracticable, unnecessary and contrary to the public interest, in that (1) the information upon which this action is based did not become

available in sufficient time for such compliance; (2) the suspension actions for the months of February and March must be taken simultaneously because the purpose thereof is to provide compensating adjustments in the prices which would otherwise obtain during these months; and (3) the issuance of this suspension order effective as set forth below is necessary to reflect current marketing conditions and to facilitate, promote and maintain the orderly marketing of milk produced for the said marketing area. The changes caused by this suspension order do not require of persons affected substantial or extensive preparation prior to its effective date. Therefore, good cause exists for making this order effective February 1, 1953:

It is therefore ordered. That the following provisions of the order be and they are hereby suspended for the month of February 1953:

1. All of § 904.48 except the following: "§ 904.48 *Computation of New England basic Class I price.* The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.68"; as they appear in paragraph (e) thereof.

It is therefore further ordered. That the following provisions of the order be and they are hereby suspended for the month of March 1953:

1. All of § 904.48 except the following: "§ 904.48 *Computation of New England basic Class I price.* The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Issued at Washington, D. C., this 29th day of January 1953, to be effective immediately.

[SEAL] EZRA TAFT BENSON,
Secretary of Agriculture.

[F. R. Doc. 53-1110; Filed, Jan. 29, 1953; 1:10 p. m.]

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FEDERAL REGISTER

Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Federal Register Division, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

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PART 934—MILK IN THE LOWELL-LAWRENCE, MASSACHUSETTS, MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 1940 ed. 601 et seq.), hereinafter referred to as the "act", and of the order, as amended, regulating the handling of milk in the Lowell-Lawrence, Massachusetts, marketing area, hereinafter referred to as the "order" it is hereby found and determined that:

1. For the month of February 1953, all the provisions of § 934.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "§ 934.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.65", as they appear in paragraph (e) thereof; and

2. For the month of March 1953, all the provisions of § 934.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "§ 934.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof.

It is hereby found and determined that notice of proposed rule making and public procedure thereon in connection with the issuance hereof is impracticable, unnecessary and contrary to the public interest, in that (1) the information upon which this action is based did not become available in sufficient time for such compliance; (2) the suspension actions for the months of February and March must be taken simultaneously because the purpose thereof is to provide compensating adjustments in the prices which would otherwise obtain during these months; and (3) the issuance of this suspension order effective as set forth below is necessary to reflect current marketing conditions and to facilitate, promote and maintain the orderly marketing of milk produced for the said marketing area. The changes caused by this suspension order do not require of persons affected substantial or extensive preparation prior to its effective date. Therefore, good cause exists for making this order effective February 1, 1953.

It is therefore ordered, That the following provisions of the order be and they are hereby suspended for the month of February 1953:

1. All of § 934.48 except the following: "§ 934.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pur-

suant to this section.", and the words "Class I price" and the figure "\$5.65"; as they appear in paragraph (e) thereof.

It is therefore further ordered, That the following provisions of the order be and they are hereby suspended for the month of March 1953:

1. All of § 934.48 except the following: "*§ 934.48 Computation of New England basic Class I price.* The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Issued at Washington, D. C., this 29th day of January 1953, to be effective immediately.

[SEAL] EZRA TAFT BENSON,
Secretary of Agriculture.

[F. R. Doc. 53-1108; Filed, Jan. 29, 1953;
1:10 p. m.]

PART 947—MILK IN THE FALL RIVER,
MASSACHUSETTS, MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 1940 ed. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Fall River, Massachusetts, marketing area, hereinafter referred to as the "order" it is hereby found and determined that:

1. For the month of February 1953, all the provisions of § 947.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "*§ 947.48 Computation of New England basic Class I price.* The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.65"; as they appear in paragraph (e) thereof; and

2. For the month of March 1953, all the provisions of § 947.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "*§ 947.48 Computation of New England basic Class I price.* The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof.

It is hereby found and determined that notice of proposed rule making and public procedure thereon in connection with the issuance hereof is impracticable, unnecessary and contrary to the public interest, in that (1) the information upon which this action is based did not become available in sufficient time for such compliance; (2) the suspension ac-

tions for the months of February and March must be taken simultaneously because the purpose thereof is to provide compensating adjustments in the prices which would otherwise obtain during these months; and (3) the issuance of this suspension order effective as set forth below is necessary to reflect current marketing conditions and to facilitate, promote and maintain the orderly marketing of milk produced for the said marketing area. The changes caused by this suspension order do not require of persons affected substantial or extensive preparation prior to its effective date. Therefore, good cause exists for making this order effective February 1, 1953:

It is therefore ordered, That the following provisions of the order be and they are hereby suspended for the month of February 1953:

1. All of § 947.48 except the following: "*§ 947.48 Computation of New England basic Class I price.* The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.65"; as they appear in paragraph (e) thereof.

It is therefore further ordered, That the following provisions of the order be and they are hereby suspended for the month of March 1953:

1. All of § 947.48 except the following: "*§ 947.48 Computation of New England basic Class I price.* The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Issued at Washington, D. C., this 29th day of January 1953, to be effective immediately.

[SEAL] EZRA TAFT BENSON,
Secretary of Agriculture.

[F. R. Doc. 53-1109; Filed, Jan. 29, 1953;
1:10 p. m.]

[Lemon Reg. 470]

PART 953—LEMONS GROWN IN CALIFORNIA
AND ARIZONA

LIMITATION OF SHIPMENTS

§ 953.577 *Lemon Regulation 470—*
(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR Part 953; 14 F. R. 3612), regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which

may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions of this section effective as hereinafter set forth. Shipments of lemons, grown in the State of California or in the State of Arizona, are currently subject to regulation pursuant to said amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified in this section was promptly submitted to the Department after an open meeting of the Lemon Administrative Committee on January 28, 1953; such meeting was held, after giving due notice thereof to consider recommendations for regulation, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter specified; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed by the effective time of this section.

(b) *Order.* (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., February 1, 1953, and ending at 12:01 a. m., P. s. t., February 8, 1953, is hereby fixed as follows:

- (i) District 1: 30 carloads;
- (ii) District 2: 245 carloads;
- (iii) District 3: Unlimited movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said amended marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached to Lemon Regulation 469 (18 F. R. 536) and made a part hereof by this reference.

(3) As used in this section, "handled," "handler," "carloads," "prorate base," "District 1," "District 2," and "District 3," shall have the same meaning as when used in the said amended marketing agreement and order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 608c)

Done at Washington, D. C., this 29th day of January 1953.

[SEAL] M. W. BAKER,
Acting Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 53-1121; Filed, Jan. 30, 1953; 8:47 a. m.]

PART 996—MILK IN THE SPRINGFIELD, MASSACHUSETTS, MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 1940 ed. 601 et seq.), hereinafter referred to as the "act", and of the order, as amended, regulating the handling of milk in the Springfield, Massachusetts, marketing area, hereinafter referred to as the "order" it is hereby found and determined that:

1. For the month of February 1953, all the provisions of § 996.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "§ 996.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.65"; as they appear in paragraph (e) thereof; and

2. For the month of March 1953, all the provisions of § 996.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "§ 996.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section." and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof.

It is hereby found and determined that notice of proposed rule making and public procedure thereon in connection with the issuance hereof is impracticable, unnecessary and contrary to the public interest, in that (1) the information upon which this action is based did not become available in sufficient time for such compliance; (2) the suspension actions for the months of February and March must be taken simultaneously because the purpose thereof is to provide compensating adjustments in the prices which would otherwise obtain during these months; and (3) the issuance of this suspension order effective as set forth below is necessary to reflect current marketing conditions and to facilitate, promote and maintain the orderly marketing of milk produced for the said marketing area. The changes caused by this suspension order do not require of persons affected substantial or extensive preparation prior to its effective date. Therefore, good cause exists for making this order effective February 1, 1953.

It is therefore ordered, That the following provisions of the order be and

they are hereby suspended for the month of February 1953:

1. All of § 996.48 except the following: "§ 996.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.65"; as they appear in paragraph (e) thereof.

It is therefore further ordered, That the following provisions of the order be and they are hereby suspended for the month of March 1953:

1. All of § 996.48 except the following: "§ 996.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof. (Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Issued at Washington, D. C., this 29th day of January 1953, to be effective immediately.

[SEAL] EZRA TAFT BENSON,
Secretary of Agriculture.

[F. R. Doc. 53-1107; Filed, Jan. 29, 1953; 1:09 p. m.]

PART 999—MILK IN THE WORCESTER, MASSACHUSETTS, MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 1940 ed. 601 et seq.), hereinafter referred to as the "act", and of the order, as amended, regulating the handling of milk in the Worcester, Massachusetts, marketing area, hereinafter referred to as the "order" it is hereby found and determined that:

1. For the month of February 1953, all the provisions of § 999.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "§ 999.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.65"; as they appear in paragraph (e) thereof; and

2. For the month of March 1953, all the provisions of § 999.48 of the order, except the following, do not tend to effectuate the declared policy of the act: "§ 999.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof.

It is hereby found and determined that notice of proposed rule making and pub-

lic procedure thereon in connection with the issuance hereof is impracticable, unnecessary and contrary to the public interest, in that (1) the information upon which this action is based did not become available in sufficient time for such compliance; (2) the suspension actions for the months of February and March must be taken simultaneously because the purpose thereof is to provide compensating adjustments in the prices which would otherwise obtain during these months; and (3) the issuance of this suspension order effective as set forth below is necessary to reflect current marketing conditions and to facilitate, promote and maintain the orderly marketing of milk produced for the said marketing area. The changes caused by this suspension order do not require of persons affected substantial or extensive preparation prior to its effective date. Therefore, good cause exists for making this order effective February 1, 1953.

It is therefore ordered, That the following provisions of the order be and they are hereby suspended for the month of February 1953:

1. All of § 999.48 except the following: "§ 999.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.65"; as they appear in paragraph (e) thereof.

It is therefore further ordered, That the following provisions of the order be and they are hereby suspended for the month of March 1953:

1. All of § 999.48 except the following: "§ 999.48 *Computation of New England basic Class I price*. The New England basic Class I price per hundredweight of milk containing 3.7 percent butterfat shall be determined for each month pursuant to this section.", and the words "Class I price" and the figure "\$5.21"; as they appear in paragraph (e) thereof.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Issued at Washington, D. C., this 29th day of January 1953, to be effective immediately.

[SEAL] EZRA TAFT BENSON,
Secretary of Agriculture.

[F. R. Doc. 53-1106; Filed, Jan. 29, 1953; 1:09 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
[6th Gen. Rev. of Export Regs., Amdt. 29]

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

MISCELLANEOUS AMENDMENTS

1. Section 373.1 *Export licensing general policy*, paragraph (h) *Commodities subject to this export licensing policy*,

subparagraph (2) is amended in the following particulars:

The following commodity entries are deleted:

Commodity:	Schedule B No.
Secondary tinplate.....	604010
Tinplate circles, cobbles, strips and scroll-shear butts.....	604020

The other commodity entries for tinplate are amended to read as follows:

Commodity:	Schedule B No.
Specification production plate:	
Tinplate, hot-dipped.....	604110
Tinplate, electrolytic coated.....	604150
Tinplate, decorated, embossed, lithographed, lacquered, or otherwise advanced.....	604170

2. Section 373.32 *Licensing policies for tinplate* is amended to read as follows:

§ 373.32 *Licensing policies for production tinplate.* Production tinplate, Schedule B Nos. 604110, 604150, and 604170, will be licensed for export in accordance with the provisions of § 373.1 and the licensing policies and special provisions set forth in this section.

(a) *Definitions.* For purposes of this section the following definitions and explanations are given as to various grades of production tinplate: Specification production plate includes hot-dipped and electrolytic primes and seconds, and tinplate decorated, embossed, lithographed, lacquered, or otherwise advanced. Specification production plate is that plate made according to specifications of the purchaser, and is to be distinguished from the other grades of tinplate that are referred to generically as "secondary products."

(b) *Licensing criteria.* Specification production plate will be licensed for export in accordance with the following special provisions of this paragraph:

(1) *Consignee and end uses.* In general, applications for licenses will be considered for approval by the Office of International Trade only where the foreign consignee is a regular user of tinplate and where the end use is for the preservation of perishable essential foods or the packaging of petroleum products.

(2) *Time for submission of applications.* Applications for licenses shall be submitted to the Office of International Trade in accordance with the time schedules set forth in § 373.51.

(3) *CMP allotments.* The Controlled Materials Plan (CMP) governing the distribution of certain metals as established by the National Production Authority, effective July 1, 1951, is applicable to the tinplate commodities covered by this section. If an export license is issued, the Office of International Trade will assign a CMP allotment in accordance with § 398.5 of this subchapter.

NOTE 1. NPA orders and their applicability to exports. National Production Authority Orders M-8, M-24, M-25, and M-26 regulate the use of tin and tinplate in the domestic market.¹ Those orders are applied by the Office of International Trade in licensing exports, as described in § 373.19.

¹ NPA orders may be obtained from field officers of the Department of Commerce upon request.

NOTE 2. Consignee information. Information concerning the consignees (regular users and recognized distributors) in foreign countries is obtained by the Office of International Trade for licensing specification production plate covered by this section from two sources: (a) United States Embassies in the respective countries, and (b) the foreign embassies and/or trade missions in the United States. These two sources will also inform the Office of International Trade concerning any supplier preference indicated by the consignee.

NOTE 3. Quotas established for tinplate. The following separate export quotas are established quarterly against which each grade of production tinplate will be licensed: (a) For food packing. (b) For petroleum packaging.

3. Section 373.51 *Supplement 1: Time schedules for submission of applications for licenses to export certain Positive List commodities* is amended by deleting the following entry and related submission dates:

Commodity	Submission dates	
	Fourth quarter 1952	First quarter 1953
Secondary tinplate products.	Oct. 6-Oct. 27, 1952.	Jan. 2-Jan. 23, 1953.

(Sec. 3, 63 Stat. 7; 65 Stat. 43; 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.)

This amendment shall become effective as of January 30, 1953.

LORING K. MACY,
Director,
Office of International Trade.
[F. R. Doc. 53-1078; Filed, Jan. 30, 1953; 8:51 a. m.]

[6th Gen. Rev. of Export Regs., Amdt. P. L. 27]

PART 399—POSITIVE LIST OF COMMODITIES AND RELATED MATTERS

MISCELLANEOUS AMENDMENTS

Section 399.1 *Appendix A—Positive List of Commodities* is amended in the following particulars:

1. The following commodities are deleted from the Positive List:

Dept. of Commerce Schedule B No.	Commodity
603504	Long terne and roofing long terne sheets: waste-waste. ¹
603910	Tin mill black plate rejects, wasters and waste-wasters. ²
604180	Short terneplate: waste-waste.
604190	Lithographic misprints. ⁴

¹ By this amendment, the entry presently on the Positive List under Schedule B No. 603504 is revised to read as follows: "Steel sheets, coated (all steel grades), except waste-waste roofing long terne sheets and other waste-waste long terne sheets (report galvanized steel sheets in 603501-603592)."

² By this amendment, the entry presently on the Positive List under Schedule B No. 603910 is revised to read as follows: "Tin mill black plate, except rejects, wasters and waste-wasters."

³ By this amendment, the entry presently on the Positive List under Schedule B No. 604180 is revised to read as follows: "Short terneplate, except waste-waste (report long terne sheets in 603504)."

⁴ By this amendment, the entry presently on the Positive List under Schedule B No. 604190 is revised to read as follows: "Terneplate, decorated, embossed, lithographed, lacquered, or otherwise advanced, except lithographic misprints."

2. The letters "B", "C", and "D" set forth in the column headed "Commodity Lists" opposite the commodity entries listed below are hereby deleted to indicate respectively that these commodities are no longer subject to dollar-limit (DL) restrictions (see § 374.2 (e) of this subchapter), are no longer controlled materials (see § 398.5 of this subchapter), and are no longer subject to evidence of availability requirements (see § 373.16 of this subchapter):

Dept. of Commerce Schedule B No.	Commodity
604110	Tin mill products:
604020	Tin plate:
604110	Secondary tinplate.
604150	Circles, cobbles, strip, and scroll shear butts.
604170	Other hot dipped.
	Other electrolytic coated.
	Lithographic misprints.

(Sec. 3, 63 Stat. 7; 65 Stat. 43; 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.)

This amendment shall become effective as of 12: 01 a. m., January 30, 1953.

LORING K. MACY,
Director,
Office of International Trade.
[F. R. Doc. 53-1079; Filed, Jan. 30, 1953; 8:51 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter XXI—Office of Rent Stabilization, Economic Stabilization Agency

[Rent Regulation 1, Amdt. 120 to Schedule A]

[Rent Regulation 2, Amdt. 117 to Schedule A]

RR 1—HOUSING

RR 2—ROOMS IN ROOMING HOUSES AND OTHER ESTABLISHMENTS

SCHEDULE A—DEFENSE-RENTAL AREAS

MICHIGAN

These amendments are issued as a result of joint certification(s) pertaining to critical defense housing areas by the Secretary of Defense and the Director of Defense Mobilization under section 204 (1) of the Housing and Rent Act of 1947, as amended, and a determination as to the relaxation of real estate construction credit controls under section 204 (m) of said act.

Effective February 1, 1953, Rent Regulation 1 and Rent Regulation 2 are amended so that the item(s) of Schedule A read(s) as set forth below.

(Sec. 204, 61 Stat. 197, as amended; 50 U. S. C. App. Sup. 1894)

Issued this 28th day of January 1953.

JAMES MCL. HENDERSON,
Director of Rent Stabilization.

State and name of defense-rental area	Class	County or counties in defense-rental area under regulation	Maximum rent date	Effective date of regulation
(152) Albion-Marshall..	B	In CALHOUN COUNTY, the cities of Albion and Marshall.	Mar. 1, 1942	Oct. 1, 1942
	C	In CALHOUN COUNTY, the city of Albion.....	Nov. 1, 1952	Feb. 1, 1953
	A	In CALHOUN COUNTY, the townships of Albion, Eckford, Marengo, and Sheridan.do.....	Do.

[F. R. Doc. 53-1064; Filed, Jan. 30, 1953; 8:49 a. m.]

[Rent Regulation 3, Amdt. 116 to Schedule A]

[Rent Regulation 4, Amdt. 58 to Schedule A]

RR 3—HOTELS

RR 4—MOTOR COURTS

SCHEDULE A—DEFENSE-RENTAL AREAS

MICHIGAN

These amendments are issued as a result of joint certification(s) pertaining to critical defense housing areas by the Secretary of Defense and the Director of Defense Mobilization under section 204 (l) of the Housing and Rent Act of 1947, as amended, and a determination as to the relaxation of real estate construction credit controls under section 204 (m) of said act.

Effective February 1, 1953, Rent Regulation 3 and Rent Regulation 4 are amended so that the item(s) of Schedule A reads(s) as set forth below.

(Sec. 204, 61 Stat. 197, as amended; 50 U. S. C. App. Sup. 1894)

Issued this 28th day of January 1953.

JAMES MCI. HENDERSON,
Director of Rent Stabilization.

Name of defense-rental area	State	County or counties in defense-rental area under regulation	Maximum rent date	Effective date of regulation
(152) Albion-Marshall.	Michigan...	In CALHOUN COUNTY, the city of Albion and the townships of Albion, Eckford, Marengo, and Sheridan.	Nov. 1, 1952	Feb. 1, 1953

[F. R. Doc. 53-1065; Filed, Jan. 30, 1953; 8:49 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

PART 120—ANNUAL, SPECIAL OR PERIODICAL REPORTS

STEAM RAILWAY ANNUAL REPORT FORM A

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 22d day of January A. D. 1953.

The matter of annual reports from Steam Railway Companies and Switching and Terminal Companies of Class I and Class II being under consideration, and it appearing that the changes in existing regulations to be effectuated by this order are only minor changes with respect to the data to be furnished and that public rule-making procedures are unnecessary;

It is ordered, That the order dated December 11, 1951, in the matter of annual reports from steam railway companies and switching and terminal companies of Class I and Class II (49 CFR 120.11) be, and it is hereby modified with respect to annual reports for the year ended December 31, 1952, and subsequent years, as follows:

§ 120.11 *Form prescribed for large and medium steam railways.* All steam railway companies and switching and terminal companies of Class I and Class II (§ 126.1 of this chapter) subject to the provisions of section 20, part I, of the Interstate Commerce Act, are hereby required to file annual reports for the year ended December 31, 1952, and for each succeeding year until further order in accordance with Annual Report Form A (Large and Medium Steam Roads and Switching and Terminal Companies), which is hereby approved and made a part of this section.¹ The annual report shall be filed, in duplicate, in the Bureau of Transport Economics and Statistics, Interstate Commerce Commission, Washington 25, D. C., on or before March 31, of the year following the one to which it relates.

(Sec. 12, 24 Stat. 383, as amended, sec. 201, 54 Stat. 933; 49 U. S. C. 12, 904. Interprets or applies sec. 20, 24 Stat. 386, as amended, 54 Stat. 944; 49 U. S. C. 20, 913)

NOTE: Budget Bureau No. 60-RO 98.9.

By the Commission, Division 1,

[SEAL] GEORGE W. LAIRD, -
Acting Secretary.

[F. R. Doc. 53-1055; Filed, Jan. 30, 1953; 8:49 a. m.]

¹Filed as part of the original document.

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[7 CFR Part 976]

[Docket No. AO 237-A2]

HANDLING OF MILK IN FORT SMITH, ARKANSAS, MARKETING AREA

NOTICE OF HEARING ON PROPOSED AMENDMENTS TO TENTATIVE MARKETING AGREEMENT AND TO ORDER AS AMENDED

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held in the Ward Hotel, Fort Smith, Arkansas, beginning at 10:00 a. m., c. s. t., February 5, 1953, for the purpose of receiving evidence with respect to proposed amendments hereinafter set forth, or appropriate modifications thereof, to the tentative marketing agreement heretofore approved by the Secretary of Agriculture and to the order, as amended, regulating the handling of milk in the Fort Smith, Arkansas, marketing area. These proposed amendments have not received the approval of the Secretary of Agriculture.

Amendments to the order for the Fort Smith, Arkansas, marketing area have been proposed as follows:

By the Farm Bureau Milk Producers Association, Fort Smith, Arkansas:

1. Amend the order to provide that the Class II price shall be the price computed pursuant to § 976.50 (b) less 26 cents during April, May, June, and July, and less 16 cents during all other months.

By the Dairy Branch, Production and Marketing Administration:

2. Make such changes as may be required to make the entire order conform with any amendments thereto which may result from this hearing.

Copies of this notice of hearing, and the order now in effect, may be procured from the Market Administrator, 2635 East 11th Street, Tulsa, Oklahoma, or the Hearing Clerk, United States Department of Agriculture, Room 1353, South Building, Washington 25, D. C., or may be there inspected.

Dated: January 28, 1953, at Washington, D. C.

[SEAL] ROY W. LENNARTSON,
Assistant Administrator.

[F. R. Doc. 53-1098; Filed, Jan. 30, 1953; 8:52 a. m.]

CIVIL AERONAUTICS BOARD

[14 CFR Part 41]

PILOT FLIGHT TIME LIMITATIONS, PAN
AMERICAN GRACE AIRWAYS, INC.

NOTICE OF PROPOSED RULE MAKING

Pursuant to authority delegated by the Civil Aeronautics Board to the Bureau of Safety Regulation, notice is hereby given that the Bureau will propose to the Board a special regulation waiving the requirements of § 41.54 of Part 41 of the Civil Air Regulations as applied to Pan American Grace Airways, Inc., flights departing on Saturdays from Santa Cruz, Bolivia, to Puerto Suarez and return.

Interested persons may participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should be submitted in duplicate to the Civil Aeronautics Board, attention Bureau of Safety Regulation, Washington 25, D. C. In order to insure their consideration by the Board before taking further action on the proposed rule, communications must be received by March 6, 1953. Copies of such communications will be available after March 10, 1953, for examination by interested persons at the Docket Section of the Board, Room 5412, Department of Commerce Building, Washington, D. C.

Section 41.54 (a) currently provides that in aircraft having a crew of one or two pilots a pilot may be scheduled to fly 8 hours or less during any 24 consecutive hours without a rest period; that if he is scheduled to fly in excess of 8 hours during any 24 consecutive hours, he must be given an intervening rest period at or before the termination of 8 scheduled hours of flight duty; and that this rest period must equal at least twice the number of hours flown since the last preceding rest period, and in no case will such rest period be less than 8 hours.

Section 41.54 (b) currently provides that when a pilot has flown in excess of 8 hours during any 24 consecutive hours he must receive at least 18 hours of rest before being assigned any duty with the air carrier.

Pan American Grace Airways, Inc. has filed a request for authority to deviate from the flight time limitation of § 41.54 of Part 41 of the Civil Air Regulations on their Saturday flight from Santa Cruz, Bolivia, to Puerto Suarez, Bolivia, and return. At present Panagra maintains a regular one-day flight from Santa Cruz to Puerto Suarez and return, which is the last leg of scheduled operations connecting, among others, the cities of La Paz, Bolivia, and Lima, Peru. These flights are now being made under the flight time limitations of § 41.54. The reason for the request "is the desire of the air carrier to over-night crews at Santa Cruz rather than some intermediate point along the Lima-Santa Cruz route". However, if this be done, the present regulation requires rest periods which interfere with advantageous scheduling of flights departing from Santa Cruz.

In support of the proposal Panagra urges that it is desirable to over-night crew members at Santa Cruz, Bolivia, because of the more satisfactory accommodations for crew members. Other points along the route which would be available are at unusually high elevations at which proper accommodations, including wholesome food and water, and facilities for recreation are generally unavailable.

It is further urged that to change the departure time of the Santa Cruz-Puerto Suarez-Santa Cruz flight to a later time to allow the rest period required by the regulation is unsatisfactory. This would bring the flight back to Santa Cruz only forty minutes before sunset in the short season, and since airports along this route are not regularly lighted for night operation this was considered an inadequate margin for safety. It is also urged that to advance the departure time of the Friday flight from Lima is undesirable for it would in effect deprive the public en route to Bolivia of the one-day connecting service from the United States.

Furthermore, it is urged that in this instance there is no compromise with safety for two reasons. One is that the trips on the route segment to and from Lima, Santa Cruz, and Puerto Suarez are generally conducted under VFR con-

ditions and light airway traffic so that there is less strain on the pilot than usually occurs under IFR and the attendant holding procedures at airports. Secondly, the facilities for the housing of crew members at Santa Cruz are located at the airport, so that a pilot need not spend appreciable time in travel between the airport and the rest facilities.

In view of the foregoing the Bureau considers that safety will not be compromised in this instance by permitting Pan American Grace Airways, Inc., to arrange its schedule so that during the layovers at Santa Cruz, Bolivia, pilots may be scheduled to fly after a minimum of 12 hours actual rest period.

Accordingly it is proposed that a Special Civil Air Regulation be promulgated to read as follows:

Contrary provisions of § 41.54 of Part 41 of the Civil Air Regulations notwithstanding, Pan American Grace Airways, Inc. is authorized to schedule pilots for flight duty on the overall flight from Lima, Peru-Santa Cruz, Bolivia-Puerto Suarez, Bolivia, and return, after 12 hours of rest at Santa Cruz during each rest period prior to and after the completion of the Saturday Santa Cruz-Puerto Suarez-Santa Cruz leg of the operation; but in no case shall the actual rest period be less than 12 hours.

This proposed regulation shall be effective for a period of 1 year, but subject to any major change in the conditions under which this proposal was made.

This regulation is proposed under the authority of Title VI of the Civil Aeronautics Act of 1938, as amended. The proposal may be changed in the light of comments received in response to this notice of proposed rule making.

(Sec. 205 (a), 52 Stat. 984; 49 U. S. C. 425 (a). Interpret or apply secs. 601-610, 52 Stat. 1007-1012; 49 U. S. C. 551-560; 62 Stat. 1216)

Dated January 28, 1953, at Washington, D. C.

By the Bureau of Safety Regulation.

[SEAL] JOHN M. CHAMBERLAIN,
Director.

[F. R. Doc. 53-1080; Filed, Jan. 30, 1953; 8:52 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Office of the Secretary

[Treasury Department Order 167-1;
CGFR 52-57]

COMMANDANT, U. S. COAST GUARD

DELEGATION OF AUTHORITY WITH RESPECT
TO GIFTS TO THE COAST GUARD

By virtue of the authority vested in me by Reorganization Plan No. 26 of 1950, there are transferred to the Commandant, United States Coast Guard, the functions vested in me by sections 1 and 2 of the act of March 11, 1948 (5 U. S. C.

150q-r), relating to the acceptance, administration, and expenditure of gifts to institutions under the jurisdiction of the United States Coast Guard.

The functions herein transferred may be delegated to other officers or employees of the United States Coast Guard in such manner as the Commandant shall from time to time direct.

Dated: January 16, 1953.

[SEAL] JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[F. R. Doc. 53-1074; Filed, Jan. 30, 1953; 8:51 a. m.]

DEPARTMENT OF COMMERCE

Office of International Trade

[Case No. 145]

SCHMOLL FILS-DEEVY CORP. AND JAMES J.
GRABELL

ORDER DENYING LICENSE PRIVILEGES

In the matter of Schmoll Fils-Deevy Corp., James J. Grabell, 110 Fulton Street, New York 7, New York, Respondents; Case No. 145.

This proceeding was instituted on December 13, 1951, by the transmission of a charging letter issued by the Investiga-

tion Staff, Office of International Trade, to Schmoll Fils-Deevy Corp., James J. Grabell, vice president of said company ("Schmoll"), and others, charging said respondents with specified acts alleged to have violated the Export Control Act of 1949, as amended, and the regulations thereunder. The Schmoll respondents submitted an answer to such charges and requested an oral hearing thereon.

The other respondents named in the charging letter elected not to contest such charges and thereafter admitted the charges applicable to them in said letter and other charging letters not related to this proceeding, and consented to an order denying their export privileges until December 13, 1954 (17 F. R. 8551-3). The proceedings against such respondents were thereupon duly severed from the instant proceedings and the action continued only as against the Schmoll respondents.

After a number of conferences with officials of the Office of International Trade had been held for the purpose of compromising the charges, the Schmoll respondents, on the advice of counsel, offered to admit the charges applicable to them and to informally submit the matter for the consideration of the Compliance Commissioner. On this basis, said respondents waived formal hearing and, appearing by James J. Grabell and by counsel, appeared before the Compliance Commissioner on January 8, 1953, and submitted the matter to him on the understanding that they would abide by such recommendations as he concluded were proper on the evidence received, the admissions of respondents and such circumstances as respondents presented in mitigation of their acts.

The report of the Compliance Commissioner discloses the circumstances herein to be as follows: In May 1951 respondent Schmoll Fils-Deevy Corp., a domestic company dealing in hides and skins for the domestic consumption and for export, held in its name one partially used and two unused export licenses authorizing the exportation of 1,000 hides each to the name purchaser in Japan. These licenses were obtained under circumstances which will be described below, and during the period mentioned were dormant in the possession of respondents. Simultaneously, a customer of Schmoll Fils-Deevy Corp. (the other respondents named in the charging letter) held three non-related orders for a total of 2,500 hides from his own purchasers in Japan which he was unable to complete because quota allocations of hides established by the Office of International Trade prevented him from obtaining export licenses. Moreover, letters of credit issued in support of such orders were by their terms about to expire and would not be extended. This customer made these facts known to respondents and induced them to enter into an arrangement whereby Schmoll Fils-Deevy Corp., acting by and through Grabell, agreed to sell the 2,500 hides to such customer to fill his orders and agreed to make exportation thereof to his purchasers under their dormant licenses. In carrying out this agreement,

which was formalized in writing on June 15, 1951, respondents applied to the Office of International Trade for consignee amendments to such licenses and represented on the applications they were the holders of orders from the named Japanese consignees; in effecting the exportations, respondents certified on the shipper's export declarations they were the true exporters. The facts, however as admitted by respondents, are that respondents held no orders from said amended consignees and that the aforesaid license amendments and exportations were intended as an accommodation for such customer.

In addition to the above, it appears from the Compliance Commissioner's report that respondents improperly acquired two of the three original licenses mentioned in the preceding paragraph. It appears that respondents applied on one such license for authority to export 1,000 steer hides when in fact they then held an accepted order for only 312 such hides. With respect to the other license, the facts are that respondents held no order at all and improperly filed an application which was in all respects a duplicate of a then pending application to export 1,000 cow hides; that both such applications were granted, resulting in the acquisition of two licenses, one of which was a duplicate of the other.

The licenses so obtained were the instruments which were amended to effectuate the arrangements entered into with their customer, as aforesaid, and were used as the purported authority to effect the exportation of the hides sold to such customer to his purchasers in Japan.

It appears from the Compliance Commissioner's report that respondents' participation in the violations is attributed to a desire to accommodate their customer and to prevent the loss of the orders he held, and that their acts described above were done without realizing that such acts violated the export control law and regulations.

While the Compliance Commissioner has properly found, and his report shows, that respondents must be held responsible for their violations, the Compliance Commissioner has pointed out certain extenuating factors applicable to respondents in addition to his conclusion that the violations were not wilful and intentional by respondents. When the respondents were informed of this case, they immediately gave full cooperation to the Office of International Trade in connection with the investigation and also voluntarily made a full statement of their participation herein.

In addition, it appears that respondents have an established reputation for integrity and reliability and that this is the only known instance where they have been charged with a breach of export regulations such as those here involved. It further appears that respondents derived no profit or other benefit from the transaction with their customer and that the arrangement was an act of accommodation and no other purpose.

The Compliance Commissioner has concluded that the evidence and the ad-

missions of respondents clearly establishes a non-familiarity with export regulations by the respondents which is inconsistent with their obligations and responsibilities as exporters, and that their failure to know the regulations is an act of negligence which cannot be condoned. He has held that respondents' misconception of the propriety of their actions warrants no consideration in the light of their experience as established exporters. The Compliance Commissioner has concluded further that in such circumstances one who participates in export transactions is presumed to know the regulations applicable thereto and that he must be deemed to accept responsibility for his acts and consequences thereof and may not escape by claim of unfamiliarity therewith or of lack of intent to violate.

The findings and recommendations of the Compliance Commissioner have been carefully considered together with the evidence and the entire record herein, and it appears that such findings are in accordance with the evidence and that such recommendations are reasonable and should be adopted.

Now, therefore, it is ordered as follows:

(1) Respondents Schmoll Fils-Deevy Corp. and James J. Grabell are hereby denied and declared ineligible to exercise the privileges of obtaining or using export licenses, including validated and general export licenses, for the exportation of any commodity from the United States to any foreign destination. Such denial of export privileges is deemed to include and prohibit participation, directly or indirectly, in any manner or capacity, (a) as a party, or as a representative of a party, to any exportation under validated or general export licenses; and (b) in the financing, forwarding, transporting, or other servicing of exports from the United States pursuant to any validated or general export licenses.

(2) Such denial of export privileges shall extend not only to respondent Schmoll Fils-Deevy Corp., its officers, directors, and employees, and respondent James J. Grabell, but also to any person, firm, corporation, or business organization with which said respondents may be now or hereafter related by ownership or control in the conduct of trade involving exports from the United States under validated and general export licenses, or services connected therewith.

(3) This order shall extend for a period of eight (8) months from the date hereof, or for the duration of export controls, whichever expires earlier: *Provided however*, That during the last four (4) months of such period the export privileges of said respondents denied by the terms of this order shall be restored to respondents without further order of the Office of International Trade. In the event, however, that any respondent shall knowingly violate the terms of the order during the first four-month period thereof, or knowingly violate any of the laws or regulations relating to export control during the entire period of eight months, the Office of International Trade may summarily and without notice to said respondent re-

sponsible for such violation, at such time as it shall determine that such violation has occurred, issue a supplemental order which shall deny to said respondent all export privileges for the four-month period of the order which has been inoperative, and revoke and cancel all validated export licenses to which said respondent may be a party, without limiting thereby the Office of International Trade from taking such other and further action based on such violation as it shall deem warranted.

(4) No person, firm, corporation, or other business organization shall knowingly apply for or obtain any license, shipper's export declaration, bill of lading, or other export control document relating to any exportation from the United States under validated and general export licenses, to or for the respondents, or any person, firm, corporation, or other business organization covered by paragraph (2) hereinabove, without prior disclosure of such facts to, and specific authorization from, the Office of International Trade.

Dated: January 27, 1953.

JOHN C. BORTON,
Assistant Director
for Export Supply.

[F. R. Doc. 53-1042; Filed, Jan. 30, 1953; 8:45 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 5766]

AIR AMERICA INC.; ENFORCEMENT
PROCEEDING

NOTICE OF RE-ASSIGNMENT OF DATE OF
HEARING

In the matter of Air America, Inc., enforcement proceeding.

Notice is hereby given that pursuant to the Civil Aeronautics Act of 1938, as amended, that the hearing in the above-entitled proceeding which was assigned to be held on February 2, 1953, is now assigned to be held on February 24, 1953, at 10:00 a. m., e. s. t., in Room 4823, Commerce Building, Fourteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner James S. Keith.

Dated at Washington, D. C., January 28, 1953.

By the Civil Aeronautics Board.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F. R. Doc. 53-1082; Filed, Jan. 30, 1953; 8:52 a. m.]

issued its order entered January 22, 1953, further modifying certificate of public convenience and necessity and further extending time of operation of facilities in the above entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-1044; Filed, Jan. 30, 1953; 8:45 a. m.]

[Project No. 1890]

ROBERT WILLIAM PHIPPS ET AL.

NOTICE OF APPLICATION FOR AMENDMENT OF
LICENSE

JANUARY 27, 1953.

In the matter of Robert William Phipps, John Wesley Phipps, and Stanley Lubell; Project No. 1890.

Public notice is hereby given that Robert William Phipps, John Wesley Phipps, and Stanley Lubell, of Long Beach, California, have filed application under the Federal Power Act (16 U. S. C. 791a-825r) for amendment of the license for water-power Project No. 1890 located on Milner Creek, tributary of Owens River, in Mono County, California, to exclude therefrom the transmission line formerly serving the Vulcanite Mine.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure of the Commission (18 CFR 1.8 or 1.10) on or before the 12th day of March 1953. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-1043; Filed, Jan. 30, 1953; 8:45 a. m.]

[Project No. 1913]

PUBLIC SERVICE CO. OF NEW HAMPSHIRE
NOTICE OF ORDER APPROVING REVISED
EXHIBIT K AS PART OF LICENSE

JANUARY 27, 1953.

Notice is hereby given that on January 23, 1953, the Federal Power Commission issued its order entered January 22, 1953, approving revised Exhibit K as part of license in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-1045; Filed, Jan. 30, 1953; 8:46 a. m.]

[Project No. 2077]

CONNECTICUT RIVER POWER CO.

NOTICE OF ORDER APPROVING CERTAIN
EXHIBITS AS PART OF LICENSE

JANUARY 27, 1953.

Notice is hereby given that on January 23, 1953, the Federal Power Commission issued its order entered January 22, 1953, approving revised Exhibits K (1)-2, K (1)-3, K (1)-4, and K (2)-2, K (2)-3 as

part of license in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-1046; Filed, Jan. 30, 1953; 8:46 a. m.]

**SECURITIES AND EXCHANGE
COMMISSION**

[File No. 70-2985]

MISSISSIPPI POWER CO.

NOTICE OF FILING REGARDING PROPOSED
ISSUANCE OF SHORT TERM BANK NOTES

JANUARY 27, 1953.

Notice is hereby given that an application-declaration has been filed with this Commission by Mississippi Power Company ("Mississippi"), a public utility subsidiary of The Southern Company, a registered holding company. Mississippi has designated section 6 (b) or in alternative, sections 6 (a) and 7 of the act as applicable to the proposed transactions, which are summarized as follows:

Mississippi proposes to issue and sell, from time to time prior to July 1, 1953, \$2,100,000 principal amount of short term bank loan notes to sixteen banks, whose participations are designated in the filing. The notes will mature not later than nine months from the dates of issue and will bear interest at the current rate for nine months bank loans at the time of their issuance, which is 3 percent at the present time. In the event that the interest rate is in excess of 3 1/4 percent per annum at the time any of said notes is to be issued, Mississippi will file an amendment hereto stating the rate of interest and other details of such note or notes at least 5 days prior to the execution and delivery thereof.

The application-declaration states that the proceeds to be derived from the sale of these notes will be used to finance improvements, extensions and additions to its utility plant or to reimburse its treasury in part for expenditures incurred for such purposes. Mississippi proposed to retire the notes out of the proceeds from the sale of additional securities of a type and in an amount not yet determined.

It is represented that no State Commission or any other Federal Commission has jurisdiction over the proposed transactions.

Mississippi estimates that the expenses in connection with the proposed transactions will not exceed \$500 including \$250 for legal fees, and it requests that the Commission's order herein become effective upon issuance.

Notice is further given that any interested person may, not later than February 9, 1953, at 5:30 p. m., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said application-declaration which he desires to controvert 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,

FEDERAL POWER COMMISSION

[Docket No. G-961]

CENTRAL KENTUCKY NATURAL GAS CO.

NOTICE OF ORDER FURTHER MODIFYING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY AND EXTENDING TIME OF OPERATION OF FACILITIES

JANUARY 27, 1953.

Notice is hereby given that on January 23, 1953, the Federal Power Commission

425 Second Street NW., Washington 25, D. C. At any time after February 9, 1953, said application-declaration, as filed or as amended, may be granted or 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 Rule U-20 (a) and Rule U-100 thereof.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 53-1047; Filed, Jan. 30, 1953;
8:46 a. m.]

[File No. 70-2988]

APPALACHIAN ELECTRIC POWER CO. ET AL.
NOTICE OF FILING REGARDING ISSUANCE AND
SALE BY SUBSIDIARY AND ACQUISITION BY
PARENT COMPANIES OF CAPITAL STOCK

JANUARY 27, 1953.

In the matter of Appalachian Electric Power Company, The Ohio Power Company, Central Operating Company; File No. 70-2988.

Notice is hereby given that Appalachian Electric Power Company ("Appalachian"), and The Ohio Power Company ("Ohio Power"), both electric utility subsidiaries of American Gas and Electric Company, a registered holding company, and Central Operating Company ("Operating Company"), an electric utility subsidiary of both Appalachian and Ohio Power, have filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935, and have designated sections 6, 7, and 10 of the act as being applicable to the proposed transactions.

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

Operating Company proposes the issuance and sale, from time to time prior to December 31, 1954, of 16,000 shares of its capital stock, par value \$100 per share, and Appalachian and Ohio Power propose to acquire such shares in equal amounts for \$100 per share in cash. Appalachian and Ohio Power each owns 50 percent of the 40,000 shares of outstanding capital stock of Operating Company, and as a result of the proposed transactions, each will acquire 8,000 shares of the capital stock proposed to be issued by Operating Company. Such shares will be made available by an amendment of the Charter of Operating Company to increase its authorized capital stock from 40,000 to 80,000 shares.

The joint application-declaration states that Operating Company, which operates the Philip Sporn generating plant for the account of Appalachian and Ohio Power, will use the proceeds from the proposed issuance and sale of its capital stock for additional working capital required to increase its coal stock and other materials and supplies and to meet necessary operating expenses.

It is stated that the State Corporation Commission of Virginia has jurisdiction over the acquisition by Appalachian of capital stock of Operating Company.

Notice is further given that any interested person may, not later than February 10, 1953, at 5:30 p. m., e. s. l., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest, and the issues of fact or law raised by said joint application-declaration which he desires to controvert, 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 February 10, 1953, said joint application-declaration as filed, or as amended, may be granted and 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.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 53-1048; Filed, Jan. 30, 1953;
8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

GIOVANNI PAPINI

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 publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Giovanni Papini, Via Guerrazzi 10, Firenze, Italy; Claim No. 36975; \$1,010.07 in the Treasury of the United States.

All right, title, interest and claim of whatsoever kind or nature in and to every copyright, claim of copyright, license, agreement, privilege, power and every right of whatsoever nature, including, but not limited to all monies and amounts, by way of royalties, share of profits or other emolument, and all causes of action accrued or to accrue relating to the work entitled LIFE OF CHRIST as listed in Exhibit A to Vesting Order No. 1758, as amended, effective July 1, 1943 (Volume 519 p. 2 through 240) to the extent owned by Giovanni Papini of Firenze, Italy, immediately prior to the vesting thereof by Vesting Order No. 1758, as amended.

Executed at Washington, D. C., on
January 22, 1953.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 53-1066; Filed, Jan. 30, 1953;
8:49 a. m.]

METAL-GAS CO., LTD.

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 publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Metal-Gas Co., Ltd., 195 West George St., Glasgow, C.2. Scotland; Claim No. 6616; property described in Vesting Order No. 68 (7 F. R. 6181, August 11, 1942) relating to Patent Application Serial No. 339,132 (now United States Letters Patent No. 2,399,848); Patent Application Serial No. 421,960 (now United States Letters Patent No. 2,415,078); and Patent Application Serial No. 369,617.

Property described in Vesting Order No. 201 (8 F. R. 625, January 16, 1943) relating to United States Letters Patents Nos. 2,236,200; 2,219,005; 2,219,004; 2,255,482; and 2,257,668.

Property described in Vesting Order No. 1827 (8 F. R. 10911, August 5, 1943) relating to United States Patent Applications Serial Nos. 322,479 and 368,913.

Property described in Vesting Order No. 2430 (8 F. R. 16538, December 8, 1943) relating to United States Letters Patent No. 2,274,671.

Upon the delivery of an assignment of said property to the claimant, a contract which the claimant has executed will become effective providing for the payment to the Attorney General of certain royalties and other sums to be realized from the exploitation of the patents.

This return shall not be deemed to include the rights of any licensees under the above patents and patent applications.

Executed at Washington, D. C., on
January 26, 1953.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 53-1067; Filed, Jan. 30, 1953;
8:49 a. m.]

JOHANN SCHLOEGL ET AL.

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

Johann Schloegl, Gjojach 17, West Styria, Austria; Magdalena Fuchs, Wolfsberg, West Styria, Austria; Anna Reinprecht, Wolfsberg, West Styria, Austria; Maria Spinka, as Guardian of Herbert Spinka, minor, Graz, Styria, Austria; Maria Spinka, as Guardian

of Gerhard Spinka, minor, Graz, Styria, Austria; Claim No. 39916; \$4,872.05 in the Treasury of the United States in equal shares to the five claimants.

An undivided one-sixth share of all rights and interests evidenced by Mortgage Participation Certificate No. 1 issued and guaranteed by Lawyers Mortgage Company, No. 101090, and the right to the transfer and possession of any and all instruments evidencing such rights and interests to each of the five claimants.

Executed at Washington, D. C., on January 26, 1953.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 53-1073; Filed, Jan. 30, 1953; 8:50 a. m.]

CARLISLE DURFEE

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

Carlisle Durfee, Nuremberg, Germany, as guardian of Anna Held, Sugenheim, Bavaria, Germany; Claim No. 59704; \$1,331.98 in the Treasury of the United States.

Executed at Washington, D. C., on January 26, 1953.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 53-1068; Filed, Jan. 30, 1953; 8:50 a. m.]

AUGUSTO LAURENZI

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

Augusto Laurenzi, Sarnano (Macerata), Italy; Claim No. 39949; \$179.00 in the Treasury of the United States.

Executed at Washington, D. C., on January 26, 1953.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 53-1069; Filed, Jan. 30, 1953; 8:50 a. m.]

RIGHI AND ROSA FONTANA

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

Righi Fontana and Rosa Fontana, Lucca, Italy; Claim No. 41163; \$1,221.71 in the Treasury of the United States.

Executed in Washington, D. C., on January 26, 1953.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 53-1070; Filed, Jan. 30, 1953; 8:50 a. m.]

MARIA (MARY) HUBER

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

Maria (Mary) Huber, Frauenau, Bavaria, Germany; Claim No. 59013; \$458.40 in the Treasury of the United States.

Executed at Washington, D. C., on January 26, 1953.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 53-1071; Filed, Jan. 30, 1953; 8:50 a. m.]

PASQUALE AND MARIA ANTONIA LAURIOLA

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

Pasquale Lauriola, Foggia, Italy, Maria Antonia Lauriola, Foggia, Italy; Claim No. 45062; \$3,520.81 in the Treasury of the United State, one-half thereof to each claimant.

Executed in Washington, D. C., on January 26, 1953.

For the Attorney General.

[SEAL] ROWLAND F. KIRKS,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 53-1072; Filed, Jan. 30, 1953; 8:50 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 27744]

HAY FROM MICHIGAN TO THE SOUTH

APPLICATION FOR RELIEF

JANUARY 28, 1953.

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: C. J. Hennings, Alternate Agent, for carriers parties to his tariff I. C. C. No. A-3883, pursuant to fourth-section order No. 17220.

Commodities involved: Hay, carloads. From: Points in Michigan.

To: Points in southern territory.

Grounds for relief: Competition with rail carriers and circuitous routes.

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.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-1049; Filed, Jan. 30, 1953; 8:47 a. m.]

[4th Sec. Application 27745]

BLACKSTRAP MOLASSES AND RESIDUUM FROM POINTS IN LOUISIANA TO MINNEAPOLIS, ST. PAUL, AND MINNESOTA TRANSFER, MINN.

APPLICATION FOR RELIEF

JANUARY 28, 1953.

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: R. E. Boyle, Jr., Agent, for carriers parties to schedule named below.

Commodities involved: Blackstrap molasses and distillery molasses residuum, carloads.

From: New Orleans, Algiers, Avondale, Belle Chasse, Gouldsboro, Gram-

ercy, Gretna, Harahan, Harvey, Marrero, Chalmette, Reserve, Shrewsbury, Three Oaks, and Westwego, La.

To: Minneapolis, St. Paul, and Minnesota Transfer, Minn.

Grounds for relief: Rail and water carrier competition and circuitous routes.

Schedules filed containing proposed rates: W. P. Emerson, Jr., Agent, I. C. C. No. 395, Supp. 94.

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.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-1050; Filed, Jan. 30, 1953;
8:47 a. m.]

[4th Sec. Application 27746]

BLACKSTRAP MOLASSES AND RESIDUUM FROM POINTS IN LOUISIANA TO MINNEAPOLIS, ST. PAUL, AND MINNESOTA TRANSFER, MINN.

APPLICATION FOR RELIEF

JANUARY 28, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the aggregate-of-intermediates provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to schedule named below.

Commodities involved: Blackstrap molasses and distillery molasses residuum, carloads.

From: New Orleans, Algiers, Avondale, Belle Chasse, Gouldsboro, Gramercy, Gretna, Harahan, Harvey, Marrero, Chalmette, Reserve, Shrewsbury, Three Oaks, and Westwego, La.

To: Minneapolis, St. Paul, and Minnesota Transfer, Minn.

Grounds for relief: Rail and water carriers competition and circuitous routes.

Schedules filed containing proposed rates: W. P. Emerson, Jr., Agent, I. C. C. No. 395, Supp. 94.

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.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-1051; Filed, Jan. 30, 1953;
8:47 a. m.]

[4th Sec. Application 27747]

MIXED FEEDS FROM POINTS IN FLORIDA AND GEORGIA TO MADISON, FLA.

APPLICATION FOR RELIEF

JANUARY 28, 1953.

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: R. E. Boyle, Jr., Agent, for carriers parties to schedule shown below.

Commodities involved: Feed, animal or poultry, carloads and less-than-carloads (mixed in transit at Macon, Ga.).

From: Points in Florida, Savannah, and Port Wentworth, Ga.

To: Madison, Fla.

Grounds for relief: Competition with rail carriers, circuitous routes, and to maintain grouping.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1308, Supp. 6.

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.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-1052; Filed, Jan. 30, 1953;
8:48 a. m.]

[4th Sec. Application 27748]

MEDICATED LIVESTOCK SALT FROM BROWNWOOD, TEX., TO POINTS IN THE SOUTH-WEST

APPLICATION FOR RELIEF

JANUARY 28, 1953.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for carriers parties to schedule listed below.

Commodities involved: Salt, medicated, livestock, carloads.

From: Brownwood, Tex.

To: Points in Arkansas, Louisiana, Missouri, New Mexico, and Oklahoma, Natchez and Vicksburg, Miss., and Memphis, Tenn.

Grounds for relief: Competition with rail carriers, circuitry, and to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 3882, Supp. 21.

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.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-1053; Filed, Jan. 30, 1953;
8:48 a. m.]

ECONOMIC STABILIZATION AGENCY

Office of Salary Stabilization

[Administrative Order 6]

EXECUTIVE DIRECTOR

DELEGATION OF AUTHORITY WITH RESPECT TO CERTAIN FUNCTIONS

Pursuant to the authority vested in me as Chairman of the Salary Stabilization Board and as Head of the Office of Salary Stabilization, I do hereby delegate to the Executive Director of the Office of Salary Stabilization the general authority vested in the Chairman by section 4.02 of Economic Stabilization Agency General Order No. 8, as amended, to carry out the functions of the Salary Stabilization Board and of the Office of Salary Stabilization in the absence of the Chairman and Vice Chairman or in the event of vacancies in those positions.

JUSTIN MILLER,
Chairman, Salary Stabilization Board, Head, Office of Salary Stabilization.

JANUARY 30, 1953.

[F. R. Doc. 53-1147; Filed, Jan. 30, 1953;
11:52 a. m.]