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TITLE 3—THE PRESIDENT

PROCLAMATION 3178

IMPOSING A QUOTA ON BUTTER SUBSTITUTES, INCLUDING BUTTER OIL

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA
A PROCLAMATION

WHEREAS, pursuant to section 22 of the Agricultural Adjustment Act, as amended (7 U. S. C. 624), the Secretary of Agriculture advised me that there was reason to believe that butter substitutes, including butter oil, containing 45 per centum or more of butterfat, which are dutiable under paragraph 709 of the Tariff Act of 1930, as amended, are practically certain to be imported into the United States under such conditions and in such quantities as to render or tend to render ineffective, or materially interfere with, the price-support program undertaken by the Department of Agriculture with respect to milk and butterfat, or to reduce substantially the amount of products processed in the United States from domestic milk and butterfat with respect to which such program of the Department of Agriculture is being undertaken; and

WHEREAS on November 17, 1956, under the authority of the said section 22, I caused the United States Tariff Commission to make an investigation with respect to this matter; and

WHEREAS, in accordance with the said section 22, as implemented by Executive Order No. 7233 of November 23, 1935, the said Tariff Commission has made such investigation and has reported to me its findings and recommendations made in connection therewith; and

WHEREAS, on the basis of the said investigation and report of the Tariff Commission, I find that butter substitutes, including butter oil, containing 45 per centum or more of butterfat and classifiable under paragraph 709 of the Tariff Act of 1930 are practically certain to be imported into the United States under such conditions and in such quantities as to materially interfere with the said price-support program with respect to milk and butterfat, and to reduce substantially the amount of products processed in the United States from domestic milk and butterfat with respect to which said price-support program is being undertaken; and

WHEREAS I find and declare that the imposition of the quantitative limitations hereinafter proclaimed is shown by such investigation of the said Tariff Commission to be necessary in order that the entry, or withdrawal from warehouse, for consumption of such butter substitutes, including butter oil, will not materially interfere with the said price-support program or reduce substantially the amount of products processed in the United States from domestic milk and butterfat with respect to which the said price-support program is being undertaken:

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, acting under and by virtue of the authority vested in me by the said section 22 of the Agricultural Adjustment Act, do hereby proclaim that the total aggregate quantity of butter substitutes, including butter oil, containing 45 per centum or more of butterfat and classifiable under paragraph 709 of the Tariff Act of 1930, as amended, which shall be permitted to be entered, or withdrawn from warehouse, for consumption during calendar year 1957, shall not exceed 1,800,000 pounds, and that the total aggregate quantity of such articles which shall be permitted to be entered, or withdrawn from warehouse, for consumption during the calendar year 1958 and each subsequent calendar year shall not exceed 1,200,000 pounds. The specified quantities of the named articles which may be entered, or withdrawn from warehouse, for consumption are not proportionately less than 50 per centum of the total quantities of such articles entered, or withdrawn from warehouse, for consumption during the representative period from January 1, 1956, to December 31, 1956, inclusive.

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

DONE at the City of Washington this fifteenth day of April in the year of our Lord nineteen hundred and fifty-seven, and of the Independence of the United States of America the one hundred and eighty-first.

[SEAL]

DWIGHT D. EISENHOWER

By the President:

CHRISTIAN A. HERTER,
Acting Secretary of State.

[F. R. Doc. 57-3224; Filed, Apr. 17, 1957; 11:07 a. m.]

CONTENTS

THE PRESIDENT

EXECUTIVE AGENCIES

FEDERAL REGISTER

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CONTENTS—Continued

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.

RULES AND REGULATIONS

TITLE 6—AGRICULTURAL CREDIT

Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agriculture

Subchapter D—Regulations Under Soil Bank Act

PART 485—SOIL BANK

SUBPART—ACREAGE RESERVE PROGRAM

SUPPLEMENT II

The regulations (21 F. R. 10449) governing the 1957 acreage reserve part of the Soil Bank Program, as amended and supplemented, are hereby further supplemented as follows for the purpose of stating the effect on the 1957 Acreage Reserve Program of Public Law 85–13, 85th Congress, which provides for increased allotments in designated counties in certain States to encourage the production of durum wheat (class II):

1. The 1957 Acreage Reserve Program will not be reopened to permit participation by producers who receive increased allotments for durum wheat.

2. The provisions of § 485.227 (a) (relating to revised allotments) of the above-referred to regulations shall not apply in the case of a producer who receives an increased allotment under the provisions of Public Law 85–13, 85th Congress.

3. In no case shall a producer who has already executed a 1957 Acreage Reserve Agreement be permitted to cancel or revise his agreement for the purpose of producing or increasing his production of durum wheat.

4. A producer who has placed all of his original wheat allotment in the Acreage Reserve program will be in violation of his Acreage Reserve Agreement if he harvests any wheat (durum or "other" wheat) on the farm, and, in the case of such violation, will be subject to forfeiture of all compensation and to the civil penalty prescribed in section 123 of the Soil Bank Act.

5. A producer who has placed a part of his original wheat allotment in the 1957 Acreage Reserve Program will be in violation of his 1957 Acreage Reserve Agreement if he harvests more than the permitted acreage of wheat shown in his agreement, and, in the case of such violation, will be subject to forfeiture of all compensation and to the civil penalty prescribed in section 123 of the Soil Bank Act. However, in determining whether a producer who obtains an increased allotment for durum wheat has exceeded his permitted acreage under his Acreage Reserve Agreement, each acre of durum wheat will count as only one-half acre of wheat.

6. Under the provisions of the Soil Bank Act, a producer will not be entitled to any compensation under any Acreage Reserve Agreement (whether for wheat or another commodity) if he is not in compliance with his increased allotment for wheat (the increase in the allotment is limited to sixty acres).

(Sec. 124, Pub. Law 540, 84th Cong.)

Issued at Washington, D. C., this 15th day of April, 1957.

[SEAL] TRUE D. MORSE,
Acting Secretary.

[F. R. Doc. 57-3106; Filed, Apr. 17, 1957; 8:49 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amdt. 6]

PART 600—DESIGNATION OF CIVIL AIRWAYS

ALTERATIONS

The civil airway alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force for the purpose of establishing supplemental VOR civil airways designed to provide for more expeditious handling of direct transcontinental flight, and are adopted to become effective when indicated in order to promote safety. 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 600.6600 is added to read:

§ 600.6600 *VOR civil airway No. 1500 (San Francisco, Calif., to New York, N. Y.)* From the point of intersection of the Oakland omnirange 217° True and the Salinas omnirange 319° True radials via the Oakland, Calif., omnirange station; Sacramento, Calif., omnirange station; intersection of the Sacramento omnirange 055° True and the Reno omnirange 230° True radials; Reno, Nev., omnirange station; to the Lovelock, Nev., omnirange station. From the Burley, Idaho, omnirange station to the Pocatello, Idaho, omnirange station. From the Watertown, S. Dak., omnirange station via the Minneapolis, Minn., omnirange station; Eau Clair, Wis., omnirange station; Wausau, Wis., omnirange station; Green Bay, Wis., omnirange station; to the White Cloud, Mich., omnirange station. From the Erie, Pa., omnirange station via the Bradford, Pa., omnirange station; Selinsgrove, Pa., omnirange station; point of intersection of the Selinsgrove omnirange 104° True and the Allentown, Pa., omnirange 211° True radials; Colts Neck, N. J., omnirange station; point of intersection of the Colts Neck omnirange 078° True and the Idlewild omnirange 212° True radials; to the Idlewild, N. Y., omnirange station.

2. Section 600.6602 is added to read:

§ 600.6602 *VOR civil airway No. 1502 (San Francisco, Calif., to New York N. Y.).* From the point of intersection of the Oakland omnirange 217° True and the Salinas, Calif., omnirange 319° True radials via the Oakland, Calif., omnirange station; Sacramento, Calif., omnirange station; intersection of the Sacramento omnirange 055° True and the Reno omnirange 230° True radials; Reno, Nev., omnirange station; to the Lovelock, Nev., omnirange station. From the Burley, Idaho, omnirange station to the Pocatello, Idaho, omnirange station. From the Rapid City, S. Dak., omnirange station via the Philip, S. Dak., omnirange station; Pierre, S. Dak., omnirange station; Huron, S. Dak., omni-

range station; to the Redwood Falls, Minn., omnirange station. From the Lone Rock, Wis., omnirange station via the intersection of the Lone Rock omnirange 103° True and the Milwaukee omnirange 273° True radials; to the Milwaukee, Wis., omnirange station. From the Lansing, Mich., omnirange station to the Salem, Mich., omnirange station. From the Erie, Pa., omnirange station via the Bradford, Pa., omnirange station; Selinsgrove, Pa., omnirange station; point of intersection of the Selinsgrove omnirange 104° True and the Allentown, Pa., omnirange 211° True radials; Colts Neck, N. J., omnirange station; point of intersection of the Colts Neck omnirange 078° True and the Idlewild omnirange 212° True radials; to the Idlewild, N. Y., omnirange station.

3. Section 600.6604 is added to read:

§ 600.6604 *VOR civil airway No. 1504 (San Francisco, Calif., to Washington, D. C.).* From the point of intersection of the Oakland omnirange 217° True and the Salinas, Calif., omnirange 319° True radials via the Oakland, Calif., omnirange station; Sacramento, Calif., omnirange station; intersection of the Sacramento omnirange 055° True and the Reno omnirange 230° True radials; Reno, Nev., omnirange station; Lovelock, Nev., omnirange station; Battle Mountain, Nev., omnirange station; Elko, Nev., omnirange station; to the Wells, Nev., omnirange station. From the Lone Rock, Wis., omnirange station via the point of intersection of the Lone Rock omnirange 103° True and the Milwaukee omnirange 273° True radials; Milwaukee, Wis., omnirange station; Pullman, Mich., omnirange station; Litchfield, Mich., omnirange station; intersection of the Litchfield omnirange 098° True and the Carleton omnirange 264° True radials; to the Carleton, Mich., omnirange station. From the Cleveland, Ohio, omnirange station via the Wheeling, W. Va., omnirange station; Grantsville, Md., omnirange station; Front Royal, Va., omnirange station; intersection of the Front Royal omnirange 112° True and the Washington terminal omnirange 245° True radials; to the Washington, D. C., terminal omnirange station.

4. Section 600.6606 is added to read:

§ 600.6606 *VOR civil airway No. 1506 (San Francisco, Calif., to Washington, D. C.).* From the point of intersection of the Oakland omnirange 217° True and the Salinas, Calif., omnirange 319° True radials via the Oakland, Calif., omnirange station; to the Modesto, Calif., omnirange station. From the Bonneville, Utah, omnirange station via the Salt Lake City, Utah, omnirange station; Fort Bridger, Wyo., omnirange station; Rock Springs, Wyo., omnirange station; Cherokee, Wyo., omnirange station; Rock River, Wyo., omnirange station; to the Chadron, Nebr., omnirange station. From the Sioux City, Iowa, omnirange station via the Waterloo, Iowa, omnirange station; Rockford, Ill., omnirange station; Wheeling, Ill., omnirange station; intersection of the Wheeling omnirange 093° True and the Keeler omnirange 271° True radials; Keeler, Mich., omnirange station; point of intersection of the Keeler omnirange 085° True and the Litchfield omnirange 293° True radials; Litchfield, Mich., omnirange station; Waterville, Ohio, omnirange station; Mansfield, Ohio, omnirange station; Morgantown, W. Va., omnirange station; Front Royal, Va., omnirange station; intersection of the Front Royal omnirange 112° True and the Washington terminal omnirange 245° True radials; to the Washington, D. C., terminal omnirange station.

5. Section 600.6608 is added to read:

§ 600.6608 *VOR civil airway No. 1508 (Los Angeles, Calif., to New York, N. Y.).* From the Los Angeles, Calif., omnirange station via the intersection of the Los Angeles omnirange 057° True and the Daggett omnirange 235° True radials; Daggett, Calif., omnirange station; Las Vegas, Nev., omnirange station; Mormon Mesa, Nev., omnirange station; to the Milford, Utah, omnirange station. From the Sioux City, Iowa, omnirange station via the Waterloo, Iowa, omnirange station; Rockford, Ill., omnirange station; Wheeling, Ill., omnirange station; intersection of the Wheeling omnirange 093° True and the Keeler omnirange 271° True radials; Keeler, Mich., omnirange station; point of intersection of the Keeler omnirange 085° True and the Litchfield omnirange 293° True radials; Litchfield, Mich., omnirange station; intersection of the Litchfield omnirange 098° True and the Carleton omnirange 264° True radials; to the Carleton, Mich., omnirange station. From the Jefferson, Ohio, omnirange station via the Fitzgerald, Pa., omnirange station; Philipsburg, Pa., omnirange station; Selinsgrove, Pa., omnirange station; point of intersection of the Selinsgrove omnirange 104° True and the Allentown, Pa., omnirange 211° True radials; Colts Neck, N. J., omnirange station; point of intersection of the Colts Neck omnirange 078° True and the Idlewild omnirange 212° True radials; to the Idlewild, N. Y., omnirange station.

6. Section 600.6610 is added to read:

§ 600.6610 *VOR civil airway No. 1510 (Los Angeles, Calif., to New York, N. Y.).* From the Los Angeles, Calif., omnirange station via the intersection of the Los Angeles omnirange 057° True and the Daggett omnirange 235° True radials; Daggett, Calif., omnirange station; Las Vagas, Nev., omnirange station; Mormon Mesa, Nev., omnirange station; Bryce Canyon, Utah, omnirange station; Hanksville, Utah, omnirange station; Grand Junction, Colo., omnirange station; Kremmling, Colo., omnirange station; point of intersection of the Kremmling omnirange 081° True and the Denver, Colo, omnirange 334° True radials; Akron, Colo., omnirange station; Imperial, Nebr., omnirange station; Grand Island, Nebr., omnirange station; Omaha, Nebr., omnirange station; Des Moines, Iowa, omnirange station; Iowa City, Iowa, omnirange station; Moline, Ill., omnirange station; Naperville, Ill., omnirange station; South Bend, Ind., omnirange station; intersection of the South Bend omnirange 092° True and the Waterville omnirange 288° True radials; Waterville, Ohio, omnirange station, including a south alternate from the Iowa City omnirange station to the Waterville omnirange station via the point of intersection of the Iowa City omnirange 093° True and the Joliet omnirange 265° True radials, the Joliet, Ill., omnirange station, the Chicago Heights, Ill., omnirange station and the Goshen, Ind., omnirange station; Cleveland, Ohio, omnirange station; Youngstown, Ohio, omnirange station; Philipsburg, Pa., omnirange station; Selinsgrove, Pa., omnirange station; point of intersection of the Selinsgrove omnirange 104° True and the Allentown, Pa., omnirange 211° True radials; Colts Neck, N. J., omnirange station; point of intersection of the Colts Neck omnirange 078° True and the Idlewild omnirange 212° True radials; to the Idlewild, N. Y., omnirange station.

7. Section 600.6612 is added to read:

§ 600.6612 *VOR civil airway No. 1512 (Los Angeles, Calif., to New York, N. Y.).* From the Los Angeles, Calif., omnirange station via the intersection of the Los Angeles omnirange 057° True and the Daggett omnirange 235° True radials; to the Daggett, Calif., omnirange station. From the Russell, Kans., omnirange station via the Salina, Kans., omnirange station; Topeka, Kans., omnirange station; Kansas City, Mo., omnirange station; Quincy, Ill., omnirange station; to the Springfield, Ill., omnirange station, including a south alternate from the Kansas City, Mo., omnirange station to the Indianapolis, Ind., omnirange station via the Columbia, Mo., omnirange station, the St. Louis, Mo., omnirange station, the Vandalia, Ill., omnirange station and the Terre Haute, Ind., omnirange station. From the Indianapolis, Ind., omnirange station via the Dayton, Ohio, omnirange station; Appleton, Ohio, omnirange station; Wheeling, W. Va., omnirange station; Pittsburgh, Pa., omnirange station; to the Johnstown, Pa., omnirange station. From the Selinsgrove, Pa., omnirange station via the point of intersection of the Selinsgrove omnirange 104° True and the Allentown, Pa., omnirange 211° True radials; Colts Neck, N. J., omnirange station; point of intersection of the Colts Neck omnirange 078° True and the Idlewild omnirange 212° True radials; to the Idlewild, N. Y., omnirange station.

8. Section 600.6614 is added to read:

§ 600.6614 *VOR civil airway No. 1514 (San Francisco, Calif., to New York, N. Y.).* From the point of intersection of the Oakland omnirange 217° True and the Salinas, Calif., omnirange 319° True radials via the Oakland, Calif., omnirange station; to the Modesto, Calif., omnirange station. From the Pueblo, Colo., omnirange station to the Lamar, Colo., omnirange station. From the Russell, Kans., omnirange station via the Salina, Kans., omnirange station; Topeka, Kans., omnirange station; Kansas City, Mo., omnirange station; Quincy, Ill., omnirange station to the Springfield, Ill., omnirange station, including a south alternate from the Kansas City, Mo., omnirange station to the Indianapolis, Ind., omnirange station via the Columbia, Mo., omnirange station, the St. Louis, Mo.,

omnirange station, the Vandalia, Ill., omnirange station and the Terre Haute, Ind., omnirange station. From the Indianapolis, Ind., omnirange station via the Dayton, Ohio, omnirange station; Appleton, Ohio, omnirange station; Wheeling, W. Va., omnirange station; Pittsburgh, Pa., omnirange station; Johnstown, Pa., omnirange station; Harrisburg, Pa., omnirange station; point of intersection of the West Chester, Pa., omnirange 314° True and the Allentown, Pa., omnirange 228° True radials; Pottstown, Pa., omnirange station; point of intersection of the Pottstown omnirange 104° and the Colts Neck omnirange 242° True radials; Colts Neck, N. J., omnirange station; point of intersection of the Colts Neck omnirange 078° True and the Idlewild omnirange 212° True radials; to the Idlewild, N. Y., omnirange station.

9. Section 600.6616 is added to read:

§ 600.6616 *VOR civil airway No. 1516 (San Francisco, to Washington, D. C.).* From the point of intersection of the Oakland omnirange 217° True and the Salinas, Calif., omnirange 319° True radials via the Oakland, Calif., omnirange station; Modesto, Calif., omnirange station to the Fresno, Calif., omnirange station. From the point of intersection of the Gage, Okla., omnirange 059° True and the Ponca City omnirange 280° True radials via the Ponca City, Okla., omnirange station; intersection of the Ponca City omnirange 076° True and the Springfield omnirange 261° True radials; Springfield, Mo., omnirange station; Farmington, Mo., omnirange station; Evansville, Ind., omnirange station; intersection of the Evansville omnirange 080° True and the Louisville omnirange 269° True radials; Louisville, Ky., omnirange station; York, Ky., omnirange station; Elkins, W. Va., omnirange station; Front Royal, Va., omnirange station; intersection of the Front Royal omnirange 112° True and the Washington terminal omnirange 245° True radials; to the Washington, D. C., terminal omnirange station.

10. Section 600.6618 is added to read:

§ 600.6618 *VOR civil airway No. 1518 (Los Angeles, Calif., to Washington, D. C.).* From the Los Angeles, Calif., omnirange station via the intersection of the Los Angeles omnirange 057° True and the Daggett omnirange 235° True radials; Daggett, Calif., omnirange station; Needles, Calif., omnirange station; Prescott, Ariz., omnirange station; Winslow, Ariz., omnirange station; Zuni, N. Mex., omnirange station; Grants, N. Mex., omnirange station; Albuquerque, N. Mex., omnirange station; Otto, N. Mex., omnirange station; Anton Chico, N. Mex., omnirange station; Tucumcari, N. Mex., omnirange station; Amarillo, Tex., omnirange station; Sayre, Okla., omnirange station; to the point of intersection of the Sayre omnirange 071° True and the Oklahoma City omnirange 282° True radials. From the point of intersection of the Oklahoma City, Okla., omnirange 021° True and the Vance, Okla., omnirange 143° True radials via the Tulsa, Okla., omnirange station; Fayetteville, Ark., omnirange station; Flippin, Ark., omnirange station; Walnut Ridge, Ark., omnirange station; Dyersburg, Tenn., omnirange station; Nashville, Tenn., omnirange station; intersection of the Nashville omnirange 059° True radial and the Corbin VHF VAR west aural course; Corbin, Ky., VHF VAR station; Paynesville, W. Va., nondirectional radio beacon; Montebello, Va., omnirange station; Gordonsville, Va., omnirange station; point of intersection of the Gordonsville omnirange 056° True and the Washington terminal omnirange 197° True radials; to the Washington, D. C., terminal omnirange station.

11. Section 600.6620 is added to read:

§ 600.6620 *VOR civil airway No. 1520 (Los Angeles, Calif., to Washington, D. C.).* From the Los Angeles, Calif., omnirange station via the intersection of the Los Angeles omnirange 057° True and the Daggett omnirange 235° True radials; Daggett, Calif., omnirange station; Needles, Calif., omnirange station; to the Prescott, Ariz., omnirange station. From the Little Rock, Ark., omnirange station via the Memphis, Tenn., omnirange station; to the Jackson, Tenn., omnirange station. From the Crossville, Tenn., omnirange station via the intersection of the Crossville omnirange 104° True and the Knoxville omnirange 249° True radials; Knoxville, Tenn., omnirange station; Tri-City, Tenn., omnirange station; Pulaski, Va., omnirange station; Montebello, Va., omnirange station; Gordonsville, Va., omnirange station; point of intersection of the Gordonsville omnirange 056° True and the Washington terminal omnirange 197° True radials; to the Washington, D. C., terminal omnirange station.

12. Section 600.6622 is added to read:

§ 600.6622 *VOR civil airway No. 1522 (Los Angeles, Calif., to Washington, D. C.).* That airspace over United States territory from the Los Angeles, Calif., omnirange station via the Ontario, Calif., omnirange station; intersection of the Ontario omnirange 091° True and the Blythe omnirange 288° True radials; Blythe, Calif., omnirange station; to the Hassayampa, Ariz., omnirange station. From the Tucson, Ariz., omnirange station via the Cochise, Ariz., omnirange station; Columbus, N. Mex., omnirange station; El Paso, Tex., omnirange station; Salt Flat, Tex., omnirange station; Wink, Tex., omnirange station; Midland, Tex., omnirange station; Big Spring, Tex., omnirange station; Abilene, Tex., omnirange station; Mineral Wells, Tex., omnirange station; Dallas, Tex., omnirange station; to the Sulphur Springs, Tex., omnirange station. From the Birmingham, Ala., omnirange station via the Anniston, Ala., omnirange station; intersection of the Anniston omnirange 084° True and the Atlanta Airport ILS localizer west course; Atlanta, Ga., Airport ILS localizer; intersection of the Atlanta Airport ILS localizer east course and the Atlanta, Ga., omnirange 048° True radial; intersection of the Atlanta omnirange 048° True and the Royston omnirange 236° True radials; Royston, Ga., omnirange station; Spartanburg, S. C., omnirange station; Greensboro, N. C., omnirange station; South Boston, Va., omnirange station; Gordonsville, Va., omnirange station; point of intersection of the Gordonsville omnirange 056° True and the Washington terminal omnirange 197° True radials; to the Washington, D. C., terminal omnirange station.

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

This amendment shall become effective 0001 e. s. t. May 9, 1957.

[SEAL] JAMES T. PYLE,
Administrator of Civil Aeronautics.

APRIL 10, 1957.

[F. R. Doc. 57-3088; Filed, Apr. 17, 1957; 8:45 a. m.]

[Amdt. 7]

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

ALTERATIONS

The control area alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, and are adopted to become effective when indicated in order to promote safety. 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 601.6600 is added to read:

§ 601.6600 *VOR civil airway No. 1500 control areas (San Francisco, Calif., to New York, N. Y.).* All of VOR civil airway No. 1500.

2. Section 601.6602 is added to read:

§ 601.6602 *VOR civil airway No. 1502 control areas (San Francisco, Calif., to New York, N. Y.)* All of VOR civil airway No. 1502.

3. Section 601.6604 is added to read:

§ 601.6604 *VOR civil airway No. 1504 control areas (San Francisco, Calif., to Washington, D. C.).* All of VOR civil airway No. 1504.

4. Section 601.6606 is added to read:

§ 601.6606 *VOR civil airway No. 1506 control areas (San Francisco, Calif., to Washington, D. C.).* All of VOR civil airway No. 1506.

5. Section 601.6608 is added to read:

§ 601.6608 *VOR civil airway No. 1508 control area (Los Angeles, Calif., to New York, N. Y.).* All of VOR civil airway No. 1508.

6. Section 601.6610 is added to read:

§ 601.6610 *VOR civil airway No. 1510 control areas (Los Angeles, Calif., to New York, N. Y.).* All of VOR civil airway No. 1510, but excluding the airspace between the main airway and its south alternate between the Iowa City, Iowa, omnirange station and the Waterville, Ohio, omnirange station.

7. Section 601.6612 is added to read:

§ 601.6612 *VOR civil airway No. 1512 control areas (Los Angeles, Calif., to New*

York, N. Y.). All of VOR civil airway No. 1512, but excluding the airspace between the main airway and its south alternate between the Kansas City, Mo., omnirange station and the Indianapolis, Ind., omnirange station.

8. Section 601.6614 is added to read:

§ 601.6614 *VOR civil airway No. 1514 control areas (San Francisco, Calif., to New York, N. Y.)*. All of VOR civil airway No. 1514, but excluding the airspace between the main airway and its south alternate between the Kansas City, Mo., omnirange station and the Indianapolis, Ind., omnirange station.

9. Section 601.6616 is added to read:

§ 601.6616 *VOR civil airway No. 1516 control areas (San Francisco, Calif., to Washington, D. C.)*. All of VOR civil airway No. 1516.

10. Section 601.6618 is added to read:

§ 601.6618 *VOR civil airway No. 1518 control areas (Los Angeles, Calif., to Washington, D. C.)*. All of VOR civil airway No. 1518.

11. Section 601.6620 is added to read:

§ 601.6620 *VOR civil airway No. 1520 control areas (Los Angeles, Calif., to Washington, D. C.)*. All of VOR civil airway No. 1520.

12. Section 601.6622 is added to read:

§ 601.6622 *VOR civil airway No. 1522 control areas (Los Angeles, Calif., to Washington, D. C.)*. All of VOR civil airway No. 1522.

(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 0001 e. s. t., May 9, 1957.

[SEAL] JAMES T. PYLE,
Administrator of Civil Aeronautics.

APRIL 10, 1957.

[F. R. Doc. 57-3089; Filed, Apr. 17, 1957; 8:45 a. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of Foreign Commerce, Department of Commerce

Subchapter B—Export Regulations

[8th Gen. Rev. of Export Regs., Amdt. P. L. 9 [1]]

PART 399—POSITIVE LIST OF COMMODITIES AND RELATED MATTERS

MISCELLANEOUS AMENDMENTS

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

The following entries set forth below are substituted for entries presently on the Positive List. Where the Positive List contains more than one entry under a Schedule B number, the entry to be superseded is identified by a numerical reference in parentheses following the commodity description in the revised entry:

[1] This amendment was published in Current Export Bulletin No. 783, dated April 1, 1957.

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Electronic-type components:				
	Electron tubes (report X-ray tubes in 707505 and 707507):				
707803	Receiving-type tubes, except non-military versions of the types listed in § 399.2, Int. 13. (Specify by type number.) (Report television picture tubes in 707815.) [22]	No.	RARA 51	50	RO
	Off-the-road haulage vehicles (report tractors separately under appropriate Schedule B numbers):				
722027	Off-the-road haulage vehicles having a maximum axle carrying capacity (when loaded) of 47,500 pounds or over for any one axle. (1 and 3) [20]	No.	CONS 1	None	R
722027	Chassis of off-the-road haulage vehicles having a maximum axle carrying capacity (when loaded) of 47,500 pounds or over for any one axle. (2 and 4) [18]	No.	CONS 1	None	R
	Parts for commercial automobiles, trucks, and busses:				
	Parts and accessories, n. e. c., specially fabricated, for assembly:				
792610	Front-wheel drive and transfer case assemblies (for the assembly of front driving axles on motor trucks and truck chassis). (1) [4]	No.	TRAN 1	None	RO
794960	Aircraft training, ground handling and maintenance equipment, and specially fabricated parts, n. e. c. (specify by name) (report hand tools in 615310-617898; and riveters in 745700).[18]	----------	GIEQ	250	R

[4] The letter "A" is added in the column headed "Commodity Lists," indicating that the commodity is subject to the IC/DV procedure (see § 373.2 of this subchapter), effective May 16, 1957.
[18] The commodity description is revised without substantive change.
[20] The commodity coverage is decreased.
[22] Certain receiving-type tubes are deleted from the Positive List, and § 399.2, Interpretation No. 13, is amended accordingly.

2. Section 399.2 *Appendix B—Commodity interpretations, Interpretation 13: Receiving type tubes (Schedule B No. 707803)* is amended to read as follows:

INTERPRETATION 13: RECEIVING-TYPE TUBES (SCHEDULE B No. 707803)

The non-military versions (glass or metal) of types of receiving tubes listed below are excepted from the entry presently on the Positive List under Schedule B No. 707803. Military versions of tubes are identified by the use of the letter "W" following any standard tube designation indicated below. For example, 6J5 and 6J5GT are not on the Positive List; however, 6J5WGT is on the Positive List since the letter "W" indicates that it is a military version.

01-A	1LC6	3AV6	5AS4
0Z4	1LD5	3B2	5AS8
1A4-P	1LE3	3B7/1291	5AT8
1A5	1LG5	3BA6	5AU4
1A6	1LH4	3BC5	5AV8
1A7	1LN5	3BC6	5AW4
1AX2	1N5	3BE6	5AX4
1B3	1N6	3BN6	5AZ4
1B4-P	1P5	3BU8	5B8
1B5	1Q5	3BY6	5BE8
1B7	1R5	3BZ6	5BK7
1C5	1S4	3C6/XXB	5BQ7
1C6	1S5	3CB6	5BR8
1C7	1T4	3CE5	5BT8
1D5	1T5	3CF6	5CG8
1D5-GP	1U4	3CS6	5CL8
1D7	1U5	3D6	5CM8
1D8	1-v	3DT6	5T4
1E5-GP	1V2	3E6	5T8
1E7	1W4	3LF4	5U4
1F4	1X2	3Q4	5U8
1F5	2A3	3Q5	5V3
1F6	2A5	3S4	5V4
1F7	2A6	3V4	5V6
1G4	2A7	4AU6	5W4
1G5	2B3	4BC5	5X3
1G6	2B7	4BC8	5X4
1H4	2BN4	4BN6	5X8
1H5	2CY5	4BQ7	5Y3
1H6	2E5	4BS8	5Y4
1J5	2V2	4BU8	5Z3
1J6	2X2	4BZ7	5Z4
1L4	3A2	4CB6	6A3
1L6	3A3	4CY5	6A5
1LA4	3A4	4DT6	6A6
1LA6	3A8	5AM8	6A7
1LB4	3AL5	5AN8	6A8
1LC5	3AU6	5AQ5	6AB4
6AB5	6BD6	6CZ5	6SR7
6AB7	6BE6	6D6	6SS7
6AC5	6BF5	6D7	6ST7
6AC7	6BF6	6D8	6SV7
6AD6	6BG6	6DA7	6SZ7
6AD7	6BH6	6DC6	6T7
6AE5	6BH8	6DE6	6T8
6AE6	6BJ6	6DG6	6U4
6AE7	6BJ7	6DN6	6U5
6AF6	6BJ8	6DQ6	6U6
6AG7	6BK4	6DT6	6U7
6AH4	6BK5	6E5	6U8
6AH6	6BK7	6E6	6V3
6AH7	6BL4	6E7	6V6
6AK6	6BL7	6F5	6V7
6AL5	6BN4	6F6	6V8
6AL7	6BN6	6F7	6W4
6AM8	6BN8	6F8	6W6
6AN5	6BQ6	6G6	6W7
6AN8	6BQ7	6H6	6X4
6AQ5	6BR8	6J3	6X5
6AQ6	6BS8	6J5	6X8
6AQ7	6BU8	6J7	6Y5
6AR5	6BV8	6J8	6Y6
6AR8	6BW4	6K5	6Y7
6AS5	6BX7	6K6	6Z5
6AS6	6BY5	6K7	6Z7
6AS7	6BY6	6K8	6ZY5
6AS8	6BZ6	6L5	7A4
6AT6	6BZ7	6L6	7A5
6AT8	6BZ8	6L7	7A6
6AU4	6C4	6N6	7A7
6AU5	6C5	6N7	7A8
6AU6	6C6	6P5	7AD7
6AU7	6C7	6P7	7AF7
6AU8	6C8	6Q7	7AG7
6AV5	6CA5	6R4	7AH7
6AV6	6CB5	6R7	7AJ7
6AW8	6CB6	6R8	7AK7
6AX4	6CD6	6S4	7AU7
6AX5	6CE5	6S7	7B4
6AX6	6CF6	6S8	7B5
6AX8	6CG7	6SA7	7B6
6AZ8	6CG8	6SB7	7B7
6B4	6CH6	6SC6	7B8
6B5	6CH8	6SC7	7C5
6B6	6CL6	6SD7	7C6
6B7	6CL8	6SE7	7C7
6B8	6CM6	6SF5	7E6
6BA6	6CM7	6SF7	7E7
6BA7	6CN7	6SG7	7F7
6BA8	6CQ8	6SH7	7F8
6BC5	6CR6	6SJ7	7G7
6BC7	6CS6	6SK7	7H7
6BC8	6CS7	6SL7	7J7
6BD4	6CU5	6SN7	7K7
6BD5	6CU6	6SQ7	7L7

7N7	12BL6	14Y4	35Z4
7Q7	12BQ6	15	35Z5
7R7	12BR7	17AV5	36
7S7	12BV7	17AX4	37
7V7	12BY7	17BQ6	38
7W7	12BZ7	17C5	39/44
7X6	12C5	17DQ6	40
7X7	12C8	17H3	40A1
7Y4	12CA5	18A5	40B2
7Z4	12CN5	19	41
8AU8	12CR6	19AU4	42
8AW8	12CS6	19BG6	43
8BA8	12CT8	19C8	45
8BH8	12CU5	19J6	45Z3
8BN8	12CU6	19T8	45Z5
8CG7	12DQ6	19V8	46
8CM7	12F5	19X8	47
8CN7	12F8	20	48
8CS7	12H6	22	49
8SN7	12J5	24	50
9CL8	12J7	25A6	50A1
9U8	12J8	25A7	50A5
10	12K5	25AC5	50AX6
10C8	12K7	25AV5	50B5
10DA7	12K8	25AX4	50C5
11	12L6	25AX5	50C6
12	12Q7	25B5	50CD6
12A4	12R5	25B6	50L6
12A5	12S8	25B8	50X6
12A6	12SA7	25BK5	50Y6
12A7	12SC7	25BQ6	50Y7
12A8	12SF5	25C5	50Z7
12AB5	12SF7	25C6	53
12AC6	12SG7	25CA5	55
12AD6	12SH7	25CD6	56
12AD7	12SJ7	25CU6	57
12AE6	12SK7	25DN6	58
12AF6	12SL7	25DQ6	59
12AH7	12SN7	25F5	70L7
12AJ6	12SQ7	25L6	71
12AL5	12SR7	25N6	75
12AL8	12V6	25W4	76
12AQ5	12W6	25W6	77
12AS5	12X4	25Y5	78
12AS6	12Z3	25Z5	79
12AT6	14A4	25Z6	80
12AT7	14A5	26	81
12AU6	14A7	26A7	82
12AU7	14AF7	27	83
12AV5	14B6	28D7	83-v
12AV6	14B8	30	84
12AV7	14C5	31	84/6Z4
12AW6	14C7	32	85
12AX4	14E6	32L7	89
12AX7	14E7	33	V99
12AZ7	14F7	34	X99
12B4	14F8	35	112-A
12B8	14H7	35/51	117L7/M7
12BA6	14J7	35A5	117N7
12BA7	14N7	35B5	117P7
12BD6	14Q7	35C5	117Z3
12BE6	14R7	35L6	117Z4
12BF6	14S7	35W4	117Z6
12BH7	14W7	35Y4	
12BK5	14X7	35Z3	

This amendment shall become effective as of April 1, 1957, unless otherwise indicated in the footnotes.

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

LORING K. MACY,
Director,
Bureau of Foreign Commerce.

[F. R. Doc. 57-3052; Filed, Apr. 17, 1957; 8:45 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter V—Department of the Army

Subchapter E—Organized Reserves

PART 561—ARMY RESERVE

MISCELLANEOUS AMENDMENTS

1. Amend subparagraph (4) of § 561.6 (c) to read as follows:

§ 561.6 *Ineligibles.* * * *

(c) * * *

(4) Having been passed over twice for promotion, or otherwise discharged because of failure to be promoted to a higher grade except for qualified Regular Army officers with 10 or more years of active duty commissioned service who resign from the regular Army in lieu of separation from the active list because of promotion failure, when it is determined that the officers can be employed in a Reserve commissioned status during a mobilization period, in accordance with § 561.9 (c).

2. In § 561.8, revise paragraph (a), amend the introductory portion of paragraph (c) (1), and revise paragraph (c) (2), to read as follows:

§ 561.8 *Eligibility.* * * *

(a) *Minimum age requirements.* (1) Male applicants must be at least:

(i) 21 years of age for initial appointment for assignment to the Army Nurse Corps and Army Medical Specialist Corps Branches.

(ii) 18 years of age for initial appointment for assignment to other branches.

* * * * *

(c) *Citizenship requirements.* (1) Except for the branches indicated in subparagraph (2) of this paragraph, an applicant must be a citizen of the United States, its Territories, or possessions, or have made a declaration of intention to become a citizen thereof, except that a noncitizen who had prior service in the Armed Forces of the United States or who is serving in the active military service of the Army is eligible for appointment subject to the following requirements.

* * * * *

(2) An applicant for the Army Nurse Corps or Army Medical Specialist Corps must be a citizen or have made declaration of intent to become a citizen of the United States.

3. Paragraph (c) is added to § 561.9, as follows:

§ 561.9 *Limitations on appointments.* * * *

(c) The restrictions in paragraph (a) of this section do not apply to qualified Regular Army officers with 10 or more years of active duty commissioned service who resign from the Regular Army in lieu of separation from the active list because of promotion failure, when it is determined that the officers can be employed in a Reserve commissioned status during a mobilization period. Applications for appointment from such officers will be submitted to The Adjutant General with their resignation from the Regular Army together with a request that they be transferred to the Retired Reserve immediately after acceptance of appointment.

4. In § 561.19 (d), add new subparagraph (4) to read as follows:

§ 561.19 *Appointment as reserve commissioned officers of the Army for assignment to Women's Army Corps Branch.* * * *

(d) *Special requirements.* * * *

(4) In the case of individuals desiring appointment and concurrent active duty, the Department of the Army will consider on an individual basis requests for waiver of age, education, and/or experience. Request for waivers will be forwarded to The Adjutant General, Department of the Army, Washington 25, D. C., ATTN: AGPR-AA.

[C 2, AR 140-100, Oct. 10, 1956, and C 3, Mar. 22, 1957] (Sec. 3012, 70A Stat. 157; 10 U. S. C. 3012. Interpret or apply secs. 3351-3395, 70A Stat. 193; 10 U. S. C. 3551-3395)

[SEAL] HERBERT M. JONES,
Major General, U. S. Army,
The Adjutant General.

[F. R. Doc. 57-3087; Filed, Apr. 17, 1957; 8:45 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 6644]

PART 13—DIGEST OF CEASE AND DESIST ORDERS

MAGIC WEAVE, INC., ET AL.

Subpart—*Advertising falsely or misleadingly:* § 13.15 *Business status, advantages, or connections:* International nature; service; § 13.55 *Demand, business, or other opportunities;* § 13.60 *Earnings and profits;* § 13.100 *Individual attention;* § 13.105 *Individual's special selection or situation;* § 13.115 *Jobs and employment service;* § 13.125 *Limited offers or supply;* § 13.185 *Refunds, repairs, and replacements;* § 13.205 *Scientific or other relevant facts.* Subpart—*Offering unfair, improper and deceptive inducements to purchase or deal;* § 13.1930 *"Degrees", "certificates", etc.*[1]; §13.1935 *Earnings and profits;* § 13.1985 *Individual's special selection or situation;* § 13.2000 *Limited offers or supply;* § 13.2015 *Opportunities in product or service.*

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) [Cease and desist order, Magic Weave, Inc., et al., Boston, Mass., Docket 6644, April 2, 1957]

In the Matter of Magic Weave, Inc., a Corporation, and Carmen J. Ciarfella, Individually and as an Officer and Director of Said Corporation, and Diego Ciarfella and Mary R. Ciarfella, Individually and as Directors of Said Corporation

This proceeding was heard by a hearing examiner on the complaint of the Commission charging the Boston, Mass., sellers of a reweaving kit designated as "Magi-Weave", with a course of instruction in reweaving, with misrepresenting in sales literature, by statements of salesmen, and in the "Help Wanted" columns of newspapers, the subject matter of the course, the ease of learning by anyone, the money-making opportunities and demand for reweaving services, among other things.

Following entry of an agreement for a consent order, the hearing examiner made his initial decision and order to cease and desist which became on April 2 the decision of the Commission.

[1] Amended to read as set forth.

The order to cease and desist is as follows:

It is ordered, That respondents, Magic Weave, Inc., a corporation, and its officers and directors, and Carmen J. Ciarfella, individually and as an officer and director of said corporation, and Diego Ciarfella and Mary R. Ciarfella, individually and as directors of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of a reweaving kit, together with a course of instruction, designated as "Magi-Weave", or by any other name or names, do forthwith cease and desist from:

(1) Representing, directly or by implication:

(a) That respondents' course of instruction constitutes a complete course in reweaving;

(b) That persons can learn reweaving easily or quickly, unless restricted to the patch or overlay method of reweaving and unless it is disclosed that this is possible only in the case of those persons having normal use of their hands, good eyesight with or without glasses, and who are tempermentally disposed to learn reweaving;

(c) That personal instructions and supervision will be given to each purchaser of respondents' kit and course of instruction, unless such is the case;

(d) That the typical or potential earnings for persons completing respondents' course of instruction are greater than they are in fact;

(e) That respondents make arrangements with dry cleaners, tailors, and other concerns for the services of those completing their course of instruction;

(f) That only a limited number of reweaving kits and courses of instruction will be sold in each area;

(g) That respondents will refund payments on contracts, unless they in fact make such refunds upon demand by the purchasers;

(h) That reweaving is seldom available in small communities or that only a few reweaving establishments are operated in cities;

(i) That the issuance of certificates to persons who have completed respondents' course qualifies them as skilled reweavers or as professional reweavers;

(j) That persons or organizations exist known as Magi-Weave Dealers;

(k) That the demand for the services of persons completing respondents' course of instruction is greater than it is in fact;

(l) That respondents' organization is an international concern;

(m) That offers to sell their reweaving kits and courses of instruction are limited as to time or are made only to selected persons.

(2) Advertising for employment in the "Help Wanted" columns of newspapers in order to obtain prospects for the sale of their kit and course of instruction.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: April 2, 1957.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F. R. Doc. 57-3107; Filed, Apr. 17, 1957; 8:50 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 54341]

PART 16—LIQUIDATION OF DUTIES

DUTIABLE STATUS OF IMPORTED PHILIPPINE PRODUCTS

In order to conform with the revised trade agreement now existing between the Philippine Islands and the United States, paragraph (a) of § 16.26 of the Customs Regulations is amended to read as follows:

(a) The total or partial exemptions of "Philippine articles" [20] entered, or withdrawn from warehouse, for consumption during the period beginning January 1, 1956, which are authorized by the Philippine Trade Agreement Revision Act of 1955 and Presidential Proclamation of October 26, 1955, made pursuant thereto (T. D. 53965), apply to "Philippine articles" imported from any foreign country.

(R. S. 251, sec. 624, 46 Stat. 759; 19 U. S. C. 66, 1624)

[SEAL] RALPH KELLY,
Commissioner of Customs

Approved: April 11, 1957.

DAVID W. KENDALL,
Acting Secretary of the Treasury.

[F. R. Doc. 57-3109; Filed, Apr. 17, 1957; 8:50 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. 108.316]

PART 41—VISAS: DOCUMENTATION OF NONIMMIGRANT ALIENS UNDER THE IMMIGRATION AND NATIONALITY ACT

MISCELLANEOUS AMENDMENTS

Part 41, Chapter I, Title 22 of the Code of Federal Regulations, is hereby amended in the following respects:

1. Section 41.5 *Classification symbols* is amended by changing the heading of the second column to read "citation," and by adding at the end of the pertinent column the following classes, citations, and symbols, respectively:

Class	Citation	Symbol to be inserted in visa
Principal permanent representative of Member State to NATO and resident members of his official staff; Secretary General, Deputy Secretary General, and Executive Secretary of NATO; Co-ordinator of North Atlantic Defense Production; other permanent NATO officials of similar rank; and members of immediate family.	Art. 12, 5 UST 1094 Art. 20, 5 UST 1098	NATO-1
Other representative of Member State to NATO Council or any of its subsidiary bodies, including representatives, advisers, and technical experts of delegations, and members of immediate family.	Art. 13, 5 UST 1094	NATO-2
Official clerical staff accompanying a representative of Member State to NATO, its Council or subsidiary bodies, and members of immediate family.	Art. 14, 5 UST 1096	NATO-3
Officials of NATO, and members of immediate family	Art. 18, 5 UST 1098	NATO-4
Experts, other than officials classifiable under the symbol NATO-4, employed on missions on behalf of NATO.	Art. 21, 5 UST 1100	NATO-5
Members of a civilian component attached to or employed by an Allied Headquarters under the Protocol on the status of International Military Headquarters set up pursuant to the North Atlantic Treaty, and their dependents.	Art. 3, 5 UST 877	NATO-6

2. Paragraphs (c) and (d) of § 41.9 *Application for nonimmigrant visas*, are amended to read as follows:

(c) *Personal appearance.* Except as otherwise provided in this paragraph, every alien who makes application for a nonimmigrant visa shall be required to appear in person before a consular officer to execute Form 257. The requirement of personal appearance may be waived in the discretion of the consular officer in the case of any alien (1) who is within a class of nonimmigrants described in section 101 (a) (15) (A) or section 101 (a) (15) (G) of the act, (2) who is within a class of nonimmigrants classifiable under the visa symbol NATO-1, NATO-2, NATO-3, or NATO-4, or (3) who is a child under ten years of age. If a waiver of personal appearance is granted, the application form shall be completed by the consular officer from available information relating to the alien.

(d) *Photographs.* Except as otherwise provided in this paragraph, every alien who makes application for a nonimmigrant visa shall furnish with his application identical photographs of himself in such number as may be required in the discretion of the consular officer. A child under ten years of age shall not be required to furnish photographs unless he is the bearer of a separate passport. The photographs shall reflect a reasonable likeness of the alien as of the time they are furnished, and shall be two by two inches in size, unmounted, without head covering, have a light background, and clearly show a full front view of the facial features of the alien. Each copy of the photograph shall be signed by the person making the application with the full name of the alien in such a manner as not to obscure the alien's features. The photograph requirement may be waived in the discretion of the consular officer in the case of any alien (1) who is within a

class of nonimmigrants described in section 101 (a) (15) (A) or section 101 (a) (15) (G) of the act, (2) who is within a class of nonimmigrants classifiable under the visa symbol NATO–1, NATO–2, NATO–3, or NATO–4, or (3) who is granted a diplomatic visa. A signed notation of any such waiver shall be made in the space provided in the application form for the alien's photograph.

3. Paragraph (d) *Police certificates of nonimmigrants* of § 41.10 *Documents required in connection with application for nonimmigrant visa; medical examination; police certificates,* is amended to read as follows:

(d) *Police certificates.* An alien applying for a nonimmigrant visa shall be required to present a police certificate if the consular officer has reason to believe that the alien has a police or criminal record. If required to present a police certificate, the alien shall furnish in duplicate with his application a certification by the appropriate police or other authorities stating what their records show concerning him: *Provided,* That the provisions of this paragraph shall not apply in the case of any alien (1) who is within a class of nonimmigrants described in section 101 (a) (15) (A) (i) or (ii), or section 101 (a) (15) (G) (i), (ii), (iii), or (iv), or section 212 (d) (8), of the act, or (2) who is within a class of nonimmigrants classifiable under the visa symbol NATO–1, NATO–2, NATO–3, or NATO–4.

4. Section 41.17 *Refusal of nonimmigrant documentation,* is amended to read as follows:

§ 41.17 *Refusal of nonimmigrant documentation.* (a) Every alien shall be presumed to be an immigrant until he establishes to the satisfaction of the consular officer that he is properly classifiable within a nonimmigrant class specifically described in § 41.5.

(b) Except as otherwise provided in paragraphs (c), (d), (e), and (f) of this section, the provisions of section 212 (a) of the act specifying the grounds of ineligibility to receive visas, as implemented by § 42.42 of this chapter, shall apply to all nonimmigrants.

(c) Aliens who are properly classified as nonimmigrants under the provisions of section 101 (a) (15) of the act, as implemented by § 41.5, including aliens classifiable under the visa symbol EX, NATO–5, or NATO–6, shall not be refused nonimmigrant visas or other nonimmigrant documentation on the ground that they are:

(1) Polygamists, or persons who practice, or advocate the practice of, polygamy, as referred to in section 212 (a) (11) of the act;

(2) Aliens who seek to enter the United States for the purpose of performing skilled or unskilled labor, as referred to in section 212 (a) (14) of the act;

(3) Aliens ineligible to United States citizenship, and aliens who, in departing from the United States to avoid or evade training or service in the United States Armed Forces, were nonimmigrants at the time of such departure, as referred to in section 212 (a) (22) of the act;

(4) Illiterates, as referred to in section 212 (a) (25) of the act.

(d) The grounds for refusing visas to aliens as specified in section 212 (a) of the act shall not apply to nonimmigrant aliens within Class A–1, unless the President so directs and specific instructions are issued by the Department.

(e) Aliens within any of the following classes of nonimmigrants shall be refused visas or other documentation only under those provisions of section 212 (a) of the act which are stated specifically with reference to each class:

(1) Class A–2: Section 212 (a) (27) and (29);

(2) Class C–2: Section 212 (a) (26) (A), (27), (28), and (29);

(3) Class C–3: Section 212 (a) (26) (A), (27), and (29);

(4) Class G–1: Section 212 (a) (27);

(5) Classes G–2, G–3, and G–4: Section 212 (a) (27) and (29);

(6) Classes A–3 and G–5: Section 212 (a), except paragraphs (11), (14), (25), and (28), and except as provided in section 212 (a) (22);

(7) Class NATO–1: Section 212 (a) (27);

(8) Classes NATO–2, NATO–3, and NATO–4: Section 212 (a) (27) and (29).

(f) A nonimmigrant alien in whose case the passport requirement has not been waived and (1) who is within one of the classes of nonimmigrants described in section 101 (a) (15) (A) (i) and (ii) of the act, or (2) who is within one of the classes of nonimmigrants described in section 101 (a) (15) (G) (i), (ii), (iii), and (iv) of the act, or (3) who is within a class of nonimmigrants classifiable under the visa symbol NATO–1, NATO–2, NATO–3, or NATO–4, shall present a passport which is valid and unexpired on the date such alien is issued a nonimmigrant visa.

5. Paragraph (a) of § 41.19 *Registration and fingerprinting of nonimmigrants* is amended to read as follows:

(a) Every alien applying for a nonimmigrant visa shall be fingerprinted, except:

(1) An alien who is classifiable as a nonimmigrant under the provisions of section 101 (a) (15) (A) (i) or (ii), or section 101 (a) (15) (G) (i), (ii), (iii), or (iv), of the act;

(2) An alien who is an applicant for a diplomatic visa and who is exempted from fingerprinting under the provisions of § 40.7 (c) of this chapter;

(3) An alien who is classifiable as a nonimmigrant under the visa symbol NATO–1, NATO–2, NATO–3, or NATO–4;

(4) A child under 14 years of age at the time of application for a nonimmigrant visa;

(5) An alien who has been previously fingerprinted on Form AR–4 in connection with an application for a visa, as evidenced by the records of the office where the visa application is being made;

(6) An alien crewman who presents a Fingerprint Record Card (I–73) in connection with his application for a nonimmigrant visa and who can be identified as the person to whom such card was issued.

The regulations contained in this order shall become effective upon publication in the FEDERAL REGISTER. The provisions of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C. 1003) relative to notice of proposed rule making and delayed effective date are inapplicable to this order because the regulations contained therein involve foreign affairs functions of the United States.

(Sec. 104, 66 Stat. 174; 8 U. S. C. 1104)

Dated: April 10, 1957.

[SEAL] ROBERT F. CARTWRIGHT,
Acting Administrator,
Bureau of Security
and Consular Affairs.

[F. R. Doc. 57–3096; Filed, Apr. 17, 1957; 8:47 a. m.]

TITLE 26—INTERNAL REVENUE, 1954

Chapter I—Internal Revenue Service, Department of the Treasury

Subchapter A—Income Tax

[T. D. 6228]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

INSURANCE CONTRACTS

On June 30, 1956, notice of proposed rule making regarding the regulations for taxable years beginning after December 31, 1953, and ending after August 16, 1954, except as otherwise provided, under section 264 of the Internal Revenue Code of 1954 was published in the FEDERAL REGISTER (21 F. R. 4872). After consideration of all such relevant matter as was presented by interested persons regarding the rules proposed, the regulations as so published are hereby adopted as set forth below, subject to the following changes:

PARAGRAPH 1. Section 1.264–1 is revised as follows:

(A) By changing the heading of paragraph (a) to read as follows: "*When premiums are not deductible.*"

(B) By changing the first sentence of paragraph (a).

(C) By deleting the fourth sentence of paragraph (b).

(D) By changing the fifth sentence of paragraph (b).

(E) By deleting the word "such" from the phrase "Whether or not the taxpayer is a beneficiary under such a policy" in the sixth sentence of paragraph (b).

PAR. 2. The first sentence of § 1.264–2 is revised.

PAR. 3. A new § 1.264–3 is added after § 1.264–2.

[SEAL] RUSSELL C. HARRINGTON,
Commissioner of Internal Revenue.

Approved: April 12, 1957.

DAN THROOP SMITH,
Deputy to the Secretary.

The following regulations relating to insurance contracts are prescribed under section 264 of the Internal Revenue Code of 1954, and except as otherwise specifically provided therein are effective for taxable years beginning after December

31, 1952, and ending after August 16, 1954:

Sec.
1.264 Statutory provisions; items not deductible; certain amounts paid in connection with insurance contracts.
1.264–1 Premiums on life insurance taken out in a trade or business.
1.264–2 Single premium life insurance, endowment, or annuity contracts.
1.264–3 Effective date; taxable years ending after March 1, 1954, subject to the Internal Revenue Code of 1939.

AUTHORITY: §§ 1.264 to 1.264–3 issued under sec. 7805, 68A Stat. 917; 26 U. S. C. 7805.

§ 1.264 *Statutory provisions; items not deductible; certain amounts paid in connection with insurance contracts.*

SEC. 264. *Certain amounts paid in connection with insurance contracts*—(a) *General rule.* No deduction shall be allowed for—

(1) Premiums paid on any life insurance policy covering the life of any officer or employee, or of any person financially interested in any trade or business carried on by the taxpayer, when the taxpayer is directly or indirectly a beneficiary under such policy.

(2) Any amount paid or accrued on indebtedness incurred or continued to purchase or carry a single premium life insurance, endowment, or annuity contract.

Paragraph (2) shall apply in respect of annuity contracts only as to contracts purchased after March 1, 1954.

(b) *Contracts treated as single premium contracts.* For purposes of subsection (a) (2), a contract shall be treated as a single premium contract—

(1) If substantially all the premiums on the contract are paid within a period of 4 years from the date on which the contract is purchased, or

(2) If an amount is deposited after March 1, 1954, with the insurer for payment of a substantial number of future premiums on the contract.

§ 1.264–1 *Premiums on life insurance taken out in a trade or business—(a) When premiums are not deductible.* Premiums paid by a taxpayer on a life insurance policy are not deductible from the taxpayer's gross income, even though they would otherwise be deductible as trade or business expenses, if they are paid on a life insurance policy covering the life of any officer or employee of the taxpayer, or any person (including the taxpayer) who is financially interested in any trade or business carried on by the taxpayer, when the taxpayer is directly or indirectly a beneficiary of the policy. For additional provisions relating to the nondeductibility of premiums paid on life insurance policies (whether under section 162 or any other section of the Internal Revenue Code), see section 262, relating to personal, living, and family expenses, and section 265, relating to expenses allocable to tax-exempt income.

(b) *When taxpayer is a beneficiary.* If a taxpayer takes out a policy for the purpose of protecting himself from loss in the event of the death of the insured, the taxpayer is considered a beneficiary directly or indirectly under the policy. However, if the taxpayer is not a beneficiary under the policy, the premiums so paid will not be disallowed as deductions merely because the taxpayer may derive a benefit from the increased efficiency of the officer or employee insured. See section 162 and the regulations thereunder. A taxpayer is considered a beneficiary under a policy where, for example, he, as a principal member of a partnership, takes out an insurance policy on his own life irrevocably designating his partner as the sole beneficiary in order to induce his partner to retain his investment in the partnership. Whether or not the taxpayer is a beneficiary under a policy, the proceeds of the policy paid by reason of the death of the insured may be excluded from gross income whether the beneficiary is an individual or a corporation, except in the case of (1) certain transferees, as provided in section 101 (a) (2); (2) portions of amounts of life insurance proceeds received at a date later than death under the provisions of section 101 (d); and (3) life insurance policy proceeds which are includible in the gross income of a husband or wife under section 71 (relating to alimony) or section 682 (relating to income of an estate or trust in case of divorce, etc.). (See section 101 (e).) For further reference, see, generally, section 101 and the regulations thereunder.

§ 1.264–2 *Single premium life insurance, endowment, or annuity contracts.* Amounts paid or accrued on indebtedness incurred or continued, directly or indirectly, to purchase or to continue in effect a single premium life insurance or endowment contract, or to purchase or to continue in effect a single premium annuity contract purchased (whether from the insurer, annuitant, or any other person) after March 1, 1954, are not deductible under section 163 or any other provision of chapter 1 of the Internal Revenue Code of 1954. This prohibition applies even though the insurance is not on the life of the taxpayer and regardless of whether or not the taxpayer is the annuitant or payee of such annuity contract. A contract is considered a single premium life insurance, endowment, or annuity contract, for the purposes of this section, if substantially all the premiums on the contract are paid within four years from the date on which the contract was purchased, or if an amount is deposited after March 1, 1954, with the insurer for payment of a substantial number of future premiums on the contract.

§ 1.264–3 *Effective date; taxable years ending after March 1, 1954, subject to the Internal Revenue Code of 1939.* Pursuant to section 7851 (a) (1) (C), the regulations prescribed in § 1.264–2, to the extent that they relate to amounts paid or accrued on indebtedness incurred or continued to purchase or carry a single premium annuity contract purchased after March 1, 1954, and to the extent they consider a contract a single premium life insurance, endowment, or annuity contract if an amount is deposited after March 1, 1954, with the insurer for payment of a substantial number of future premiums on the contract, shall also apply to taxable years beginning before January 1, 1954, and ending after March 1, 1954, and to taxable years beginning after December 31, 1953, and ending after March 1, 1954, but before August 17, 1954, although such years are subject to the Internal Revenue Code of 1939.

[F. R. Doc. 57–3098; Filed, Apr. 17, 1957; 8:47 a. m.]

TITLE 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 694—MINIMUM WAGE RATES IN THE INDUSTRIES IN THE VIRGIN ISLANDS

WAGE ORDER GIVING EFFECT TO RECOMMENDATIONS

Pursuant to section 5 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended; 29 U. S. C. 201 et seq.), the Secretary of Labor by Administrative Order No. 477 (22 F. R. 987) appointed, convened, and gave notice of the hearing of Special Industry Committee No. 4 for the Virgin Islands to recommend the minimum wage rate or rates to be paid under section 6 (c) of the act to employees in the Virgin Islands who are engaged in commerce or in the production of goods for commerce.

Subsequent to an investigation and a hearing, conducted pursuant to the notice as amended by Administrative Order No. 479 (22 F. R. 1869), the committee filed with the Administrator a report containing its findings with respect to the matters referred to it. Accordingly, as authorized and required by section 8 of the act and General Order No. 45–A of the Secretary (15 F. R. 3290), (1) the recommendations of the committee are hereby published in the following amendment to the Code of Federal Regulations; and (2) effective May 4, 1957, Part 694 of Title 29, is amended to read as follows:

Sec.
694.1 Definitions of industries in the Virgin Islands.
694.2 Wage rates.
694.3 Notices.

AUTHORITY: §§ 694.1 to 694.3 issued under sec. 8, 52 Stat. 1064, as amended; 29 U. S. C. 208. Interpret or apply sec. 5, 52 Stat. 1062, as amended; 29 U. S. C. 205.

§ 694.1 *Definitions of the industries in the Virgin Islands.* The industries in the Virgin Islands to which this part shall apply are hereby defined as follows:

(a) *Alcoholic beverage and industrial alcohol industry.* This industry shall include the manufacture of alcoholic beverages, including, but not by way of limitation, the distilling, rectifying, blending or bottling of rum, gin, whiskey, brandy, liqueurs, cordials, wine, and beer, and the manufacture of industrial and other types of alcohol.

(b) *Banking, real estate, accounting, and insurance industry.* This industry shall include the business carried on by any banking, insurance, financial, real estate, or accounting firm, institution, agency, or enterprise.

(c) *Wholesale distribution, trucking, construction, and communications industry.* This industry shall include: (1) The wholesaling, warehousing, and other distribution of commodities, including, but not by way of limitation, the activi-

ties of importers, exporters, wholesalers, public warehouses, and brokers and agents (except realty and financial), including manufacturers' selling agencies; (2) the activity carried on by any common or contract carrier engaged in the transportation of property by motor vehicle; (3) the designing, construction, reconstruction, alteration, repair, and maintenance of buildings, structures, and other improvements, including, but not by way of limitation, factories, highways, bridges, sewers, water mains, irrigation canals, pipe lines, harbors, and airfields; the assembling at the construction site and the installation of machinery and other facilities in or upon such buildings, structures, and improvements; the dismantling, wrecking or other demolition of such improvements and facilities; and (4) the activities carried on by any wire or radio system of communication or by any messenger service.

(d) *Bay rum and other toilet preparations industry.* This industry shall include the manufacture (including bottling and packaging) of bay oil, bay rum, perfumes, colognes, toilet waters, and other similar toilet preparations.

(e) *Fruit and vegetable packing, farm products assembling, and meat packing industry.* This industry shall include the assembling and preparing for market of fresh fruits, vegetables, and other related products; and the slaughtering of meat animals and the dressing and packing of meat, and all operations incidental thereto.

(f) *Hand-made art linen and straw goods industry.* This industry shall include the manufacture from any woven material of hand-made handkerchiefs, and hand-made household art linens, including, but not by way of limitation, table cloths, napkins, bridge sets, luncheon cloths, table covers and towels; and the manufacture by hand from straw, raffia, sisal, or similar materials, of hats, baskets, purses, mats, trays, bottle coverings, or other articles, except footwear.

(g) *Shipping, transportation, ship and boat-building industry.* This industry shall include the transportation of passengers and cargo by water or by air, and all activities in connection therewith, including, but not by way of limitation, the operation of air terminals, piers, wharves and docks, including bunkering, stevedoring, storage, and lighterage operations, the operation of tourist bureaus, and travel and ticket agencies; the building, repairing, and maintenance of ships and boats; and the manufacture and repairing of sails, rope, fenders, and other marine equipment.

(h) *Miscellaneous industries.* These industries shall include the manufacture of ice, dolls, eye shades, precious jewelry, costume jewelry, buttons, buckles, wearing apparel, slippers and other footwear, embroidered laces, furniture, wooden ware and wooden novelties; printing and publishing; the bottling of non-alcoholic beverages; and all other industries not included in paragraphs (a) through (g) of this section.

§ 694.2 *Wage rates.* (a) Wages at a rate of not less than 55 cents an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the alcoholic beverage and industrial alcohol industry in the Virgin Islands who is engaged in commerce or in the production of goods for commerce.

(b) Wages at a rate of not less than 75 cents an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the banking, real estate, accounting, and insurance industry in the Virgin Islands who is engaged in commerce or in the production of goods for commerce.

(c) Wages at a rate of not less than 70 cents an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the wholesale distribution, trucking, construction, and communications industry in the Virgin Islands who is engaged in commerce or in the production of goods for commerce.

(d) Wages at a rate of not less than 70 cents an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the bay rum and other toilet preparations industry in the Virgin Islands who is engaged in commerce or in the production of goods for commerce.

(e) Wages at a rate of not less than 40 cents an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the fruit and vegetable packing, farm products assembling, and meat packing industry in the Virgin Islands who is engaged in commerce or in the production of goods for commerce.

(f) Wages of not less than the following rates an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of of his employees in the handmade art linen and straw goods industry in the Virgin Islands who is engaged in commerce or in the production of goods for commerce: (1) For the hand-sewing operations in the handmade art linen classification of this industry, wages at a rate of not less than 20 cents an hour; (2) for the hand-sewing and hand-weaving operations in the handmade straw goods classification of this industry, wages at a rate of not less than 15 cents an hour; and (3) for all other operations in this industry, wages at a rate of not less than 40 cents an hour.

(g) Wages at a rate of not less than 84 cents an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the shipping, transportation, ship and boat building industry in the Virgin Islands who is engaged in commerce or in the production of goods for commerce.

(h) Wages at a rate of not less than 55 cents an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the miscellaneous industries in the Virgin Islands who is engaged in commerce or in the production of goods for commerce.

§ 694.3 *Notices.* Every employer subject to the provisions of § 694.2 shall post in a conspicuous place in each department of his establishment where employees subject to the provisions of § 694.2 are working such notices of this part as shall be prescribed from time to time by the Administrator of the Wage and Hour and Public Contracts Divisions of the United States Department of Labor, and shall give such other notice as the Administrator may prescribe.

Signed at Washington, D. C., this 15th day of April 1957.

NEWELL BROWN,
Administrator.

[F. R. Doc. 57-3132; Filed, Apr. 17, 1957; 8:55 a. m.]

TITLE 45—PUBLIC WELFARE

Chapter I—Office of Education, Department of Health, Education, and Welfare

PART 130—FEDERAL ASSISTANCE UNDER THE LIBRARY SERVICES ACT, PUBLIC LAW 597, 84TH CONGRESS, 2D SESSION, TO PROMOTE THE FURTHER EXTENSION BY THE SEVERAL STATES OF PUBLIC LIBRARY SERVICES TO RURAL AREAS WITHOUT SUCH SERVICES OR WITH INADEQUATE SERVICES

DETERMINING TO WHICH FISCAL YEAR AN EXPENDITURE IS CHARGEABLE

Section 130.15 (21 F. R. 9651) is hereby amended to read as follows:

§ 130.15 *Determining to which fiscal year an expenditure is chargeable.* An expenditure under a State plan will be charged to that Federal fiscal year in which the obligation was incurred. Such budgets and expenditure reports as are required by the Commissioner will be prepared on this basis. For the purposes of this section, "obligation" shall mean only bona fide encumbrances or commitments which are supported by contracts or other evidence of liability consistent with State purchasing procedure.

(Sec. 8, Pub. Law 597, 84th Cong.; 70 Stat. 295)

Dated: March 28, 1957.

[SEAL] L. G. DERTHICK,
United States Commissioner of Education.

Approved: April 12, 1957.

M. B. FOLSOM,
Secretary of Health, Education, and Welfare.

[F. R. Doc. 57-3112; Filed, Apr. 17, 1957; 8:50 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

MODIFIED CURTAILMENT OF CERTAIN POSTAL SERVICES

CROSS REFERENCE: For an order modifying the curtailment of certain postal services, see F. R. Document 57-3226, Post Office Department, in the Notices Section, *infra.*

MISCELLANEOUS AMENDMENTS TO CHAPTER

Chapter I of Title 39 is amended in the following respects:

PART 31—STAMPS, ENVELOPES, AND POSTAL CARDS

In Part 31 make the following changes:

a. Amend the part caption to read as set forth above.

b. In § 31.1 *Postage stamps (adhesive)* amend paragraph (a) to read as follows:

(a) *Adhesive stamps available.*

Purpose	Form	Denomination and prices
Ordinary postage	Single or sheet	½, 1, 1½ cents; 2 through 10, 15, 20, 25, 30, 40, and 50 cents; $1 and $5.
	Book	12 3-cent: 37 cents. 24 3-cent: 73 cents.
	Coil	1, 1½, 2, and 3 cents: Coils of 500 and 1,000 sidewise, gummed in.
		6 cents: Coils of 500 sidewise, gummed in.
		1, 2, and 3 cents: Coils of 3,000 sidewise, gummed in, for vending machines.
		1, 1½, 2, and 3 cents: Coils of 3,000, sidewise, gummed out, for affixing machines.
		(Orders for coils of 3,000 MUST specify gummed in or gummed out.)
Airmail postage (or use on airmail only).	Single or sheet	4, 6, 10, 15, 25, and 80 cents.
	Book	12 6-cent: 73 cents.
	Coil	6-cent: Coils of 500 endwise, gummed in.
Precanceled postage	Coils and sheets	Available on special order to permit holders only. (See Part 32.)
Postage-due (for post office use only).	Single or sheet	½, 1, 2, 3, 5, 10, 30, and 50 cents: $1 and $5. (Available to public for stamp collections only through the Philatelic Agency, Post Office Department, Washington 25, D. C.)
Special delivery (see Part 56)	Single or sheet	10, 15, and 20 cents. Good only for special-delivery fee.
Special handling (see Part 57)	Single or sheet	10, 15, and 20 cents. Good only for special-handling fee.
Certified mail (see Part 58)	Single or sheet	15 cents. Good only for certified mail.

c. In § 31.2 *Plain envelopes and postal cards* amend paragraph (b) to read as follows:

(b) *Postal cards available.*

Stock No. and dimensions	Kind	Price each (cents)	Sheets	
			Number of cards per sheet	Cards per case
5 (3″ x 5″)	Domestic single	2	20 (4 x 5 cards)	5,000
8 (3¼″ x 5½″)	Domestic single	2	40 (4 x 10 cards)	10,000
6 (3¼″ x 5½″)	Domestic double	4	20 (4 x 5 cards)	5,000
11 (3¼″ x 5½″)	Foreign single	4	Postal cards in sheets, for use in printing, must be cut to regulation size before mailing. Cases may be broken for sale to printers. Return addresses are not printed on postal cards by Post Office Department. Precanceled postal cards are not available from the post office.	
12 (3¼″ x 5½″)	Foreign double	8		
4 (3¼″ x 5½″)	Domestic airmail single (use for airmail only).	4		

(R. S. 161, 396, as amended, 3914, 3915, as amended, 3916, as amended; 5 U. S. C. 22, 359, 39 U. S. C. 351, 354, 356)

PART 46—RURAL SERVICE

In § 46.2 *Delivery routes* add the following to paragraph (e): "If one box is used for both routes, it must be an approved standard rural-route box."

(R. S. 161, 396, as amended; sec. 1, 39 Stat. 423; 5 U. S. C. 22, 369; 39 U. S. C. 191, 192)

PART 54—PAYMENT FOR LOSSES

Part 54, Payment for Losses, is amended to read as follows:

Sec.
54.1 Payment conditions.
54.2 Payable claims.
54.3 Nonpayable claims.
54.4 How to request payment.
54.5 Articles recovered after payment.

AUTHORITY: §§ 54.1 to 54.5 issued under R. S. 161, 396, as amended, 3926, as amended; sec. 8, 37 Stat. 558, as amended, sec. 1, 41 Stat. 581; 5 U. S. C. 22, 369; 39 U. S. C. 244, 381, 382.

§ 54.1 *Payment conditions.* (a) If, through error by the Postal Service, you were charged a fee less than that required to cover the amount of insurance desired, you may pay the deficiency in fee and postal insurance may be paid within the limit fixed for the higher fee.

(b) If commercial insurance is carried on a registered, insured, or c. o. d. article, the total amount of insurance to be received will be prorated between the Postal Service and the insurance company. The following formula is used:

$$\frac{\text{Maximum postal insurance for fee paid}}{\text{Maximum postal insurance for fee paid} + \text{Total private insurance}} \times \text{Actual value or cost of repairs} = \text{Postal liability}$$

(c) If the insured or c. o. d. article was lost or the entire contents totally damaged, the payment check will include an additional amount for postage (not fee) paid by the sender.

(d) If both sender and addressee claim insurance, they should decide between themselves which should receive payment. If no agreement is reached, payment may be made to the sender as the person with whom the Government's contract of insurance was made.

(e) When the sender is incompetent or deceased, payment will ordinarily be made to the legal representative, if any. If there is no legal representative, payment may be made to such relative or representative of the sender as may be entitled to receive the amount due, in accordance with applicable State laws.

§ 54.2 *Payable claims.* Postal insurance within the amount covered by the fee paid is payable for:

(a) The actual value of lost articles.

(b) The cost of repairing a damaged article or the cost of replacing a totally damaged article, not exceeding the actual value of the article. When unusual conditions exist, payment may be made, at the discretion of the Postal Service, for the full value of a partially damaged article. The article then becomes United States property and must be surrendered to the postmaster.

(c) The amount collected for a c. o. d. article that is not received by the sender.

(d) Death of baby poultry due to physical damage to the package or delay for which the Postal Service is responsible. In the absence of definite evidence showing responsibility for death of baby poultry, the Postal Service will be presumed to be at fault if 10 percent or more of the chicks are dead, if delivered within the 60-hour limit, and insurance will be paid for all dead chicks; otherwise the Postal Service will not be presumed to be at fault.

(e) Perishable matter properly prepared for mailing which, due to fault of the Postal Service, is delivered in spoiled or deteriorated condition.

(f) The cost of duplicating valuable papers, or their original cost if they cannot be duplicated. The fee paid to an attorney to obtain duplication of valuable papers and other actual, direct, and necessary expenses may be included.

(g) In all claims involving insured mail, and c. o. d. mail delivered to the addressee, any Federal, State, or city sales tax paid on lost or irreparably damaged articles.

(h) Postage (not fee) paid for replacement of damaged articles or for sending damaged articles for repairs.

§ 54.3 *Nonpayable claims.* (a) Payment will not be made in excess of the actual value of the article or in excess of the maximum amount covered by the fee paid.

(b) Payment will not be made when:

(1) The article was not rightfully in the mail. This includes COD and insured articles sent to addressees without their consent, for purposes of sale.

(2) Requests are filed more than 1 year from the date the article was mailed, unless established that the delay was not the fault of the claimant.

(3) Evidence of insurance coverage has not been presented.

(4) The sender failed to state at the time of mailing the full value of a registered article, thus depriving the Postal Service of revenue.

(5) The loss, rifling, or damage occurred after proper delivery by the Postal Service, unless the article was reinsured.

(6) There is only a sentimental value.
(7) The loss resulted from delay in delivery of a registered article.
(8) The claim is for some consequential loss rather than for the article itself.
(9) The matter froze, melted, spoiled, or deteriorated due to temperature changes (natural or artificial).
(10) The parcel could not have reached the addressee in good condition in the ordinary course of the mail.
(11) The damage consists of abrasion, scarring, or scraping of suitcases, handbags, and similar containers which were not packed for protection.
(12) Death of baby poultry was due to shipment to points where delivery could not be made within 60 hours from the time of hatch, or to extremes of temperature in the ordinary course of handling.
(13) The death of honeybees and harmless live animals was not due to fault of the Postal Service.
(14) Fragile-type phonograph records are damaged.

§ 54.4 *How to request payment*—(a) *Forms.* Use Form 565 to request payment for registered mail losses, and POD Form 3812 to request payment for insured and c. o. d. mail losses. These forms may be obtained from your local postmaster.

(b) *Where to file.* Requests may be filed at any post office, branch, or station. Claims do not have to be filed at the office of mailing or at the office of address.

(c) *Who may file.* Forms 565 and 3812 may be filed by the mailer or by the addressee.

(d) *Waiting period before filing claims.* Claims may not be filed before a reasonable time has been allowed for the addressee to have received the article, taking into account that if the mail could not be delivered immediately on arrival, it may have been held at the post office of address for varying periods before return. These retention periods are governed by the sender's instructions on the article. If no retention period was stated on the mail, the following periods, plus transportation time, must be observed before claim is filed:

(1) Registered mail..... 10 days.
(2) Insured mail..... 15 days.
(3) C. o. d. mail..... 30 days.

(e) *Information required with claim*—(1) *Evidence of insurance.* Evidence that the mail was registered, insured, or sent c. o. d. must be submitted with POD Form 3812 or Form 565. This evidence is either:

(i) The receipt issued at the time of mailing, or

(ii) The wrapper or envelope of the article bearing names and addresses of sender and addressee and the endorsement that the mail was sent registered, insured, or c. o. d.

(2) *Statement of value.* The claimant must make a definite statement on Form 3812 showing the actual value of lost or irreparably damaged articles, or the cost of repairing partially damaged articles. Allowance must be made for any depreciation due to age or wear or for repairs needed at time of shipment. Statements of the value of lost or completely damaged articles should be supported by receipted bills or invoices where practicable. In the case of articles which can be repaired, a receipted bill for repairs already made, or an estimate of the cost of repairs obtained from a reliable repairman, must accompany the claim.

§ 54.5 *Articles recovered after payment.* When a lost registered, insured, or c. o. d. article is recovered, you may accept the article and reimburse the United States for the full amount paid if the article is undamaged, or such amount as may be determined equitable by the Post Office Department if the article is damaged or has depreciated in value or if the contents are not intact.

[SEAL] ABE MCGREGOR GOFF,
General Counsel.

[F. R. Doc. 57-3099; Filed, Apr. 17, 1957; 8:48 a. m.]

PROPOSED RULE MAKING

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 3]

[Docket No. 11759]

TELEVISION BROADCAST STATIONS; TABLE OF ASSIGNMENTS (FRESNO-SANTA BARBARA, CALIF.)

ORDER EXTENDING TIME FOR FILING OPPOSITION TO PETITION FOR RECONSIDERATION AND FOR FILING RESPONSE TO SHOW CAUSE ORDER

In the matter of amendment of § 3.606 *Table of assignments,* Television Broadcast Stations (Fresno-Santa Barbara, California).

1. The Commission has before it for consideration a petition filed April 11, 1957 by California Inland Broadcasting Company, requesting the Commission (1) to extend for ten days the time for filing an opposition to a petition for reconsideration filed April 1, 1957, by American Broadcasting-Paramount Theaters, Inc., and (2) to extend time for filing its response to an order to show cause until thirty days after the Commission releases its decision on pending petitions for reconsideration.

2. In support of its requests petitioner states that it was not served with a copy of the petitions for reconsideration and was not aware of their pendency until April 11, 1957; and that its response to the order to show cause might be affected by Commission action on ABC's petition for reconsideration.

3. The Commission is of the view that the public interest, convenience and necessity would be served by granting the requests for extensions of time.

4. In view of the foregoing, *It is ordered,* That the time for filing an opposition to pending petitions for reconsideration in the above-entitled proceeding is extended to April 22, 1957, and that the time for filing a response to the order to show cause is extended from April 15, 1957, until 30 days after the Commission releases its decision on pending petitions for reconsideration.

Adopted: April 12, 1957.

Released: April 12, 1957.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F. R. Doc. 57-3125; Filed, Apr. 17, 1957; 8:53 a. m.]

NOTICES

POST OFFICE DEPARTMENT

MODIFIED CURTAILMENT OF CERTAIN POSTAL SERVICES

The following is the text of Order No. 56324 of the Postmaster General, dated April 16, 1957, modifying his Order No. 56314 of April 5, 1957, and instructions of the Deputy Postmaster General, relating to the curtailment of certain postal services (Volume 22, FEDERAL REGISTER, page 2377):

The following service curtailments directed by Postmaster General's Order 56314, dated April 5, 1957, and all related instructions of the Deputy Postmaster General are rescinded, effective at once:

Item 1 (Relating to closing of post offices on Saturdays),

Item 2 (Relating to discontinuance of delivery service on Saturdays),

Item 3 (Relating to non-acceptance of third class mail,

Item 7 (Relating to suspension of money order service).

Item 4 of Postmaster General's Order 56314 and related instructions of the Deputy Postmaster General are modified to provide that District Managers may

authorize postmasters to extend window service beyond 8½ hours per day whenever such extension is specifically determined to be in accordance with the needs of the community.

All other provisions of Postmaster General's Order 56314 remain in effect.

(R. S. 161, 396, as amended, 3679, as amended, 3839, 3864, 3867, 3965, 3974, 4027, 4028, as amended, sec. 1, 24 Stat. 355, sec. 1, 37 Stat. 543, sec. 9, 37 Stat. 559, as amended, sec. 1, 39 Stat. 423, sec. 402, 68 Stat. 1114, as amended, Title II, Treasury-Post Office Appropriation Act, 1957, 70 Stat. 96, 97; 5 U. S. C. 22, 369, 2131, 31 U. S. C. 665, 39 U. S. C. 4, 5, 151, 153, 191, 192, 483, 492, 711, 712)

[SEAL] ABE MCGREGOR GOFF,
General Counsel.

[F. R. Doc. 57-3236; Filed, Apr. 17, 1957; 11:20 a. m.]

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

STATEMENT OF ORGANIZATION

PORTS OF ENTRY FOR ALIENS ARRIVING BY AIRCRAFT

Effective April 11, 1957, the following amendment to the Statement of Organization of the Immigration and Naturalization Service (19 F. R. 8071, December 8, 1954), as amended, is prescribed:

District No. 18 of subparagraph (3) *Ports of entry for aliens arriving by aircraft* of paragraph (c) *Suboffices* of section 1.51 *Field Service* is amended by deleting the word "Tucson" and inserting in lieu thereof the word "Phoenix".

Dated: April 12, 1957.

J. M. SWING,
Commissioner of Immigration and Naturalization.

[F. R. Doc. 57-3110; Filed, Apr. 17, 1957; 8:50 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

COLORADO

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS; CORRECTION

APRIL 11, 1957.

Pursuant to the Authority delegated to me by the Director, Bureau of Land Management, by Order No. 541, section 2.5, dated April 21, 1954 (19 F. R. 2473) Notice of Proposed Withdrawal and Reservation of Lands, dated March 26, 1957, published in FEDERAL REGISTER April 3, 1957, Volume 22, Page 2218, Document 57-2549, is corrected to read:

NEW MEXICO PRINCIPAL MERIDIAN, COLORADO

Chimney Rock Lookout Adm. Site:
T. 34 N., R. 4 W., South of Ute Line.

MAX CAPLAN,
State Supervisor.

[F. R. Doc. 57-3090; Filed, Apr. 17, 1957; 8:46 a. m.]

[Washington 02643]

WASHINGTON

RESTORATION ORDER UNDER FEDERAL POWER ACT

APRIL 10, 1957.

Pursuant to the following-listed determinination of the Federal Power Commission, and in accordance with Redelegations of Authority of Order No. 541, approved by the Secretary of the Interior April 21, 1954 (54 F. R. 3200), BLM Manual, Volume 1, section 1.5 (d), it is ordered as follows:

Subject to valid existing rights, and existing withdrawals, the lands in Washington hereinafter described, so far as they are withdrawn for power purposes, are hereby restored, subject to the provisions of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U. S. C. 818) as amended, and subject to the conditions that the United States, its permittees or licensees, in the operation of licensed project No. 2042, shall not be held liable for any damages caused by flooding of any improvements of the grantee placed thereon in the lands hereinafter described in the Commission's finding (2).

Determination No.	Dates and types of withdrawals	Type of restoration
DA-145-Washington. U. S. Forest Service.	Power Site Reserve... No. 408 and Project No. 2042.	Forest. Exchange.

LAND DESCRIPTION, WILLAMETTE MERIDIAN, WASHINGTON

(1) T. 32 N., R. 44 E.,
Sec. 11: SW¼SW¼;
Sec. 15: E½NE¼.
(2) T. 34 N., R. 44 E.,
Sec. 7: W½SE¼.

The above lands are under the jurisdiction of the Department of Agriculture, and are within the Kanisku National Forest, State of Washington. This revocation is made in furtherance of a proposed Forest Exchange for land within the same forest, under the provisions of the act of March 20, 1922 (42 Stat. 465) as amended, by which the offered lands will benefit a Federal Land program. This restoration is therefore not subject to the provisions contained in the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284) as amended, granting preference rights to Veterans of World War II and others.

FRED J. WEILER,
State Supervisor.

[F. R. Doc. 57-3091; Filed, Apr. 17, 1957; 8:46 a. m.]

[Document 148]

ARIZONA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

APRIL 12, 1957.

United States Forest Service, USDA, has filed an application, Serial No. AR-015596, for the withdrawal of the lands described below, from all forms of appropriation including the general mining laws. The applicant desires the land for an administrative site.

For a period of thirty days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, P. O. Box 148, Phoenix, Arizona.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

GILA AND SALT RIVER MERIDIAN

T. 13 N., R. 5 E.,
Sec. 5: NE¼, Lot 6.

The area described totals 213.60 acres in the Coconino National Forest.

EUGENE H. NEWELL,
State Lands and Minerals Staff Officer.

[F. R. Doc. 57-3092; Filed, Apr. 17, 1957; 8:46 a. m.]

[Classification 106]

NEVADA

SMALL TRACT CLASSIFICATION; CORRECTION

Pursuant to authority delegated to me by Bureau Order No. 541, dated April 21, 1954 (19 F. R. 2473), I hereby correct the amendment to Small Tract Classification Order Nevada 106, in Federal Register Document 57-2649 appearing on page 2285 of the issue for April 5, 1957, by deleting the tract of land described as follows:

MOUNT DIABLO MERIDIAN, NEVADA

T. 19 S., R. 60 E.,
Sec. 31, SW¼.

BOYD S. HAMMOND,
Acting State Supervisor for Nevada.

APRIL 12, 1957.

[F. R. Doc. 57-3114; Filed, Apr. 17, 1957; 8:51 a. m.]

CALIFORNIA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

APRIL 9, 1957.

The U. S. Fish and Wildlife Service has filed an application Serial No. Sacramento 052889, for the withdrawal of the lands described below, from all forms of appropriation except mineral leasing under the mineral leasing laws and the disposal of materials under the Materials Act of July 31, 1947 (61 Stat. 681; 43 U. S. C. 1185). The management, use and disposal of the forest and range resources will continue under the administration of the Bureau of Land Management in accordance with applicable laws and regulations.

The applicant desires the land be reserved in public ownership to provide assistance to the State of California for the protection, development and management of the wildlife resources. The area is known as the Mt. Dome Wildlife Area.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Managament, Department of the Interior, Room 801, California Fruit Building, 4th and J Streets, Sacramento, California.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

MOUNT DIABLO MERIDIAN

T. 46 N., R. 1 E.,
Sec. 1, Lots 1, 3, and 4, SE¼NE¼, SW¼, W½SE¼;
Sec. 2;
Sec. 3, N½, E½SW¼, SE¼;
Sec. 4, W½SE¼;
Sec. 10, E½, E½W½;
Sec. 11;
Sec. 12, W½NE¼, W½, SE¼;
Sec. 13, N½, E½SW¼, SE¼;
Sec. 14, E½NE¼, W½, W½SE¼;
Sec. 15, N½NE¼, SE¼NE¼, NE¼SE¼;
Sec. 17, SW¼NW¼, W½SW¼;
Sec. 18, Lots 1 and 4, SE¼NE¼, SE¼SW¼, SE¼;
Sec. 20, W½NW¼, NW¼SW¼, S½SW¼, SW¼SE¼;
Sec. 21, SE¼SW¼, S½SE¼;
Sec. 22, W½NE¼, SE¼;
Sec. 23, W½NE¼, W½, NW¼SE¼;
Sec. 24, N½, E½SW¼, W½SE¼, NE¼SE¼;
Sec. 25, NW¼, NW¼SW¼;
Sec. 26, NW¼NW¼, S½NW¼, SW¼;
Sec. 27;
Sec. 28;
Sec. 29, NW¼NE¼, S½NE¼, W½, SE¼;
Sec. 32, E½, NE¼NW¼;
Sec. 33;
Sec. 34, N½NE¼, NE¼NW¼;
Sec. 35, SW¼NE¼, NW¼, N½SW¼, SE¼SW¼, W½SE¼.
T. 45 N., R. 2 E.,
Sec. 3, S½S½;
Sec. 4, SW¼NW¼, NW¼SE¼, S½SE¼;
Sec. 5, S½NE¼, NE¼SE¼, SE¼SW¼;
Sec. 8, NW¼;
Sec. 9, E½NE¼, NW¼SW¼;
Sec. 10, N½;
Sec. 11, NW¼;
Sec. 12, S½N½, NW¼NW¼, S½;
Sec. 17, S½NE¼, SE¼NW¼;
Sec. 18, S½SE¼.
T. 46 N., R. 2 E.,
Sec. 1, S½;
Sec. 2, Lots 1 and 2, S½NE¼, SW¼SW¼, N½SE¼, SE¼SE¼;
Sec. 3, S½NE¼, SE¼NW¼, N½SW¼, SE¼SW¼, SE¼;
Sec. 4, Lots 2 and 3;
Sec. 6, SW¼NE¼;
Sec. 9, N½NE¼, SE¼NE¼;
Sec. 10, E½, NE¼NW¼, S½NW¼;
Sec. 11, W½NE¼; W½;
Sec. 12;
Sec. 13;
Sec. 14;
Sec. 15, N½NE¼, SE¼NE¼, SW¼SW¼, NE¼SE¼;
Sec. 18, Lots 3 and 4, E½SW¼;
Sec. 19, Lots 1, 2, and 3, E½SW¼, SE¼;
Sec. 20, SW¼;
Sec. 23;
Sec. 24;
Sec. 25;
Sec. 26, N½, E½SW¼, SE¼;
Sec. 28, E½, S½NW¼, SW¼;
Sec. 29, NW¼NE¼, S½NE¼, W½, SE¼;
Sec. 30, Lot 3, NE¼, SE¼SW¼, NE¼SE¼, S½SE¼;
Sec. 32, E½, E½W½;
Sec. 33, NW¼, SW¼SW¼;
Sec. 34, S½S½;
Sec. 35, NE¼NW¼.

The areas described aggregate 22,275.88 acres of public land in Siskiyou County.

R. E. MCCARTHY,
Acting State Supervisor.

[F. R. Doc. 57-3115; Filed, Apr. 17, 1957; 8:51 a. m.]

CALIFORNIA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

APRIL 9, 1957.

The U. S. Fish and Wildlife Service has filed an application, Serial No. Sacramento 052890, for the withdrawal of the lands described below, from all forms of appropriation except mineral leasing under the mineral leasing laws and the disposal of materials under the Materials Act of July 31, 1947 (61 Stat. 681; 43 U. S. C. 1185). The management, use and disposal of the forest and range resources will continue under the administration of the Bureau of Land Management in accordance with applicable laws and regulations.

The applicant desires the land be reserved in public ownership to provide assistance to the State of California for the protection, development and management of the wildlife resources. The area is known as the Cinder Cone Wildlife Area.

For a period of 30 days from the date of application of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, Room 801, California Fruit Building, 4th and J Streets, Sacramento, California.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

MOUNT DIABLO MERIDIAN

T. 36 N., R. 4 E.,
Sec. 13, SE¼NW¼, NE¼SW¼, SW¼SE¼;
Sec. 14, N½NE¼, NE¼NW¼, SW¼NW¼;
Sec. 15, NE¼SE¼, SW¼SE¼;
Sec. 21, E½NE¼, SW¼NE¼, N½SW¼, SE¼SW¼, SE¼;
Sec. 22, SW¼NE¼, S½NW¼, S½;
Sec. 23, S½NE¼, S½;
Sec. 24, NE¼, S½NW¼, S½;
Sec. 25;
Sec. 26;
Sec. 27, E½E½;
Sec. 28, W½E½, E½NW¼, SW¼, SE¼SE¼;
Sec. 29, E½SE¼;
Sec. 33, E½, E½W½, NW¼NW¼, SW¼SW¼;
Sec. 34, E½NE¼, SW¼NE¼, S½NW¼, S½;
Sec. 35.
T. 35 N., R. 5 E.,
Sec. 10, Lots 1 to 4, inclusive;
Sec. 15;
Sec. 16, S½NE¼;
Sec. 21;
Sec. 22;
Sec. 27, N½.
T. 36 N., R. 5 E.,
Secs. 1 to 5, inclusive;
Sec. 6, Lots 7, 8, and 9, SE¼;
Sec. 7, Lots 3 and 4;
Sec. 8, S½;
Secs. 9 to 15, inclusive;
Sec. 17;
Sec. 18, Lots 1 to 8, inclusive, S½ Lot 12, SE¼;
Sec. 19, Lots 1 to 6, inclusive, N½ Lot 7, N½ Lot 8, 9, 10, 11, and 12, N½SE¼;
Sec. 20, N½NE¼, E½NW¼, NW¼SW¼, S½S½;
Sec. 21, NE¼, N½NW¼, NE¼SE¼;
Sec. 22, N½, N½SW¼, SE¼SW¼, SE¼;
Sec. 23, N½;
Sec. 24, NE¼, N½SE¼, SE¼SE¼;
Sec. 25, E½NE¼, SW¼NE¼, S½SW¼, NE¼SW¼, SE¼;
Sec. 27, NE¼, E½NW¼, E½SW¼, N½SE¼;
Sec. 28, SW¼SW¼;
Sec. 29, W½NE¼, NW¼, E½SW¼, SE¼;
Sec. 30, Lots 1 to 6, inclusive, and Lots 11 and 12;
Sec. 31, Lots 1 to 8, inclusive, and Lots 10, 11, and 12, NE¼;
Sec. 32;
Sec. 33, SE¼NE¼, E½, S½SE¼, NE¼SE¼;
Sec. 34, S½NE¼, NW¼NE¼, NW¼.
T. 37 N., R. 5 E.,
Sec. 25, W½SW¼;
Sec. 26, S½NW¼, S½;
Sec. 27, SE¼NE¼, NW¼SW¼, S½S½, NE¼SE¼;
Sec. 32, S½NE¼, NW¼, N½SW¼, SE¼SW¼, SE¼;
Sec. 33, E½NE¼, S½;
Sec. 34;
Sec. 35.

The areas described aggregate 27,703.94 acres of public land in Shasta County.

R. E. MCCARTHY,
Acting State Supervisor.

[F. R. Doc. 57-3126; Filed, Apr. 17, 1957; 8:54 a. m.]

Bureau of Reclamation

[No. 10]

MISSOURI BASIN PROJECT, MEEKER CANAL FRENCHMAN-CAMBRIDGE DIVISION

PUBLIC NOTICE OF ANNUAL WATER RENTAL CHARGES

JANUARY 21, 1957.

1. *Water rental.* Irrigation water will be furnished, when available, on a rental basis on approved applications for temporary water service during the irrigation season 1957 (May 1 to October 15, inclusive) to the irrigable lands that were eligible to receive water from the Meeker Canal as defined by the Nebraska Department of Roads and Irrigation in 1951 as described below:

SIXTH PRINCIPAL MERIDIAN

T. 2 N., R. 29 W.,
Sec. 3, SE¼SW¼, SW¼SW¼, NW¼SW¼;
Sec. 4, NW¼SE¼, NE¼SE¼, SE¼SE¼, SW¼SE¼, SW¼SW¼;

Sec. 5, W½NE¼NW¼, S½NW¼, SE¼, SW¼, NW¼NW¼;
Sec. 6, SE¼, SW¼, E½NE¼NW¼, NE¼;
Sec. 7, NE¼, NW¼, SE¼SW¼, SW¼SW¼, NW¼SW¼, NE¼SW¼;
Sec. 8, NW¼NE¼, NE¼NE¼, NE¼NW¼, SE¼NW¼, SW¼NW¼, NW¼NW¼;
Sec. 9, NW¼NW¼;
Sec. 18, NW¼NW¼, SW¼NW¼.
T. 3 N., R. 29 W.,
Sec. 32, SW¼SW¼;
T. 2 N., R. 30 W.,
Sec. 1, SE¼SE¼, NW¼SE¼, SW¼SE¼, NE¼SW¼, SE¼SW¼;
Sec. 2, NE¼NW¼;
Sec. 11, SE¼SE¼, SW¼SE¼, NW¼SE¼, NE¼SE¼;
Sec. 12, NE¼SE¼, SE¼SE¼, NW¼SE¼, SW¼SE¼, NE¼SW¼, NW¼SW¼, SW¼SW¼, SE¼SW¼, NE¼NW¼, NW¼NE¼;
Sec. 13, NW¼NE¼, SW¼NE¼, NE¼NE¼, SE¼NE¼, SE¼NW¼, NE¼NW¼, NW¼NW¼.
T. 3 N., R. 30 W.,
Sec. 28, SW¼SE¼, SE¼SW¼, SW¼SW¼;
Sec. 29, Lot 8 (N½SE¼), NW¼SW¼;
Sec. 30, NW¼NW¼, NE¼NW¼, SE¼NW¼;
Sec. 33, NW¼NE¼, NE¼NE¼;
Sec. 34, N½SE¼, SE¼NE¼, SW¼NE¼, SE¼NW¼, SW¼NW¼;
Sec. 35, SE¼SW¼.
T. 3 N., R. 31 W.,
Sec. 23, SE¼NE¼;
Sec. 24, NE¼SW¼, SW¼SE¼, SE¼SE¼.

2. For each farm unit for which water is requested, a water rental charge of $3.50 per irrigable acre for each irrigable acre in the farm unit will be paid in advance of the delivery of water. Payment of this charge shall entitle the applicant to a pro rata share of all water available from the natural flow of the river, but not in excess of the amount nor the rate of diversion permitted under the laws of the State of Nebraska.

3. Water will be delivered and measured by Government forces at the nearest available measuring device to the individual farm.

4. The United States does not guarantee to deliver any fixed amount of water and will not be liable for any shortages of water or any failure to deliver due to any causes whatsoever.

5. Applications for water may be made by the landowner or by anyone who presents evidence satisfactory to the Project Manager that he is the tenant or lessee of the land for which water is requested, or that he has been authorized by the owner to make a water rental application for such land.

6. Applications for water service and the payments required by this notice will be received at the office of the Project Manager, Kansas River Projects, Bureau of Reclamation, McCook, Nebraska.

R. J. WALTER, Jr.,
Regional Director.

[F. R. Doc. 57-3093; Filed, Apr. 17, 1957; 8:46 a. m.]

[No. 12]

KENDRICK IRRIGATION PROJECT, WYOMING

NOTICE OF TEMPORARY WATER SERVICE

MARCH 1, 1957.

1. Irrigation water will be furnished, when available, on a rental basis under approved applications for temporary water service during the irrigation season of 1957 (May 1 to September 30, inclusive), where the progress of construction will permit, to the irrigable lands in the first unit of the Casper-Alcova Irrigation District.

2. For delivery to farm lands the minimum charge shall be $2.75 for all irrigable acres of land on each 40 acre parcel designated to be irrigated during the year 1957. The minimum payment will entitle the applicant to 2 acre-feet of water per irrigable acre. Additional water, not to exceed one acre-foot per irrigable acre, will be furnished during the irrigation season at the rate of $1.75 per acre-foot.

3. For delivery to non-farm lands for aesthetical purposes the minimum charge shall be $13.75 per acre for 2 acre-feet per acre. Additional water will be furnished at the rate of $8.75 per acre-foot.

4. All water service charges shall be payable in advance of the delivery of water and no part thereof shall be refunded.

5. Water will be delivered and measured by Government forces at the nearest available measuring device.

6. No water will be delivered to isolated tracts where such service would result in excessive canal losses or excessive costs, nor to lands classified as non-irrigable.

7. Water will be delivered only to lands, the owners of which have executed and delivered recordable contracts as required by Articles 38 and 39 of the contract of August 3, 1935, between the United States and the Casper-Alcova Irrigation District.

8. Individual applications for water and the payments required by this notice will be received at the office of the Project Manager, Bureau of Reclamation, Reclamation Center, Casper, Wyoming. The United States reserves the right to reject any applications.

R. J. WALTER, Jr.,
Regional Director, Region 7, Bureau of Reclamation.

[F. R. Doc. 57-3094; Filed, Apr. 17, 1957; 8:46 a. m.]

Geological Survey

[Power Site Cancellation 111]

KETTLE RIVER, WASHINGTON

POWER SITE CLASSIFICATION NO. 373 CANCELLED IN PART

Pursuant to authority vested in me by the act of March 3, 1879 (20 Stat. 394; 43 U. S. C. 31) and by Departmental Order No. 2333 of June 10, 1947 (43 CFR 4.623; 12 F. R. 4025), Power Site Classification No. 373, approved December 8, 1944, is hereby cancelled insofar as and to the extent that it affects the following described lands:

WILLAMETTE MERIDIAN, WASHINGTON

T. 39 N., R. 32 E.,
Sec. 2, NW¼SW¼;
Sec. 3, lot 3;
Sec. 13, lot 1.
T. 40 N., R. 32 E.,
Sec. 9, NW¼NE¼;
Sec. 21, NW¼NE¼;
Sec. 22, NW¼SE¼ and SE¼SE¼;
Sec. 26, NW¼NW¼ and SE¼NW¼;
Sec. 34, SW¼SE¼;
Sec. 35, W½SE¼.
T. 39 N., R. 33 E.,
Sec. 15, SW¼NW¼;
Sec. 18, NW¼NE¼ and SE¼NE¼.
T. 40 N., R. 34 E.,
Sec. 3, lot 6;
Sec. 4, lot 3;
Sec. 9, SE¼SW¼;
Sec. 17, lots 5 and 8;
Sec. 20, lots 12, 13, and SE¼SW¼;
Sec. 31, lots 1, 4, 4, 8, and NW¼NE¼.
T. 39 N., R. 36 E.,
Sec. 1, part lot 4 (outside M. S. 1161).
T. 40 N., R. 36 E.,
Sec. 3, lot 6;
Sec. 11, SE¼SW¼;
Sec. 15, NE¼SE¼.
T. 39 N., R. 37 E.,
Sec. 31, SE¼SW¼.

The area described aggregates 1162 acres.

Dated: April 11, 1957.

THOMAS B. NOLAN,
Director.

[F. R. Doc. 57-3113; Filed, Apr. 17, 1957; 8:51 a. m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

SUNSET SALES YARD ET AL.

PROPOSED POSTING OF STOCKYARDS

The Director of the Livestock Division, Agricultural Marketing Service, United States Department of Agriculture, has information that the livestock markets named below are stockyards as defined in section 302 of the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 202), and should be made subject to the provisions of the act.

Sunset Sales Yard, Greeley, Colorado.
Weld County Livestock Commission Co., Greeley, Colorado.
Anita Auction Company, Anita, Iowa.
Hillcrest Auction Co., Knoxville, Iowa.
Stigler Livestock Auction, Stigler, Oklahoma.
Kerr County Commission Company, Kerrville, Texas.

Notice is hereby given, therefore, that the said Director, pursuant to authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 181 et seq.), proposes to issue a rule designating the stockyards named above as posted stockyards subject to the provisions of the act, as provided in section 302 thereof.

Any person who wishes to submit written data, views, or arguments concerning the proposed rule may do so by filing them with the Director, Livestock Division, Agricultural Marketing Service, United States Department of Agriculture, Washington 25, D. C., within 15 days after publication hereof in the FEDERAL REGISTER.

Done at Washington, D. C., this 12th day of April 1957.

[SEAL] DAVID M. PETTUS,
Acting Director, Livestock Division, Agricultural Marketing Service.

[F. R. Doc. 57-3105; Filed, Apr. 17, 1957; 8:49 a. m.]

Commodity Stabilization Service

CALIFORNIA

ESTABLISHMENT OF AREAS OF VENUE FOR MARKETING QUOTA REVIEW COMMITTEES

Notice of establishment of areas of venue for Marketing Quota Review Committees (22 F. R. 123, 1042, 1937).

Pursuant to section 3 (a) (1) of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C. 1002) which requires that the field organization be published in the FEDERAL REGISTER, and § 711.11 of the Marketing Quota Review Regulations (21 F. R. 9365 and 21 F. R. 9716), which provides for establishment of areas of venue for marketing quota review committees, notice is hereby given that Areas of Venue III and IV for the State of California have been revised and established by the ASC State Committee as follows:

CALIFORNIA

Area of Venue III—Counties of: Alpine, Amador, Butte, Calaveras, Colusa, El Dorado, Glenn, Inyo, Mono, Nevada, Placer, Sacramento, Sutter, Yolo, and Yuba

Area of Venue IV—Counties of: Madera, Mariposa, Merced, San Joaquin, Stanislaus, and Tuolumne

Done at Washington this 12th day of April 1957. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLARENCE L. MILLER,
Associate Administrator.

[F. R. Doc. 57-3130; Filed, Apr. 17, 1957; 8:55 a. m.]

DEPARTMENT OF COMMERCE

Bureau of Foreign Commerce

ADNAN KASSAR ET AL.

ORDER DENYING EXPORT PRIVILEGES FOR AN INDEFINITE PERIOD

In the matter of Adnan Kassar, Adel Kassar, Middle East Cotton Company, Maarad Street, Kassar Building, P. O. Box 1531, Beirut, Lebanon; respondents.

The respondents, Adnan Kassar, Adel Kassar, and Middle East Cotton Company, are the subjects of an investigation concerning various commodities as well as two cases of electronic tubes originally exported from the United States to Lebanon and from there allegedly transshipped to Poland without permission from the Department of Commerce; and the Agent in Charge, Investigation Staff, Bureau of Foreign Commerce, has applied for an order denying to said respondents all export privileges for an indefinite period by reason of their failure and refusal to respond to written interrogatories duly served on them. The application was made pursuant to § 382.15 of the Export Regulations (15 CFR Chapter III, Subchapter B) and, in accordance with the practice thereunder, was referred to the Compliance Commissioner of the Bureau of Foreign Commerce who, after considering evidence in support thereof, has recommended that it be granted.

Now, upon receipt of the Compliance Commissioner's recommendation, after reviewing and considering the evidence submitted in support of the application, being of the opinion that there is reasonable ground to believe that the respondents had obtained two cases of electronic tubes exported from the United States under a validated license authorizing their shipment to Lebanon and had unauthorizedly diverted and transshipped them to Poland, a destination other than the destination to which they were lawfully shipped, and finding further that interrogatories were duly served on the respondents and that they, without reasonable cause and without adequate explanation, have failed and refused to answer or furnish written information and documents in response to those interrogatories; and, having concluded (a) that this order is reasonable and necessary to protect the public interest and to achieve effective enforcement of the Export Control Act of 1949, as amended, and (b) that it is advisable that persons in the United States and in other parts of the world be informed by publication of this order of the provisions hereafter set forth so that the respondents may be prevented from receiving and transshipping commodities exported from the United States: *It is hereby ordered:*

(1) All outstanding validated export licenses in which the respondents appear or participate as purchasers, intermediate or ultimate consignees, or otherwise, are hereby revoked and shall be returned forthwith to the Bureau of Foreign Commerce for cancellation;

(2) The respondents, their successors or assigns, partners, representatives, agents, and employees, are hereby denied all privileges of participating directly or indirectly in any manner, form, or capaciy in an exportation of any commodity or technical data from the United States to any foreign destination, including Canada. Without limitation of the generality of the foregoing, participation in an exportation shall include and prohibit said respondents' and such other persons'-and firms' participation (a) as parties or as representatives of a party to any validated export license application; (b) in the obtaining or using of any validated or general export license or other export control document; (c) in the receiving, ordering, buying, selling, using, or disposing in any foreign country of any commodities in whole or in part exported from the United States; and (d) in the financing, forwarding, transporting, or other servicing of exports from the United States;

(3) This denial of export privileges shall apply not only to the respondents, but also to any person, firm, corporation, or business organization with which they now or hereafter may be related by ownership, control, position of responsibility, or other connection in the conduct of trade involving exports from the United States or services connected therewith;

(4) This order shall remain in effect until the respondents satisfactorily answer or furnish written information or documents in response to the interrogatories heretofore served on them or give adequate reason for their failure or refusal to respond, except insofar as it may be amended or modified hereafter in accordance with the Export Regulations;

(5) No person, firm, corporation, or other business organization, within the United States or elsewhere, and whether or not engaged in trade relating to exports from the United States, shall, without prior disclosure of the facts to, and specific authorization from, the Bureau of Foreign Commerce, directly or indirectly in any manner, form, or capacity (a) apply for, obtain, transfer, or use any license, shipper's export declaration, bill of lading, or other export control document relating to any exportation of commodities from the United States, or (b) order, receive, buy, use, dispose of, finance, transport, forward, or otherwise service or participate in an exportation from the United States, or in a reexportation of any commodity exported from the United States, with respect to which any of the persons or companies within the scope of paragraphs (2) and (3) hereof have any interest or participation of any kind or nature, direct or indirect.

(6) In accordance with the provisions of § 382.11 (c) of the Export Regulations, the respondents may move, at any time prior to the cancellation or termination hereof, to vacate or modify this indefinite denial order by filing an appropriate application therefor, supported by evidence, with the Compliance Commissioner and they may request oral hearing thereon, which, if requested, will be held before the Compliance Commissioner at Washington, D. C. at the earliest possible date.

Dated: April 15, 1957.

LAWRENCE A. FOX,
Acting Director,
Office of Export Supply.

[F. R. Doc. 57-3108; Filed, Apr. 17, 1957; 8:50 a. m.]

[Case 227]

RICHARD FLESCHNER IMPORT-EXPORT AND HANS WOLFF EXPORT-IMPORT

ORDER DENYING EXPORT PRIVILEGES

In the matter of Richard Fleschner, doing business as Richard Fleschner Import-Export, Amendestrasse 90/91, Berlin-Reinickendorf, Western Germany; Hans Wolff, doing business as Hans Wolff Export-Import, Binger Strasse 31, Berlin-Wilmersdorf, Western Germany; Respondents.

The respondents, Richard Fleschner, doing business as Richard Fleschner Import-Export, and Hans Wolff, doing business as Hans Wolff Export-Import, having been charged by the Agent-in-Charge, Investigation Staff, Bureau of Foreign Commerce, Department of Commerce, with violations of the Export Control Act of 1949, as amended, and regulations promulgated thereunder; and

The said respondents having been duly served with the charging letter and having appeared and answered herein;

This case was referred to the Compliance Commissioner, who held a hearing at which the respondent Wolff attended.

The Compliance Commissioner, having heard and considered all the evidence submitted in support of the charges and all the evidence and arguments submit-

ted by the respondents in opposition thereto, has transmitted to the undersigned Acting Director, Office of Export Supply, Bureau of Foreign Commerce, Department of Commerce, his written report, including findings of fact and findings that violations have occurred, and his recommendation that the respondents be denied export privileges in the manner and in accordance with the qualifications hereinafter set forth, together with which report he has transmitted also the transcript of testimony at the hearing, all exhibits submitted, the charging letter and answers.

After reviewing and considering the entire record of this case and the Compliance Commissioner's Report and Recommendation, I hereby make the following findings of fact.

1. The respondent Richard Fleschner, doing business under the firm name and style of Richard Fleschner Import-Export and the respondent Hans Wolff, doing business under the firm name and style of Hans Wolff Export-Import are engaged in the export and import business in Western Germany and, in about December 1955, they entered into a joint venture for the purchase of certain motor vehicles in the United States and the ultimate sale thereof to a purchaser or purchasers in Moscow, Russia, on whose behalf the Soviet Trade Mission in Berlin was acting.

2. The respondent Wolff was familiar with export control regulations generally and shortly thereafter he made a trip to the United States for the purpose of obtaining quotations and exploring the motor vehicle market in the United States.

3. Following his return to Germany and the completion of arrangements for the ultimate sale of certain passenger cars and trucks to a Moscow purchaser, he arranged for the purchase by Fleschner, on behalf of the joint venture, from an American exporter of three new 1956 automobiles and five new 1956 trucks. In connection with such purchase, the respondents represented to and informed the American vendor that the purchaser of said motor vehicles was the respondent Richard Fleschner of Berlin in West Germany and they failed and omitted to disclose to and therefore concealed from the American exporter that the true ultimate purchaser or purchasers of the motor vehicles were in Moscow, Russia, and that Moscow, Russia, was the place of ultimate destination.

4. Said motor vehicles were thereafter exported from the United States and, in order to effectuate said exportations, in reliance upon the statements theretofore made by the respondents to him, the American exporter caused to be executed shipper's export declarations in which it was certified that the exportations were being made under general license to Fleschner as the ultimate consignee in Berlin, West Germany, and he did further procure the issuance to him of bills of lading related to such export declarations.

5. Information having come to the Department of Commerce that the vehicles involved were intended to be transshipped to Soviet Russia, the respondents were informed in person of the export control regulations prohibiting such transshipment and there was further imposed upon the respondents a temporary denial order prohibiting their engaging in any conduct involving or related to any exportation from the United States.

6. Although the respondents were so informed and became so subject to a denial order, Fleschner thereafter effectuated the transshipment of the said motor vehicles to Soviet Russia.

And, from the foregoing, I have concluded (A) that the respondents Hans Wolff and Richard Fleschner knowingly concealed material facts by failing to disclose to their vendor in the United States the fact that the vehicles so purchased by them from the American vendor were intended to be shipped ultimately to Soviet Russia, in violation of § 381.51 (c) of the Export Regulations and, (B) that the respondent Fleschner (Wolff not having been so charged), having knowledge that the said motor vehicles which had been exported from the United States under a general license could not be reexported to Soviet Russia without first obtaining a validated United States export license or prior approval for such exportation from the Bureau of Foreign Commerce, did transship the said vehicles to Soviet Russia in violation of §§ 381.2 and 381.6 of the Export Regulations and also in violation of the provisions contained in a temporary denial order issued against him.

In connection with his recommendation that the remedial action hereinafter provided be taken, the Compliance Commissioner said,

> In considering what disposition should be made of the charges herein, I am taking into consideration the voluntary disclosures by both respondents, their present attitudes as they appear to me, both from their communications to the Department of Commerce following the service of the charging letter, as well as from my personal observation of respondent Wolff at the hearing, that Fleschner had had no prior experience whatsoever in trade with the United States and that Wolff had had very little such prior experience, that they erroneously assumed that a license granted to them by the German authorities rendered legal the transshipment of the vehicles involved in this case and that there were certain business conditions in Germany which reasonably could have contributed to such a belief and, in addition, the severe economic compulsion to which Fleschner was subject when he completed the transshipment of the vehicles to Soviet Russia, after warning given that such conduct was in violation of our regulations. Also to be considered are the nature of respondents' export activities in Germany, that respondent Wolff was subject to an order denying his export privileges for a period of approximately four months and five days and that respondent Fleschner has been subject to that order ever since June 25, 1956.

Now, after careful consideration of the entire record and being of the opinion that the recommendation of the Compliance Commissioner is fair and just and that this order is necessary to achieve effective enforcement of the law: *It is hereby ordered:*

I. Except as qualified in Part III, Subdivisions (A) and (B) thereof, the respondents, henceforth and for the duration of export controls, hereby are denied all privileges of participating, directly or indirectly, in any manner or capacity, in an exportation of any commodity or technical data from the United States to any foreign destination, including Canada, whether such exportation has heretofore or hereafter been completed. Without limitation of the generality of the foregoing denials of export privileges, participation in an exportation is deemed to include and prohibit participation by either respondent, directly or indirectly, in any manner or capacity, (a) as a party or as a representative of a party to any validated export license application, (b) in the preparation or filing of any export license application or document to be submitted therewith, (c) in the obtaining or using of any validated or general export license or other export control documents, (d) in the receiving, ordering, buying, selling, delivering, using, or disposing in any foreign country of any commodities in whole or in part exported or to be exported from the United States, and (e) in financing, forwarding, transporting, or other servicing of such exports from the United States.

II. Such denials of export privileges, to the extent that either respondent may be affected thereby, shall extend not only to each of them, but also to any person, firm, corporation, or business organization with which either of them may be now or hereafter related by ownership, control, position of responsibility, or other connection in the conduct of trade in which may be involved exports from the United States or services connected therewith.

III. (A) Richard Fleschner, doing business as Richard Fleschner Import-Export, without further order of the Bureau of Foreign Commerce, shall have his export privileges restored to him conditionally, on June 26, 1957, the condition for such restoration being that during the period following the date hereof and until June 26, 1957, the said respondent shall comply in all respects with this order and thereafter, so long as export controls shall be effect, with all requirements of the Export Control Act of 1949, as amended, and all regulations, licenses, and orders issued thereunder.

(B) Anything in Part I hereof to the contrary notwithstanding, the effectiveness of this order denying export privileges to Hans Wolff, doing business as Hans Wolff Export-Import, shall be stayed and it shall not be operative as to Wolff upon the condition that so long as export controls are in effect, said Wolff and parties related to him shall not knowingly violate any export control law or regulation.

IV. The privileges so conditionally permitted to the respondents, under Parts III (A) and III (B) hereof, may be revoked summarily and without notice upon a finding by the Director of the Office of Export Supply, or such other official as may at that time be exercising the duties now exercised by him, that any such respondent at any time hereafter has knowingly failed to comply with the conditions applicable to him as set forth in Parts III (A) and III (B) hereof, in which event Part I hereof, insofar as

it shall apply to such respondent, shall then be and become effective so long as export controls shall be in effect, without thereby preventing the Bureau of Foreign Commerce from taking such other and further action based on such violation as it shall deem warranted. In the event that such supplemental order is issued, such respondents and related parties as are involved therein shall have the right to appeal therefrom, as provided in the export regulations.

V. No person, firm, corporation, or other business organization, whether in the United States or elsewhere, during any time when a respondent or any related party is prohibited under the terms hereof from engaging in any activity within the scope of Part I hereof, shall, without prior disclosure to, and specific authorization from, the Bureau of Foreign Commerce, directly or indirectly, in any manner or capacity, (a) apply for, obtain, or use any export license, shipper's export declaration, bill of lading, or other export control document relating to any such prohibited activity, (b) order, receive, buy, sell, deliver, use, dispose of, finance, transport, forward, or otherwise service or participate in, any exportation from the United States, on behalf of or in any association with such respondent or related party, or (c) do any of the foregoing acts with respect to any exportation in which such respondent or related party may have any interest or obtain any benefit of any kind or nature, direct or indirect.

Dated: April 15, 1957.

FRANK W. SHEAFFER,
Acting Director
Office of Export Supply.

[F. R. Doc. 57-3120; Filed, Apr. 17, 1957; 8:52 a. m.]

Federal Maritime Board

MEMBER LINES OF LEEWARD & WINDWARD & GUIANAS CONFERENCE

NOTICE OF AGREEMENT FILED FOR APPROVAL

Notice is hereby given that the following described agreement has been filed with the Board for approval pursuant to section 15 of the Shipping Act, 1916, (39 Stat. 733, 46 U. S. C. 814):

Agreement No. 7540-8, between the member lines of the Leeward & Windward Islands & Guianas Conference, modifies the basic conference agreement (No. 7540, as amended) to provide that the fixing of rates for the transportation of bauxite ores in bulk shall not be considered as being within the scope of the agreement.

Interested parties may inspect this agreement and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D. C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: April 15, 1957.

By order of the Federal Maritime Board.

GEO. A. VIEHMANN,
Assistant Secretary.

[F. R. Doc. 57-3128; Filed, Apr. 17, 1957; 8:54 a. m.]

PORT OF NEW YORK AUTHORITY AND PITTSTON STEVEDORING CORP.

NOTICE OF AGREEMENT FILED FOR APPROVAL

Notice is hereby given that the following described agreement has been filed with the Board for approval pursuant to section 1 of the Shipping Act, 1916 (39 Stat. 733, 46 U. S. C. 814):

Agreement No. 7845-B between The Port of New York Authority and Pittston Stevedoring Corporation, provides for leasing of certain land and premises at Port Authority Grain Terminal, Gowanus Bay, Brooklyn, N. Y., to Pittston Stevedoring Corp., incorporating therein all the terms and conditions, except section 4 (a) and (b) of Agreement No. 7845, which expired by its terms on July 31, 1954, and Agreement No. 7845-A, which is to expire by its terms on July 31, 1957.

Interested parties may inspect this agreement and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D. C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: April 15, 1957.

By order of the Federal Maritime Board.

GEO. A. VIEHMANN,
Assistant Secretary.

[F. R. Doc. 57-3129; Filed, Apr. 17, 1957; 8:54 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 8217]

RAILWAY EXPRESS AGENCY, INC.; AIR TAXI INVESTIGATION

NOTICE OF HEARING

In the matter of an investigation of the authority of Railway Express Agency, Inc. to operate, pursuant to sections 1 (2), 205 (a), 412 and 1002 (b) of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 1 (2), 205 (a), 412 and 1002 (b) thereof, that a hearing in the above-entitled proceeding will be held on May 6, 1957, at 10:00 a. m. daylight time, in Room E-210, Temporary Building No. 5, 16th Street and Constitution Avenue NW., Washington, D. C., before Examiner Barron Fredricks.

Without limiting the scope of the issues to be considered, particular attention will be directed to the following matters:

1. Is the participation of air taxi operators in the air express business required in the public interest?

2. If such a need exists, should the existing authorization of Railway Express Agency to engage in the air express business be amended?

3. If amendment of such authorization is required:

(a) Should Railway Express Agency be authorized to enter into contracts for the use of the services of air taxi operators as a class or of specified air taxi operators?

(b) Should the terms and conditions of any contracts authorized between Railway Express Agency and air taxi operators be incorporated into the existing Uniform Air Express Agreement, or should they be embodied in a separate agreement between Railway Express Agency and air taxi operators?

(c) Should the terms and conditions of Railway Express Agency arrangements for use of the services of air taxi operators be subject to the approval of the Board before such arrangements become effective?

For further details of the issues involved in this proceeding, interested persons are referred to the order of investigation dated September 13, 1956 (No. E-10606), as amended by the order of October 11, 1956 (No. E-10664), and the prehearing conference report served on February 14, 1957, which are on file with the Civil Aeronautics Board.

Notice is further given that any person, other than a party of record, desiring to be heard in this proceeding must file with the Board on or before May 6, 1957, a statement setting forth the issues of fact or law upon which he desires to be heard. Such person may then appear and participate in the proceeding in accordance with Rule 14 of the Board's rules of practice.

Dated at Washington, D. C., April 12, 1957.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F. R. Doc. 57-3131; Filed, Apr. 17, 1957; 8:55 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 11741; FCC 57M-352]

CLAREMORE BROADCASTING CO.

SECOND ORDER CONTROLLING THE CONDUCT OF HEARING

APRIL 11, 1957.

In re application of Robert I. Hartley tr/as Claremore Broadcasting Company, Claremore, Oklahoma, Docket No. 11741, File No. BP-10306; for construction permit.

Appearances. Leo Resnick, on behalf of Robert I. Hartley, tr/as Claremore Broadcasting Company; Russell Rowell, on behalf of KUOA, Inc. and L. L. Gaffaney, tr/as Lakes Area Broadcasting

Company; and Ray R. Paul and Richard E. Ely, on behalf of the Chief, Broadcast Bureau, Federal Communications Commission.

1. A further pre-hearing conference called pursuant to the provisions of § 1.813 of the Commission's rules was held April 2, 1957. The parties attending were those indicated in the appearances above.

2. The Commission by Memorandum Opinion and Order adopted March 6, 1957, released March 11, 1957, specified a new issue to be resolved in this proceeding. For the purpose of this order and for ease of identification, the issues are renumbered and as renumbered are as follows:

1. To determine the areas and populations which would receive primary service from the proposed operation, and the availability of other primary service to such areas and populations.

2. To determine whether the proposed operation would cause objectionable interference to Stations KSOK, Arkansas City, Kansas, and KUOA, Siloam Springs, Arkansas, or any other existing standard broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other primary service to such areas and populations.

3. To determine whether the above-entitled application of Robert J. Hartley, tr/as Claremore Broadcasting Company, fully and correctly identifies the real parties in interest; whether John Q. Adams or John M. Mahoney of Vinita, Oklahoma, or both, have an undisclosed interest in the said application; and whether the said application fully and completely supplies the information called for by the application form.

4. To determine, in the light of the evidence adduced pursuant to the foregoing issues, if a grant of the subject application would serve the public interest.

3. At the hearing conference on April 2, 1957, it was disclosed that the engineering exhibits to be offered by the applicant in response to Issues 1 and 2 had been exchanged. A proposed exhibit to be offered by KUOA, Inc., was exchanged. It was stated that no counsel desired to cross-examine any engineer with respect to any of the engineering matters outlined in the proposed engineering exhibits. Accordingly, no party to the proceeding will be required to have an engineer present for either the introduction of the engineering exhibits or to be available for cross-examination thereon.

4. As a result of the hearing conference on April 2, 1957, it was agreed that with respect to Issue 3 the following would apply:

(a) The applicant will prepare exhibits setting forth the basic facts in support of the affirmative showing insofar as it is necessary to respond to all facets of Issue 3, which exhibits or statements will be exchanged with other parties on or before April 23, 1957.

(b) Other parties to the proceeding and in particular KUOA, Inc., and L. L. Gaffaney, tr/as Lakes Area Broadcasting Company, will prepare exhibits or statements to be offered in rebuttal to the affirmative case as made by the applicant. Such exhibits as the parties propose to offer in evidence will be exchanged with the parties on or before May 14, 1957.

(c) The pleadings filed herein and the hearing conference establish that the parties agree that certain steps or acts were taken by Messrs. John Q. Adams, John M. Mahoney and Robert I. Hartley. Of primary importance in resolving Issue 3 are the timing of these steps and the meaning or interpretation of certain of the acts or conduct of one or more of the parties. The exhibit or exhibits to be prepared by or on behalf of KUOA, Inc., and Lakes Area Broadcasting Company referred to in subparagraph (b) above shall specify what part or parts of the applicant's exhibits are challenged or controverted either as to fact, time, meaning or interpretation and such parts as are not challenged or controverted as to either fact, time, meaning or interpretation shall be deemed to be true.

(d) Each exhibit referred to in the preceding paragraphs to be offered in evidence will be verified by the person or persons making the statement or on behalf of the person or persons for whom the statement is made.

(e) A further hearing conference will be held in the offices of the Commission on May 21, 1957, at which time counsel will identify opposing witness or witnesses desired for cross-examination. At the May 21, 1957 hearing conference, counsel will discuss any matter which may have a bearing on the proper resolution of this proceeding which is not covered in the exhibits which will have been exchanged prior to May 21, 1957.

5. The evidentiary hearing will begin on June 3, 1957 unless the hearing conference on May 21, 1957 discloses the necessity for specifying another date.

It is so ordered, This the 11th day of April 1957.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F. R. Doc. 57-3121; Filed, Apr. 17, 1957; 8:53 a. m.]

[Canadian Change List 110]

CANADIAN BROADCAST STATIONS

LIST OF CHANGES, PROPOSED CHANGES AND CORRECTIONS IN ASSIGNMENTS

MARCH 28, 1957.

Notification under the provisions of Part III, section 2 of the North American Regional Broadcasting Agreement.

List of changes, proposed changes and corrections in assignments of Canadian Broadcast Stations modifying appendix containing assignments of Canadian Broadcast Stations (Mimeograph 47214-3) attached to the Recommendations of the North American Regional Broadcasting Agreement Engineering Meeting January 30, 1941.

Call Letters	Location	Power kw	Antenna	Schedule	Class	Expected date of change or commencement of operation
		730 kilocycles				
CKDM	Dauphin, Manitoba	1kwD/0.25kwN	ND	U	II	EIO Nov. 15 1957.
New	Brandon, Manitoba	10kw	DA-2	U	II	Delete assignment.
		1300 kilocycles				
New	Richmond Hill, Ontario	0.5kw	ND	D	III	EIO Dec. 15, 1957.
		1340 kilocycles				
CKMR	Newcastle, New Brunswick	0.25	ND	U	IV	Delete assignment (now in operation on 790 kc).

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
BEN F. WAPLE,
Acting Secretary.

[F. R. Doc. 57-3124; Filed, Apr. 17, 1957; 8:53 a. m.]

[Docket No. 11975; FCC 57M-345]

TELRAD, INC. (WESH-TV)

ORDER SCHEDULING HEARING

In re application of Telrad, Inc. (WESH-TV), Daytona Beach, Florida, Docket No. 11975, File No. BMPCT-4150; for modification of construction permit.

It is ordered, This 10th day of April 1957, that H. Gifford Irion will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on May 6, 1957, in Washington, D. C.

Released: April 11, 1957.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F. R. Doc. 57-3123; Filed, Apr. 17, 1957; 8:53 a. m.]

[Docket Nos. 11907, 11908; FCC 57M-356]

CLARK COUNTY BROADCASTING CO. AND NORTHSIDE BROADCASTING CO.

ORDER CONTINUING HEARING

In re applications of Horace E. Tabb, Holly Skidmore, Stokley Bowling, C. A. Diecks, J. W. Hodges and W. Dee Huddleston, d/b as Clark County Broadcasting Company, Jeffersonville, Indiana, Docket No. 11907, File No. BP-10588; Thomas E. Jones and Keith L. Reising, d/b as Northside Broadcasting Company, Jeffersonville, Indiana, Docket No. 11908, File No. BP-10824; for construction permits.

The Hearing Examiner having under consideration the question of continuing the date for commencement of hearing;

It appearing that the hearing is now scheduled to commence on April 22, 1957, but that there is pending a third application which appears to involve engineering conflicts with those already in this proceeding; and

It further appearing that it would not be expedient to commence the hearing prior to Commission action on such third application;

It is ordered, This 12th day of April 1957, that the hearing now scheduled to commence on April 22 is continued to May 27, 1957.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F. R. Doc. 57-3122; Filed, Apr. 17, 1957; 8:53 a. m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-63]

INTERCONTINENTAL CHEMICAL CORP.

NOTICE OF APPLICATION FOR UTILIZATION FACILITY EXPORT LICENSE

Please take notice that the Intercontinental Chemical Corporation, 350 Fifth Avenue, New York, N. Y., on April 1, 1957, filed an application under section 104d of the Atomic Energy Act of 1954 for a license to export a 50-kilowatt, solution-type nuclear reactor to Farbwerke Hoechst AG., Frankfurt a.M.-Hoechst, West Germany. A copy of the application is on file in the AEC Public Document Room located at 1717 H Street NW., Washington, D. C.

Dated at Washington D. C., this 8th day of April 1957.

For the Atomic Energy Commission.

FRANK K. PITTMAN,
Deputy Director,
Division of Civilian Application.

[F. R. Doc. 57-3127; Filed, Apr. 17, 1957; 8:54 a. m.]

FEDERAL POWER COMMISSION

[Docket No. IT-6056]

DEPARTMENT OF THE INTERIOR, SOUTHWESTERN POWER ADMINISTRATION

NOTICE OF REQUEST FOR APPROVAL OF RATES AND CHARGES

APRIL 12, 1957.

Notice is hereby given that the United States Department of the Interior on behalf of the Southwestern Power Administration (SWPA), has filed with the Federal Power Commission for confirmation and approval pursuant to the provisions of the Flood Control Act of 1944 (58 Stat. 881) the rates and charges for the sale of electric energy contained in a proposed supplemental agreement between SWPA and Texas Power and Light Company. The proposed supplemental agreement amends the basic agreement between SWPA and Texas Power and Light Company of April 4, 1947, and the rates and compensation contained therein heretofore approved by the Commission July 7, 1947, and are now before the Commission in connection with the request to approve the Schedule of Rates and Charges of SWPA in Docket Numbers IT-5971, IT-6056, E-6337, E-6340 and E-6407, notice of which was given November 27, 1956.

The major revisions in the basic agreement as provided in the proposed supplement are as follows:

(1) The Government shall sell and deliver and the Company shall schedule and receive into its system 70,000,000 kilowatt-hours (kwh) or primary energy and one-half of the total amount of secondary energy generated each year at the Denison Dam, but shall not schedule more than 10,000,000 kwh of primary energy during any calendar month without the consent of the Government.

(2) Until the third generating unit is installed and ready for commercial operation, the electric energy purchased by the Company shall be delivered by the Government, as scheduled by the Company, at a rate not less than 15,000 kw nor at a rate greater than the maximum generating capacity which, in the judgment of the Government, can be safely supplied by one generating unit at the Denison Dam.

(3) After the third generating unit is installed and ready for commercial operation, the capacity of such third unit shall be available for service to the Company, and the electric energy purchased by the Company shall be delivered by the Government, as scheduled by the Company, at a rate not less than 15,000 kw nor at a rate greater than the maximum generating capacity of two generating units at the Denison Dam; provided that the capacity of the third generating unit shall not be available for service to the Company when, in the judgment of the Government, the schedules delivery of energy is at a rate less than the maximum generating capacity which can be safely supplied by one generating unit nor when such third unit is operated to provide standby capacity for another generating unit at the Denison Dam.

(4) The maximum demand which the Government shall withdraw for the Company's system to serve its customers shall not exceed 30,000 kw before nor 35,000 kw after the third unit is installed and ready for commercial operation; provided that such maximum demand of the Government which exceeds 20,000 kw before and 25,000 kw after the third generating unit is installed and ready for commercial operation shall be for the sole purpose of serving rural electric cooperatives incorporated under the Electric Cooperative Corporation Act of the State of Texas and serving only customers in rural areas authorized to be served under said Act.

The agreement further provides that the Government will continue to operate one or more generating units as no load condensers at the request of the Company; provided that the Company will furnish, at no cost to the Government, such amounts of power and energy required for such condenser operation.

The agreement provides for the following rates and charges for the power and energy delivered to the Company by the Government, and the power and energy supplied to the Government's customers from the Company's system.

RATES AND COMPENSATION

6. (a) *Payments by the Company.* The Company shall compensate the Government each month for power and energy purchased pursuant to Paragraph 1 of this agreement, as follows:

(1) *Capacity charge.* (i) $1.20 per kilowatt per month of contract demand of the Company: *Provided*, That the Company shall be given a credit each month equal to $0.045 per kilowatt per day for each kilowatt of contract demand of the Company scheduled but not delivered during such month through no fault of the Company. For the purpose of this agreement, the "contract demand of the Company" shall be 35,000 kilowatts.

(ii) $0.045 per kilowatt per day for each kilowatt scheduled and received during any month in excess of the contract demand of the Company and not used in the delivery of secondary energy: *Provided*, That during the term of this agreement after the third generating unit at the Denison Dam is installed and ready for commercial operation, the payment by the Company to the Government under this part (ii) shall not be less than $50,400 per year.

(2) *Energy charge.* (i) $0.002 per kilowatt-hour for each kilowatt-hour of primary energy scheduled and received during any month.

(ii) $0.0015 per kilowatt-hour for each kilowatt-hour of secondary energy scheduled and received during any month.

(iii) If during any year the Company, through no fault of its own, does not receive 70,000,000 kilowatt-hours of primary energy, the Company shall be obligated to compensate the Government under part (1), above, only for the amount of primary energy actually received during such year, and, during the period until the third unit at the Denison Dam is installed and ready for commercial operation, the Company shall in addition be given a credit at the end of such year in an amount equal to $0.003 per kilowatt-hour for each kilowatt-hour that the amount of primary energy received during such year is less than the said 70,000,000 kilowatt-hours, and, during the period after such third unit is installed and ready for commercial operation, such credit shall be given at the rate of $0.008 per kilowatt-hour.

(b) *Payments by the Government.* The Government shall compensate the Company each month for power and energy purchased from the Company pursuant to Paragraph 3 of this agreement as follows:

(1) *Capacity charge.* $1.60 per kilowatt per month of maximum demand of the Government.

(2) *Energy charge.* (i) $0.002 per kilowatt-hour for the first 150 kilowatt-hours per kilowatt per month of maximum demand of the Government delivered to customers of the Government during any month.

(ii) $0.003 per kilowatt-hour for the next 215 kilowatt-hours per kilowatt per month of maximum demand of the Government delivered to customers of the Government during any month.

(iii) $0.005 per kilowatt-hour for each kilowatt-hour delivered to customers of the Government during any month in excess of 365 kilowatt-hours per kilowatt per month of maximum demand of the Government.

It is provided that the foregoing rates and charges shall remain in force and effect for a period of five years from the date of confirmation and approval of the Federal Power Commission at which time, and at the end of each succeeding five-year period, the rates and charges shall be reviewed, and a new schedule of rates and charges for the succeeding five-year period submitted to the Federal Power Commission for confirmation and approval. In addition, because the rates and charges may be affected by conditions over which the two parties have no control, such rates and charges may be reviewed at any time at the request

of either party. If the parties are unable to reach an agreement on a new schedule of rates and charges, which are the result of either the periodic or the requested review of the rates and charges, and the Government, in order to fulfill the requirements of Section 5 of the Flood Control Act of 1944, submits a new schedule of rates and charges to the Federal Power Commission for confirmation and approval, the Company may terminate this proposed agreement by giving notice to the Government within 90 days after the date such new schedule of rates and charges is confirmed and approved by the Federal Power Commission; such termination to be effective on the date specified in such notice, but not earlier than one year nor later than three years from the date of such notice; provided that all rates and charges for the sale of power and energy under this agreement as confirmed and approved by the Federal Power Commission shall become effective and applicable as of the date of such confirmation and approval.

The agreement further provides that additional points of delivery may be provided as mutually agreed upon.

Any person desiring to make comments or suggestions with respect to the foregoing, should submit the same in writing on or before May 6, 1957, to the Federal Power Commission, Washington 25, D. C. The proposed rates and the supplemental agreement in its entirety are on file with the Commission and are available for inspection.

[SEAL] JOSEPH H. GUTRIDE,
Secretary.

[F. R. Doc. 57-3116; Filed, Apr. 17, 1957; 8:51 a. m.]

[Docket No. G-12391]

KANSAS-NEBRASKA NATURAL GAS COMPANY, INC.

ORDER PROVIDING FOR HEARING AND SUSPENDING PROPOSED TARIFF CHANGES

APRIL 12, 1957.

Kansas-Nebraska Natural Gas Company, Inc. (Kansas-Nebraska) on March 14, 1957, tendered for filing First Revised Sheets Nos. 4, 5 and 9 to its FPC Gas Tariff, First Revised Volume No. 1, proposing an increase in rates and charges of $650,000, or 19.9 percent, a year, based on sales for the year ended December 31, 1956, as adjusted. The increase is proposed to become effective May 1, 1957.

In purported support thereof Kansas-Nebraska states that, among other things, the proposed increased rates and charges are justified because of increased wages and associated increases in cost of retirement and pension plans and related taxes, increases in purchased gas costs, and a claimed need for a higher rate of return and associated taxes.

Comments have been received from five of the customer companies affected by the proposed increase, all of which requested suspension.

It appears that Kansas-Nebraska's proposed increase includes a number of questionable items, including, but not limited to, working capital, rate of return, cost allocation, segregation of total system costs, and the computation of Federal income tax.

The increased rates and charges provided for in the revised tariff sheets tendered by Kansas-Nebraska on March 15, 1957, have not been shown to be justified and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest, and to aid in the enforcement of the provisions of the Natural Gas Act, that the Commission enter upon a hearing concerning the lawfulness of the proposed changes in rates, charges, classifications, or services, and that the above-designated revised Gas Tariff Sheets be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority contained in the Natural Gas Act, Particularly Sections 4 and 15 thereof and the Commission's Regulations thereunder, and Rules of Practice and Procedure (18 CFR Ch. I), a public hearing be held, upon a date to be fixed by notice from the Secretary, concerning the lawfulness of said proposed changes in rates, charges, classifications or services.

(B) Pending such hearing and decision thereon, Kansas-Nebraska's First Revised Sheets Nos. 4, 5, and 9 to its FPC Gas Tariff, First Revised Volume No. 1, be and they are each hereby suspended and the use thereof deferred until October 1, 1957, and until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(C) Neither the revised tariff sheets hereby suspended, nor the Gas Tariff sought to be altered thereby shall be changed until this proceeding has been disposed of or until the period of suspension has expired, unless otherwise ordered by the Commission.

(D) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37 (f)).

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,
Secretary.

[F. R. Doc. 57-3117; Filed, Apr. 17, 1957; 8:52 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3565]

EASTERN UTILITIES ASSOCIATES ET AL.

NOTICE OF FILING AND ORDER FOR HEARING REGARDING ISSUANCE OF BONDS BY HOLDING COMPANY, ISSUANCE OF NOTES AND COMMON STOCK BY SUBSIDIARIES AND ACQUISITIONS BY PARENTS

APRIL 11, 1957.

In the matter of Eastern Utilities Associates, Blackstone Valley Gas and Electric Company, Valley Gas Company; File No. 70-3565.

Notice is hereby given that Eastern Utilities Associates ("EUA"), a registered holding company, Blackstone Valley Gas and Electric Company ("Blackstone"), an electric and gas utility company and a direct subsidiary of EUA, and Valley Gas Company ("Valley"), a newly organized subsidiary of Blackstone, have filed with this Commission a joint application-declaration. The applicants-declarants have designated sections 6 (a), 6 (b), 7, 8, 9 (a), 10, 12 (b) and 12 (f) of the Public Utility Holding Company Act of 1935 ("act") and Rules U-42, U-43, U-45 and U-50 of the Commission's rules and regulations promulgated under said Act as applicable to the transactions proposed therein.

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

A. EUA proposes to issue, pursuant to a supplement to the indenture and deed of trust under which it previously issued collateral trust bonds, a new series of bonds in the principal amount of $3,750,000. The bonds will mature in 25 years and have a sinking fund designed to retire 66 percent of such bonds prior to maturity. The interest rate and redemption prices for the bonds are to be determined as a result of competitive bidding pursuant to Rule U-50.

In connection with the issuance of the bonds EUA agrees to maintain consolidated capitalization ratios whereby the ratio of funded debt to total capitalization will not exceed 60 percent nor be less than 30 percent for common equity. The proceeds from the sale of the bonds will be used for the purpose of making a loan to Blackstone.

B. Blackstone proposes to issue and sell to EUA and banks approximately $6,500,000 of notes which will mature in less than one year. The amount to be borrowed from EUA is $3,750,000 and the balance of approximately $2,750,000 will be from banks.

C. Valley proposes to issue to Blackstone securities in an aggregate amount equivalent to the net book value, estimated at $8,500,000, of the Blackstone gas properties. Such securities will consist of $2,500,000 par value of common stock and $6,000,000 principal amount of promissory notes maturing in less than one year. As consideration for the securities Blackstone will pay to Valley $6,500,000 in cash and convey to Valley certain unmortgaged gas assets of Blackstone having an estimated net book value of $2,000,000.

D. Valley proposes to acquire from Blackstone its mortgaged gas assets for $6,500,000 in cash.

E. Blackstone will deposit the $6,500,000 of cash with its indenture trustee which will be used by the trustee for the retirement of outstanding Blackstone bonds by purchase or redemption as directed by Blackstone. Such redemption will be made at the special redemption prices pursuant to the provisions of the indenture.

The application-declaration contains a request that the Commission permit these transactions to be carried out within such longer time (instead of the usual 60 days) after the application-declaration is granted and becomes ef-

fective as will enable the proposed program to be consummated in an orderly fashion. The filing also contains a representation by the companies that they will seek authorization for three further transactions at a later date but within a period not greater than one year after the consummation of the transactions summarized above. These three transactions may be summarized as follows:

1. Valley proposes to issue $4,000,000 principal amount of first mortgage bonds, $1,100,000 principal amount of 15-year promissory notes, and $900,000 par value of preferred stock. These securities are to be issued to Blackstone in exchange for the $6,000,000 of short-term notes of Valley described in C above.

2. Blackstone proposes to dispose of the Valley bonds, notes and preferred stock by negotiated sale and will accordingly request an exemption from Rule U-50. The proceeds from such sale will be applied by Blackstone to the reduction of the short-term notes described in B above.

3. Blackstone proposes within a reasonable time thereafter to make an underwritten offering to its common stockholders (excluding EUA) and to all the common shareholders of EUA of the Valley common stock at a price to be determined at the time of such sale. The proceeds from the sale of the common stock will be used to pay the remainder of the short-term notes described in B above and the balance for other corporate purposes.

Applicants-declarants state that consummation of all of the transactions described herein will effectuate compliance with the order of the Commission of April 4, 1950, which, pursuant to section 11 (b) of the Act, directed that EUA sever its relationship with the gas properties owned by Blackstone (Eastern Utilities Associates and Its Subsidiary Companies, 31 S. E. C. 329).

The applicants-declarants have set forth ten conditions to the carrying out of the transactions proposed to be carried out at the present time and to the transactions which are to be subsequently proposed, which are summarized as follows:

(1) The issue and sale of the bonds by EUA; (2) obtaining appropriate orders from the Commission in order to obtain certain relief from Federal Income Taxes; (3) obtaining satisfactory closing agreements or rulings from the Treasury Department; (4) the continued effectiveness and existence in unmodified form of the Commission's divestment order of April 4, 1950; (5) issuance by the Commission of an order requiring the sale by Blackstone to Valley of the gas properties; (6) approval to the extent required by the Public Utility Administrator of the State of Rhode Island; (7) the ability to sell upon satisfactory terms the securities proposed; (8) the carrying out in a manner satisfactory to counsel for the companies of any necessary corporate action; (9) under certain conditions any of the transactions set forth in the application-declaration may be withdrawn, modified, or amended and; (10) nothing in the application-declaration shall be construed as a waiver by any of the applicants-declarants of any right they might otherwise have with respect to the Commission's divestment order of April 4, 1950.

The filing further states that, except with respect to certain of the transactions proposed by Blackstone and Valley which are subject to the jurisdiction of the Public Utility Administrator, Department of Business Regulation of the State of Rhode Island, no State or Federal commission other than this Commission has jurisdiction with respect to the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a public hearing be held with respect to the proposed transactions A through E and that such application-declaration not be granted or permitted to become effective except pursuant to further order of the Commission:

It is ordered, That a hearing be held in respect of such matters on May 7, 1957 at 10:00 a. m., at the office of the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. On such date the hearing room clerk will advise as to the room in which the hearing will be held. Any person desiring to be heard in connection with this proceeding shall file with the Secretary of the Commission, Washington 25, D. C., on or before May 6, 1957, a written request in respect thereof, as provided in Rule XVII in the Commission's rules of practice.

It is further ordered, That William W. Swift, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all powers granted to the Commission under section 17 (c) of the act, and to a hearing officer under the Commission's rules of practice.

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

(1) Whether the collateral trust bonds proposed to be issued by EUA meet the requirements of section 7 of the act, and particularly, whether under section 7 (c) (2) (D) the issuance of such bonds is for necessary and urgent corporate purposes, where the requirements of section 7 (c) (1) impose an unreasonable financial burden upon EUA and are not necessary or appropriate in the public interest or for the protection of investors or consumers.

(2) Whether the Commission should make adverse findings with respect to the proposed issuance of the EUA collateral trust bonds in respect of any of the matters specified in section 7 (d).

(3) Whether any of the other securities proposed to be issued by Blackstone and Valley meet the requirements of section 7 or, subject to appropriate conditions, are entitled to exemption from the provisions of section 6 (a) by virtue of the provisions of the third sentence of section 6 (b).

(4) Whether the proposed acquisition of Blackstone notes by EUA and of Valley notes and stock by Blackstone meet the requirements of section 10.

(5) Whether the proposed sale of the gas utility assets of Blackstone to Valley and the acquisition thereof by Valley meet the requirements, respectively, of sections 12 (d) and 12 (f) and Rules U-43 and U-44, and of section 10.

(6) Whether the conditions precedent to consummation proposed by applicants-declarants make it inappropriate for the application-declaration to be granted and permitted to become effective.

(7) Whether the fees and expenses in connection with the proposed transactions, which are to be supplied by amendment, are not reasonable.

(8) Whether the accounting entries proposed to be recorded in connection with the proposed transactions are proper, conform to sound accounting principles and meet the standards of the act and rules and regulations thereunder.

(9) Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors and consumers and consistent with all applicable requirements of the act, and the rules and regulations thereunder and, if not, what modifications or terms and conditions should be required or imposed to meet such requirements.

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

It is further ordered, That jurisdiction be and hereby is reserved to separate, in whole or in part, for hearing or for disposition, any issues or questions which may arise in this proceeding.

It is further ordered, That the Secretary of the Commission shall give notice of this hearing by mailing a copy of this order by registered mail to EUA, Blackstone, Valley and the Public Utility Administrator, Department of Business Regulation of Rhode Island, and that notice of said hearing be given to all other interested persons by general release of the Commission and by publication in the FEDERAL REGISTER.

It is further ordered, That EUA shall mail a copy of this notice and order to all of the stockholders of record of Blackstone other than EUA and to the indenture trustee for Blackstone's outstanding bonds at least ten days prior to the date of hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 57-3100; Filed, Apr. 17, 1957; 8:48 a. m.]

[File No. 812-1073]

NATIONAL AVIATION CORP.

NOTICE OF FILING OF APPLICATION FOR EXEMPTION OF PURCHASE OF SECURITIES DURING EXISTENCE OF UNDERWRITING SYNDICATE

APRIL 12, 1957.

Notice is hereby given that National Aviation Corporation ("National"), a

registered closed-end, non-diversified investment company, has filed an application pursuant to section 10 (f) of the Investment Company Act of 1940 ("act"), for an order of the Commission exempting from the provisions of section 10 (f) of the act the proposed purchase by the applicant of not to exceed 20,000 shares of 250,000 shares of common stock which KLM Royal Dutch Airlines (Koninklijke Luchtvaart Maatschappij N. V.), ("KLM") proposes to issue in the United States.

The application makes the following representations:

KLM, a world-wide air transport company, is preparing to issue an aggregate of 400,630 shares of its common stock (par value 100 Dutch Guilders) of which 250,000 shares are to be offered by underwriters located in the United States. Such issuance is covered by a registration statement filed by KLM under the Securities Act of 1933 on April 8, 1957. The investment banking firms, Paine, Webber, Jackson & Curtis and Hornblower & Weeks, each are expected to be members of the underwriting group as a "principal underwriter".

The application recites that Stuart R. Reed, a director of applicant, is a special partner in the firm of Paine, Webber, Jackson & Curtis, and that Charles S. Sargent, also a director of applicant, is a partner of Hornblower & Weeks.

The applicant states that it proposes to purchase the common stock from any of the underwriters other than Paine, Webber, Jackson & Curtis and Hornblower & Weeks. The amount of common stock proposed to be purchased by the applicant would constitute approximately 4.9 percent of the total offering, 8 percent of the offering in the United States, and, on the assumption that the price would be $35 per share, would represent approximately 3.15 percent of the total assets of National.

Section 10 (f) of the act provides, among other things, that no registered investment company shall knowingly purchase or otherwise acquire, during the existence of any underwriting or selling syndicate, any security (except a security of which such company is the issuer) a principal underwriter of which is a person of which a director of such registered investment company is an affiliated person. The Commission may exempt a transaction from this prohibition if and to the extent that such exemption is consistent with the protection of investors. Since Reed and Sargent are affiliated persons of investment banking firms which will be part of the underwriting group of the common stock offering referred to above, the purchase of such common stock by the applicant from such underwriters is subject to the provisions of section 10 (f) of the act.

It is represented that the proposed purchase of common stock of KLM is consistent with the protection of investors and the investment policies of the applicant as recited in its registration statement filed with the Commission.

Notice is further given that any interested person may, not later than April 26, 1957, at 5:30 p. m., submit to the Commission in writing any facts bearing upon the desirability of a hearing on the matter and may request that a hearing be held, such request stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date, the application may be granted as provided in Rule N-5 of the rules and regulations promulgated under the act.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 57-3101; Filed, Apr. 17, 1957; 8:48 a. m.]

[File No. 70-3578]

MANILA ELECTRIC CO. AND GENERAL PUBLIC UTILITIES CORP.

NOTICE OF FILING OF APPLICATION-DECLARATION REGARDING PROPOSAL BY SUBSIDIARY TO RECLASSIFY ITS COMMON STOCK, EXCHANGE THE NEW STOCK FOR OUTSTANDING STOCK, INCREASE THE NUMBER OF SHARES OF AUTHORIZED COMMON STOCK, AND PAY A STOCK DIVIDEND

APRIL 12, 1957.

Notice is hereby given that General Public Utilities Corporation ("GPU"), a registered holding company, and its foreign public utility subsidiary, Manila Electric Company ("Manila"), have filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935 ("act"), a joint application-declaration, and have designated sections 9, 10 and 12 (f) of the act as applicable to the proposed transactions.

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

Manila proposes (a) to amend its Certificate of Incorporation to change its authorized common stock from 1,000,000 shares of 40 pesos par value to 10,000,000 shares of 10 pesos par value common stock, (b) to reclassify its outstanding 1,000,000 shares of 40 pesos per share par value common stock into 4,000,000 shares of 10 pesos per share par value common stock, and to issue to GPU the 4,000,000 shares of new common stock in exchange for the outstanding 1,000,000 shares held by GPU, and (c) to issue to GPU 2,000,000 additional shares of the new common stock as a stock dividend on the then outstanding 4,000,000 shares thereof. To reflect the payment of such stock dividend on its books, Manila proposes to transfer 20,000,000 pesos from its earned surplus account to its capital stock account. (At the current Philippine rate of exchange two pesos are equivalent to one U. S. dollar.)

GPU proposes to acquire the 4,000,000 shares of 10 pesos per share par value common stock of Manila in exchange for the 1,000,000 shares of 40 pesos per share par value common stock of Manila now held by GPU; and also to acquire the 2,000,000 additional shares of 10 pesos per share par value common stock to be issued by Manila as a stock dividend.

The application-declaration states that the proposed amendment of Manila's Certificate of Incorporation to effect the reclassification, the increase in the number of authorized shares of Manila's common stock, the issuance of the new common stock in exchange for the shares presently outstanding, and the issuance of the additional shares as a stock dividend requires approval of the Philippine Public Service Commission, that a copy of the order of that commission approving the transactions proposed by Manila will be supplied by amendment, and that no State or Federal commission other than this Commission has jurisdiction over the transactions proposed by GPU and Manila.

The fees and expenses to be incurred by GPU in connection with the proposed transactions are estimated at $1,500, including legal fees of not to exceed $1,000; and those to be incurred by Manila are estimated at $28,500, consisting of $25,000 documentary stamp tax $2,000 legal fees, $505 filing fees, and $995 of miscellaneous expenses.

Notice is further given that any interested person may not later than April 29, 1957, request in writing that a hearing be held in respect of the application-declaration, stating the nature of his interest, the reasons for such request, and the issues of fact or law which he desires to controvert, or he may request that he be notified if the Commission orders a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date, the Commission may grant the application and permit the declaration to become effective, as filed, or as they may be amended, pursuant to Rule U-23 promulgated under the act, or the Commission may grant exemption from its rules as provided in Rules U-20 (a) and U-100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 57-3102; Filed, Apr. 17, 1957; 8:48 a. m.]

[File No. 70-3577]

ALABAMA POWER CO.

NOTICE OF PROPOSED ISSUANCE AND SALE OF PRINCIPAL AMOUNT OF BONDS AT COMPETITIVE BIDDING

APRIL 12, 1957.

Notice is hereby given that Alabama Power Company ("Company"), a public-utility subsidiary of The Southern Company ("Southern"), a registered holding

company, has filed with this Commission an application pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 ("act") and Rule U-50 promulgated thereunder regarding the following proposed transaction:

The Company proposes to issue and sell, subject to the competitive bidding requirements of Rule U-50, $14,500,000 principal amount of First Mortgage Bonds, __ Percent Series due 1987. The interest rate (which shall be a multiple of ⅛ of 1 percent) and the price to be paid to the Company (which shall be not less than 100 percent nor more than 102¾ percent of the principal amount, exclusive of accrued interest to date of delivery) will be determined by competitive bidding. The new bonds will be issued under the Company's Indenture dated as of January 1, 1942, as heretofore supplemented and as to be further supplemented by a Supplemental Indenture dated as of May 1, 1957.

The Company proposes to use the net proceeds from the sale of the new bonds for the construction or acquisition of permanent improvements, extensions and additions to its property. The Company estimates that its total construction expenditures for 1957 will aggregate approximately $48,708,000 and in order to finance such program, the Company will use its cash on hand in excess of operating requirements, interest, and dividends, including in such cash the proceeds from the sale of the proposed bonds and $8,500,000 to be received in 1957 from the sale to Southern of additional shares of common stock of the Company.

The fees and expenses to be paid in connection with the proposed transaction will be supplied by amendment. The issuance and sale of the new bonds have been expressly authorized by the Public Service Commission of Alabama, in which State the Company is organized and doing business. The Company requests that the order of the Commission herein be made effective upon issuance.

Notice is further given that any interested person may, not later than April 29, 1957, at 5:30 p. m., 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 of fact or law, if any, raised by said application which he desires to controvert; or he 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, Washington 25, D. C. At any time after said date, said application, as filed or as it may be hereafter amended, may be granted as provided by Rule U-23 of the rules and regulations promulgated under the act, or the Commission may grant such exemption from its rules as provided in Rules U-20 (a) and U-100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 57-3103; Filed, Apr. 17, 1957; 8:49 a. m.]

[File No. 70-3579]

POTOMAC EDISON CO.

NOTICE OF PROPOSED ISSUE AND SALE AT COMPETITIVE BIDDING OF PRINCIPAL AMOUNT OF FIRST MORTGAGE AND COLLATERAL TRUST BONDS

APRIL 12, 1957.

Notice is hereby given that the Potomac Edison Company ("Company"), a public-utility subsidiary of the West Penn Electric Company, a registered holding company, has filed an application pursuant to the Public Utility Holding Company Act of 1935 ("act"), designating section 6 (b) thereof and Rule U-50 thereunder as applicable to the proposed transaction, which is summarized as follows:

The Company proposes to issue and sell at competitive bidding, pursuant to Rule U-50, $14,000,000 principal amount of First Mortgage and Collateral Trust Bonds, __ Percent Series, due 1987. It is expected that a public invitation for bids will be issued on or about May 1, 1957, and that the time for the submission of bids will be noon on or about May 8, 1957. Each bid shall specify the coupon rate (which shall be a multiple of ⅛ percent) to be borne by the bonds and the price (exclusive of accrued interest) to be paid to the Company for the bonds, which shall be not less than 100 percent nor more than 102¾ percent of the principal amount of the bonds.

The bonds will be issued under an indenture dated as of October 1, 1944 between the Company and Chemical Corn Exchange Bank, trustee, as supplemented and as to be supplemented by a supplemental indenture to be dated as of May 1, 1957.

The net proceeds will be used in part to finance the construction program of the Company, and in part to make additional investments in its subsidiaries for the purpose of assisting them in financing their construction programs.

It is stated that prior authorization of the Maryland Public Service Commission is required for the issue and sale of the bonds, and that authorization of the Interstate Commerce Commission may also be necessary. Appropriate orders of such commissions will be filed by amendment.

The Company estimates its fees and expenses in connection with the proposed transactions as follows:

Accounting, Price Waterhouse & Co.	$1,200
Legal:	
Sullivan & Cromwell	10,000
Local counsel (for title examinations, etc.)	4,350
Printing and engraving	20,000
Trustee's fee and expenses	7,050
Federal stamp tax	15,400
Maryland recording tax and fees	15,700
West Virginia recording tax and fees	10,200
Registration fee	1,456
Blue Sky fees and expenses	1,000
Miscellaneous	3,644
	90,000

The fee of Cahill, Gordon, Reindel & Ohl, counsel for the successful bidders, will be supplied by amendment.

Notice is further given that any interested person may, not later than April 29, 1957, at 5:30 p. m., 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 of fact or law, if any, raised by said application which he desires to controvert; or he 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, Washington 25, D. C. At any time after said date the application, as filed or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may grant exemption from its rules as provided in Rules U-20 (a) and U-100, or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 57-3104; Filed, Apr. 17, 1957; 8:49 a. m.]

[File Nos. 812-296, 812-1043]

INVESTORS DIVERSIFIED SERVICES, INC., ET AL.

NOTICE OF FILING OF APPLICATION FOR ORDER, AND FOR MODIFICATION OF PRIOR ORDER, EXEMPTING TRANSACTIONS BETWEEN AFFILIATES

APRIL 12, 1957.

In the matter of Investors Diversified Services, Inc., Investors Syndicate of America, Inc., File No. 812-1043; Investors Diversified Services, Inc., Investors Syndicate Title & Guaranty Company, Investors Syndicate of America, Inc., File No. 812-296.

Notice is hereby given that Investors Diversified Services, Inc. ("IDS") and Investors Syndicate of America, Inc. ("ISA") have filed an amended application (File No. 812-1043) pursuant to section 6 (c) of the Investment Company Act of 1940 ("act") for an order exempting from the provisions of sections 17 (a) (1) and 17 (a) (2) of the act certain transactions between the applicants involving the sale by IDS and purchase by ISA of the mortgage acquisition and servicing activities of IDS.

Notice is further given that, if the above application is granted, IDS, ISA and Investors Syndicate Title & Guaranty Company ("Title") request that the Commission's order dated July 2, 1956, exempting from the provisions of sections 17 (a) (1) and 17 (a) (2), certain transactions between IDS and Title involving the sale and purchase of mortgages between IDS and Title, (File No. 812-296) be modified to extend the exemption granted thereby to the same type of transactions between ISA and Title.

IDS is registered under the act as a face-amount certificate investment company. It is engaged in servicing its outstanding face-amount certificates, sold prior to the enactment of the act, in acting as principal underwriter and investment adviser for certain of its subsidiary and other affiliated investment

companies, and in acquiring and servicing mortgages for its subsidiaries and servicing mortgages for non-affiliated investors. ISA, a wholly owned subsidiary of IDS, is also registered under the act as a face-amount certificate investment company. It is engaged in the issuance of face-amount certificates, the servicing of its outstanding certificates and the investment of its assets of which a large part consists of mortgages. Title, also a wholly owned subsidiary of IDS, is engaged in the issuance and sale of participation certificates to residents of the State of New York and the investment of the proceeds in mortgages. Title is exempt as an investment company under the act pursuant to section 6 (a) (5) of the act.

The application states that IDS now operates loan facilities in its offices in Minneapolis and in offices leased, directly or through a subsidiary, in the cities of Atlanta, Coral Gables, Dallas, Detroit, Los Angeles and Oakland. It is proposed that certain furniture, fixtures and office equipment located in these offices and having a book carrying value, at cost less depreciation, estimated at not to exceed $150,000, be purchased by ISA at its depreciated cost.

It is proposed that six leases covering office space for the mortgage operations outside of Minneapolis be assigned (or sublet at existing rentals) by IDS to ISA, the manner depending on negotiations with the lessors. The only cost to ISA for such assignment would be to reimburse IDS for the depreciated cost of leasehold improvements at the time of assignment, in an amount estimated at not to exceed $10,000.

The application states that IDS has, in many instances, arranged for or handled the placing of hazard insurance incidental to its mortgage acquisition and servicing activities, and it has received varying percentages of the gross commissions payable in respect of insurance premiums. It is proposed that if the mortgage operation is transferred to ISA, the existing contracts or arrangements for the handling of insurance be transferred without cost to ISA.

The application states that IDS is a party to a number of agreements with independent concerns which provide for the servicing of mortgages by such concerns for IDS. It is intended that present rights and obligations of IDS under such agreements will be assigned without cost to ISA. The application also states that IDS is now servicing mortgage loans for twenty-two outside institutional investors under separate servicing contracts. The contracts, or the present duties and benefits of IDS thereunder, will also be taken over by ISA without cost to ISA.

Under the proposed arrangement, Applicants state that ISA would be acquiring mortgages for sale to IDS, and would agree to service same. In this connection, applicants refer to an amended order of this Commission dated July 2, 1956 (Investment Company Act Release No. 2383) which granted an application for exemption from sections 17 (a) (1) and 17 (a) (2) of the act, which permits ISA to sell mortgages to IDS and to service mortgages for IDS on the same basis as IDS performs such functions for ISA.

The application further states that transfer of the mortgage operation to ISA would entail changes in the present mortgage sale and servicing arrangements between IDS and another wholly owned subsidiary, Title, which arrangements were the subject of another order of this Commission dated July 2, 1956 (Investment Company Act Release No. 2384), which exempted, on the terms stated therein, mortgage sale and servicing transactions between IDS and Title. Applicants also request modification of this order to permit ISA to be included as a party to transactions with Title on the same terms as are now permitted by IDS, and that the word "life" appearing in terms and condition number 2 of said order, be changed to "title", inasmuch as, pursuant to the specific terms of the certificates issued by Title, only mortgages or loans which are eligible investments for New York title insurance companies are "qualified" investments under such certificates.

In connection with the proposed transactions, registrant states that the large scale mortgage operation now being conducted by IDS is becoming increasingly dependent on the very existence of ISA, with its large mortgage requirements; and further states that any benefits which IDS will be transferring to ISA will indirectly flow back to IDS by virtue of its 100 percent stock ownership of ISA.

Applicants have requested exemption under section 6 (c) from the provisions of section 17 (a), covering the transactions incident to the transfer of the mortgage operation to ISA, because they state it is believed to be impractical to spell out in advance in an application the details and terms of the transactions which may be here involved with the particularity which would be appropriate were the exemption from section 17 (a) of the act requested pursuant to section 17 (b) of the act.

Section 17 (a) (1) and 17 (a) (2) of the act prohibit an affiliated person of a registered investment company, or an affiliated person of such a person, from selling to or purchasing from such registered investment company or any company controlled by such registered investment company, any security or other property, subject to certain exceptions, unless the Commission upon application pursuant to section 17 (b) grants an exemption from the provisions of section 17 (a), after finding that the terms of the proposed transaction, including the consideration to be paid, are reasonable and fair and do not involve overreaching on the part of any person concerned, that the proposed transaction is consistent with the policy of each registered investment company concerned, as recited in its registration statement and reports filed under the act, and is consistent with the general purposes of the act. Section 6 (c) of the act provides that the Commission may conditionally or unconditionally exempt any transaction or class of transactions from any provision of the act if and to the extent such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the act.

Since IDS, ISA and Title are by definition under the act, affiliated persons, transactions involving the sale and purchase of mortgages between such companies are subject to the provisions of sections 17 (a) (1) and 17 (a) (2) of the act.

Notice is further given that any interested person may, not later than April 25, at 5:30 p. m., submit to the Commission in writing any facts bearing upon the desirability of a hearing on the matter and may request that a hearing be held, such request stating the nature of his interest, the reasons for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date, the application may be granted as provided in Rule N-5 of the rules and regulations promulgated under the act, upon such terms and conditions as the Commission may impose.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 57-3118; Filed, Apr. 17, 1957; 8:52 a. m.]

SMALL BUSINESS ADMINISTRATION

Office of the Administrator

[Delegation of Authority 30 (Revision 3), Amdt. 2]

REGIONAL DIRECTORS

DELEGATION RELATING TO FINANCIAL ASSISTANCE INCLUDING DISASTER LOANS, PROCUREMENT AND TECHNICAL ASSISTANCE AND ADMINISTRATION

Delegation of Authority No. 30 (Revision 3) as amended (21 F. R. 8549, 22 F. R. 1463) is hereby amended by:

SECTION 1. Deleting subsections 32 through 39 of section I. B. under the general heading of "Administrative" in their entirety and substituting the following in lieu thereof:

ADMINISTRATIVE

32. To administer oaths of office.

33. To certify to the Controller for payment, employee suggestion awards, for suggestions put into effect in the Region, in an amount not to exceed $100 for each award.

34. To advertise regarding the public sale of (a) collateral in connection with the liquidation of loans, and (b) acquired property.

35. To determine the need for an Imprest Fund.

36. To approve (a) annual and sick leave, (b) leave without pay, not to exceed 30 days, and (c) overtime for employees under your supervision.

37. To (a) make emergency purchases not in excess of $25 in any one object

class in any one instance but not more than $50 in any one month for total purchases in all object classes, and (b) authorize purchases not in excess of such limitations for payment from an Imprest Fund.

38. In connection with the establishment of Disaster Loan Offices, to (a) obligate SBA to reimburse General Services Administration for the rental of office space, (b) rent office equipment, and (c) procure (without dollar limitation) emergency supplies and materials.

39. To administratively approve all types of vouchers, invoices and bills submitted by public creditors of the Agency for articles or services rendered.

40. To (a) authorize or approve official travel and (b) administratively approve travel reimbursement claims.

SEC. 2. Deleting Part II in its entirety and substituting the following in lieu thereof:

II. The specific authority delegated in subsections I. B. 1 (a) and (b), 2 (a) and (b), 12, 14, 15, 16, 22, 31, 33, 34, 35, and 36 (c) may not be redelegated. All other authority delegated herein may be redelegated in its entirety except subsections I. B. 1 (c) and 2 (c) which may be redelegated limited to the approval or declination of disaster loans not in excess of $20,000.

The signing of correspondence, as set forth in section I. C., other than Congressional correspondence, may be redelegated to employees of the regional office and branch offices. The signing of Congressional correspondence may be redelegated only to branch managers.

Dated: April 10, 1957.

WENDELL B. BARNES,
Administrator.

[F. R. Doc. 57-3119; Filed, Apr. 17, 1957; 8:52 a. m.]

DEPARTMENT OF LABOR

Wage and Hour Division

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended; 29 U. S. C. 201 et seq.), Part 522 of the regulations issued thereunder (29 CFR Part 522), and Administrative Order 414 (16 F. R. 7367), special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates applicable under section 6 of the act have been issued to the firms listed below. The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 522. The effective and expiration dates, occupations, wage rates, number or proportion of learners and learning periods for certificates issued under general learner regulations (§§ 522.1 to 522.11) are as indicated below; conditions provided in certificates issued under special industry regulations are as established in these regulations.

Glove Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.60 to 522.65, as amended).

The Glove Corp., Heber Springs, Ark.; effective 3-29-57 to 3-28-58; 10 learners for normal labor turnover purposes (leather combination work gloves).

Jomac Products, Inc., 1624 East Winona Avenue, Warsaw, Ind.; effective 3-27-57 to 9-26-57; 10 learners for plant expansion purposes (work gloves).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.40 to 522.43, as amended).

Atlantic Hosiery, Inc., 948 White Horse Pike, Elwood, N. J.; effective 3-27-57 to 3-26-58; five learners for normal labor turnover purposes (full-fashioned).

Mary Campana, Inc., 901 Memorial Avenue, Williamsport, Pa.; effective 3-25-57 to 10-30-57; five learners for normal labor turnover purposes (full-fashioned and seamless).

Mary Campana, Inc., 901 Memorial Avenue, Williamsport, Pa.; effective 3-25-57 to 9-24-57; five learners for expansion purposes (full-fashioned and seamless).

Carol May Finishing Co., Inc., West Depot Street, Concord, N. C.; effective 3-29-57 to 10-30-57; 5 percent of factory production workers for normal labor turnover purposes (full-fashioned and seamless).

Chipman LaCrosse Hosiery Mills Co., East Flat Rock, N. C.; effective 3-27-57 to 3-26-58; 5 percent of factory production workers for normal labor turnover purposes (seamless).

Elliott Knitting Mills, Hickory, N. C.; effective 3-22-57 to 10-30-57; 5 percent of factory production workers for normal labor turnover purposes (seamless).

Glen Raven Knitting Mills, Inc., Altamahaw, N. C.; effective 4-6-57 to 4-5-58; 5 percent of factory production workers for normal labor turnover purposes (full-fashioned).

Greensboro Hosiery Mill, Howard & Hiatt Streets, Greensboro, N. C.; effective 4-8-57 to 10-7-57; 20 learners for expansion purposes (full-fashioned).

Hodges Knitting Mills, Inc., Milledgeville, Ga.; effective 3-22-57 to 10-30-57; five learners for normal labor turnover purposes (seamless).

Rockford Textile Mills, Inc., McMinnville, Tenn.; effective 3-29-57 to 3-28-58; 5 percent of factory production workers for normal labor turnover purposes (seamless).

Se-Ling Mills Corp., 505 North Third Street, Quincy, Ill.; effective 3-28-57 to 3-27-58; five learners for normal labor turnover purposes (seamless).

Spruce-Maid Hosiery Co., Inc., 28 Walnut Street, Spruce Pine, N. C.; effective 3-29-57 to 9-28-57; 18 learners for plant expansion purposes (seamless).

Independent Telephone Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.70 to 522.74, as amended).

Hartington Telephone Co., Hartington, Nebr.; effective 3-29-57 to 3-28-58.

Northern Ohio Telephone Co., Ashland, Ohio; effective 10-22-56 to 9-1-57 (replacement certificate).

Northern Ohio Telephone Co., Delaware, Ohio; effective 10-8-56 to 9-1-57 (replacement certificate).

Northern Ohio Telephone Co., Galion, Ohio; effective 10-8-56 to 9-1-57 (replacement certificate).

Northern Ohio Telephone Co., Oberlin, Ohio; effective 10-8-56 to 9-1-57 (replacement certificate).

Wellington Telephone Co., Wellington, Ohio; effective 3-26-57 to 3-25-58.

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.30 to 522.35, as amended).

Beltex Corp., 106 South Main Street, Belmont, N. C.; effective 3-22-57 to 9-21-57; five learners for plant expansion purposes (knitted underwear).

Carolina Underwear & Co., 110 West Guilford Street, Thomasville, N. C.; effective 3-20-57 to 10-30-57; five learners for normal labor turnover purposes (women's misses' and children's panties).

Faith Mills Corp., Averill Park, N. Y.; effective 3-20-57 to 10-30-57; 5 percent of factory production workers for normal labor turnover purposes (men's knitted underwear).

General Knitting Mills, Inc., Curtis and Boxer Streets, Monroe, N. C.; effective 3-30-57 to 10-30-57; five learners for normal labor turnover purposes (circular knitted underwear and outerwear fabrics).

Penn-Mor Manufacturing Corp., 1501 Rural Road, Temple, Ariz.; effective 3-22-57 to 9-21-57; 50 learners for plant expansion purposes (knit underwear).

Pons Full Fashion Mills, Inc., Valdese, N. C.; effective 3-21-57 to 10-30-57; five learners for normal labor turnover purposes (sweaters).

Santa Cruz-Balboa Originals, 1010 Fair Avenue, Santa Cruz, Calif.; effective 3-29-57 to 10-30-57; five learners for normal labor turnover purposes (men's sport shirts and swimwear).

Womelsdorf Manufacturing Co., Inc., Third and Mulberry Streets, Womelsdorf, Pa.; effective 3-26-57 to 10-30-57; five learners for normal labor turnover purposes (ladies' pajamas, boys' robes, sweaters).

Shoe Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.50 to 522.55, as amended).

Farmington Shoe Co., Division of Breed Sandal Co., Inc., Farmington, Maine, effective 3-21-57 to 9-20-57; 75 learners for plant expansion purposes.

Herman E. Weiss Shoe Manufacturers, Chamois, Mo.; effective 3-25-57 to 9-24-57; 40 learners for plant expansion purposes.

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.11, as amended).

The following learner certificates were issued to the companies listed below manufacturing miscellaneous products for normal labor turnover purposes, except as otherwise indicated. The effective and expiration dates, learner rates, occupations, learning periods, and the number or proportion of learners authorized to be employed, are as indicated.

Bel Air Manufacturing Co., Bel Air, Md.; effective 4-2-57 to 10-1-57; authorizing the employment of five learners, in the occupation of sewing machine operating for a learning period of 480 hours, at rates of 85 cents an hour for the first 280 hours and 90 cents an hour for the remaining 200 hours (men's shortie topcoats).

Fort Wayne Tailoring Corp., 115 East Brackenridge Street, Fort Wayne, Ind.; effective 3-29-57 to 9-28-57; authorizing the employment of 5 percent of factory production workers, in the occupations of sewing machine operating, final pressing, hand sewing and finishing operations involving hand sewing for a learning period of 480 hours, at rates of 85 cents an hour for the first 280 hours and 90 cents an hour for the remaining 200 hours (custom made clothing).

Hickey-Freeman Co., 1155 Clinton Avenue North, Rochester, N. Y.; effective 3-17-57 to 9-16-57; authorizing the employment of 5 percent of factory production workers, in the occupations of hand sewing and finishing operations involving hand sewing for a

learning period of 480 hours at rates of 85 cents an hour for the first 280 hours and 90 cents an hour for the remaining 200 hours (suits, slacks, overcoats, topcoats, and sportcoats).

Mastercraft Cravat Co., Inc., Pine Bush, N. Y.; effective 4–1–57 to 9–30–57; authorizing the employment of five learners, in the occupations of sewing machine operating, pressing, hand sewing and finishing operations involving hand sewing, for a learning period of 320 hours at rates of 85 cents an hour for the first 160 hours and 90 cents an hour for the remaining 160 hours (men's neckwear).

Michaels Stern & Co., Inc., 214 Liberty Street, Penn Yan, N. Y.; effective 3–25–57 to 9–1–57; authorizing the employment of 5 percent of factory production workers, in the occupations of sewing machine operating and final pressing, for a learning period of 480 hours at rates of 85 cents an hour for the first 280 hours and 90 cents an hour for the remaining 200 hours (men's suits, sportcoats, slacks, etc.)

Michaels Stern & Co., Inc., 317 Child Street, Rochester, N. Y.; effective 3–24–57 to 9–23–57; authorizing the employment of 5 percent of the factory production workers, in occupations of sewing machine operating, final pressing, hand sewing, and finishing operations involving hand sewing, for a learning period of 480 hours at rates of 85 cents an hour for the first 280 hours and 90 cents an hour for the remaining 200 hours (men's suits, sportcoats, slacks, etc.)

Michaels Stern & Co., Inc., 15 Hand Street, Rochester, N. Y.; effective 3–24–57 to 9–23–57; authorizing the employment of 5 percent of factory production workers, in occupations of sewing machine operating, final pressing, hand sewing, and finishing operations involving hand sewing, for a learning period of 480 hours at rates of 85 cents an hour for the first 280 hours and 90 cents an hour for the remaining 200 hours (men's suits, sportcoats, slacks, etc.)

Mohawk Lining Co., Inc., 804 Broadway, Schenectady, N. Y.; effective 4–1–57 to 9–30–57; authorizing the employment of three learners, in the occupation of glove lining sewing, for a learning period of 480 hours at rates of 80 cents an hour for the first 320 hours and 90 cents an hour for the remaining 160 hours (glove linings).

Richard Paul, Inc., 1600 Newport Pike, Wilmington, Del.; effective 3–29–57 to 9–28–57; authorizing the employment of six learners, in the occupations of sewing machine operating only, for a learning period of 480 hours at rates of 85 cents an hour for the first 240 hours and 90 cents an hour for the remaining 240 hours (shoe peds, hi foot covers).

Robert Hall Manufacturing Co., Inc., 60 Broadway, Brooklyn, N. Y.; effective 4–1–57 to 9–30–57; authorizing the employment of 100 learners for expansion purposes, in the occupations of sewing machine operating and final pressing, for a learning period of 480 hours at rates of 85 cents an hour for the first 280 hours and 90 cents an hour for the remaining 200 hours (men's suits, topcoats and sportcoats).

Stanberry Manufacturing Co., Stanberry, Mo.; effective 4–3–47 to 10–2–57; authorizing the employment of 5 percent of factory production workers, in the occupation of sewing machine operating, for a learning period of 240 hours at rates of 85 cents per hour (leather garments and headwear).

Timely Clothes, Inc., 624 Exchange Street, Geneva, N. Y.; effective 4–1–57 to 9–30–57; authorizing the employment of five learners, in the occupations of sewing machine operating, final pressing, hand sewing and finishing operations involving hand sewing, for a learning period of 480 hours at rates of 85 cents an hour for the first 280 hours and 90 cents an hour for the remaining 200 hours (men's suits, outercoats and slacks).

Twin City Lettering Co., 648 Second Avenue North, Minneapolis, Minn.; effective 4–1–57 to 9–30–57; authorizing the employment of one learner, in the occupation of embroidery machine operating, for a learning period of 320 hours at rates of 85 cents an hour for the first 160 hours and 90 cents an hour for the remaining 160 hours (embroidered lettering on garments).

The following special learner certificates were issued in Puerto Rico to the companies hereinafter named. The effective and expiration dates, learner rates, occupations, learning periods and the number or proportion of learners authorized to be employed, are as indicated:

Akron International, Inc., Guaynabo, P. R.; effective 3–1–57 to 8–31–57; authorizing the employment of 15 learners for expansion purposes, in the occupations of core machine operating, core patching, grinding, core setting, shake out operating, shake out helper, furnace helper, finishing, molding, and machinist general, for a learning period of 200 hours at rates of 68 cents an hour (aluminum fittings for sprinkler irrigation) (replacement certificate).

Edro Corp., Anasco, P. R.; effective 3–5–57 to 9–4–57; authorizing the employment of 67 learners for expansion purposes, in the occupations of cutting, sewing machine operating and laying-off, for a learning period of 480 hours at rates of 51 cents an hour for the first 240 hours and 59 cents an hour for the remaining 240 hours (fabric gloves).

Electronic Mica Co., Inc., 300 Tapia Street, Santurce, P. R.; effective 3–11–57 to 3–10–58; not less than 50 cents an hour for the first 160 hours and 56 cents an hour for the remaining 160 hours of the 320-hour learning period, for the occupations of block mica splitting and mica film splitting; not less than 50 cents an hour for a maximum of 240 hours, for the occupations of pressing operating, finished mica sorting and eyelet machine operating; not less than 50 cents an hour for a maximum of 160 hours, for the occupation of mica sorting; authorizing the employment of 10 learners for normal labor turnover purposes (mica parts).

Each learner certificate has been issued upon the employer's representation that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificates may be annulled or withdrawn in the manner provided in Part 528, and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within 15 days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of Part 522.

Signed at Washington, D. C. this 11th day of April 1957.

MILTON BROOKE,
Authorized Representative of the Administrator.

[F. R. Doc. 57–3095; Filed, Apr. 17, 1957; 8:47 a. m.]