

THE NATIONAL ARCHIVES
LITTERA
SCRIPTA
MANET
OF THE UNITED STATES

FEDERAL REGISTER

1934
VOLUME 15 NUMBER 101

Washington, Thursday, May 25, 1950

TITLE 3—THE PRESIDENT PROCLAMATION 2889

PRAYER FOR PEACE, MEMORIAL DAY
BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA
A PROCLAMATION

Since war is the world's most terrible scourge, we should do all in our power to prevent its recurrence.

It was the hope of mankind that with the cessation of hostilities of World War II the way would be open to founding a permanent peace. Instead, that war has left the world in a state of continued unrest. Accordingly, we feel the need of turning in humble supplication to Almighty God for help and guidance.

In recognition of this need, the Congress has fittingly provided, in a joint resolution which I approved on May 11, 1950, that Memorial Day, which has long been set aside for paying tribute to those who lost their lives in war, shall henceforth be dedicated also as a day for Nation-wide prayer for permanent peace. The Congress has also requested that the President issue a proclamation calling upon the people of the United States to observe Memorial Day in that manner.

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, pursuant to the aforementioned resolution, do hereby proclaim Memorial Day, Tuesday, May 30, 1950, and each succeeding Memorial Day, as a day of prayer for permanent peace. And I designate the hour beginning at eleven o'clock in the morning of that day, Eastern Daylight Saving Time, as a period in which all our people may unite in prayer, each in accordance with his own religious faith, for divine aid in bringing enduring peace to a troubled world.

I also request the agencies of the press, radio, television, and other media of public information to join in the observance of that day and of the specified hour by announcements and programs designed to unite the Nation in a universal prayer for permanent peace.

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 22nd day of May in the year of our Lord nineteen hundred and fifty, [SEAL] and of the Independence of the United States of America the one hundred and seventy-fourth.

HARRY S. TRUMAN

By the President:

JAMES E. WEBB,
Acting Secretary of State.

[F. R. Doc. 50-4530; Filed, May 24, 1950;
10:35 a. m.]

EXECUTIVE ORDER 10127

ESTABLISHING AIRSPACE RESERVATIONS OVER
CERTAIN FACILITIES OF THE UNITED
STATES ATOMIC ENERGY COMMISSION

By virtue of and pursuant to the authority vested in me by section 4 of the Air Commerce Act of 1926 (44 Stat. 570), the airspace above the three following-described portions of the United States is hereby reserved and set apart for national defense and other governmental purposes as airspace reservations within which no person shall navigate an aircraft except by authority of the United States Atomic Energy Commission.

All that area within the United States lying within each of the following-described boundaries:

1. Clinton Engineering Works, Oak Ridge, Tennessee:

Beginning at Latitude 36°00'25" Longitude 84°07'05"; thence to Latitude 35°51'35" Longitude 84°16'25"; thence to Latitude 35°52'10" Longitude 84°24'15"; thence to Latitude 35°55'45" Longitude 84°29'30"; thence to Latitude 36°05'05" Longitude 84°13'30"; thence to Latitude 36°00'25" Longitude 84°07'05", the point of beginning.

2. Hanford Engineer Works, Richland, Washington:

Beginning at Latitude 46°20'00", Longitude 119°13'13", thence to Latitude

(Continued on page 3173)

CONTENTS THE PRESIDENT

	Page
Proclamation	
Prayer for Peace, Memorial Day...	3171
Executive Order	
Airspace reservations; establishment over certain facilities of U. S. Atomic Energy Commission.....	3171
Reorganization Plans	
Alaska and Virgin Islands Public Works (Reorganization Plan 15)	3176
Building and space management functions (Reorganization Plan 18)	3177
Certain education and health functions (Reorganization Plan 16)	3176
Civil Aeronautics Board (Reorganization Plan 13)	3176
Commerce Department (Reorganization Plan 5)	3174
Employees' compensation functions (Reorganization Plan 19) ..	3178
Federal Maritime Board; Maritime Administration (Reorganization Plan 21)	3178
Federal Power Commission (Reorganization Plan 9)	3175
Federal Trade Commission (Reorganization Plan 8)	3175
Interior Department (Reorganization Plan 3)	3174
Justice Department (Reorganization Plan 2)	3173
Labor Department (Reorganization Plan 6)	3174
Labor standards enforcement (Reorganization Plan 14)	3176
Public works advance planning and other functions (Reorganization Plan 17)	3177
Securities and Exchange Commission (Reorganization Plan 10) ..	3175
Statutes at Large and other matters (Reorganization Plan 20) ..	3178

EXECUTIVE AGENCIES

Agriculture Department
See Commodity Credit Corporation; Production and Marketing Administration.

FEDERAL REGISTER

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

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

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

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

1949 Edition

CODE OF FEDERAL REGULATIONS

The following books are now available:

Titles 1-3 (\$2.50)
Title 3, 1949 Supp. (\$1.75)

POCKET SUPPLEMENTS

(For Use During 1950)

The following Pocket Supplements are now available:

Title 21 (\$0.30)
Titles 22-23 (\$0.25)
Title 24 (\$0.55)

Previously announced: Titles 4-5 (\$0.30); Title 6 (\$1.00); Title 7: Parts 1-209 (\$0.55); Parts 210-899 (\$0.75); Parts 900 to end (\$0.75); Title 8 (\$0.20); Title 9 (\$0.20); Titles 10-13 (\$0.20); Title 15 (\$0.40); Title 16 (\$0.25); Title 17 (\$0.20); Title 18 (\$0.20); Title 19 (\$0.20); Title 20 (\$0.20)

Order from Superintendent of Documents, Government Printing Office, Washington 25, D. C.

CONTENTS—Continued

Alien Property, Office of	Page
Notices:	
Vesting orders, etc.:	
Acme Trading Co., Inc.	3204
Mangold, Friedel	3204
Manns, Henry A., and Mrs.	
Henry A. Manns	3205
Moriguchi, Totaro Frank	3205

CONTENTS—Continued

Alien Property, Office of—Con.	Page
Notices—Continued	
Vesting orders, etc.—Continued	
Nakayama, Shusaburo	3205
Nickel, Michael	3206
Rath, Fritz Ulrich and	
Dorothea Rath	3204

Army Department

See Engineers Corps.

Civil Aeronautics Administration

Rules and regulations:	
Air traffic rules; danger area alterations	3188

Civil Aeronautics Board

See also Civil Aeronautics Administration.
Reorganization (see Reorganization Plan 13).

Commerce Department

See also Civil Aeronautics Administration; International Trade, Office of.

Notices:	
Temporary delegations of authority:	
Under Reorganization Plan 5	3195
Under Reorganization Plan 21	3195
Reorganization (see Reorganization Plan 5).	

Commodity Credit Corporation

Rules and regulations:	
Flaxseed loan and purchase agreement program, 1950	3180
Naval stores; 1950 gum naval stores loan program	3183

Defense Department

See Engineers Corps.

Employees Compensation Bureau

Transfer to Labor Department (see Reorganization Plan 19).

Engineers Corps

Rules and regulations:	
Narrows Reservoir Area, Little Missouri River, Arkansas; public use	3190

Federal Maritime Board

Creation (see Reorganization Plan 21).

Federal Power Commission

Notices:	
Hearings, etc.:	
Algonquin Gas Transmission Co.	3196
California Electric Power Co.	3196
Cities Service Gas Co.	3197
Lone Star Gas Co. (3 documents)	3197, 3198
Metropolitan Utilities District of Omaha and Northern Natural Gas Co.	3196
Texas Eastern Transmission Corp.	3198
Texas Gas Transmission Corp. and Mayfield Gas Co.	3196
Virginia Gas Transmission Corp.	3197
Reorganization (see Reorganization Plan 9).	

CONTENTS—Continued

Federal Security Agency	Page
Transfer of certain functions from General Services Administration (see Reorganization Plan 16).	

Transfer of Bureau of Employees' Compensation to Labor Department (see Reorganization Plan 19).

Federal Trade Commission

Reorganization (see Reorganization Plan 8).

General Services Administration

Transfer of building and space management functions (see Reorganization Plan 18).

Transfer of certain functions to Federal Security Agency (see Reorganization Plan 16).

Transfer of certain functions to Housing and Home Finance Administration (see Reorganization Plan 17).

Transfer of certain functions to Interior Department (see Reorganization Plan 15).

Geological Survey

Notices:	
Pend Oreille Lake, Pend Oreille and Clark Fork Rivers, Idaho and Washington; power site classification	3193

Housing and Home Finance Agency

Notices:	
Organization description, including delegation of final authority	3199

Transfer of certain functions from General Services Administration (see Reorganization Plan 17).

Interior Department

See also Geological Survey; Land Management, Bureau of.

Notices:	
Assignment of functions under Reorganization Plan 3	3193
Reorganization and transfer of certain functions from General Services Administration (see Reorganization Plans 3 and 15).	

Internal Revenue Bureau

Rules and regulations:	
Brandy, production; miscellaneous amendments	3188
Distilled spirits, production; miscellaneous amendments	3185

International Trade, Office of

Notices:	
License privileges, suspension: Edwards International Corp.	3193
Wormser, Paul, and Co.	3194

Interstate Commerce Commission

Notices:	
Applications for relief:	
Paper articles from Middletown, Ohio, to Columbus, Ga.	3200
Petroleum gas, liquefied, from Southwest to official territory	3200

CONTENTS—Continued

Interstate Commerce Commission—Continued	Page
Notices—Continued	
Applications for relief—Con.	
Sand, gravel and crushed stone from Illinois and Indiana	3199
Justice Department	
See also Alien Property, Office of.	
Reorganization (see Reorganization Plan 2).	
Labor Department	
See also Wage and Hour Division.	
Labor standards enforcement (see Reorganization Plan 14).	
Reorganization (see Reorganization Plan 6).	
Transfer of Bureau of Employees' Compensation from Federal Security Agency (see Reorganization Plan 19).	
Land Management, Bureau of	
Notices:	
Alaska; shore space restoration	3192
Idaho; small tract classification order	3192
Maritime Administration	
Creation (see Reorganization Plan 21).	
Production and Marketing Administration	
Proposed rule making:	
Blueberries; U. S. standards for processing	3190
Brush Livestock Commission Co., Inc.; posting of stockyards	3190
Nevada State Cattle Assn.; authorization for inspection of brands on livestock	3190
Potatoes, Irish, in Massachusetts, Rhode Island, Connecticut, New Hampshire, and Vermont	3191
Securities and Exchange Commission	
Notices:	
Hearings, etc.:	
American Gas and Electric Co.	3201
Arkansas Power & Light Co. et al.	3202
Michigan-Wisconsin Pipe Line Co.	3201
North American Investment Corp.	3203
Northern States Power Co.	3202
United Light and Railways Co. et al. (2 documents)	3200, 3201
Reorganization (see Reorganization Plan 10).	
State Department	
Transfer of certain functions to General Services Administration (see Reorganization Plan 20).	
Treasury Department	
See Internal Revenue Bureau.	
Wage and Hour Division	
Rules and regulations:	
Apprentices, employment; training of veterans	3189
Student-learners, employment; conditions under which certificates will be issued	3189

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.

Title 3	Page
Chapter I (Proclamations):	
2889	3171
Chapter II (Executive orders):	
9925 (superseded by EO 10127)	3171
10127	3171
Chapter III:	
R. P. 2, 1950	3173
R. P. 3, 1950	3174
R. P. 5, 1950	3174
R. P. 6, 1950	3174
R. P. 8, 1950	3175
R. P. 9, 1950	3175
R. P. 10, 1950	3175
R. P. 13, 1950	3176
R. P. 14, 1950	3176
R. P. 15, 1950	3176
R. P. 16, 1950	3176
R. P. 17, 1950	3177
R. P. 18, 1950	3177
R. P. 19, 1950	3178
R. P. 20, 1950	3178
R. P. 21, 1950	3178
Title 6	
Chapter IV:	
Part 601	3180
Part 638	3183
Title 7	
Chapter I:	
Part 51 (proposed)	3190
Chapter IX:	
Part 920 (proposed)	3191
Title 14	
Chapter I:	
Part 60	3188
Title 26	
Chapter I:	
Part 183	3185
Part 184	3188
Title 29	
Chapter V:	
Part 520	3189
Part 521	3189
Title 36	
Chapter III:	
Part 311	3190

46°18'00", Longitude 119°30'00", thence to Latitude 46°30'00", Longitude 119°55'30", thence to Latitude 46°39'00", Longitude 119°55'30", thence to Latitude 46°54'30", Longitude 119°41'00", thence to Latitude 46°54'30", Longitude 119°13'13", thence to Latitude 46°20'00", Longitude 119°13'13", the point of beginning.

3. Los Alamos Project, Santa Fe, New Mexico:

Beginning at Latitude 36°00'00", Longitude 106°04'00"; thence along the Rio Grande River to Latitude 35°45'00", Longitude 106°15'00"; thence to Latitude 35°45'00", Longitude 106°30'00"; thence to Latitude 36°00'00", Longitude 106°30'00"; thence to Latitude 36°00'00", Longitude 106°04'00", the point of beginning.

Any person navigating an aircraft within any of these airspace reservations in violation of the provisions of this order will be subject to the penalties prescribed in the Civil Aeronautics Act of 1938 (52 Stat. 973), as amended.

This order supersedes Executive Order No. 9925 of January 17, 1948, establishing airspace reservations over certain facilities of the United States Atomic Energy Commission.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 23, 1950.

[F. R. Doc. 50-4490; Filed, May 23, 1950; 3:00 p. m.]

REORGANIZATION PLAN NO. 2 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

DEPARTMENT OF JUSTICE

SECTION 1. Transfer of functions to the Attorney General. (a) Except as otherwise provided in subsection (b) of this section, there are hereby transferred to the Attorney General all functions of all other officers of the Department of Justice and all functions of all agencies and employees of such Department.

(b) This section shall not apply to the functions vested by the Administrative Procedure Act (60 Stat. 237) in hearing examiners employed by the Department of Justice, nor to the functions of the Federal Prison Industries, Inc., of the board of directors and officers of the Federal Prison Industries, Inc., or of the Board of Parole.

SEC. 2. Performance of functions of the Attorney General. The Attorney General may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer, or by any agency or employee, of the Department of Justice of any function of the Attorney General, including any function transferred to the Attorney General by the provisions of this reorganization plan.

SEC. 3. Deputy Attorney General. The title of "The Assistant to the Attorney General" is hereby changed to "Deputy Attorney General."

SEC. 4. Assistant Attorney General. There shall be in the Department of Justice one additional Assistant Attorney General, who shall be appointed by the President, by and with the advice and consent of the Senate, who shall assist the Attorney General in the performance of his duties, and who shall receive compensation at the rate prescribed by law for other Assistant Attorneys General. The office of Assistant Solicitor General, created by section 16 (a) of the Act of June 16, 1933 (48 Stat. 307), is hereby abolished, but the incumbent thereof immediately prior to the taking of effect of the provisions of this reorganization plan shall without

¹Effective May 24, 1950, under the provisions of section 6 of the act; published pursuant to section 11 of the act (Pub. Law 109, 81st Cong.).

reappointment be the first Assistant Attorney General in office under the provisions of this section.

SEC. 5. *Administrative Assistant Attorney General.* There shall be in the Department of Justice an Administrative Assistant Attorney General, who shall be appointed, with the approval of the President, by the Attorney General under the classified civil service, who shall perform such duties as the Attorney General shall prescribe, and who shall receive compensation at the rate of \$14,000 per annum.

SEC. 6. *Incidental transfers.* The Attorney General may from time to time effect such transfers within the Department of Justice of any of the records, property, personnel, and unexpended balances (available or to be made available) of appropriations, allocations, and other funds of such Department as he may deem necessary in order to carry out the provisions of this reorganization plan.

[F. R. Doc. 50-4492; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 3 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

DEPARTMENT OF THE INTERIOR

SECTION 1. *Transfer of functions to the Secretary.* (a) Except as otherwise provided in subsection (b) of this section, there are hereby transferred to the Secretary of the Interior all functions of all other officers of the Department of the Interior and all functions of all agencies and employees of such Department.

(b) This section shall not apply to the functions vested by the Administrative Procedure Act (60 Stat. 237) in hearing examiners employed by the Department of the Interior, nor to the functions of the Virgin Islands Corporation or of its board of directors or officers.

SEC. 2. *Performance of functions of Secretary.* The Secretary of the Interior may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer, or by any agency or employee, of the Department of the Interior of any function of the Secretary, including any function transferred to the Secretary by the provisions of this reorganization plan.

SEC. 3. *Assistant Secretary of the Interior.* There shall be in the Department of the Interior one additional Assistant Secretary of the Interior, who shall be appointed by the President, by and with the advice and consent of the Senate,

who shall perform such duties as the Secretary of the Interior shall prescribe, and who shall receive compensation at the rate prescribed by law for Assistant Secretaries of Executive departments.

SEC. 4. *Administrative Assistant Secretary.* There shall be in the Department of the Interior an Administrative Assistant Secretary of the Interior, who shall be appointed, with the approval of the President, by the Secretary of the Interior under the classified civil service, who shall perform such duties as the Secretary of the Interior shall prescribe, and who shall receive compensation at the rate of \$14,000 per annum.

SEC. 5. *Incidental transfers.* The Secretary of the Interior may from time to time effect such transfers within the Department of the Interior of any of the records, property, personnel, and unexpended balances (available or to be made available) of appropriations, allocations, and other funds of such Department as he may deem necessary in order to carry out the provisions of this reorganization plan.

[F. R. Doc. 50-4493; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 5 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

DEPARTMENT OF COMMERCE

SECTION 1. *Transfer of functions to the Secretary.* (a) Except as otherwise provided in subsection (b) of this section, there are hereby transferred to the Secretary of Commerce all functions of all other officers of the Department of Commerce and all functions of all agencies and employees of such Department.

(b) This section shall not apply to the functions vested by the Administrative Procedure Act (60 Stat. 237) in hearing examiners employed by the Department of Commerce, nor to the functions of the Civil Aeronautics Board, of the Inland Waterways Corporation, or of the Advisory Board of the Inland Waterways Corporation.

SEC. 2. *Performance of functions of Secretary.* The Secretary of Commerce may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer, or by any agency or employee, of the Department of Commerce of any function of the Secretary, including any function transferred to the Secretary by the provisions of this reorganization plan.

SEC. 3. *Administrative Assistant Secretary.* There shall be in the Department of Commerce an Administrative Assistant Secretary of Commerce, who shall be appointed, with the approval of the President, by the Secretary of Commerce under the classified civil service,

who shall perform such duties as the Secretary of Commerce shall prescribe, and who shall receive compensation at the rate of \$14,000 per annum.

SEC. 4. *Incidental transfers.* The Secretary of Commerce may from time to time effect such transfers within the Department of Commerce of any of the records, property, personnel, and unexpended balances (available or to be made available) of appropriations, allocations, and other funds of such Department as he may deem necessary in order to carry out the provisions of this reorganization plan.

[F. R. Doc. 50-4494; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 6 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

DEPARTMENT OF LABOR

SECTION 1. *Transfer of functions to the Secretary.* (a) Except as otherwise provided in subsection (b) of this section, there are hereby transferred to the Secretary of Labor all functions of all other officers of the Department of Labor and all functions of all agencies and employees of such Department.

(b) This section shall not apply to the functions vested by the Administrative Procedure Act (60 Stat. 237) in hearing examiners employed by the Department of Labor.

SEC. 2. *Performance of functions of Secretary.* The Secretary of Labor may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer, or by any agency or employee, of the Department of Labor of any function of the Secretary, including any function transferred to the Secretary by the provisions of this reorganization plan.

SEC. 3. *Administrative Assistant Secretary.* There shall be in the Department of Labor an Administrative Assistant Secretary of Labor, who shall be appointed, with the approval of the President, by the Secretary of Labor under the classified civil service, who shall perform such duties as the Secretary of Labor shall prescribe, and who shall receive compensation at the rate of \$14,000 per annum.

SEC. 4. *Incidental transfers.* The Secretary of Labor may from time to time effect such transfers within the Department of Labor of any of the records, property, personnel, and unexpended balances (available or to be made available) of appropriations, allocations, and other funds of such Department as he may deem necessary in order to carry out the provisions of this reorganization plan.

[F. R. Doc. 50-4495; Filed, May 24, 1950; 8:45 a. m.]

¹Effective May 24, 1950, under the provisions of section 6 of the act; published pursuant to section 11 of the act (Pub. Law 100, 81st Cong.).

(63 Stat. 203; 5 U.S.C. Sup. 1332)

REORGANIZATION PLAN NO. 8 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

FEDERAL TRADE COMMISSION

SECTION 1. *Transfer of functions to the Chairman.* (a) Subject to the provisions of subsection (b) of this section, there are hereby transferred from the Federal Trade Commission, hereinafter referred to as the Commission, to the Chairman of the Commission, hereinafter referred to as the Chairman, the executive and administrative functions of the Commission, including functions of the Commission with respect to (1) the appointment and supervision of personnel employed under the Commission, (2) the distribution of business among such personnel and among administrative units of the Commission, and (3) the use and expenditure of funds.

(b) (1) In carrying out any of his functions under the provisions of this section the Chairman shall be governed by general policies of the Commission and by such regulatory decisions, findings, and determinations as the Commission may by law be authorized to make.

(2) The appointment by the Chairman of the heads of major administrative units under the Commission shall be subject to the approval of the Commission.

(3) Personnel employed regularly and full time in the immediate offices of members of the Commission other than the Chairman shall not be affected by the provisions of this reorganization plan.

(4) There are hereby reserved to the Commission its functions with respect to revising budget estimates and with respect to determining upon the distribution of appropriated funds according to major programs and purposes.

SEC. 2. *Performance of transferred functions.* The Chairman may from time to time make such provisions as he shall deem appropriate authorizing the performance by any officer, employee, or administrative unit under his jurisdiction of any function transferred to the Chairman by the provisions of this reorganization plan.

SEC. 3. *Designation of Chairman.* The functions of the Commission with respect to choosing a Chairman from among the membership of the Commission are hereby transferred to the President.

[F. R. Doc. 50-4496; Filed, May 24, 1950; 8:45 a. m.]

¹ Effective May 24, 1950, under the provisions of section 6 of the act; published pursuant to section 11 of the act (Pub. Law 109, 81st Cong.).

REORGANIZATION PLAN NO. 9 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

FEDERAL POWER COMMISSION

SECTION 1. *Transfer of functions to the Chairman.* (a) Subject to the provisions of subsection (b) of this section, there are hereby transferred from the Federal Power Commission, hereinafter referred to as the Commission, to the Chairman of the Commission, hereinafter referred to as the Chairman, the executive and administrative functions of the Commission, including functions of the Commission with respect to (1) the appointment and supervision of personnel employed under the Commission, (2) the distribution of business among such personnel and among administrative units of the Commission, and (3) the use and expenditure of funds.

(b) (1) In carrying out any of his functions under the provisions of this section the Chairman shall be governed by general policies of the Commission and by such regulatory decisions, findings, and determinations as the Commission may by law be authorized to make.

(2) The appointment by the Chairman of the heads of major administrative units under the Commission shall be subject to the approval of the Commission.

(3) Personnel employed regularly and full time in the immediate offices of commissioners other than the Chairman shall not be affected by the provisions of this reorganization plan.

(4) There are hereby reserved to the Commission its functions with respect to revising budget estimates and with respect to determining upon the distribution of appropriated funds according to major programs and purposes.

SEC. 2. *Performance of transferred functions.* The Chairman may from time to time make such provisions as he shall deem appropriate authorizing the performance by any officer, employee, or administrative unit under his jurisdiction of any function transferred to the Chairman by the provisions of this reorganization plan.

SEC. 3. *Designation of Chairman.* The functions of the Commission with respect to choosing a Chairman from among the commissioners composing the Commission are hereby transferred to the President.

[F. R. Doc. 50-4497; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 10 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

SECURITIES AND EXCHANGE COMMISSION

SECTION 1. *Transfer of functions to the Chairman.* (a) Subject to the provisions of subsection (b) of this section there are hereby transferred from the Securities and Exchange Commission, hereinafter referred to as the Commission, to the Chairman of the Commission, hereinafter referred to as the Chairman, the executive and administrative functions of the Commission, including functions of the Commission with respect to (1) the appointment and supervision of personnel employed under the Commission, (2) the distribution of business among such personnel and among administrative units of the Commission, and (3) the use and expenditure of funds.

(b) (1) In carrying out any of his functions under the provisions of this section the Chairman shall be governed by general policies of the Commission and by such regulatory decisions, findings, and determinations as the Commission may by law be authorized to make.

(2) The appointment by the Chairman of the heads of major administrative units under the Commission shall be subject to the approval of the Commission.

(3) Personnel employed regularly and full time in the immediate offices of commissioners other than the Chairman shall not be affected by the provisions of this reorganization plan.

(4) There are hereby reserved to the Commission its functions with respect to revising budget estimates and with respect to determining upon the distribution of appropriated funds according to major programs and purposes.

SEC. 2. *Performance of transferred functions.* The Chairman may from time to time make such provisions as he shall deem appropriate authorizing the performance by any officer, employee, or administrative unit under his jurisdiction of any function transferred to the Chairman by the provisions of section 1 of this reorganization plan.

SEC. 3. *Designation of Chairman.* The functions of the Commission with respect to choosing a Chairman from among the commissioners composing the Commission are hereby transferred to the President.

[F. R. Doc. 50-4498; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 13 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, approved June 20, 1949¹

CIVIL AERONAUTICS BOARD

SECTION 1. Transfer of functions to the Chairman. (a) Subject to the provisions of subsection (b) of this section, there are hereby transferred from the Civil Aeronautics Board, hereinafter referred to as the Board, to the Chairman of the Board, hereinafter referred to as the Chairman, the executive and administrative functions of the Board, including functions of the Board with respect to (1) the appointment and supervision of personnel employed under the Board, (2) the distribution of business among such personnel and among administrative units of the Board, and (3) the use and expenditure of funds.

(b) (1) In carrying out any of his functions under the provisions of this section the Chairman shall be governed by general policies of the Board and by such regulatory decisions, findings, and determinations as the Board may by law be authorized to make.

(2) The appointment by the Chairman of the heads of major administrative units under the Board shall be subject to the approval of the Board.

(3) Personnel employed regularly and full time in the immediate offices of members of the Board other than the Chairman shall not be affected by the provisions of this reorganization plan.

(4) There are hereby reserved to the Board its functions with respect to revising budget estimates and with respect to determining upon the distribution of appropriated funds according to major programs and purposes.

SEC. 2. Performance of transferred functions. The Chairman may from time to time make such provisions as he shall deem appropriate authorizing the performance by any officer, employee, or administrative unit under his jurisdiction of any function transferred to the Chairman by the provisions of this reorganization plan.

[F. R. Doc. 50-4499; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 14 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

LABOR STANDARDS ENFORCEMENT

In order to assure coordination of administration and consistency of enforce-

¹ Effective May 24, 1950, under the provisions of section 6 of the act; published pursuant to section 11 of the act (Pub. Law 109, 81st Cong.).

ment of the labor standards provisions of each of the following Acts by the Federal agencies responsible for the administration thereof, the Secretary of Labor shall prescribe appropriate standards, regulations, and procedures, which shall be observed by these agencies, and cause to be made by the Department of Labor such investigations, with respect to compliance with and enforcement of such labor standards, as he deems desirable, namely: (a) The Act of March 3, 1931 (46 Stat. 1494, ch. 411), as amended; (b) the Act of June 13, 1934 (48 Stat. 948, ch. 482); (c) the Act of August 1, 1892 (27 Stat. 340, ch. 352), as amended; (d) the Act of June 19, 1912 (37 Stat. 137, ch. 174), as amended; (e) the Act of June 3, 1939 (53 Stat. 804, ch. 175), as amended; (f) the Act of August 13, 1946 (60 Stat. 1040, ch. 858); (g) the Act of May 13, 1946 (60 Stat. 170, ch. 251), as amended; and (h) the Act of July 15, 1949, ch. 338, Public Law 171, 81st Congress, First Session.

[F. R. Doc. 50-4500; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 15 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

ALASKA AND VIRGIN ISLANDS PUBLIC WORKS

SECTION 1. Transfer of functions. There are hereby transferred to the Secretary of the Interior all functions of the Administrator of General Services under the Alaska Public Works Act, approved August 24, 1949, and under the Act of December 20, 1944, 58 Stat. 827, entitled "An Act to assist in the internal development of the Virgin Islands by the undertaking of useful projects therein, and for other purposes," as amended, together with so much of any other function of the Administrator of General Services or of the General Services Administration as is incidental to or necessary for the carrying out of the provisions of such Acts.

SEC. 2. Performance of transferred functions. The Secretary of the Interior may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer, or by any agency or employee, of the Department of the Interior of any function transferred to such Secretary by the provisions of this reorganization plan.

SEC. 3. Transfer of records, property, personnel, and funds. There are hereby transferred to the Department of the Interior, to be used, employed, and expended in connection with the functions transferred by the provisions of this reorganization plan, the records and property now being used or held in connection with such functions, the personnel employed in connection with such

functions, and the unexpended balances of appropriations, allocations, and other funds available or to be made available for use in connection with such functions. Such further measures and dispositions as the Director of the Bureau of the Budget shall determine to be necessary in order to effectuate the transfers provided for in this section shall be carried out in such manner as the Director shall direct and by such agencies as he shall designate.

[F. R. Doc. 50-4501; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 16 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

CERTAIN EDUCATION AND HEALTH FUNCTIONS

SECTION 1. Transfer of functions. There are hereby transferred to the Federal Security Administrator all functions of the Administrator of General Services under the Act of September 10, 1949, entitled "An Act to provide assistance for local school agencies in providing educational opportunities for children on Federal reservations or in defense areas, and for other purposes," and under the Water Pollution Control Act, approved June 30, 1948, as amended, together with so much of any other function of the Administrator of General Services or of the General Services Administration as is incidental to or necessary for the carrying out of the provisions of such Acts.

SEC. 2. Performance of transferred functions. The Federal Security Administrator may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer, or by any agency or employee, of the Federal Security Agency of any function transferred to such Administrator by the provisions of this reorganization plan.

SEC. 3. Transfer of records, property, personnel, and funds. There are hereby transferred to the Federal Security Agency, to be used, employed, and expended in connection with the functions transferred by the provisions of this reorganization plan, the records and property now being used or held in connection with such functions, the personnel employed in connection with such functions, and the unexpended balances of appropriations, allocations, and other funds available or to be made available for use in connection with such functions. Such further measures and dispositions as the Director of the Bureau of the Budget shall determine to be necessary in order to effectuate the transfers provided for in this section shall be carried out in such manner as the Director shall direct and by such agencies as he shall designate.

[F. R. Doc. 50-4502; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 17 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

PUBLIC WORKS ADVANCE PLANNING AND OTHER FUNCTIONS

SECTION 1. *Transfer of functions.* Except as otherwise provided in section 2 of this reorganization plan, there are hereby transferred to the Housing and Home Finance Administrator all functions of the Administrator of General Services under,

(1) The Act of October 13, 1949, entitled "An Act to provide for the advance planning of non-Federal public works,"

(2) Title V of the War Mobilization and Reconversion Act of 1944, 58 Stat. 791, as amended, and

(3) Title II of the Act of October 14, 1940, entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes," as amended,

together with so much of any other function of the Administrator of General Services or of the General Services Administration as is incidental to or necessary for the carrying out of the foregoing provisions of law.

SEC. 2. *Functions excepted from transfer.* There are hereby excluded from the transfer effected by the provisions of section 1 of this reorganization plan functions with respect to the holding, management, and disposition of securities received prior to the effective date of this reorganization plan by the General Services Administration or its predecessor agency by reason of the disposal of property constructed or otherwise acquired under the provisions of said Title II, and functions with respect to litigation, and the liquidation of claims, arising out of the acquisition of land, or the construction of facilities under the provisions of said Title II.

SEC. 3. *Performance of transferred functions.* The Housing and Home Finance Administrator may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer, or by any agency or employee, of the Housing and Home Finance Agency of any function transferred to such Administrator by the provisions of this reorganization plan.

SEC. 4. *Transfer of records, property, personnel, and funds.* There are hereby transferred to the Housing and Home Finance Agency, to be used, employed, and expended in connection with the functions transferred by the provisions of this reorganization plan, the records and property now being used or held in connection with such functions, the personnel employed in connection with such functions, and the unexpended balances of appropriations, allocations, and other

funds available or to be made available for use in connection with such functions. Such further measures and dispositions as the Director of the Bureau of the Budget shall determine to be necessary in order to effectuate the transfers provided for in this section shall be carried out in such manner as the Director shall direct and by such agencies as he shall designate.

[F. R. Doc. 50-4503; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 18 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949

BUILDING AND SPACE MANAGEMENT FUNCTIONS

SECTION 1. *Transfer of space assignment and leasing functions.* All functions with respect to acquiring space in buildings by lease, and all functions with respect to assigning and reassigning space in buildings for use by agencies (including both space acquired by lease and space in Government-owned buildings), are hereby transferred from the respective agencies in which such functions are now vested to the Administrator of General Services, exclusive, however, of all such functions with respect to—

(a) Space in buildings located in any foreign country;

(b) Space in buildings which are located on the grounds of any fort, camp, post, arsenal, Navy yard, naval training station, air field, proving ground, military supply depot, or school, or of any similar facility, of the Department of Defense, unless and to such extent as a permit for its use shall have been issued by the Secretary of Defense or his duly authorized representative;

(c) Space occupied by the Post Office Department in post office buildings and space acquired by lease for post office purposes; and

(d) Space in other Government-owned buildings which the Administrator of General Services finds are wholly or predominantly utilized for the special purposes of the agency having the custody thereof and are not generally suitable for the use of other agencies (including but not limited to hospitals, housing, laboratories, mints, manufacturing plants, and penal institutions), and space acquired by lease for any such purpose:

Provided, That the space needs of the Post Office Department shall be given priority in the assignment and reassignment of space in post office buildings.

SEC. 2. *Transfer of office building management functions.* All functions with respect to the operation, maintenance, and custody of office buildings owned by the Government and of office buildings or parts thereof acquired by lease, including those post office buildings which, as determined by the Director of the Bureau

of the Budget, are not used predominantly for post office purposes, are hereby transferred from the respective agencies in which now vested to the Administrator of General Services, exclusive, however, of all such functions with respect to—

(a) Any building located in any foreign country;

(b) Any building located on the grounds of any fort, camp, post, arsenal, Navy yard, naval training station, airfield, proving ground, military supply depot, or school, or of any similar facility, of the Department of Defense, unless and to such extent as a permit for its use by another agency or agencies shall have been issued by the Secretary of Defense or his duly authorized representative;

(c) Any building which the Administrator of General Services finds to be a part of a group of buildings which are (1) located in the same vicinity, (2) are utilized wholly or predominantly for the special purposes of the agency having custody thereof, and (3) are not generally suitable for the use of other agencies; and

(d) The Treasury Building, the Bureau of Engraving and Printing Building, the buildings occupied by the National Bureau of Standards, and the buildings under the jurisdiction of the Regents of the Smithsonian Institution.

SEC. 3. *Performance of transferred functions.* (a) The Administrator of General Services may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer, or by any agency or employee, of the General Services Administration of any function transferred to such Administrator by the provisions of this reorganization plan.

(b) When authorized by the Administrator of General Services, any function transferred to him by the provisions of this reorganization plan may be performed by the head of any agency of the Executive Branch of the Government or, subject to the direction and control of any such agency head, by such officers, employees, and organizational units under the jurisdiction of such agency head as such agency head may designate: *Provided,* That functions with respect to post office buildings shall not be delegated under the authority of this subsection to the head of any agency other than the Postmaster General.

(c) The Administrator of General Services shall prescribe such regulations as he deems desirable for the economical and effective performance of the functions transferred by the provisions of this reorganization plan.

SEC. 4. *Transfer of personnel, property, records, and funds.* There shall be transferred from time to time, between the agencies concerned and for use in connection with the functions transferred by the provisions of this reorganization plan, so much of the personnel, property, records, and unexpended balances (available or to be made available) of appropriations, allocations, and other funds, relating to such functions, as may be necessary for the performance of said functions. Such further measures and dispositions as the Director of the Bureau of the Budget shall determine to be nec-

¹ Effective May 24, 1950, under the provisions of section 6 of the act; published pursuant to section 11 of the act (Pub. Law 109, 81st Cong.).

essary in order to effectuate the transfers provided for in this section shall be carried out in such manner as the Director shall direct and by such agencies as he shall designate.

SEC. 5. *Effective date.* The provisions of this reorganization plan shall take effect on the first day of July, 1950.

[F. R. Doc. 50-4504; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 19 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

EMPLOYEES' COMPENSATION FUNCTIONS

SECTION 1. *Bureau of Employees' Compensation.* The Bureau of Employees' Compensation of the Federal Security Agency, together with its functions, is transferred to the Department of Labor and shall be administered under the direction and supervision of the Secretary of Labor. The functions of the Federal Security Administrator, and of the Federal Security Agency, with respect to the Bureau of Employees' Compensation and with respect to employees' compensation (including workmen's compensation) are transferred to the Secretary of Labor: *Provided*, That there are not transferred by the provisions of this reorganization plan (1) any function of the Public Health Service; (2) any function of the Federal Security Agency or the Federal Security Administrator under the Vocational Rehabilitation Act, as amended (including the function of assuring the development and accomplishment of State rehabilitation plans affecting beneficiaries under the Federal Employees' Compensation Act); nor (3) the function of developing or establishing rehabilitation services or facilities. The functions transferred by the provisions of this section shall be performed by the Secretary of Labor or, subject to his direction and control, by such officers, agencies, and employees of the Department of Labor as he shall designate.

SEC. 2. *Employees' Compensation Appeals Board.* The Employees' Compensation Appeals Board of the Federal Security Agency, together with the functions thereof, is transferred to the Department of Labor. The functions of the Federal Security Administrator with respect to the Employees' Compensation Appeals Board are transferred to the Secretary of Labor. The Board shall continue to have authority to hear and, subject to applicable law and the rules and regulations of the Secretary of Labor, to make final decision on appeals taken from determinations and awards with respect to claims of employees of

the Federal Government or of the District of Columbia.

SEC. 3. *Personnel, records, property, and funds.* There are transferred to the Department of Labor, for use in connection with the functions transferred by the provisions of this reorganization plan, the personnel, property, records and unexpended balances of appropriations, allocations, and other funds (available or to be made available) of the Bureau of Employees' Compensation and the Employees' Compensation Appeals Board, together with so much as the Director of the Bureau of the Budget shall determine of other personnel, property, records and unexpended balances of appropriations, allocations, and funds (available or to be made available) of the Federal Security Agency which relate to functions transferred by the provisions of this reorganization plan.

[F. R. Doc. 50-4505; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 20 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

STATUTES AT LARGE AND OTHER MATTERS

SECTION 1. *Functions transferred from Department of State to Administrator of General Services.* There are hereby transferred to the Administrator of General Services the functions of the Secretary of State and the Department of State with respect to:

(a) The receipt and preservation of the original copies of bills, orders, resolutions and votes (R. S. 204, as amended);

(b) The publication of acts and joint resolutions in slip form and the compilation, editing, indexing, and publication of the United States Statutes at Large, except such functions with respect to treaties and other international agreements (1 U. S. C. 112; R. S. 204, as amended; R. S. 210, as amended; R. S. 3805, as amended; R. S. 3806, as amended; Act of Jan. 12, 1895, 28 Stat. 609 and 615, as amended; Act of April 12, 1904, 33 Stat. 587);

(c) The certification and publication of amendments to the Constitution of the United States (R. S. 205) and the preservation of such amendments;

(d) Certificates of appointment of the electors of the President and Vice President and certificates of the votes of such electors for President and Vice President (3 U. S. C. 6, 11-13); and

(e) The collection, copying, arranging, editing, copy reading, and indexing of the official papers of the Territories (Act of March 3, 1925, 43 Stat. 1104, as amended; Act of July 31, 1945, 59 Stat. 510).

SEC. 2. *Abolition of functions.* (a) The duty of the Secretary of State of procuring copies of all statutes of the several States is hereby abolished, but this shall not limit his authority to pro-

cure copies of such State statutes as may be needed in the performance of his functions (R. S. 206).

(b) The duty of the Secretary of State of publishing Executive proclamations and treaties in a newspaper in the District of Columbia is hereby abolished (Act of July 31, 1876, 19 Stat. 105, as amended, 44 U. S. C. 321).

SEC. 3. *Performance of transferred functions.* The Administrator of General Services may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer, or by any agency or employee, of the General Services Administration of any function transferred to such Administrator by the provisions of this reorganization plan.

SEC. 4. *Transfer of records, property, personnel, and funds.* There are hereby transferred to the General Services Administration, to be used, employed, and expended in connection with the functions transferred by the provisions of this reorganization plan, the records and property now being used or held in connection with such functions, the personnel employed in connection with such functions, and the unexpended balances of appropriations, allocations, and other funds available or to be made available for use in connection with such functions. Such further measures and dispositions as the Director of the Bureau of the Budget shall determine to be necessary in order to effectuate the transfers provided for in this section shall be carried out in such manner as the Director shall direct and by such agencies as he shall designate.

[F. R. Doc. 50-4506; Filed, May 24, 1950; 8:45 a. m.]

REORGANIZATION PLAN NO. 21 OF 1950

Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, March 13, 1950, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949¹

PART I—FEDERAL MARITIME BOARD

SECTION 101. *Creation of Federal Maritime Board.* There is hereby established a Federal Maritime Board, hereinafter referred to as the Board.

SEC. 102. *Composition of the Board.* (a) The Board shall be composed of three members, who shall be appointed by the President, by and with the advice and consent of the Senate.

(b) The President shall from time to time designate one of such members to be the Chairman of the Board, hereinafter referred to as the Chairman.

(c) One of such members first appointed shall be appointed for a term expiring on June 30, 1952, another for a term expiring on June 30, 1953, and the third for a term expiring on June 30, 1954. Their successors shall be appointed for terms of four years, except that any person chosen to fill a vacancy

¹ Effective May 24, 1950, under the provisions of section 6 of the act; published pursuant to section 11 of the act (Pub. Law 109, 81st Cong.).

shall be appointed only for the unexpired term of the member whom he succeeds. Not more than two of the members of the Board shall be appointed from the same political party. A vacancy in the office of any such member shall be filled in the same manner as the original appointment. The Chairman shall receive a salary at the rate of \$16,000 per annum, and each of the other two members shall receive a salary at the rate of \$15,000 per annum.

(d) A vacancy in the Board, so long as there shall be two members in office, shall not impair the power of the Board to execute its functions. Any two of the members in office shall constitute a quorum for the transaction of the business of the Board, and the affirmative votes of any two members of the Board shall be sufficient for the disposition of any matter which may come before the Board.

Sec. 103. Transfer of functions to the Chairman. All functions of the Chairman of the United States Maritime Commission (including his functions under the provisions of Reorganization Plan No. 6 of 1949) with respect to the functions transferred to the Board by the provisions of sections 104 and 105 of this reorganization plan are hereby transferred to the Chairman of the Federal Maritime Board.

Sec. 104. Transfer of regulatory functions to the Board. The following functions of the United States Maritime Commission are hereby transferred to the Board:

(1) All functions under the provisions of sections 14 to 20, inclusive, and sections 22 to 33, inclusive, of the Shipping Act, 1916, as amended (46 U. S. C. 812-819 and 821-832), including such functions with respect to the regulation and control of rates, services, practices, and agreements of common carriers by water and of other persons.

(2) All functions with respect to the regulation and control of rates, fares, charges, classifications, tariffs, regulations, and practices of common carriers by water under the provisions of the Intercoastal Shipping Act, 1933, as amended (46 U. S. C. 843-848).

(3) The functions with respect to the making of rules and regulations affecting shipping in the foreign trade to adjust or meet conditions unfavorable to such shipping, and with respect to the approval, suspension, modification, or annulment of rules or regulations of other Federal agencies affecting shipping in the foreign trade, under the provisions of section 19 of the Merchant Marine Act, 1920, as amended (46 U. S. C. 876), exclusive of subsection (1) (a) thereof.

(4) The functions with respect to investigating discriminatory rates, charges, classifications, and practices in the foreign trade, and with respect to recommending legislation to correct such discrimination, under the provisions of section 212 (e) of the Merchant Marine Act, 1936 (46 U. S. C. 1122 (e)).

(5) So much of the functions with respect to requiring the filing of reports, accounts, records, rates, charges, and memoranda, under the provisions of section 21 of the Shipping Act, 1916, as

amended (46 U. S. C. 820), as relates to the functions of the Board under the provisions of sections 104 (1) to 104 (4), inclusive, of this reorganization plan.

Sec. 105. Transfer of subsidy award and other functions to the Board. The following functions of the United States Maritime Commission are hereby transferred to the Board:

(1) The functions with respect to making, amending, and terminating subsidy contracts, and with respect to conducting hearings and making determinations antecedent to making, amending, and terminating subsidy contracts, under the provisions of Titles V, VI, and VIII, and sections 301, 708, 805 (a), and 805 (f) of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1131, 1151-1182, 1198, 1211-1213, 1223 (a), and 1223 (f)), together with the functions with respect to making changes, subsequent to entering into an operating differential subsidy contract, in such determinations under the provisions of section 301 of such Act, as amended (46 U. S. C. 1131), and readjustments in determinations as to operating cost differentials under the provisions of section 606 of such Act, as amended (46 U. S. C. 1176), and with respect to the approval of the sale, assignment, or transfer of any operating subsidy contract under section 608 of such Act (46 U. S. C. 1178): *Provided*, That, for the purposes of this section 105 (1) of this reorganization plan, the term "subsidy contract" shall be deemed to include, in the case of a construction differential subsidy, the contract for the construction, reconstruction, or reconditioning of the vessel and the contract for the sale of the vessel to the subsidy applicant or the contract to pay a construction differential subsidy and the cost of national defense features, and, in the case of an operating differential subsidy, the contract with the subsidy applicant for the payment of the subsidy: *Provided further*, That, except as otherwise hereinbefore provided in respect of functions under sections 301, 606, and 608 of the Merchant Marine Act, 1936, as amended, the functions transferred by the provisions of this section 105 (1) shall exclude the making of all determinations and the taking of all actions (other than amending or terminating any subsidy contract), subsequent to entering into any subsidy contract, which are involved in administering such contract: *Provided further*, That actions of the Board in respect of the functions transferred by the provisions of this section 105 (1) shall be final.

(2) The functions with respect to investigating and determining—(a) the relative cost of construction of comparable vessels in the United States and foreign countries, (b) the relative cost of operating vessels under the registry of the United States and under foreign registry, and (c) the extent and character of aids and subsidies granted by foreign governments to their merchant marines, under the provisions of subsection (e), (d) and (e) of section 211 of the Merchant Marine Act, 1936 (46 U. S. C. 1121 (c), (d), and (e)).

(3) All functions under the provisions of section 12 of the Shipping Act, 1916,

as amended (46 U. S. C. 811), including such functions with respect to making investigations and reports on relative costs and on marine insurance.

(4) So much of the functions with respect to requiring the filing of reports, accounts, records, rates, charges, and memoranda, under the provisions of section 21 of the Shipping Act, 1916, as amended (46 U. S. C. 820), as relates to the functions of the Board under the provisions of sections 105 (1) to 105 (3), inclusive, of this reorganization plan.

(5) So much of the functions with respect to adopting rules and regulations, making reports and recommendations to Congress, subpoenaing witnesses, administering oaths, taking evidence, and requiring the production of books, papers, and documents, under the provisions of sections 204, 208, and 214 of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1114, 1118, and 1124), as relates to the functions of the Board under the provisions of this reorganization plan.

Sec. 106. Status of Board and Chairman. The Board shall be an agency within the Department of Commerce. The Board, in respect of the functions transferred to it by the provisions of section 104 of this reorganization plan, and the Chairman, in respect of so much of the functions transferred to him by the provisions of section 103 of this reorganization plan as relates to functions of the Board under section 104 hereof, shall be independent of the Secretary of Commerce. In administering all other functions transferred to them by the provisions of this reorganization plan the Board and the Chairman shall be guided by the general policies of the Secretary of Commerce with respect to such functions.

PART II—MARITIME ADMINISTRATION

SECTION 201. Creation of Maritime Administration. There is hereby established in the Department of Commerce a Maritime Administration.

Sec. 202. Maritime Administrator. There shall be at the head of the Maritime Administration a Maritime Administrator, hereinafter referred to as the Administrator. The Chairman provided for in section 102 of this reorganization plan shall, ex officio, be the Administrator. The Administrator shall perform such duties as the Secretary of Commerce shall prescribe.

Sec. 203. Deputy Maritime Administrator. There shall be in the Maritime Administration a Deputy Maritime Administrator, who shall be appointed by the Secretary of Commerce, after consultation with the Administrator, under the classified civil service, and who shall perform such duties as the Administrator shall prescribe. The Deputy Maritime Administrator shall be Acting Maritime Administrator during the absence or disability of the Administrator and, unless the Secretary of Commerce shall designate another person, during a vacancy in the office of Administrator: *Provided*, That such Deputy Administrator shall at no time sit as a member or acting member of the Federal Maritime Board.

SEC. 204. *Transfer of functions.* Except as otherwise provided in Part I of this reorganization plan, all functions of the United States Maritime Commission and of the Chairman of said Commission are hereby transferred to the Secretary of Commerce. The Secretary of Commerce may from time to time make such provisions as he shall deem appropriate authorizing the performance by the Maritime Administrator of any function transferred to such Secretary by the provisions of this reorganization plan.

PART III—GENERAL PROVISIONS

SECTION 301. *Under Secretary of Commerce for Transportation.* There shall be in the Department of Commerce an additional office of Under Secretary with the title "Under Secretary of Commerce for Transportation." The Under Secretary of Commerce for Transportation shall be appointed by the President, by and with the advice and consent of the Senate, shall receive compensation at the rate prescribed by law for Under Secretaries of Executive departments, and shall perform such duties as the Secretary of Commerce shall prescribe.

SEC. 302. *Joint utilization of personnel.* In the interests of efficiency and economy, the Chairman and Administrator, insofar as he deems desirable, shall make joint use of the officers and employees under his supervision as Administrator or Chairman.

SEC. 303. *Conflict of interest.* The provisions of the last sentence of section

201 (b) of the Merchant Marine Act of 1936 (46 U. S. C. 1111 (b)) (prohibiting any member, officer, or employee of the United States Maritime Commission from being in the employ of any other person, firm, or corporation, or from having any pecuniary interest in or holding any official relationship with any carrier by water, shipbuilder, contractor, or other person, firm, association, or corporation with whom the Commission may have business relations) shall hereafter be applicable to the members of the Federal Maritime Board and all officers and employees of the Federal Maritime Board or of the Maritime Administration.

SEC. 304. *Interim appointments.* Pending the initial appointment hereunder of the members of the Federal Maritime Board, but not for a period exceeding 90 days, such officers of the Executive Branch of the Government (including any person who is a member of the United States Maritime Commission immediately prior to the taking effect of the provisions of this reorganization plan) as the President shall designate under the provisions of this section shall be acting members of the Federal Maritime Board. The President may designate one of such acting members as Acting Chairman. Any such person shall while serving as acting member or Acting Chairman receive the compensation hereinabove prescribed for member and Chairman, respectively.

SEC. 305. *Transfer of personnel, property, records, and funds.* There are

hereby transferred to the Department of Commerce, to be used, employed, and expended in connection with the functions transferred by the provisions of this reorganization plan, all of the records, property, personnel, and unexpended balances of appropriations, allocations, and other funds (available or to be made available) of the United States Maritime Commission. The Director of the Bureau of the Budget shall make such determinations and dispositions and take such measures, which shall be carried out in such manner as the Director shall direct and by such agencies as he shall designate, as he shall deem to be consonant with the provisions of this reorganization plan and to be necessary in order to effectuate the transfers provided for in this section.

SEC. 306. *Abolition of Maritime Commission.* The United States Maritime Commission, including the offices of the members of the Commission, is hereby abolished, and the Secretary of Commerce shall provide for the termination of any outstanding affairs of the Commission not otherwise provided for in this reorganization plan.

SEC. 307. *Relation to other reorganization plan.* The functions transferred by the provisions of this reorganization plan shall not be subject to the provisions of Reorganization Plan No. 5 of 1950.

[F. R. Doc. 50-4507; Filed, May 24, 1950; 8:45 a. m.]

RULES AND REGULATIONS

TITLE 6—AGRICULTURAL CREDIT

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

Subchapter C—Loans, Purchases, and Other Operations

[1950 C. C. C. Grain Price Support Bulletin 1, Supplement 1, Flaxseed]

PART 601—GRAINS AND RELATED COMMODITIES

SUBPART—1950-CROP FLAXSEED LOAN AND PURCHASE AGREEMENT PROGRAM

A price support program for 1950-crop Flaxseed has been announced.

The 1950 C. C. C. Grain Price Support Bulletin 1, 15 F. R. 3147, issued by the Commodity Credit Corporation and containing the general requirements with respect to price support operations for grains and related commodities produced in 1950, is supplemented as follows:

- Sec.
601.201 Purpose.
601.202 Availability of price support.
601.203 Eligible flaxseed.
601.204 Warehouse receipts.
601.205 Determination of quantity.
601.206 Determination of quality.
601.207 Maturity of loans.
601.208 Support rates.

AUTHORITY: §§ 601.201 to 601.208 issued under sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 301, 401, Pub. Law 439, 81st Cong.; 15 U. S. C. 714c.

§ 601.201 *Purpose.* This supplement states additional specific requirements which, together with the general requirements contained in the 1950 C. C. C. Grain Price Support Bulletin 1, 15 F. R. 3147, apply to loans and purchase agreements under the 1950-crop Flaxseed Price Support Program.

§ 601.202 *Availability of price support.*—(a) *Method of support.* Price support will be available by means of non-recourse farm-storage and warehouse storage loans and through purchase agreements.

(b) *Area.* Farm-storage and warehouse-storage loans and purchase agreements will be available wherever flaxseed is grown in the continental United States, except in the Texas counties designated under the 1950 Texas Flaxseed Purchase Program. (See 1950 CCC Flaxseed Bulletin 1, 15 F. R. 2689.)

(c) *Where to apply.* Application for price support should be made at the office of the PMA county committee which keeps the farm-program records for the farm.

(d) *When to apply.* Loans and purchase agreements will be available from

the time of harvest through October 31, 1950, in Arizona, California, and in the Texas counties not designated under the 1950 Texas Flaxseed Purchase Program, and from the time of harvest through January 31, 1951, in all other States; the applicable documents must be signed by the producer and delivered to the county committee not later than such final dates.

(e) *Eligible producer.* An eligible producer shall be any individual, partnership, association, corporation, or other legal entity producing flaxseed in 1950, as landowner, landlord, tenant, or sharecropper.

§ 601.203 *Eligible flaxseed.* At the time the flaxseed is placed under loan or delivered under a purchase agreement, the flaxseed must meet the following requirements:

(a) The flaxseed must have been produced in the continental United States (excluding the Texas counties designated under the 1950 Texas Flaxseed Purchase Program) in 1950 by an eligible producer.

(b) The beneficial interest in the flaxseed must be in the person tendering the flaxseed for loan or for delivery under a purchase agreement, and must always have been in him, or must have been in him and a former producer

whom he succeeded before the flaxseed was harvested.

(c) The flaxseed must grade No. 1 or 2. Flaxseed which contains more than 30 percent damage or more than 11 percent moisture or which is musty, sour, heating, hot, or which has any commercially objectionable odor, or which is otherwise of low quality, shall not be eligible for loan or purchase agreement.

(d) If offered as security for a farm-storage loan, the flaxseed must have been stored in the bin or granary at least 30 days prior to its inspection for measurement, sampling, and sealing, unless otherwise approved by the PMA State committee.

§ 601.204 *Warehouse receipts.* Warehouse receipts representing flaxseed in approved warehouse-storage to be placed under the loan or to be delivered under a purchase agreement, must meet the following requirements:

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

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

(c) Each warehouse receipt, or the warehouseman's supplemental certificate (in duplicate), properly identified with the warehouse receipt, must show the gross weight, grade, dockage, test weight and all grading factors determined in accordance with the Official Grain Standards of the United States for Flaxseed, and must show whether the flaxseed arrived by rail, truck or barge. In the case of warehouse receipts issued for flaxseed delivered by rail or barge, the grading factors on the warehouse receipt must agree with the inbound weight and inspection certificates for the car or barge as shown on the freight certificate.

(d) If the warehouse receipt states that the flaxseed is stored "identity preserved," the producer must execute the supplemental certificate and assume responsibility for the quantity and quality indicated thereon.

(e) A separate warehouse receipt must be submitted for each grade of flaxseed.

(f) The warehouse receipt may be subject to liens for warehouse charges only to the extent indicated in § 601.208 (e).

§ 601.205 *Determination of quantity.* The quantity of flaxseed placed under farm-storage loan may be determined either by weight or by measurement. The quantity of flaxseed placed under a warehouse-storage loan or delivered under a farm-storage loan or under a purchase agreement shall be determined by weight.

When the quantity is determined by weight, a bushel shall be 56 pounds of flaxseed free of dockage. In determining the quantity of sacked flaxseed by weight, a deduction of $\frac{3}{4}$ of a pound for each sack will be made.

When the quantity of flaxseed is determined by measurement, a bushel will be 1.25 cubic feet of flaxseed testing 56 pounds per bushel, fractional pound of test weight per bushel will be disregarded and the quantity determined will be the following percentages of the quantity determined for 56-pound flaxseed.

For flaxseed testing	Percentage
56 pounds or over	100
55 pounds or over, but less than 56 pounds	98
54 pounds or over, but less than 55 pounds	96
53 pounds or over, but less than 54 pounds	94
52 pounds or over, but less than 53 pounds	92
51 pounds or over, but less than 52 pounds	90
50 pounds or over, but less than 51 pounds	88
49 pounds or over, but less than 50 pounds	85
48 pounds or over, but less than 49 pounds	83
47 pounds or over, but less than 48 pounds	81

§ 601.206 *Determination of quality.* The grade, grading factors, and all other quality factors shall be determined in accordance with the method set forth in the Official Grain Standards of the United States for Flaxseed, whether or not such determinations are made on the basis of an official inspection. The percentage of dockage shall be determined and the weight of such dockage shall be deducted from the gross weight of the flaxseed in determining the net quantity available for loan or purchase.

§ 601.207 *Maturity of loans.* Loans mature on demand but not later than January 31, 1951 in Arizona, California, and Texas, and not later than April 30, 1951 in all other States.

§ 601.208 *Support rates.* Loans will be made, and flaxseed delivered under purchase agreements will be purchased, at the support rates set forth in this section.

(a) *Basic support rates at designated terminal markets.* The 1950 basic support rates per bushel for No. 1 flaxseed stored in approved warehouses at the terminal markets listed below shall be as follows:

	Basic support rates per bushel
Minneapolis and Duluth, Minn., Chicago, Ill., and Portland, Oreg.	\$2.82
Los Angeles and San Francisco, Calif.	2.97
Fredonia, Kans.	2.62
Corpus Christi and Houston, Tex.	2.57

For loan or purchase at the full basic support rates shown in the above schedule, the flaxseed must have been shipped on a domestic interstate freight rate basis. On any flaxseed shipped at other than the domestic interstate freight rate, the support rate at the designated terminal market will be reduced by the difference between the freight paid (plus tax) and the domestic interstate freight rate (plus tax).

The foregoing schedule of basic support rates applies to flaxseed which has been shipped by rail or water from a country shipping point to any designated terminal market, as evidenced by paid freight bills duly registered for transit

privileges: *Provided*, That in the event the amount of paid-in freight is insufficient to guarantee the minimum proportional domestic interstate freight rate from the terminal market, there shall be deducted from the applicable terminal support rate the difference between the amount of freight actually paid in and the amount required to be paid in to guarantee outbound movement at the minimum proportional domestic interstate freight rate. The warehouse receipt must be accompanied by the registered freight bills, or by (1) a statement as indicated below signed by the warehouseman, (2) a certificate of the warehouseman containing such information, or, (3) such form of certification as may be approved by CCC.

FREIGHT CERTIFICATE FOR TERMINALS

The flaxseed represented by attached warehouse receipt No. _____ was received by rail freight from _____ (Town) (County) _____, point of origin, as evidenced (State) _____ by freight bill described as follows:

Way bill, date _____
No. _____
Car No. _____
Init. _____
Freight bill, date _____
No. _____
Carrier _____
Transit weight _____
Freight rate in _____
Amount collected _____
Number unused transit stops _____

The above described freight bill has been officially registered for transit and will be held in accordance with the applicable provisions of the Uniform Grain Storage Agreement.

(Warehouseman's signature)

(Address)

(Date of signature)

When shipped by rail or water and stored at any designated terminal market, flaxseed for which neither registered freight bills nor such freight certificates are presented to guarantee outbound movement at the minimum proportional domestic interstate freight rate, shall have a support rate equal to the terminal rate minus 8 cents per bushel. When received by truck and stored at any designated terminal market, the support rate shall be the terminal rate minus $12\frac{1}{2}$ cents.

(b) *Support rates for flaxseed in approved warehouse-storage at other than designated terminal markets.* The rate for flaxseed stored in approved warehouses (other than those situated in the designated terminal markets) which is shipped by rail will be determined by deducting from the appropriate designated terminal market rate an amount equal to the transit balance, if any (plus tax), of the through-freight rate from point of origin for such flaxseed to such terminal market: *Provided*, That in the case of flaxseed stored at any railroad transit point, taking a penalty by reason of out-of-line movement, or for any other reason, to the appropriate designated market, there shall be added to such transit balance an amount equal to any out-of-line costs or other costs in-

RULES AND REGULATIONS

curred in storing flaxseed in such position.

The warehouse receipts, in addition to other required documents, must be accompanied by the original paid freight bills duly registered for transit privileges, or by a statement in the following form signed by the warehouseman, or by a warehouseman's supplemental certificate containing such information.

**FREIGHT CERTIFICATE FOR OTHER THAN
TERMINAL POINTS**

The flaxseed represented by attached warehouse receipt No. _____ was received by rail freight from _____ (Town) (County) _____ point of origin, as evidenced by (State) _____ freight bill described as follows:

Way bill, date _____
No. _____
Car No. _____
Init. _____
Freight bill, date _____
No. _____
Carrier _____
Transit weight _____
Freight rate in _____
Amount collected _____
Transit balance, if any, of through freight rate to _____
of _____
per 100 pounds _____
Number of unused transit stops _____
Penalty, if any, to guarantee minimum proportional rate on outbound billing of _____ cents per 100 pounds.

The above-described paid freight bill has been officially registered for transit and will be held in accordance with the applicable provisions of the Uniform Grain Storage Agreement.

(Warehouseman's signature)

(Address)

(Date of signature)

(c) County support rates for No. 1 flaxseed. Both farm-storage and country warehouse-storage loans will be made at the support rate established for the county in which the flaxseed is stored. The 1950 county support rates for No. 1 flaxseed, determined in accordance with this section, shall be as follows:

ARIZONA

County	Rate per bushel for No. 1	County	Rate per bushel for No. 1
Maricopa	\$2.72	Yuma	\$2.72
Pinal	2.72		

CALIFORNIA

Fresno	\$2.79	Sacramento	\$2.81
Imperial	2.77	San Benito	2.81
Kern	2.79	San Mateo	2.85
Kings	2.79	Santa Clara	2.84
Los Angeles	2.84	Santa Cruz	2.83
Madera	2.81	Siskiyou	2.81
Merced	2.81	Sutter	2.80
Napa	2.83	Yolo	2.82
Riverside	2.76		

COLORADO

Arapahoe	\$2.37	Moffat	\$2.21
Boulder	2.37	Morgan	2.37
Elbert	2.37	Routt	2.21
Kit Carson	2.38	Washington	2.37
Lincoln	2.37	Weld	2.37

IDAHO

Adams	\$2.42	Canyon	\$2.42
Benewah	2.49	Clark	2.28
Butte	2.31	Clearwater	2.50
Camas	2.34	Custer	2.31

IDAHO—Continued

County	Rate per bushel for No. 1	County	Rate per bushel for No. 1
Fremont	\$2.31	Lemhi	\$2.32
Idaho	2.48	Lewis	2.49
Jefferson	2.30	Nex Perce	2.50
Kootenai	2.50	Power	2.34
Latah	2.51		

ILLINOIS

Cass	\$2.55	La Salle	\$2.63
Cook	2.66	Lee	2.63
De Kalb	2.65	Livingston	2.63
Ford	2.61	Logan	2.62
Henry	2.61	McLean	2.61
Iroquois	2.63	Tazewell	2.60
Kane	2.65	Vermilion	2.63
Kankakee	2.66	Will	2.65
Kendall	2.65		

IOWA

Adair	\$2.53	Ida	\$2.56
Audubon	2.54	Keesuth	2.60
Boone	2.57	Lyon	2.57
Buena Vista	2.58	Marion	2.55
Calhoun	2.58	Mitchell	2.61
Carroll	2.56	Monona	2.56
Cass	2.53	O'Brien	2.58
Cerro Cordo	2.60	Osceola	2.59
Cherokee	2.57	Palo Alto	2.59
Clay	2.59	Plymouth	2.57
Crawford	2.55	Pocahontas	2.58
Dallas	2.57	Pottawattamie	2.54
Dickinson	2.59	Sac	2.57
Emmet	2.61	Shelby	2.55
Floyd	2.60	Sioux	2.57
Franklin	2.59	Story	2.58
Greene	2.57	Webster	2.58
Guthrie	2.56	Winnebago	2.61
Hamilton	2.58	Winneshiek	2.59
Hancock	2.60	Woodbury	2.57
Harrison	2.55	Worth	2.61
Howard	2.61	Wright	2.59
Humboldt	2.59		

KANSAS

Allen	\$2.43	Leavenworth	\$2.39
Anderson	2.41	Linn	2.38
Bourbon	2.39	Lyon	2.41
Brown	2.33	Marion	2.38
Butler	2.40	Marshall	2.33
Chase	2.39	Miami	2.41
Chautauqua	2.41	Montgomery	2.45
Cherokee	2.41	Morris	2.39
Clay	2.36	Nemaha	2.33
Cloud	2.33	Neosho	2.44
Coffey	2.42	Osage	2.41
Crawford	2.41	Pottawattamie	2.36
Dickinson	2.38	Rene	2.38
Douglas	2.41	Riley	2.38
Franklin	2.41	Sedgwick	2.39
Geary	2.39	Shawnee	2.40
Greenwood	2.43	Summer	2.39
Jackson	2.36	Wabaunsee	2.38
Jefferson	2.41	Wilson	2.46
Johnson	2.41	Woodson	2.44
Labette	2.43		

MICHIGAN

Alpena	\$2.45	Iosco	\$2.49
Cass	2.58	Luce	2.47
Cheboygan	2.46	Mackinac	2.47
Chippewa	2.47	Midland	2.52
Crawford	2.49	Saint Clair	2.51

MINNESOTA

Aitkin	\$2.64	Clearwater	\$2.59
Anoka	2.66	Cottonwood	2.61
Becker	2.60	Crow Wing	2.62
Beltrami	2.58	Dakota	2.66
Benton	2.63	Dodge	2.63
Big Stone	2.59	Douglas	2.61
Blue Earth	2.63	Faribault	2.61
Brown	2.62	Fillmore	2.60
Carlton	2.65	Freeborn	2.62
Carver	2.66	Goodhue	2.64
Cass	2.61	Grant	2.60
Chippewa	2.61	Hennepin	2.67
Chisago	2.65	Houston	2.60
Clay	2.58	Hubbard	2.59

MINNESOTA—Continued

County	Rate per bushel for No. 1	County	Rate per bushel for No. 1
Isanti	\$2.65	Pipestone	\$2.59
Itasca	2.61	Polk	2.56
Jackson	2.60	Pope	2.62
Kanabec	2.64	Red Lake	2.57
Kandiyohi	2.64	Redwood	2.62
Kittson	2.54	Renville	2.62
Koochiching	2.56	Rice	2.65
Lac Qui Parle	2.60	Rock	2.58
Lake	2.65	Roseau	2.55
Lake of the Woods	2.56	Saint Louis	2.63
Le Sueur	2.64	Scott	2.66
Lincoln	2.60	Sherburne	2.65
Lyon	2.61	Sibley	2.64
McLeod	2.64	Stearns	2.63
Mahnomen	2.57	Steele	2.63
Marshall	2.56	Stevens	2.61
Martin	2.61	Swift	2.61
Meeker	2.64	Todd	2.62
Millie Lacs	2.64	Traverse	2.59
Morrison	2.62	Wabasha	2.63
Mower	2.61	Wadena	2.61
Murray	2.60	Waseca	2.63
Nicollet	2.64	Washington	2.66
Nobles	2.59	Watsonwan	2.61
Norman	2.58	Wilkin	2.59
Olmsted	2.62	Winona	2.62
Otter Tail	2.60	Wright	2.65
Pennington	2.57	Yellow Medicine	2.61
Pine	2.63		

MISSOURI

Barton	\$2.38	Johnson	\$2.35
Bates	2.38	Lawrence	2.37
Benton	2.35	Linn	2.29
Cass	2.38	Pettis	2.34
Cedar	2.36	Saline	2.32
Henry	2.36	Vernon	2.38
Jasper	2.38		

MONTANA

Beaverhead	\$2.27	McCone	\$2.41
Big Horn	2.28	Madison	2.35
Blaine	2.35	Meagher	2.35
Broadwater	2.35	Mineral	2.39
Carbon	2.32	Missoula	2.38
Carter	2.43	Musselshell	2.35
Cascade	2.35	Park	2.35
Chouteau	2.35	Petroleum	2.35
Custer	2.40	Phillips	2.37
Daniels	2.39	Pondera	2.35
Dawson	2.42	Powder River	2.41
Deer Lodge	2.35	Powell	2.38
Fallon	2.43	Prairie	2.42
Fergus	2.35	Ravalli	2.36
Flathead	2.39	Richland	2.43
Gallatin	2.35	Roosevelt	2.42
Garfield	2.38	Rosebud	2.38
Glacier	2.36	Sanders	2.42
Golden Valley	2.35	Sheridan	2.42
Granite	2.37	Silver Bow	2.35
Hill	2.35	Stillwater	2.35
Jefferson	2.35	Sweet Grass	2.35
Judith Basin	2.35	Teton	2.35
Lake	2.39	Toole	2.35
Lewis and Clark	2.35	Treasure	2.36
Liberty	2.35	Valley	2.39
Lincoln	2.41	Wheatland	2.35
		Wibaux	2.44
		Yellowstone	2.34

NEBRASKA

Antelope	\$2.51	Madison	\$2.52
Box Butte	2.41	Pierce	2.53
Burt	2.55	Polk	2.51
Cedar	2.55	Sarpy	2.53
Cuming	2.54	Sheridan	2.42
Dakota	2.57	Sioux	2.39
Dawes	2.41	Stanton	2.53
Dixon	2.56	Thurston	2.56
Douglas	2.53	Washington	2.54
Knox	2.52	Wayne	2.55

NORTH DAKOTA

Adams	\$2.47	Billings	\$2.47
Barnes	2.56	Bottineau	2.49
Benson	2.52	Bowman	2.47

NORTH DAKOTA—Continued

County	Rate per bushel for No. 1	County	Rate per bushel for No. 1
Burke	\$2.48	Mountrail	\$2.48
Burleigh	2.52	Nelson	2.54
Cass	2.57	Oliver	2.50
Cavalier	2.52	Pembina	2.53
Dickey	2.55	Pierce	2.51
Divide	2.46	Ramsey	2.53
Dunn	2.47	Ransom	2.56
Eddy	2.54	Renville	2.48
Emmons	2.51	Richland	2.58
Foster	2.54	Rolette	2.51
Golden Valley	2.45	Sargent	2.57
Grand Forks	2.55	Sheridan	2.52
Grant	2.48	Sioux	2.49
Griggs	2.55	Slope	2.47
Hettinger	2.48	Stark	2.48
Kidder	2.53	Steele	2.56
La Moure	2.54	Stutsman	2.55
Logan	2.53	Towner	2.52
McHenry	2.51	Trail	2.56
McIntosh	2.52	Walsh	2.54
McKenzie	2.44	Ward	2.49
McLean	\$2.50	Wells	2.53
Mercer	2.48	Williams	2.47
Morton	2.49		

OKLAHOMA

Craig	\$2.39	Ottawa	\$2.38
Grant	2.36	Rogers	2.39
Kay	2.38	Tillman	2.27
Mayes	2.28	Tulsa	2.38
Nowata	2.40	Washington	2.40

OREGON

Baker	\$2.49	Lake	\$2.42
Benton	2.63	Lane	2.61
Clackamas	2.66	Linn	2.63
Clatsop	2.63	Malheur	2.42
Columbia	2.65	Marion	2.65
Crook	2.57	Morrow	2.62
Deschutes	2.57	Multnomah	2.68
Douglas	2.57	Polk	2.65
Gilliam	2.63	Sherman	2.65
Grant	2.62	Umatilla	2.57
Harney	2.38	Union	2.49
Hood River	2.65	Wallowa	2.48
Jackson	2.51	Wasco	2.64
Jefferson	2.60	Washington	2.68
Josephine	2.52	Wheeler	2.60
Klamath	2.51	Yamhill	2.67

SOUTH DAKOTA

Aurora	\$2.53	Jackson	\$2.47
Beadle	2.56	Jerauld	2.56
Bennett	2.44	Jones	2.49
Bon Homme	2.54	Kingsbury	2.58
Brookings	2.59	Lake	2.57
Brown	2.56	Lawrence	2.43
Brule	2.51	Lincoln	2.57
Buffalo	2.54	Lyman	2.49
Butte	2.43	McCook	2.57
Campbell	2.63	McPherson	2.54
Charles Mix	2.52	Marshall	2.56
Clark	2.58	Meade	2.45
Clay	2.56	Mellette	2.46
Codington	2.58	Miner	2.57
Cornson	2.50	Minnehaha	2.58
Custer	2.41	Moody	2.58
Davison	2.55	Pennington	2.45
Day	2.57	Perkins	2.47
Deuel	2.59	Potter	2.53
Dewey	2.49	Roberts	2.58
Douglas	2.52	Sanborn	2.56
Edmunds	2.55	Shannon	2.43
Fall River	2.39	Spink	2.56
Faulk	2.55	Stanley	2.50
Grant	2.58	Sully	2.52
Gregory	2.49	Todd	2.46
Haakon	2.48	Tripp	2.47
Hamlin	2.53	Turner	2.57
Hand	2.56	Union	2.57
Hanson	2.56	Walworth	2.53
Harding	2.47	Washabaugh	2.47
Hughes	2.53	Yankton	2.55
Hutchinson	2.53	Ziebach	2.47
Hyde	2.54		

TEXAS

County	Rate per bushel for No. 1	County	Rate per bushel for No. 1
Brown	\$2.23	Hockley	\$2.16
Carson	2.23	Jim Hogg	2.29
Coleman	2.23	Kimble	2.22
Concho	2.19	Maverick	2.17
Culberson	2.09	Moore	2.23
Floyd	2.17	Pecos	2.10
Galveston	2.38	Real	2.22
Glasscock	2.16		

WASHINGTON

Asotin	\$2.52	Skagit	\$2.55
Clark	2.68	Snohomish	2.56
Lewis	2.63	Witman	2.51

WISCONSIN

Ashland	\$2.60	Manitowoc	\$2.59
Barron	2.62	Marathon	2.58
Bayfield	2.61	Milwaukee	2.64
Brown	2.58	Outagamie	2.59
Buffalo	2.62	Ozaukee	2.61
Calumet	2.59	Pepin	2.62
Chippewa	2.61	Pierce	2.64
Clark	2.59	Polk	2.64
Dodge	2.60	Portage	2.57
Door	2.55	Racine	2.67
Douglas	2.64	Rock	2.62
Dunn	2.63	Saint Croix	2.65
Fond Du Lac	2.60	Sheboygan	2.60
Jefferson	2.61	Washington	2.61
Kenosha	2.65	Waukesha	2.62
Kewaunee	2.57	Winnebago	2.59

WYOMING

Albany	\$2.21	Johnson	\$2.28
Big Horn	2.19	Laramie	2.37
Campbell	2.30	Lincoln	2.27
Carbon	2.21	Natrona	2.28
Converse	2.33	Niobrara	2.35
Crook	2.35	Park	2.19
Fremont	2.22	Platte	2.34
Goshen	2.36	Sheridan	2.27
Hot Springs	2.19	Weston	2.33

(d) *Warehouse charges.* The warehouse receipt and the flaxseed represented thereby may be subject to liens for warehouse charges only from May 1, 1950, or the date the warehouse charges begin, whichever is later.

In the case of flaxseed placed under a warehouse-storage loan, or delivered to CCC in an approved warehouse under a purchase agreement, evidence must be submitted with the warehouse receipt that all warehouse charges, except receiving charges, have been prepaid through January 31, 1951, in the States of Arizona, California, and Texas, and through April 30, 1951, in all other States, or a deduction of 11½ cents per bushel will be made from the applicable support rate, and CCC will assume the accrued warehouse charges on the flaxseed: *Provided*, That CCC will not assume any charges in excess of those provided under the Uniform Grain Storage Agreement applicable to the 1950 crop.

(e) *Variations for grades.* The support rate for No. 2 flaxseed shall be 5 cents per bushel less than the support rate for No. 1 flaxseed.

(f) *Track-loading payment.* A track-loading payment of 2 cents per bushel will be made to the producer on flaxseed delivered on track at a country point.

(g) *Settlement—(1) Farm-storage loans.* In the case of flaxseed delivered to CCC from farm storage under the loan program, settlement will be made at the support rate for the approved

point of delivery. The support rate will be for the grade and quality of the total quantity of flaxseed delivered.

If the flaxseed under farm-storage loan is, upon delivery, of a grade and/or quality for which no support rate has been established, the settlement value shall be the support rate established for the grade and/or quality of the flaxseed when placed under loan, less the difference, if any, at the time of delivery, between the market price for the grade and/or quality placed under loan and the market price of the flaxseed delivered, as determined by CCC.

(2) *Purchase agreements.* Flaxseed delivered to CCC under a purchase agreement must meet the requirements of flaxseed eligible for loan. The purchase rate per bushel of eligible flaxseed will be the support rate established for the approved point of delivery.

Issued this 19th day of May 1950.

[SEAL] **ELMER F. KRAUSE,**
Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-4439; Filed, May 24, 1950; 8:45 a. m.]

PART 638—NAVAL STORES

SUBPART—1950 GUM NAVAL STORES LOAN PROGRAM

Statement with respect to the Gum Naval Stores Loan Program for the calendar year 1950, formulated by the Commodity Credit Corporation and the Production and Marketing Administration (hereinafter referred to as "CCC" and "PMA").

Sec.	
638.101	Administration.
638.102	Eligible producer.
638.103	Eligible naval stores.
638.104	Eligible turpentine.
638.105	Eligible rosin.
638.106	Eligible oleoresin.
638.107	Eligible metal drums.
638.108	Availability of loans.
638.109	Rate of loan to producers.
638.110	Storage provisions.
638.111	Maturity.
638.112	Redemption.
638.113	Rights of CCC upon maturity.
638.114	Disposition of proceeds upon liquidation.
638.115	Personal liability.

AUTHORITY: §§ 638.101 to 638.115 issued under sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. Sup., 714b. Interprets or applies sec. 5, 62 Stat. 1072, sec. 301, 63 Stat. 1053; 15 U. S. C. Sup., 714c, 7 U. S. C. Sup., 1447.

§ 638.101 *Administration.* The Naval Stores Division, Tobacco Branch, PMA, will supervise the administration of the program. CCC will make a loan to the American Turpentine Farmers Association Cooperative, Valdosta, Georgia (hereinafter referred to as the "Association"), under a Loan Agreement which will enable the Association in turn to make loans to eligible producers on eligible naval stores, to supervise the maintenance of the collateral in storage,

to perform related field administration functions, to arrange for redemptions, and to collaborate in the liquidation of unredeemed collateral. The PMA Commodity Office, Atlanta, Georgia, will perform accounting and auditing functions.

§ 638.102 *Eligible producer.* A producer will be eligible for loan if he (a) is a member in good standing of the Association under membership requirements approved by CCC (no producer who is otherwise eligible may be excluded from membership in the Association), (b) is a cooperator in the 1950 Naval Stores Conservation Program of the United States Department of Agriculture or otherwise follows good conservation practices, as determined by such Department, (c) has made satisfactory arrangements to pay any indebtedness to the United States Department of Agriculture or any agency thereof, as evidenced by the registers of indebtedness maintained by the County Committees of the PMA, United States Department of Agriculture, and (d) has executed, and has not breached his obligations under, the Producer's Marketing Agreement (ATFA Form 1-1950), or any other similar agreement.

§ 638.103 *Eligible naval stores.* "Eligible naval stores" are eligible turpentine, eligible rosin and the turpentine and rosin content in eligible oleoresin.

§ 638.104 *Eligible turpentine.* "Eligible turpentine" is gum turpentine which (a) was produced from eligible oleoresin, (b) is free and clear from all liens and encumbrances, (c) has not been theretofore pledged for a loan and in which the beneficial interest is and always has been in the producer, (d) is "water-white" in color, (e) is free from excess resin acids, as evidenced by a total acid number of not more than 0.50, and (f) conforms as to specific gravity to Federal Specifications TT-T-801, to wit: A maximum of 0.875 and a minimum of 0.860 taken at 60 degrees over 60 degrees Fahrenheit.

§ 638.105 *Eligible rosin.* "Eligible rosin" is gum rosin which (a) was produced from eligible oleoresin, (b) grades "G" or better, (c) is free and clear from all liens and encumbrances, (d) has not been theretofore pledged for a loan and in which the beneficial interest is and always has been in the producer, (e) is packed to the net weight approved by CCC, in eligible metal drums, (f) is transparent, (g) is free from visible foreign materials and contains no extraneous matter resulting from chemical or other treatment of the rosin, or of the oleoresin or the trees from which it came, and (h) conforms as to softening point to not less than Federal Specifications LLL-R-626, to wit: 158 degrees Fahrenheit (American Society for Testing Materials Method No. E 28-42T). Rosin must be Federally inspected and weighed or the weights checked prior to tender for loan.

§ 638.106 *Eligible oleoresin.* "Eligible oleoresin" is oleoresin (a) which was produced in 1950 by an eligible producer, (b) which is free and clear from all liens and encumbrances, (c) the turpentine or rosin content in which has

not been theretofore pledged for a loan and the beneficial interest in which is and always has been in the producer, and (d) which will yield turpentine of the prescribed quality, and rosin of the prescribed grades and quality. When a producer's eligible oleoresin was commingled with oleoresin produced by other producers in the processing operation, the turpentine and rosin tendered for loan by the producer as representing the processed equivalent of his eligible oleoresin will be deemed to be, if otherwise eligible, eligible turpentine and eligible rosin produced by such producer.

§ 638.107 *Eligible metal drums.* "Eligible metal drums" are drums conforming to the specifications for metal drums approved by CCC and on file in the office of the Association.

§ 638.108 *Availability of loans.* (a) Under the Loan Agreement, CCC will make a loan to the Association for the purpose of enabling the Association to make loans available, or to make loans, to eligible producers of eligible naval stores produced in 1950. The loan to the Association will be in an amount equal to (1) the amount of the loans made by the Association to producers, (2) the administrative and operating expenses, approved by CCC, incurred by the Association in connection with making loans available and the making of loans, and the handling and preservation of pledged naval stores, (3) the storage charges after naval stores are pledged, and (4) an indemnification charge to cover the assumption by CCC of the risk of loss on rosin and rosin content in oleoresin (the storage rate for turpentine includes insurance).

(b) Each producer desiring to obtain loans will execute a Producer's Marketing Agreement with the Association. Each loan will be secured by a pledge by the producer to the Association of eligible turpentine, eligible rosin, or unprocessed turpentine or rosin content in eligible oleoresin, and the Association, in turn, will pledge the same to CCC as security for the loan made by CCC to the Association. Loans on rosin will be made only on full drums thereof, and loans on the rosin content in oleoresin, only upon the equivalent of full drums thereof. No loan will be made later than December 31, 1950.

(c) Eligible naval stores will be deemed tendered for loan by the producer to the Association only when such naval stores have been (1) processed (except where unprocessed turpentine or rosin content in oleoresin is offered for loan), (2) placed in storage in the custody of an approved warehouseman who has executed a Warehouse Agreement (ATFA Form 2-1950), and (3) offered for loan on a Producer's Offer (ATFA Form 3A-1950). If there are any liens on encumbrances on the naval stores offered for loan, proper waivers are required on a Lienholders' Waiver and Agreement (ATFA Form 3-1950).

§ 638.109 *Rate of loan to producers.* The Association will make loans to producers based on the rate of \$86.82 per naval stores production unit, comprised of fifty (50) gallons of turpentine and fourteen hundred (1400) pounds of rosin; this rate will remain fixed throughout the

loan period. Initially, the production unit rate of \$86.82 will be allocated to the individual commodities to provide a loan rate for turpentine of forty cents (40¢) per gallon of 7.2 pounds in bulk, and a loan rate for rosin of grades X to G, inclusive, of \$4.77 per hundred pounds net packed in eligible metal drums. CCC reserves the right to revise such allocation of loan values between turpentine and rosin during the loan period, within the fixed production unit loan rate. The amount which the Association will lend to any producer will be determined by applying the applicable loan rates in effect for turpentine and rosin on the date of the applicable Producer's Offer to the quantities thereof tendered for loan.

§ 638.110 *Storage provisions.* The producer will be required to place naval stores offered for loan in storage in the custody of an approved warehouseman who has executed a Warehouse Agreement with the Association. This Agreement will be assigned by the Association to CCC. All processing charges, including the cost of eligible metal drums for rosin, and all storage and other warehouse charges to the date of tender for loan will be borne by the producer. Storage charges accruing after the naval stores are pledged are payable by CCC, and comprise part of the loan by CCC to the Association.

§ 638.111 *Maturity.* The loan made by CCC to the Association and the loans made by the Association to producers will be due and payable upon demand, or on April 1, 1951, whichever is earlier.

§ 638.112 *Redemption.* (a) Subject to terms and conditions of the Producer's Marketing Agreement, the producer may redeem pledged naval stores, prior to maturity of the loan, upon application to the Association and payment of the redemption price. The producer's right to redeem may be exercised for him and in his behalf by the Association and the producer's exercise of the right of redemption is subject to the prior exercise thereof by the Association. Subject to the terms and conditions of the Loan Agreement, the Association may redeem naval stores pledged by the Association to CCC, upon application to CCC therefor prior to the maturity of the loan and payment of the redemption price.

(b) The redemption price will be the weighted average amount loaned by Commodity to the Association, including applicable expenses and charges, plus interest at the rate of three percent (3%) per annum.

§ 638.113 *Rights of CCC upon maturity.* CCC will have the right at any time after maturity of the loan to sell, assign, transfer and deliver the pledged naval stores, or documents evidencing title thereto, at such time, in such manner, and upon such terms and conditions as CCC may determine.

§ 638.114 *Disposition of proceeds upon liquidation.* CCC will apply the net proceeds from the disposition of pledged naval stores (a) towards satisfaction of accrued interest, (b) towards satisfaction of the principal amount loaned, and (c) towards the satisfaction of any other indebtedness of the Association to CCC.

In the event that any sum remains after application of these amounts, such sum will be returned to the Association by CCC for disposition by the Association to its producer-member participants, or for and in behalf of its producer-members, on an equitable basis as determined by the Association with the approval of CCC.

§ 638.115 *Personal liability.* The loans are non-recourse, except that any fraudulent representation by the producer or the Association in the loan documents, or in obtaining a loan, will render him or it subject to criminal prosecution under applicable law, and personally liable for the amount by which the proceeds received upon the disposition of the pledged naval stores are less than the amount of indebtedness incurred by the Association with respect thereto.

Issued this 22d day of May 1950.

[SEAL] ELMER F. KRUSE,
Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-4460; Filed, May 24, 1950;
8:47 a. m.]

TITLE 26—INTERNAL REVENUE

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

Subchapter C—Miscellaneous Excise Taxes [T. D. 5789]

PART 183—PRODUCTION OF DISTILLED SPIRITS

MISCELLANEOUS AMENDMENTS

1. Regulations 4, approved February 28, 1940 (26 CFR, Part 183), as amended, are hereby amended as follows:

a. Sections 183.61, 183.196, 183.199, 183.201, 183.204, 183.211, 183.212, 183.214, 183.222, 183.223, 183.245, 183.254 (g), (h), 183.255, 183.349, 183.352, 183.353, 183.373, 183.374, 183.381, 183.382, 183.388, 183.389, 183.394, 183.396, 183.399, 183.400, 183.401, and 183.452 are amended; and
b. Sections 183.247, 183.339, 183.350, and 183.408 are revoked:

QUALIFYING DOCUMENTS

§ 183.61 *Notice, Form 27-A.* Every person engaged in the business of a distiller, or intending to engage therein, or who wishes to continue in such business on and after the 1st day of May in each year, must give notice of such intention on Form 27-A, "Notice by Distillers". This notice must be filed in triplicate with the district supervisor of the district in which the premises are located, before engaging in the business, and on May 1 of each year thereafter during continuance in such business. Except as provided in § 183.71 in the case of amended and supplemental notices, all of the information indicated by the lines of the form and the instructions printed thereon or issued in respect thereto, and as required by the regulations in this part, shall be furnished. Notices on

Form 27-A must be signed in accordance with the instructions printed on the form and sworn to before an officer authorized to administer oaths: *Provided*, That if the form officially prescribed for such notice contains therein a provision for verification by a written declaration that such notice is made under penalties of perjury, such notice shall be verified by the execution of such declaration, and such declaration so executed shall be in lieu of the oath required herein for verification. Such notices must be numbered serially, commencing with number 1 and continuing in regular sequence for all notices thereafter filed, whether annual, amended, or supplemental. All data, written statements, affidavits, and other documents submitted in support of the application shall be deemed to be a part thereof.

(Interprets or applies 53 Stat. 309, 373; 26 U. S. C. 2812, 3170)

MANUFACTURE OF DISTILLED SPIRITS

DISTILLING MATERIALS

§ 183.196 *Weighing materials received.* Except as provided in § 183.35, the distiller will weigh or, in the case of liquids, weigh or measure all materials received on the distillery premises intended for use in the production of distilled spirits. He will prepare weight or quantity slips of all such materials received and furnish signed copies to the storekeeper-gauger. He will maintain a commercial record of all such materials received, showing the date of receipt, the name of the concern or person from whom the materials were purchased, and the kind and quantity of each material, and will report on Form 1598, "Proprietor's Report of Operations at Registered Distillery" the total quantity of each kind of materials received during the month: *Provided, however*, That the commissioner may, in his discretion, require that daily receipts of materials be reported on Form 1598.

(Interprets or applies 53 Stat. 321; 26 U. S. C. 2841)

§ 183.199 *Storekeeper-gauger's record of materials received.* The storekeeper-gauger will record on Form 1686, "U. S. Storekeeper-gauger's Record of Operations at Registered Distillery or Industrial Alcohol Plant" the total quantity of each kind of material received on the distillery premises, during the month, intended for use in the production of distilled spirits. Entries will be made from the distiller's weight or quantity slips. The storekeeper-gauger will verify such slips by comparison with the distiller's commercial records and his Form 1598.

(Interprets or applies 53 Stat. 333; 26 U. S. C. 2877)

§ 183.201 *Storekeeper-gauger's record of materials used.* The storekeeper-gauger will record on Form 1686 all materials used in the production of distilled spirits. Entries will be made from the distiller's weight or quantity slips. The storekeeper-gauger will verify such slips by comparison with the distiller's Form 1598 and commercial records, if any.

(Interprets or applies 53 Stat. 333; 26 U. S. C. 2877)

YEASTING

§ 183.204 *Materials for yeast mash.* Materials capable of producing spirits which are used in preparing yeast mash will be weighed or measured by the distiller, who will furnish weight or quantity slips to the storekeeper-gauger and will make proper record on Form 1598. If the materials used in the yeast mash have been included in the materials weighed or measured by the distiller for use in the production of the main mash, a notation should be made on the slip to that effect, and no entry will be made on Forms 1598 and 1686. Such weight or quantity slips will be filed by the storekeeper-gauger for record and reference purposes.

(Interprets or applies 53 Stat. 321; 26 U. S. C. 2841)

FERMENTING

§ 183.211 *Quantity of mash and beer determined.* Storekeeper-gaugers assigned to distilleries will determine the number of gallons of mash in each fermenter at the time of filling and the quantity of beer in each fermenter after fermentation is complete, and will enter the same on Form 1686. They will not be required to determine the temperature and gravity of the mash or beer in the fermenting tubs, or to ascertain the number of dry inches.

§ 183.212 *Tests of beer and slop.* At the time of distillation, the distiller will thoroughly agitate the contents of each fermenter and the storekeeper-gauger will then take a sample of beer from each fermenter to determine the alcoholic content of the beer. He will also take, daily, several representative samples of slop or spent beer after the same has come from the still, and determine the alcoholic content of each sample. He will make the tests of beer and slop and compute the calculated yield, in accordance with the instructions on Form 1686.

(Interprets or applies 53 Stat. 313; 26 U. S. C. 2817)

DISTILLATION

§ 183.214 *Gauging of unfinished spirits.* At distilleries where spirits, in the course of distillation, are run into tanks in the distillery building for temporary deposit preparatory to completing the distillation thereof, and where twenty-four-hour supervision is maintained by the storekeeper-gauger, a daily gauge of such spirits will not be required. Where twenty-four-hour supervision is not maintained, the storekeeper-gauger, prior to leaving the premises, will gauge (measure and proof) the spirits retained in each tank, make an office record of the quantity and proof of the spirits therein, and attach locks in accordance with § 183.418: *Provided*, That where such tanks are enclosed in a room or building equipped for locking in accordance with § 183.24, such room or building will be locked in lieu of gauging the unfinished spirits. Upon his return to the premises the storekeeper-gauger will gauge the spirits in the tanks previously gauged and compare the quantity and proof with the office record. Any material discrepancy will be reported immediately to the district super-

visor. Except as provided in §§ 183.375 to 183.384, unfinished spirits may not be stored in such tanks but may be deposited therein only temporarily in the course of distillation. At the close of the month the storekeeper-gauger will make an accurate gauge of all unfinished spirits on hand and report the total quantity on Form 1686. Distillates containing one-half of 1 percent or more of aldehydes or 1 percent or more of fusel oil, collected for destruction or for removal for denaturation, in accordance with the provisions of §§ 183.225 to 183.246, will be included in the report of inventory of unfinished spirits on Form 1686 until such distillates are destroyed or removed for denaturation. Fusel oil held in fusel oil tanks or in storage tanks pending removal, will not be included in the report of inventory of unfinished spirits.

DEPOSIT OF SPIRITS IN RECEIVING CISTERNS

§ 183.222 *Immediate deposit required.* All finished spirits must be deposited immediately upon completion of manufacture in receiving cisterns in the cistern room. Finished spirits must be deposited in separate receiving cisterns according to (a) class (spirits, whisky, rum, gin, etc.); (b) type (spirits-grain, bourbon whisky, rye whisky, etc.); and (c) proof of distillation (at or above 190 degrees, more than 160 degrees and less than 190 degrees, and not exceeding 160 degrees), as defined by § 183.3 (p). The quantity of finished spirits produced will be determined and entered daily on Form 1686 and Form 1598.

(Interprets or applies 53 Stat. 314; 26 U. S. C. 2820)

COMPARISON OF ACTUAL YIELD WITH CALCULATED YIELD

§ 183.223 *Abnormal differences to be investigated.* The storekeeper-gauger will compare the quantity of spirits produced and deposited in the receiving cisterns with the calculated yield for the respective fermenters. The comparison will be made by single fermenters where it is possible so to do. Where, by reason of the mode of operation, it is not possible to make the comparison by single fermenters, it will be made by groups of fermenters distilled daily, if possible. If it is not possible to make the comparison either by single fermenters or by groups of fermenters distilled daily, the comparison will be made on a monthly basis or for such lesser periods as may be feasible. Where the difference between the calculated yield and the actual yield is more than that determined by experience to be the normal difference for the particular plant, the storekeeper-gauger assigned to supervise distilling operations and the storekeeper-gauger in charge will make a thorough inquiry to determine the reasons therefor, and will make a full report of their findings on Form 1686. Where the facts warrant, the officers will make a report by letter to the district supervisor and submit it with Form 1598 in accordance with § 183.400. If the findings of the officers do not fully explain the discrepancy, the district supervisor will cause such further investigation to be made as may be deemed advisable.

(Interprets or applies 53 Stat. 313; 26 U. S. C. 2817)

COLLECTION AND REMOVAL OF DISTILLATES, DISTILLED WATER, FUSEL OIL, AND CARBON DIOXIDE GAS FROM DISTILLERY

COLLECTION, AND DESTRUCTION OR REMOVAL FOR DENATURATION, OF CERTAIN DISTILLATES

§ 183.245 *Storekeeper-gauger's records.* Distillates collected for destruction or for removal for denaturation will be included by the storekeeper-gauger in the inventory of unfinished spirits reported on Form 1686 until gauged and destroyed or removed for denaturation.

(Interprets or applies 53 Stat. 346; 26 U. S. C. 2916)

COLLECTION AND REMOVAL OF FUSEL OIL

§ 183.254 *Removal.* * * *

(g) *Record of removal.* The storekeeper-gauger will prepare Form 1520 covering removals of fusel oil. Such removals will be entered on Forms 1598 and 1686.

(h) *Disposition of washwater.* The water used for washing or purifying the oil in the tanks may be conveyed directly to a still, or it may be run into a tank, beer well, or sewer, or it may be otherwise destroyed on the premises under the supervision of the storekeeper-gauger. If the washwater is run into a still, tank, or beer well, the quantity will not be entered on Form 1598 or 1686. If the washwater is run into a sewer or otherwise destroyed, the alcoholic content and quantity will be reported by the storekeeper-gauger on Form 1520. Entry of such disposition will be made on Forms 1598 and 1686.

RECOVERY AND REMOVAL OF CARBON DIOXIDE

§ 183.255 *Procedure.* Carbon dioxide may be recovered from fermenters and removed from distillery premises, provided it is first thoroughly washed or scrubbed and purified to remove the alcohol therefrom. Where carbon dioxide is recovered, the washwater may be collected in a receiving tank and transferred by pipeline to a fermenter or to a beer well. Where the washwater is transferred to a fermenter, the transfer must be made prior to the testing of the beer by the storekeeper-gauger at the time of distillation. Where the washwater is transferred to a beer well after the calculated yield has been determined, the alcoholic content, the number of gallons, and the calculated yield thereof, will be determined by the storekeeper-gauger and interlined in Part 1 of Form 1686. The alcoholic content of the washwater will be determined in accordance with an approved method. The number of gallons will also be interlined in Part 1 of Form 1598. If the washwater is not utilized in the manufacture of distilled spirits, it will be run into the sewer or otherwise destroyed on the premises under the supervision of the storekeeper-gauger. Entry of such disposition will not be made on Forms 1598 and 1686.

LOSSES OF DISTILLED SPIRITS WHILE ON PREMISES OF A REGISTERED DISTILLERY

§ 183.349 *Records.* Losses of spirits at the distillery will be reported by the storekeeper-gauger on Form 1686 and by the distiller on Form 1598.

(Interprets or applies 53 Stat. 321, 333, 26 U. S. C. 2841, 2877)

SPIRITS PRODUCED AND NOT ACCOUNTED FOR

§ 183.352 *Storekeeper-gauger to report deficiencies.* The storekeeper-gauger, upon completion of his monthly record, Form 1686, will compare the calculated yield for that month with the actual production, and take appropriate action concerning any deficiencies, in accordance with § 183.223.

§ 183.353 *District supervisor's examination of returns.* Upon receipt of the distiller's monthly return, Form 1598, the district supervisor will examine it to determine whether the distiller has accounted for all the spirits produced by him during the month. If he finds that the distiller apparently has not accounted for all the spirits produced by him, he shall make such investigation as he may deem necessary and determine, from all the evidence he can obtain, the quantity of spirits actually produced by the distiller.

(Interprets or applies 53 Stat. 323, 373; 26 U. S. C. 2846, 3170)

OPERATIONS BY DISTILLER UNDER DIFFERENT TRADE NAMES OR STYLES

§ 183.373 *Finished spirits.* All finished spirits remaining in the cistern room at the time the change in trade name or style becomes effective must be marked and removed in the trade name or style under which they were finished. All finished spirits produced from the mash, beer, and unfinished spirits remaining on hand at the time the change in trade name or style becomes effective must be marked and removed in the trade name or style under which they are finished. The distiller will report the removal of such finished spirits on his Form 1598, on the same line covering its manufacture. A similar entry will be made by the storekeeper-gauger on Form 1686.

§ 183.374 *Records.* Separate record on Form 1598 will not be required for operations under each trade name, but the distiller must note on such record the trade names or styles under which he operated during the month and the dates of operation under each. The storekeeper-gauger will make a similar notation on his record, Form 1686. Where spirits are produced under a trade name, the storekeeper-gauger's report of gauge, Form 1520, must show both the real name of the actual distiller and the trade name under which the spirits were produced.

ALTERNATE OPERATIONS AS INDUSTRIAL ALCOHOL PLANT OR FRUIT DISTILLERY

§ 183.381 *Completion of records.* The outgoing distiller will complete his record, Form 1598, and the storekeeper-gauger his record, Form 1686, as to the removal of basic materials from the premises, or the transfer of basic materials and mash and beer in process to the successor, as the case may be, and the removal of all spirits produced by the outgoing distiller. If distillates collected in accordance with §§ 183.225 to 183.246, or unfinished spirits are retained on the premises in locked tanks as provided in §§ 183.377 and 183.377a, a notation will be made on Form 1598 that such distillates or unfinished spirits are temporarily retained on the premises pending resumption of opera-

tions as a registered distillery. The storekeeper-gauger will make a similar notation on his Form 1686 for such distiller. The distiller will continue to file monthly reports on Form 1598, and the storekeeper-gauger will continue to maintain a record on Form 1686 during the period such distillates or unfinished spirits are retained on the distillery premises. Where the plant is operated as a registered distillery in two or more periods during the same month by the same proprietor, the operations of such proprietor will be recorded on the same Form 1598 and the same Form 1686, but appropriate notations will be made on the separating lines on each form to show the dates the distillery was operated as a fruit distillery or an industrial alcohol plant and the names under which it was so operated.

(Interprets or applies 53 Stat. 321, 333; 26 U. S. C. 2841, 2877)

§ 183.382 *Records of successor.* The succeeding distiller will enter all materials, including those in process, received from his predecessor on Form 1442 if the distillery is to be operated as an industrial alcohol plant, or on Form 15 if the distillery is to be operated as a fruit distillery. The materials will also be entered on Form 1686 by the storekeeper-gauger if the distillery is to be operated as an industrial alcohol plant. If materials are transferred when the plant is again operated as a registered distillery, appropriate entry thereof will be made on the records of the transferor and the transferee, and the storekeeper-gauger.

(Interprets or applies 53 Stat. 321, 333, 358; 26 U. S. C. 2841, 2877, 3105)

CHANGE OF PERSONS INTERESTED IN BUSINESS

§ 183.388 *Records.* The outgoing distiller shall enter on his record, Form 1598, all materials and all unfinished spirits outside the cistern room transferred to his successor, who shall in turn enter such items on his record, Form 1598, as received from his predecessor. Where the change in proprietorship is of a permanent nature, the outgoing distiller shall complete Form 1598 and submit a final report on such form to the district supervisor. Appropriate notations will be made on such final report showing the change in proprietorship and the date thereof. Where the distillery is operated under alternating proprietorships, each proprietor shall keep a separate Form 1598. When operations are conducted by the same proprietor in two or more periods during the same month, the operations by such proprietor will be entered on the same Form 1598, appropriate notations being made on the separating lines to show the names of the alternating proprietors and the dates the distillery was operated by them. The storekeeper-gauger will keep similar records on Form 1686. At the end of the month, the distiller will submit his report on Form 1598 to the storekeeper-gauger in charge in accordance with § 183.400.

(Interprets or applies 53 Stat. 321, 333; 26 U. S. C. 2841, 2877)

§ 183.389 *Succession by fiduciary.* Where a change in proprietorship is

brought about by operation of law, the administrator, executor, receiver, trustee, assignee, or other fiduciary may not continue the business until the required qualifying documents have been filed and approved. In the case of such change, the fiduciary shall make appropriate notation on Form 1598 of his succession, and the date thereof, and the storekeeper-gauger will make a similar notation on Form 1686.

STOREKEEPER-GAUGER'S RECORDS AND REPORTS

§ 183.394 *Form 1686.* The storekeeper-gauger shall keep a daily record of the distillery operations on Form 1686, "U. S. Storekeeper-Gauger's Record of Operations at Registered Distillery and Industrial Alcohol Plant." Entries shall be made as indicated by the headings of the various columns and lines on the form and in accordance with the instructions printed thereon or issued in respect thereto, and as required by the regulations in this part.

(Interprets or applies 53 Stat. 333; 26 U. S. C. 2877)

SYSTEM OF FILING

§ 183.396 *Monthly records.* The storekeeper-gauger's monthly records on Form 1686 will be filed in chronological order by months and in bound form as a permanent record in the storekeeper-gauger's office, and kept available for inspection by internal revenue officers.

DISTILLER'S RECORDS AND REPORTS

§ 183.399 *Record of distillery operations, Form 1598.* The distiller shall keep a daily record of the distillery operations on Form 1598, "Proprietor's Report of Operations at Registered Distillery." Entries shall be made as indicated by the headings of the various columns and lines on the form and the instructions printed thereon or issued in respect thereto, and as required by the regulations in this part. Entries shall be made on the form before the close of the business day next succeeding the day on which the transactions occur, except that summary entries will be made at the close of the month. Where the making of the entries is deferred to the next business day, as authorized herein, the appropriate memoranda shall be maintained for the purpose of making the entries correctly. Form 1598 must be verified under oath (or affirmation) by the distiller or his authorized agent at the distillery: *Provided*, That if the form officially prescribed for such report contains therein a provision for verification by a written declaration that such report is made under penalties of perjury, such report shall be verified by the execution of such declaration, and such declaration so executed shall be in lieu of the oath required herein for verification. Form 1598 will be disposed of in accordance with § 183.400.

(Interprets or applies 53 Stat. 321, 322, 328, 373, 63 Stat. 667; 26 U. S. C. 2841, 2844, 2850, 3171, 26 U. S. C. Sup., 3809)

§ 183.400 *Monthly report.* The distiller will deliver Form 1598, in triplicate, to the storekeeper-gauger on or before the 5th day of the month succeeding that for which the report is rendered. The

storekeeper-gauger will examine the report, execute the certificate of the Government officer on all three copies of the form, return one copy to the proprietor, and forward two copies to the district supervisor. The proprietor will file Forms 1598 at the distillery in chronological order by months and in bound form as a permanent record subject to inspection by Government officers. The district supervisor will, after audit of the report, and not later than the last day of the month succeeding that for which the report is rendered, forward one copy to the Commissioner, and retain the remaining copy.

(Interprets or applies 53 Stat. 322, 373; 26 U. S. C. 2844, 3170)

§ 183.401 *Execution of report.* The report must be signed in the same manner as the distiller's notice, Form 27-A, except that in the case of a corporation the affixing of the corporate seal will not be required. Where the reports are signed by an agent, proper power of attorney authorizing the agent to execute the reports for the distiller must be filed, in duplicate, with the district supervisor, who will forward one copy to the Commissioner.

(Interprets or applies 53 Stat. 322; 26 U. S. C. 2844)

VOLUNTARY DESTRUCTION OF SPIRITS

§ 183.452 *Destruction.* Spirits authorized to be destroyed will be gauged by the storekeeper-gauger and reported for that purpose on Form 1520, in triplicate. Following such gauge, the spirits may be destroyed under the immediate supervision of the storekeeper-gauger by running the same into a sewer or by other suitable means. The storekeeper-gauger will then certify to such destruction on the Form 1520, return one copy of the form to the distiller, retain one copy for his files, and forward one copy to the district supervisor. The destruction of spirits will be entered by the distiller on Form 1598 and by the storekeeper-gauger on Form 1686.

(Interprets or applies 53 Stat. 340, 373; 26 U. S. C. 2901, 3170)

(53 Stat. 375; 26 U. S. C. 3176)

2. The purposes of the proposed amendments are as follows:

(a) To discontinue the storekeeper-gauger's report, Form 1592, and to prescribe in lieu thereof a monthly record, Form 1686;

(b) To discontinue the district supervisor's monthly account, Form 1514 Supplemental; and

(c) To eliminate the jurat from Forms 27-A and 1598, and to prescribe in lieu of the jurat, a declaration to be made under the penalties of perjury, pursuant to section 3809, I. R. C.

3. This Treasury decision shall be effective on July 1, 1950.

[SEAL] GEORGE J. SCHOENEMAN,
Commissioner of Internal Revenue.

Approved: May 19, 1950.

THOMAS J. LYNCH,
Acting Secretary of the Treasury.

[F. R. Doc. 50-4452; Filed, May 24, 1950; 8:45 a. m.]

[T. D. 5790]

PART 184—PRODUCTION OF BRANDY

MISCELLANEOUS AMENDMENTS

1. Sections 184.59, 184.404 and 184.421 of Regulations 5 (26 CFR, Part 184), approved February 28, 1940, are hereby amended, and § 184.356 is hereby revoked:

QUALIFYING DOCUMENTS

§ 184.59 *Notice, Form 27½.* Every person engaged in the business of a fruit distiller or intending to engage therein, or who wishes to continue in such business on and after the 1st day of May of each year, must give notice of such intention on Form 27½, "Fruit Distiller's Notice." This notice must be filed in triplicate with the district supervisor before engaging in the business, and on May 1 of each year thereafter during continuance in such business. Except as provided in § 184.67 in the case of amended or supplemental notices, all of the information indicated by the lines of the form and the instructions printed thereon, and by the regulations in this part, shall be furnished. Notices on Form 27½ must be signed in accordance with the instructions printed on the form and sworn to before an officer authorized to administer oaths: *Provided*, That if the form officially prescribed for such notice contains therein a provision for verification by a written declaration that such notice is made under penalties of perjury, such notice shall be verified by the execution of such declaration, and such declaration shall be in lieu of the oath required herein for verification. Such notices must be numbered serially, commencing with number 1 and continuing in regular sequence for all notices thereafter filed, whether annual, amended, or supplemental.

(Interprets or applies 53 Stat. 309, 373; 26 U. S. C. 2812, 3170)

ALTERNATE OPERATION AS INDUSTRIAL ALCOHOL PLANT OR REGISTERED DISTILLERY

§ 184.404 *Records of successor.* The succeeding distiller will enter all materials, including those in process, received from his predecessor on Form 1442 if the distillery is to be operated as an industrial alcohol plant, or on Form 1598 if the distillery is to be operated as a registered distillery. The materials received will also be entered on Form 1686 by the storekeeper-gauger if the fruit distillery is to be operated as an industrial alcohol plant, or as a registered distillery. If materials are transferred when the plant is again operated as a fruit distillery, appropriate entry thereof will be made on the records of the transferor and transferee.

(Interprets or applies 53 Stat. 321, 358; 26 U. S. C. 2841, 3105)

DISTILLER'S RECORDS AND REPORTS

§ 184.421 *Execution of report.* The report must be signed in the same man-

ner as the distiller's notice, Form 27½, except that in the case of a corporation the affixing of the corporate seal will not be required. Each report must be verified under oath (or affirmation) by the distiller or his authorized agent at the distillery: *Provided*, That if the form officially prescribed for such report contains therein a provision for verification by a written declaration that such report is made under penalties of perjury, such report shall be verified by the execution of such declaration, and such declaration shall be in lieu of the oath required herein for verification. Where the reports are signed by an agent, proper power of attorney, authorizing the agent to execute the reports for the distiller, must be filed in duplicate with the district supervisor, who will forward one copy to the Commissioner.

(53 Stat. 375, 467; 26 U. S. C. 3176, 3791)

2. The purposes of the proposed amendments are as follows:

(a) To discontinue the district supervisor's monthly account, Form 412;

(b) To eliminate the jurat from Forms 15 and 27½, and to prescribe, in lieu of the jurat, a declaration to be made under the penalties of perjury, pursuant to section 3809, I. R. C.; and,

(c) To change the reference to storekeeper-gaugers' reports from Forms 1452-B and 1592, which are being discontinued, to Form 1686 prescribed in lieu of such forms.

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
LITTLE ROCK (Little Rock Chart).	Beginning at lat. 35°00'00" N, long. 92°23'00" W; due E to long. 92°13'00" W; due S to lat. 34°55'30" N; due E to long. 92°14'00" W; due S to lat. 34°50'00" N; due W to long. 92°19'00" W; due N to lat. 34°54'00" N; due W to long. 92°23'30" W; northerly to lat. 35°00'00" N, long. 92°23'00" W, point of beginning.	Surface to 9,000 feet.	Continuous, from July 16, 1950, to July 30, 1950, inclusive.	Arkansas National Guard Units.

2. A Little Creek, Delaware, temporary area is added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
LITTLE CREEK (Washington Chart).	Beginning at lat. 39°21'00" N, long. 75°25'30" W; SE to lat. 39°15'00" N, long. 75°21'00" W; SW to lat. 39°10'00" N, long. 75°25'00" W; SW to lat. 39°09'30" N, long. 75°26'00" W; NW to lat. 39°17'00" N, long. 75°32'00" W; NE to lat. 39°21'00" N, long. 75°25'30" W, point of beginning.	Surface to 2,000 feet	Daylight hours only, 7 days a week, between Aug. 12, 1950 and Aug. 28, 1950	Dover Air Force Base, Dover, Del.

3. The Banana River, Florida, listing, published on April 21, 1949, in 14 F. R. 1913, and on July 16, 1949, in 14 F. R. 4287, and amended on May 2, 1950, in 15 F. R. 2463, is further amended by changing the "Using Agency" column to read: "Departments of Air Force, Army and Navy; also Joint Long Range Proving Ground, Cocoa, Florida".

3. This Treasury decision shall be effective on July 1, 1950.

[SEAL] GEORGE J. SCHOENEMAN,
Commissioner of Internal Revenue.

Approved: May 19, 1950.

THOMAS J. LYNCH,
Acting Secretary of the Treasury.

[F. R. Doc. 50-4453; Filed, May 24, 1950;
8:46 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

Subchapter A—Civil Air Regulations

[Supp. 7, Amdt. 39]

PART 60—AIR TRAFFIC RULES

DANGER AREA ALTERATIONS

The danger area alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required. Title 14, § 60.13-1 is amended as follows:

1. A Little Rock, Arkansas, temporary area is added to read:

4. The Camp Atterbury, Indiana, listing, published on April 21, 1949, in 14 F. R. 1913, and on July 16, 1949, in 14 F. R. 4287, is amended by changing the "Time of Designation" column to read: "Daylight hours only, except continuous from June 18 through August 27, annually".

5. Camp Polk, Louisiana, temporary areas are added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
CAMP POLK (Beaumont Chart).	(1) N boundary: lat. 31°05'00" N; E boundary: long. 93°07'00" W; S boundary: lat. 31°01'00" N; W boundary: long. 93°12'30" W.	Surface to 20,000 feet.	Continuous, from July 6, 1950, to Aug. 20, 1950, inclusive.	Louisiana National Guard Units.
	(2) Beginning at lat. 31°10'00" N, long. 93°01'00" W; due E to long. 92°58'00" W; SE to lat. 31°03'30" N, long. 92°51'30" W; SW to lat. 31°01'00" N, long. 92°54'00" W; due W to long. 92°57'00" W; NW to lat. 31°07'00" N, long. 93°04'00" W; NE to lat. 31°10'00" N, long. 93°01'00" W, point of beginning.	Surface to 20,000 feet.	Continuous, from Aug. 6, 1950, to Aug. 20, 1950, inclusive.	Do.

6. A Camp Grayling, Michigan, temporary area is added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
CAMP GRAYLING (Green Bay Chart).	N boundary: lat. 44°54'00" N; E boundary: long. 84°31'00" W; S boundary: lat. 44°41'00" N; W boundary: long. 84°40'00" W.	Surface to 20,000 feet.	Continuous from Aug. 13, 1950, through Aug. 23, 1950.	Headquarters, 8th Army, Chicago, Ill. (Michigan National Guard Units).

7. A Camp Ripley, Minnesota, seasonal area is added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
CAMP RIPLEY (Duluth Chart).	Beginning at lat. 46°10'30" N, long. 94°20'00" W; due S to lat. 46°03'00" N; due W to long. 94°26'00" W; due N to lat. 46°09'55" N; due E to long. 94°21'00" W; due N to lat. 46°10'30" N; due E to lat. 46°10'30" N, long. 94°20'00" W, point of beginning.	Surface to 20,000 feet.	Continuous, from Aug. 5, to Sept. 5, annually.	Minnesota National Guard Units.

8. The Fort Leonard Wood, Missouri, listing, published on April 21, 1949, in 14 F. R. 1913 and on July 16, 1949, in 14 F. R. 4287, is amended by changing the "Designated Altitudes" column to read: "Surface to 10,000 feet, except during the period between July 30, 1950, and August 27, 1950, inclusive, when surface to

20,000 feet shall be used". This same listing is also amended by changing the "Time of Designation" column to read: "Daylight hours only, except continuous between July 30, 1950, and August 27, 1950, inclusive".

9. A McHenry, North Dakota, temporary area is added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
McHENRY (Fargo Chart).	N boundary: lat. 47°41'00" N; E boundary: long. 98°38'00" W; S boundary: lat. 47°37'00" N; W boundary: long. 98°43'00" W.	Surface to 20,000 feet.	Continuous, from June 3, 1950, through June 17, 1950.	Headquarters, 8th Army, Chicago, Ill. (National Guard Units stationed at Camp Grafton, N. Dak.).

10. A Fort Sill, Oklahoma, temporary area is added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
FORT SILL (Oklahoma City Chart).	N boundary: lat. 34°47'00" N; E boundary: long. 98°21'00" W; S boundary: lat. 34°38'00" N; W boundary: long. 98°24'00" W.	Surface to unlimited.	Continuous, from May 29, 1950, through May 31, 1950.	The Artillery School, Fort Sill, Okla.

(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 upon publication in the FEDERAL REGISTER.

[SEAL] DONALD W. NYROP,
Acting Administrator of
Civil Aeronautics.

[F. R. Doc. 50-4450; Filed, May 24, 1950; 8:45 a. m.]

regulations provided that under certain specified conditions the written approval of the employment of a student-learner under a cooperative work-study program, trade school, or other type of cooperative vocational training program by a State Commissioner of Education or a local Board of Education shall constitute a temporary certificate authorizing the employment of the student-learner under such program at wage rates less than 75 cents an hour during the period beginning January 25, 1950, and ending May 25, 1950. It now appears that the continuation of such temporary authorization until July 25, 1950, is necessary in order to prevent the curtailment of opportunities for employment.

Accordingly, pursuant to the authority vested in me by section 14 of the Fair Labor Standards Act of 1938, as amended (sec. 14, 52 Stat. 1068; 29 U. S. C. 214), § 520.3 (c) is hereby amended by changing the date "May 25, 1950" therein to read "July 25, 1950."

It is the judgment of the Administrator that the proper administration of the Fair Labor Standards Act requires that this amendment extending the temporary authorization contained in § 520.3 (c) become effective simultaneously with the original expiration date thereof. Therefore compliance with the requirements of paragraphs (a), (b), and (c) of section 4 of the Administrative Procedure Act is impracticable. Accordingly, this amendment shall become effective on May 25, 1950.

(Sec. 14, 52 Stat. 1068; 29 U. S. C. 214)

Signed at Washington, D. C., this 22d day of May 1950.

WM. R. MCCOMB,
Administrator.

[F. R. Doc. 50-4463; Filed, May 24, 1950; 8:47 a. m.]

PART 521—EMPLOYMENT OF APPRENTICES
TRAINING OF VETERANS

The Administrator, in an order published in the FEDERAL REGISTER on January 25, 1950 (15 F. R. 397), amended the regulations contained in this part to authorize for the period beginning January 25, 1950, and ending May 25, 1950, the apprentice-training of veterans at wages below the minimum provided in section 6 of the Fair Labor Standards Act of 1938, as amended, under apprenticeship agreements approved by certain state agencies designated in the Servicemen's Readjustment Act of 1944 as amended (58 Stat. 284; 38 U. S. C. 693) provided that a copy of the approved training program and agreement is filed with the Wage and Hour Division at the earliest possible date within such period. It now appears that the continuation of such temporary authorization until July 25, 1950, is necessary in order to prevent the curtailment of opportunities for employment.

Accordingly, pursuant to the authority vested in me by section 14 of the Fair Labor Standards Act of 1938, as amended (sec. 14, 52 Stat. 1068; 29 U. S. C. 214), § 521.10 is hereby amended by changing

TITLE 29—LABOR

Chapter V—Wage and Hour Division,
Department of Labor

PART 520—STUDENT-LEARNERS

CONDITIONS UNDER WHICH CERTIFICATES
WILL BE ISSUED

On January 25, 1950, the regulations contained in this part were revised (15 F. R. 396). Section 520.3 (c) of such

the date "May 25, 1950" therein to read, "July 25, 1950."

It is the judgment of the Administrator that the proper administration of the Fair Labor Standards Act requires that this amendment extending the temporary authorization contained in § 521.10 become effective simultaneously with the original expiration date thereof. Therefore, compliance with the requirements of paragraphs (a), (b) and (c) of section 4 of the Administrative Procedure Act is impracticable. Accordingly, this amendment shall become effective on May 25, 1950.

(Sec. 14, 52 Stat. 1068; 29 U. S. C. 214)

Signed at Washington, D. C., this 22d day of May 1950.

WM. R. McCOMB,
Administrator.

[F. R. Doc. 50-4464; Filed, May 24, 1950;
8:48 a. m.]

TITLE 36—PARKS, FORESTS, AND MEMORIALS

Chapter III—Corps of Engineers, Department of the Army

PART 311—RULES AND REGULATIONS GOV- ERNING PUBLIC USE OF CERTAIN RESER- VOIR AREAS

NARROWS RESERVOIR AREA, LITTLE MISSOURI RIVER, ARKANSAS

The Secretary of the Army having determined that use of the Narrows Reservoir Area, Little Missouri River, Arkansas, by the General Public for boating, swimming, bathing, fishing, and other recreational purposes will not be contrary to the public interest and will not be inconsistent with the operation and maintenance of the reservoir for its pri-

mary purposes, hereby prescribes the following rules and regulations pursuant to the provisions of section 4 of an act of Congress approved December 22, 1944 (58 Stat. 889; 16 U. S. C. 460d) as amended by the Flood Control Act of 1948 (60 Stat. 641), for the public use of Narrows Reservoir Area, Arkansas, by adding a new paragraph (cc) to § 311.1 as follows:

§ 311.1 Areas covered.

(cc) Narrows Reservoir Area, Little Missouri River, Arkansas.

[Regs. Feb. 10, 1950, ENGWO] (Sec. 4, 58 Stat. 889, as amended; 16 U. S. C. 460 d)

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

[F. R. Doc. 50-4447; Filed, May 24, 1950;
8:45 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

NEVADA STATE CATTLE ASSN.

INSPECTION OF BRANDS ON LIVESTOCK

The Nevada State Cattle Association, on May 15, 1936, was authorized, pursuant to the provisions of an act entitled "An Act making appropriations for the Department of Agriculture and for the Farm Credit Administration for the fiscal year ending June 30, 1936, and for other purposes," to charge and collect at posted stockyards at Chicago, Illinois; Denver, Colorado; Ogden and North Salt Lake, Utah; Omaha and Grand Island, Nebraska; Los Angeles, San Francisco and Stockton, California; North Portland, Oregon, and South St. Joseph, Missouri, from owners of livestock originating in or shipped to market from the State of Nevada a reasonable fee for the inspection of brands appearing upon livestock for the purpose of determining the ownership of such livestock.

The said Nevada State Cattle Association, pursuant to section 317 of the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 217) has now made a written application to the Secretary of Agriculture asking to have its authorization, referred to above, amended so as to authorize it to charge and collect at any posted stockyard at which it may register and qualify a reasonable and non-discriminatory fee for the inspection of brands, marks and other identifying characteristics of livestock originating in or shipped to market from the State of Nevada for the purpose of determining the ownership of such livestock, and the Secretary proposes to issue such an authorization to the Nevada State Cattle Association in accordance with the provisions of the act last referred to.

Therefore, notice is hereby given that any interested person who desires to do so may submit, within 15 days after the publication of this notice, any data, views or argument in writing on the proposed rule to the Director, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

Done at Washington, D. C., this 22d day of May 1950.

[SEAL] H. E. REED,
Director, Livestock Branch, Pro-
duction and Marketing Ad-
ministration.

[F. R. Doc. 50-4461; Filed, May 24, 1950;
8:47 a. m.]

BRUSH LIVESTOCK COMMISSION CO., INC., ET AL.

POSTING OF STOCKYARDS

The Secretary of Agriculture has information that the stockyards listed 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 that act:

COLORADO

Brush Livestock Commission Co., Inc.,
Brush.
Burlington Livestock Sales Co., Burlington.
Julesburg Livestock Commission Co.,
Julesburg.
Stratton Sale Barn, Stratton.

TEXAS

Gainesville Livestock Auction Sale, Gainesville.
Muenster Livestock Auction Commission Co., Muenster.
Jones and Gorman Livestock Commission Co., Winnsboro.
Carthage Auction Sales, Carthage.
Marshall-Longview Livestock Exchange, Marshall.

Patton Auction Barn, Nacogdoches.
Athens Commission Co., Athens.
Smith County Livestock Auction, Tyler.

WYOMING

Worland Sales Ring, Worland.
Sheridan Stockyards, Inc., Sheridan.
Casper Sales Pavilion, Casper.
Powell Auction Market, Powell.
Farmers Livestock Commission Co., River-
ton.
Greybull Sale Yard, Inc., Greybull.

Therefore, notice is hereby given that the Secretary of Agriculture proposes to issue a rule designating the stockyards named above as posted stockyards subject to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 181 et seq.), as is provided in section 302 of that act. Any interested person who desires to do so may submit within 15 days of the publication of this notice any data, views or argument, in writing, on the proposed rule to the Director, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

Done at Washington, D. C., this 22d day of May 1950.

[SEAL] H. E. REED,
Director, Livestock Branch,
Production and Marketing
Administration.

[F. R. Doc. 50-4462; Filed, May 24, 1950;
8:47 a. m.]

[7 CFR, Part 51]

BLUEBERRIES

UNITED STATES STANDARDS FOR PROCESSING

Notice is hereby given that the United States Department of Agriculture is considering the issuance of United States Standards for Blueberries for Processing under the authority contained in the Department of Agriculture Appropria-

tion Act, 1950 (Pub. Law 146, 81st Cong., approved June 29, 1949).

All persons who desire to submit written data, views or arguments for consideration in connection with the proposed standards should file the same with M. W. Baker, Assistant Director, Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, South Building, Washington 25, D. C., not later than 5:30 p. m., e. s. t. on the 30th day after the publication of this notice in the FEDERAL REGISTER.

The proposed standards are as follows:

§ 51.449 *Standards for blueberries for processing*—(a) *General*. (1) These standards apply to species of the genus *Vaccinium* which contain numerous small seeds that are barely noticeable and not to the true huckleberries of the genus *Gaylussacia* which contain 10 large seeds with bony coverings.

(b) *Grades*—(1) *U. S. No. 1*. U. S. No. 1 shall consist of blueberries which internally are free from worms, and are free from other kinds of berries, clusters, large stems, leaves and other foreign material, distinctly immature berries, and free from damage caused by visible mold and decay, shriveling, dirt, overmaturity, or other means.

(i) In order to allow for variations incident to proper handling, the following tolerances shall be permitted for grade defects in a half-pint cup sample: Not more than a total of 5 leaves and other foreign material, not more than a total of 20 distinctly immature berries, clusters and large stems, and not more than 3 berries other than blueberries. No tolerance shall be allowed for large pieces of foreign material.

(2) *U. S. No. 2*. U. S. No. 2 shall consist of blueberries which meet all the requirements of U. S. No. 1 grade except that the blueberries shall be free from serious damage caused by shriveling, overmaturity, and except for the increased tolerances specified below.

(i) In order to allow for variations incident to proper handling, the following tolerances shall be permitted for grade defects in a half-pint cup sample: Not more than a total of 15 leaves and other foreign material, not more than a total of 40 distinctly immature berries, clusters and large stems, and not more than 5 berries other than blueberries. No tolerance shall be allowed for large pieces of foreign material.

(3) *U. S. No. 3*. U. S. No. 3 shall consist of blueberries which meet all the requirements of U. S. No. 1 grade except that the blueberries shall be free from serious damage caused by overmaturity and from very serious damage caused by shriveling and except for the increased tolerances specified in this subparagraph.

(i) In order to allow for variations incident to proper handling, the following tolerances shall be permitted for grade defects in a half-pint cup sample: Not more than a total of 20 leaves and other foreign material, not more than

a total of 70 distinctly immature berries, clusters and large stems, and not more than 12 berries other than blueberries. No tolerance shall be allowed for large pieces of foreign material.

(c) *Unclassified*. Unclassified shall consist of blueberries which have not been classified in accordance with the foregoing grades. The term "unclassified" is not a grade within the meaning of these standards but is provided as a designation to show that no definite grade has been applied to the lot.

(d) *Definitions*. (1) "Other kinds of berries" means bunchberries, cranberries, or any other berries not of the genus *Vaccinium*.

(2) "Clusters" means two or more cap-stems, with or without berries, attached to a main stem. Cap-stems are those small stems by means of which the individual berry is attached to the main stem.

(3) "Large stems" means stems other than cap-stems which are over 1/4 inch in length.

(4) "Other foreign material" means sticks, stones, moss or other extraneous material except dirt and leaves.

(5) "Distinctly immature berries" means that the berries are green, or whitish due to immaturity.

(6) "Damage" means any injury or defect which materially affects the appearance, or the processing quality of the blueberries. The following shall be considered as damage:

(i) *Shriveling*, when more than one-fourth of the blueberries in any lot, by volume, are badly wilted, withered or shriveled.

(ii) *Dirt*, when it cannot be removed from the blueberries in the ordinary washing process.

(iii) *Overmaturity*, when the appearance and processing quality of the lot of blueberries is materially affected by berries which have a dull appearance and are sticky from leaking berries.

(7) "Serious damage" means any injury or defect which seriously affects the appearance, or the processing quality of the blueberries. The following shall be considered as serious damage:

(i) *Shriveling*, when more than one-third of the blueberries in any lot, by volume, are badly wilted, withered or shriveled.

(ii) *Overmaturity*, when the appearance and processing quality of the lot of blueberries is seriously affected by blueberries which have a dull appearance and are sticky from leaking berries.

(8) "Very serious damage caused by shriveling" means that more than one-half of the blueberries in any lot, by volume, are badly wilted, withered or shriveled.

Done at Washington, D. C., the 18th day of May 1950.

[SEAL] JOHN I. THOMPSON,
Assistant Administrator,
Production and Marketing Administration.

[F. R. Doc. 50-4437; Filed, May 24, 1950; 8:48 a. m.]

[7 CFR, Part 920]

[Docket No. AO 221-RO 1]

HANDLING OF IRISH POTATOES GROWN IN MASSACHUSETTS, RHODE ISLAND, CONNECTICUT, NEW HAMPSHIRE, AND VERMONT

NOTICE OF REOPENING OF HEARING WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND ORDER

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR Part 900), notice is hereby given of the reopening of the hearing held in West Springfield, Massachusetts, April 17-20, 1950, on a proposed marketing agreement and order regulating the handling of Irish potatoes grown in the States of Massachusetts, Rhode Island, Connecticut, New Hampshire, and Vermont.

The reopened hearing is for the purpose of receiving additional evidence with respect to economic and marketing conditions relating to the provisions of the proposed marketing agreement and order, or modifications or changes of such provisions, as published in the FEDERAL REGISTER of March 30, 1950 (15 F. R. 1809). The reopened hearing will convene in the Hampton County Improvement League, Fairgrounds, West Springfield, Massachusetts, beginning at 9:00 a. m., e. s. t., June 20, 1950.

Copies of this notice of reopened hearing, and the notice of hearing published in the FEDERAL REGISTER of March 30, 1950, which included the provisions of the proposed marketing agreement and order, may be procured from:

State Committee, Production and Marketing Administration, United States Department of Agriculture, 500 Capitol Avenue, Hartford, Conn.

State Committee, Production and Marketing Administration, United States Department of Agriculture, University of Massachusetts, Amherst, Mass.

State Committee, Production and Marketing Administration, United States Department of Agriculture, 29 Main Street, Durham, N. H.

State Committee, Production and Marketing Administration, United States Department of Agriculture, 71 Jackson Street, Providence 3, R. I.

State Committee, Production and Marketing Administration, United States Department of Agriculture, 102 Adams Street, Burlington 14, Vt.

and from the Hearing Clerk, United States Department of Agriculture, Room 1353, South Building, Washington 25, D. C., or may be there inspected.

Issued at Washington, D. C., this 18th day of May 1950.

[SEAL] JOHN I. THOMPSON,
Assistant Administrator.

[F. R. Doc. 50-4438; Filed, May 24, 1950; 8:48 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

IDAHO

SMALL TRACT CLASSIFICATION ORDER NO. 7

MAY 18, 1950.

1. Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by subparagraph (3) of paragraph (a) of Order No. 319 of July 19, 1948 (13 F. R. 4278), I hereby classify under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U. S. C. 682a), as amended, for lease and sale the public lands described as follows:

BOISE MERIDIAN

T. 1 N., R. 43 E.,
 Sec. 1, W $\frac{1}{2}$ W $\frac{1}{2}$ lot 1, lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$,
 W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$
 NE $\frac{1}{4}$.
 T. 1 N., R. 44 E.,
 Sec. 17, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$.

The above lands adjacent to United States Federal Aid Highway Nos. 24 and 29 are classified for business site purposes, and the remainder of the lands are classified for all purposes provided in the Small Tract Act other than business.

The lands will be leased and sold in tracts of $\frac{1}{4}$ acres, each being 165 by 330 feet, the longer dimensions extending north and south. The tracts applied for must conform in description to the rectangular system of surveys as one compact unit, i. e., the E $\frac{1}{2}$ or the W $\frac{1}{2}$ of a quarter-quarter-quarter-quarter section.

The lands are located in the vicinity of the communities of Swan Valley and Irwin, Idaho, and are accessible to Federal Aid Highways Nos. 24 and 29. The soil is extremely gravelly and rocky and is not suited for agricultural use.

2. As to applications regularly filed prior to the date hereof, and are for the type of site for which the land is classified, this order shall become effective immediately.

3. As to the land not covered by applications referred to in paragraph 2, this order shall not otherwise become effective to change the status of the lands until 10:00 a. m., on the 35th day after the date of this order. At that time the land shall, subject to valid existing rights, become subject to application as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the lands affected by this order shall be subject to application by qualified veterans of World War II. All applications filed under this paragraph either at or before 10:00 a. m., on the 35th day after the date of this order shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m., on the 35th day, shall be considered in the order of filing.

(b) Commencing at 10:00 a. m., on the 126th day after the date of this order, any lands remaining shall become sub-

ject to application under the Small Tract Act by the public generally. All such applications filed either at or before 10:00 a. m., on the 126th day, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostat, or other copy (both sides) of his certificate of honorable discharge, or of an official document of his branch of service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations or constitutes evidence of any facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

4. Leases will be issued for a period of five years, at an annual rental of \$5.00, payable for the entire lease period, in advance of the issuance of the lease. Leases will contain an option to purchase clause at the appraised value stated therein, application for which may be filed at or after the expiration of one year from the date the lease is issued.

5. The tracts leased will be subject to rights-of-way not exceeding 33 feet in width along or near the edges thereof for road purposes and public utilities. Such rights-of-way may be utilized by the Federal Government, or the State, County or municipality in which the tract is situated, or by any agency thereof. The rights-of-way may, in the discretion of the authorized officer of the Bureau of Land Management, be definitely located prior to the issuance of the patent. If not so located, they may be subject to location after patent is issued.

6. All inquiries relating to these lands should be addressed to the Manager, Land and Survey Office, Federal Building, Boise, Idaho.

JAMES F. DOYLE,

Acting Regional Administrator,
 Region I.

[F. R. Doc. 50-4444; Filed, May 24, 1950;
 8:49 a. m.]

ALASKA

SHORE SPACE RESTORATION NO. 441

MAY 15, 1950.

By virtue of the authority contained in the act of June 5, 1920 (41 Stat. 1059, 48 U. S. C. 372), and in accordance with 43 CFR, 4.275 (56) (Departmental Order No. 2325 of May 24, 1947, 12 F. R. 3566), and Order No. 319 of July 19, 1948 (43 CFR 50.451, 13 F. R. 4278), it is ordered as follows:

Subject to valid existing rights and the provisions of existing withdrawals, the

80-rod shore space reserve created under the act of May 14, 1898 (30 Stat. 409), as amended by the act of March 3, 1903 (32 Stat. 1028, 48 U. S. C. 371), is hereby revoked as to the following described lands:

T. 5 S., R. 4 E., Fairbanks Meridian,
 Sec. 15: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$,
 Sec. 22: N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ (Homestead Entry of William C. Joines, Fairbanks 07216).
 T. 56 S., R. 68 E., Copper River Meridian,
 Sec. 1: W $\frac{1}{2}$ of Lot 7,
 Sec. 2: Lot 7 (S. H. A. of Sebastian—Stuart Fish Co. Anchorage 012874) containing approximately 18 acres.

A tract of land located on Jamestown Bay, identified as U. S. Survey No. 2997, containing approximately 5 acres (Homestead of William Clinton Holmes, Anchorage 013012).

A tract of land located on Zimovia Straits, identified as Lot 15, Group 2, U. S. Survey No. 2589, containing approximately 3.24 acres (Homestead application, Anchorage 014661 of Robert W. Mervyn, Jr.).

A tract of land located on Tenakee Inlet, identified as Lot 4, U. S. Survey No. 2451, containing approximately 4.24 acres (Homestead application, Anchorage 011053 of Charles Lewis).

A tract of land located on Tongass Narrows, identified as Lot 19, U. S. Survey No. 2604, containing approximately 2.70 acres (Homestead application, Anchorage 014894 of Cle L. Montgomery and Mrs. Eunice M. Montgomery).

A tract of land located on Zimovia Straits containing approximately 5 acres more particularly described as follows: Beginning at a point on the upper side of Shoemaker Bay Highway where the Southern boundary line of the Oscar Carlson property (Survey No. 1518, Anchorage 06022), crosses said highway, and following said highway in a southerly direction 226 feet more or less to the northwest corner of the old Redmen's Cemetery; thence east approximately 925 feet along the property line of said cemetery to a blazed tree; thence north 226 feet marked by a blazed tree; thence along said Oscar Carlson's property in a westerly direction to point of beginning (Homestead application for Free Survey, Anchorage 013670 of Frank T. Miller).

A tract of land located on Tongass Narrows, identified as Lot "G", U. S. Survey No. 2343, containing approximately 4.72 acres (Homestead application, Anchorage 015025 of Carl I. Jacobsen).

A tract of land located on Zimovia Straits, identified as Lot "E", U. S. Survey No. 2321, containing approximately 3.32 acres (Homestead application, Anchorage 012905 of Charles A. Randrup).

A tract of land located on Auke Bay, identified as Lot 4, U. S. Survey No. 2670, containing approximately 0.77 acre (Homestead application, Anchorage 014649 of Rosanna Schneider).

A tract of land located on Jamestown Bay, identified as U. S. Survey No. 2996, containing approximately 0.75 acre (Homestead application for Free Survey, Anchorage 012348 of Charles A. Whittemore).

A tract of land located on Zimovia Straits, identified as Lot "X", U. S. Survey 2321, containing approximately 4.73 acres (Homestead application, Anchorage 014430 of Richard Stanley Moore).

A tract of land located on Tongass Narrows, identified as Lot 24, U. S. Survey 2603, containing approximately 3.20 acres (Homestead application, Anchorage 015134 of Milton J. Mattison).

A tract of land located on Clover Pass, identified as Lot "S", U. S. Survey No. 2554, containing approximately 1.90 acres (Homestead application, Anchorage 011376, of Karl Sullivan).

A tract of land located on Auke Bay, identified as Lot "B", U. S. Survey No. 2492, containing approximately 0.99 acre (Homesite application, Anchorage 014295 of William L. Fitzpatrick).

A tract of land located on Hood Bay, identified as Lot 28, U. S. Survey No. 2413, containing 3.90 acres (Homesite application, Anchorage 014942 of Mary Lee Stout).

A tract of land located on Jamestown Bay, identified as U. S. Survey No. 2998, containing approximately 6.4 acres (Homesite, Free Survey application Anchorage 012852 of John Townsend).

A tract of land located on Hood Bay, identified as Lot 23, U. S. Survey No. 2412, containing 5 acres (Homesite application, Anchorage 014905, Linus Carlson).

A tract of land located on Wrangell Narrows, identified as U. S. Survey No. 2478, containing approximately 4.54 acres (Homestead Settlement Claim, Anchorage 08787 of Alice Nakamoto).

A tract of land located on Tongass Narrows, identified as Lot 16, U. S. Survey No. 2603, containing approximately 3.20 acres, (Homesite application, Anchorage 014920 of Samuel R. Wiks).

A tract of land located on Naknek River containing approximately 5 acres, more particularly described as follows: Commencing at Meander Corner No. 2 of U. S. Survey No. 2329; thence following the North shore of the Naknek River upstream for an approximate distance of 570 feet to Corner No. 1 of U. S. Survey No. 2490; thence North 29° 27 minutes West, 264 feet to Corner No. 4 of U. S. Survey No. 2490; thence in a northwesterly direction for an approximate distance of 610 feet to Corner No. 3 of U. S. Survey No. 2329; thence in a southeasterly direction for an approximate distance of 650 feet to Corner No. 2 of U. S. Survey No. 2329 and the place of beginning. (Headquarters Site application Anchorage 014766 of Albert R. Davey).

A tract of land located on Clover Pass, identified as Lot "G", U. S. Survey No. 2554, containing approximately 4.41 acres (Homesite application, Anchorage 013117 of Fay L. Bullock).

The above described lands aggregate approximately 251.01 acres.

LOWELL M. PUCKETT,
Regional Administrator.

[F. R. Doc. 50-4448; Filed, May 24, 1950;
8:45 a. m.]

Geological Survey

PEND OREILLE LAKE, PEND OREILLE AND
CLARK FORK RIVERS, IDAHO AND
WASHINGTON

POWER SITE CLASSIFICATION NO. 408

MAY 19, 1950.

Pursuant to authority vested in me by the act of March 3, 1879 (20 Stat. 394; 43 U. S. C. 31), and by Department Order No. 2333 of June 10, 1947 (43 CFR 4.623; 12 F. R. 4025), the following described land is hereby classified as power sites insofar as title thereto remains in the United States and subject to valid existing rights; and this classification shall have full force and effect under the provisions of section 24 of the act of June 10, 1920, as amended by section 211 of the act of August 26, 1935 (16 U. S. C. 818):

BOISE MERIDIAN, IDAHO

T. 55 N., R. 2 E.,
Sec. 6, lots 1, 2, and 3;
Sec. 8, NW¼NE¼, SE¼NE¼, and N¼NW¼;

Sec. 13, NE¼NE¼;
Sec. 14, SW¼SW¼.
T. 56 N., R. 2 E.,
Sec. 29, lots 5 to 12, inclusive, NE¼NE¼.
T. 53 N., R. 1 W.,
Sec. 8, lot 4.
T. 55 N., R. 1 W.,
Sec. 5, lot 4.
T. 56 N., R. 1 W.,
Sec. 32, SE¼SE¼SE¼;
Sec. 33, lot 5.
T. 54 N., R. 2 W.,
Sec. 14, lot 4.
T. 55 N., R. 2 W.,
Sec. 24, lot 5;
Sec. 25, lot 2.

WILLAMETTE MERIDIAN, WASHINGTON

T. 35 N., R. 43 E.,
Sec. 12, lot 1.
T. 36 N., R. 43 E.,
Sec. 15, lots 5, and 8.
T. 37 N., R. 43 E.,
Sec. 33, lots 4, 5, and 8.
T. 38 N., R. 43 E.,
Sec. 29, lots 4, 5, and 8;
Sec. 32, lots 1, 2, and 3.
T. 39 N., R. 43 E.,
Sec. 16, NE¼NE¼, W¼SE¼, and SE¼SE¼;
Sec. 21, lot 9.
T. 40 N., R. 43 E.,
Sec. 35, NW¼SW¼.
T. 32 N., R. 44 E.,
Sec. 11, SW¼SW¼;
Sec. 15, E¼NE¼.
T. 34 N., R. 44 E.,
Sec. 5, lots 1, 7, and 8;
Sec. 7, W¼SE¼;
Sec. 17, SW¼NW¼, and NW¼SW¼.
T. 35 N., R. 44 E.,
Sec. 7, lot 4;
Sec. 19, lots 1, 2, 6, and 7;
Sec. 20, lot 3.

The area described aggregates 1,798.29 acres, 681.83 acres in Idaho and 1,116.46 acres in Washington.

THOMAS B. NOLAN,
Acting Director.

[F. R. Doc. 50-4417; Filed, May 24, 1950;
8:45 a. m.]

Office of the Secretary

[Order 2563]

REORGANIZATION PLAN NO. 3 OF 1950

ASSIGNMENT OF FUNCTIONS AND EFFECTIVE
DATE

May 2, 1950.

SECTION 1. *Assignment of functions.* Until further notice, each function transferred to the Secretary of the Interior by section 1 of Reorganization Plan No. 3 of 1950 is assigned to the officer, employee, or agency from whom or from which the function was transferred. The officer, employee, or agency to whom or to which a function is assigned by this order shall have the same authority to perform the function as such officer, employee, or agency had before the effective date of Reorganization Plan No. 3 of 1950.

SEC. 2. *Effective date.* This order shall take effect immediately after Reorganization Plan No. 3 of 1950 becomes effective.

OSCAR L. CHAPMAN,
Secretary of the Interior.

[F. R. Doc. 50-4383; Filed, May 24, 1950;
8:45 a. m.]

DEPARTMENT OF COMMERCE

Office of International Trade

[Case No. 56]

EDWARDS INTERNATIONAL CORP.

ORDER MODIFYING SUSPENSION OF LICENSE
PRIVILEGES

In the matter of Edwards International Corporation, Milton Edwards, 30 Church Street, New York, New York.

Under date of August 16, 1949, an order was issued suspending the privilege of the above-named respondents of obtaining or using or participating directly or indirectly in the obtaining or using of validated export licenses for making shipments to destinations in Country Group "R" for a period of two years but providing that respondents might, after the expiration of one year, apply for reinstatement of such validated export license privileges.

It appears, however, that effective March 20, 1950, the Office of International Trade amended its regulations so as to include in Country Group "R" a substantial number of countries not included at the time the above-mentioned suspension order was issued and that, in consequence, such suspension order has been given considerably greater scope and respondents' export shipments have been restricted to a correspondingly greater extent. Respondents have therefore, notwithstanding the fact that the one year period specified in such suspension order has not expired, made application to have such order modified either by limiting its application to shipments made to countries which were in Country Group "R" at the time the order was issued or by reducing the period of suspension.

It appears on reconsideration of the facts involved in the proceeding which led to the original suspension order that, while respondents made application to the Office of International Trade for a license to export a quantity of tires and tubes to Italy with knowledge and intention that such commodities were intended for transshipment to Rumania or Turkey, the license was in fact not granted nor shipment made, the commodities involved were to a large extent non-strategic in character, and the employee who handled the transaction for respondents is no longer associated with them. It further appears that it would be impracticable to limit the suspension order to shipments to countries which were included in Group "R" at the time the suspension order was issued and that, under all the circumstances, a reduction in the duration of the suspension is warranted.

Now, therefore, it is ordered, That the suspension of export license privileges imposed upon respondents by the terms of the order of August 16, 1949, be reduced from two years to one year from the date of such order and that such suspension terminate on August 16, 1950.

Dated: May 18, 1950.

JAMES C. FOSTER,
Director,
Commodities Division.

[F. R. Doc. 50-4445; Filed, May 24, 1950;
8:49 a. m.]

[Case No. 85]

PAUL WORMSER AND CO.

ORDER SUSPENDING LICENSE PRIVILEGES

In the matter of Paul Wormser, Paul Wormser and Company, Nuschelerstrasse 10, Zurich, Switzerland, respondents.

This proceeding was begun by the issuance of a charging letter dated January 25, 1950, wherein the Office of International Trade charged respondents with having violated the provisions of the Export Control Act of 1949 (63 Stat. 7) and the regulations promulgated thereunder. It was charged, more particularly, that respondents, being importers in Switzerland and having placed an order with an American exporter for a quantity of dioctyl phthalate, represented to such exporter and to the American Legation in Bern, Switzerland, and through them to the Office of International Trade, for the purpose of procuring the issuance of an export license to such American exporter authorizing shipment to respondents, that the intended end use of such commodity was in the paint and varnish industry in Switzerland and that Switzerland was the country of ultimate destination, whereas respondents knew that the true country of ultimate destination was Czechoslovakia and that transshipment to Czechoslovakia was intended. It was further charged that such false representations were communicated to the Office of International Trade as part of the license application, that in reliance thereon the Office of International Trade did issue such an export license, and that, upon shipment being made by the American exporter to respondents via Antwerp, Belgium, respondents transshipped or caused to be transshipped such dioctyl phthalate from Antwerp to Czechoslovakia.

Upon delivery of the above-mentioned charging letter to respondents in Switzerland, they filed an answer denying the charges and requesting an oral hearing in Washington, but, although respondent Wormser came to the United States shortly prior to the time fixed for such hearing and was represented by counsel at such hearing, he returned to Europe prior to the hearing and failed to appear personally or to produce any evidence in support of such denial. The evidentiary material in the possession of the Office of International Trade was accordingly presented informally to the Compliance Commissioner and arguments of counsel were heard. On the basis of the evidence produced and the written answer filed by respondents, together with such explanations and arguments as were presented by counsel, the Compliance Commissioner has filed his report under date of May 3, 1950.

It appears from the record and the report of the Compliance Commissioner that respondents are and at all times relevant to this proceeding have been engaged in Switzerland in the conduct of a general import and export business; that on or about September 14, 1949, respondents placed an order with an American exporter for 20 tons of dioctyl phthalate and stated that the intended end use was in the paint and varnish industry in

Switzerland; that the American exporter accordingly filed an application for an export license covering such order with the Office of International Trade under date of September 14, 1949, representing therein that Switzerland was the country of ultimate destination; that the Office of International Trade returned such application to the applicant with a request that a certificate be submitted, certifying as to the end use and ultimate destination; that on or about October 5, 1949, the applicant re-submitted his application together with a copy of a letter written by respondents to the American Legation in Bern, Switzerland, under date of September 14, 1949, in which respondents stated that the intended end use of such commodity was in the paint and varnish industry in Switzerland and that Switzerland was the country of ultimate destination; that respondents had in fact written and delivered such letter to the American Legation in Bern and had sent a copy thereof to the American exporters; that on or about October 31, 1949, the Office of International Trade issued the license for which application had been made on the basis of such letter written by respondents; that during the month of November 1949 shipments were effected by the licensee to respondents in Switzerland via Antwerp, Belgium; and that, on or about November 29, 1949, respondents transshipped or caused to be transshipped such commodity from Antwerp to Czechoslovakia.

It further appears from the record and the report of the Compliance Commissioner that such representations made by respondents to the American Legation in Bern and to the American exporter were false and were known by respondents to be false in that respondents then knew and intended that such commodity would be transshipped to Czechoslovakia; that such false representations were made with the intention that they would be transmitted to the Office of International Trade and for the purpose and with the effect of inducing the Office of International Trade to issue an export license authorizing the shipment of such commodity to respondents in Switzerland and thus were made indirectly to the Office of International Trade; and that respondents, in making such false representations and in making or causing to be made transshipment to Czechoslovakia violated the laws and regulations relating to export control and demonstrated their future untrustworthiness in the handling of licensed commodities and in furtherance of the objectives of export control.

The Compliance Commissioner has accordingly recommended that all outstanding export licenses in which respondents or either of them appear as licensee, consignor, forwarder, intermediate consignee, ultimate consignee, or otherwise as a party in any capacity, be forthwith revoked and ordered returned to the Office of International Trade for cancellation; that respondents be denied for the duration of export control the privilege of obtaining or using, or participating directly or indirectly, either as licensee, consignor, forwarder, intermediate consignee, ultimate consignee, or otherwise in any capacity as a party,

in the obtaining or using of export licenses, including general licenses as well as validated licenses, for shipment from the United States to any destination of any commodity included in the Positive List as promulgated by the Office of International Trade and as such Positive List may be constituted from time to time; that respondents be further declared to be ineligible for the duration of export control as parties to any exportation of any Positive List commodity and that, during such period, the Office of International Trade issue no export license and Collectors of Customs authenticate no shipper's export declarations, and no exportations be made or permitted, in which respondents appear or participate as licensee, consignor, forwarder, intermediate consignee, ultimate consignee, or otherwise in any capacity as a party to the exportation of any Positive List commodity; and that such denial of export license privileges extend not only to respondents but also to any other person, trade name, firm, corporation, or other business association with which they or either of them may be now or hereafter related by ownership, control, or otherwise in the conduct of export trade.

The findings and recommendations of the Compliance Commissioner have been carefully considered, together with the record in this matter, and it appears that such findings are supported by the record and that such recommendations are fair and reasonable and should be adopted. Now, therefore, it is ordered as follows:

(1) All outstanding export licenses in which respondents or either of them appear as licensee, consignor, forwarder, intermediate consignee, ultimate consignee, or otherwise as a party in any capacity are hereby revoked and shall be forthwith returned to the Office of International Trade for cancellation.

(2) Respondents are hereby denied for the duration of export control the privilege of obtaining or using, or participating directly or indirectly, either as licensee, consignor, forwarder, intermediate consignee, ultimate consignee, or otherwise in any capacity as a party in the obtaining or using of export licenses, including general licenses as well as validated licenses, for shipment from the United States to any destination of any commodity included in the Positive List as promulgated by the Office of International Trade and as such Positive List may be constituted from time to time.

(3) Respondents are hereby further declared to be ineligible for the duration of export control as parties to any exportation of any Positive List commodity and, during such period, the Office of International Trade shall issue no export license and Collectors of Customs shall authenticate no shipper's export declarations, and no exportations shall be made or permitted, in which respondents appear or participate as licensee, consignor, forwarder, intermediate consignee, ultimate consignee, or otherwise in any capacity as a party to the exportation of any Positive List commodity.

(4) Such suspension shall extend not only to respondents but also to any other person, trade name, firm, corporation,

or other business association with which they or either of them may be now or hereafter related by ownership, control, or otherwise in the conduct of export trade.

Dated: May 19, 1950.

JAMES C. FOSTER,
Director,
Commodities Division.

[F. R. Doc. 50-4446; Filed, May 24, 1950;
8:49 a. m.]

Office of the Secretary

TEMPORARY DELEGATIONS OF AUTHORITY UNDER REORGANIZATION PLAN NO. 5 OF 1950

1. *Authority.* The temporary delegations of authority made herein are pursuant to the authority vested in the Secretary of Commerce by sections 1 and 2 of Reorganization Plan No. 5 of 1950. The functions transferred to the Secretary of Commerce by the provisions of Reorganization Plan No. 21 are not subject to the provisions of Reorganization Plan No. 5; consequently, these delegations do not apply to the Federal Maritime Board and to the Maritime Administration.

2. *Temporary delegations.* (a) All officers, agencies, and employees of the Department of Commerce who were, immediately prior to the effective date of Reorganization Plan No. 5 of 1950, vested (by laws, regulations, Executive orders, or existing valid delegations of authority) with functions transferred to the Secretary of Commerce by the Plan shall continue, until otherwise directed, to perform such functions as heretofore. All existing valid delegations of authority heretofore made by such officers, agencies, or employees in connection with the performance of such functions are hereby confirmed, and such officers, agencies, and employees are hereby granted the power and authority to redelegate the authorities delegated herein and to prescribe necessary limitations, restrictions, and conditions on the exercise of such authority.

(b) These delegations of authority shall be in effect until superseded, suspended, revoked or recalled by the Secretary of Commerce. The purpose of these temporary delegations is to prevent disruption of the essential operations of the bureaus and offices of the Department of Commerce and to permit the full consideration of all factors involved in making more permanent delegations of authority.

3. *Limitations on delegations granted in paragraph 2.* (a) All reports and other submissions required by law to be made to the Congress or the President of the United States in connection with the functions transferred to the Secretary of Commerce under section 1 of Reorganization Plan No. 5 shall be prepared for the signature of, and submitted by, the Secretary of Commerce.

(b) The officers, agencies, and employees authorized to perform functions for the Secretary of Commerce under paragraph 2 of this delegation shall per-

form such functions in accordance with policies and instructions issued by the Secretary or his designees, including pertinent orders in the Department of Commerce "Manual of Orders."

4. *Effect of previous regulations and actions.* Every regulation or other action made, prescribed, issued, granted or performed in respect of or by the officers, agencies, or employees described in paragraph 2 (a) above or the functions transferred to the Secretary of Commerce by Reorganization Plan No. 5 of 1950, and in effect immediately prior to the effective date of this delegation and not inconsistent herewith, shall remain in full force and effect until superseded or amended under appropriate authority.

5. *Effective date.* The provisions of these delegations become effective at the same time that Reorganization Plan No. 5 of 1950 takes effect.

(5 U. S. C. 22; R. S. 161; and Reorg. Plan No. 5 of 1950)

[SEAL]

CHARLES SAWYER,
Secretary of Commerce.

[F. R. Doc. 50-4513; Filed, May 24, 1950;
8:45 a. m.]

TEMPORARY DELEGATIONS OF AUTHORITY UNDER REORGANIZATION PLAN NO. 21 OF 1950

1. *General.* (a) Reorganization Plan No. 21 of 1950 abolishes the United States Maritime Commission, and creates a Federal Maritime Board and a Maritime Administration.

(b) The Federal Maritime Board is created as an agency within the Department of Commerce, and the regulatory functions and certain specified subsidy award and other functions of the United States Maritime Commission are transferred to the Board. All functions of the Chairman of the United States Maritime Commission (including his functions under the provisions of Reorganization Plan No. 6 of 1949) with respect to the functions transferred to the Board are transferred to the Chairman of the Board. The Board and Chairman are independent of the Secretary of Commerce with respect to their regulatory functions, but are to be guided by the general policies of the Secretary of Commerce with respect to their other functions.

(c) All functions of the United States Maritime Commission and the Chairman thereof, other than the functions transferred to the Federal Maritime Board or its Chairman, are transferred to the Secretary of Commerce. The Secretary of Commerce is empowered to make such provisions as he deems appropriate authorizing the performance by the Maritime Administrator of any functions transferred to him by Reorganization Plan No. 21 of 1950.

(d) The Chairman of the Federal Maritime Board is, ex officio, the Maritime Administrator.

2. *Temporary delegation of authority under Reorganization Plan No. 21 of 1950.* (a) Subject to the provisions of paragraphs 3 and 5 below, the Maritime Administrator is hereby authorized, until otherwise directed, to perform all of

the functions transferred to the Secretary of Commerce by section 204 of Reorganization Plan No. 21 of 1950, other than the following functions which are reserved from this delegation:

(i) The authority to take action with respect to the determination of essential trade routes and services or subsequent modifications;

(ii) The authority to establish general policies for the guidance of the Maritime Board in exercising its functions under section 105 of Reorganization Plan No. 21 of 1950; and

(iii) The authority to establish policies, of general application for the purchase, acquisition, construction, charter, and sale of vessels, and for the administration of programs concerning operating subsidies, reserve funds and transfers to foreign ownership or registry, and charters to foreigners.

(b) The Maritime Administrator is hereby granted the power and authority to redelegate the authority delegated herein, and to prescribe necessary limitations, restrictions, and conditions on the exercise of such authority. All previous delegations of authority in connection with such functions made by competent authority and in effect immediately prior to the effective date of Reorganization Plan No. 21 of 1950, shall remain in full force and effect until superseded or revoked by action of the Maritime Administrator or the Secretary of Commerce.

(c) Every regulation or other action which was made, prescribed, issued, granted or performed in respect of or by the United States Maritime Commission (to the extent the functions transferred to the Secretary of Commerce under Reorganization Plan No. 21 of 1950 are involved) or in respect of such functions, and which was in effect immediately prior to the effective date of Reorganization Plan No. 21 of 1950, including the determination of essential United States foreign trade routes and services, is hereby adopted and confirmed and shall remain in full force and effect, except to the extent inconsistent with said Reorganization Plan No. 21 or this delegation, until superseded, amended, or revoked under appropriate authority.

3. *Limitations on delegations of administrative authority.* The Maritime Administration shall operate as a primary organization unit of the Department of Commerce. The authority delegated herein shall be exercised in accordance with the limitations and conditions placed on primary organization units and unit heads in orders, instructions and directives of the Department of Commerce, including those set forth in the Department of Commerce "Manual of Orders."

4. *Reports to the Congress or the President.* All reports and other submissions required by law to be made to the Congress or the President of the United States in connection with the functions transferred to the Secretary of Commerce under section 204 of Reorganization Plan No. 21 of 1950 shall be prepared for the signature of, and submitted by, the Secretary of Commerce.

5. *Effective date and termination date.* The provisions of this delegation become

effective at the same time that Reorganization Plan No. 21 of 1950 takes effect. This delegation terminates August 24, 1950, unless superseded, amended or revoked by the Secretary of Commerce. It is issued on a temporary basis to assure continuity in the performance of the functions transferred to the Secretary of Commerce and to permit full consideration of all factors involved in making more lasting assignments.

(R. S. 161; 5 U. S. C. 22; and Reorg. Plan No. 21 of 1950)

[SEAL]

CHARLES SAWYER,
Secretary of Commerce.

[F. R. Doc. 50-4512; Filed, May 24, 1950;
8:45 a. m.]

FEDERAL POWER COMMISSION

[Docket No. E-6285]

CALIFORNIA ELECTRIC POWER CO.

NOTICE OF ORDER AUTHORIZING ISSUANCE OF
COMMON STOCK

MAY 19, 1950.

Notice is hereby given that, on May 18, 1950, the Federal Power Commission issued its order entered May 17, 1950, authorizing issuance of common stock in the above-designated matter.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4420; Filed, May 24, 1950;
8:45 a. m.]

[Docket Nos. G-1312, G-1339]

TEXAS GAS TRANSMISSION CORP. AND
MAYFIELD GAS CO.

ORDER CONSOLIDATING PROCEEDINGS AND
FIXING DATE OF HEARING

MAY 18, 1950.

On January 3, 1950, Texas Gas Transmission Corporation (Texas) a Delaware corporation with its principal place of business at Owensboro, Kentucky, filed in Docket No. G-1312 an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as amended, authorizing Texas to construct and operate certain transmission pipeline facilities for service to Mayfield Gas Company, all as more fully described in its application on file with the Commission and open to public inspection, public notice having been given, including publication in the FEDERAL REGISTER on January 13, 1950 (15 F. R. 225).

On March 13, 1950, Mayfield Gas Company (Mayfield) a Kentucky corporation, with its principal office at Mayfield, Kentucky, filed in Docket No. G-1339 an application in the alternative (1) either that the Commission determine that Mayfield is not and will not become a "natural-gas company" within the meaning of the Natural Gas Act by reason of its proposed construction and operation of certain natural gas transmission pipeline facilities, or (2) that should the Commission determine the company subject to the act, that it issue to Mayfield a certificate of public convenience and necessity pursuant to section 7 of the

Natural Gas Act, as amended, authorizing Mayfield to construct and operate certain transmission pipeline facilities, all as more fully described in its application on file with the Commission and open to public inspection, public notice thereof having been given, including publication in the FEDERAL REGISTER on March 28, 1950 (15 F. R. 1710-11).

The Commission finds: Good cause exists for consolidating the above proceedings for purposes of hearing.

The Commission orders:

(A) The above-entitled proceedings be and they are hereby consolidated for purposes of hearing.

(B) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a public hearing be held commencing on June 9, 1950, at 10:00 a. m., e. d. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such applications.

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

Date of issuance: May 19, 1950.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4418; Filed, May 24, 1950;
8:45 a. m.]

[Docket No. G-1319]

ALGONQUIN GAS TRANSMISSION CO.

ORDER FIXING DATE OF HEARING

On January 24, 1950, Algonquin Gas Transmission Company (Algonquin) filed an application in Docket No. G-1319 for a certificate of public convenience and necessity pursuant to section 7 (c) of the Natural Gas Act, as amended. On May 1, 1950, it filed a first amended application. Algonquin seeks authorization to construct and operate a pipeline and appurtenant facilities to receive natural gas from the Texas Eastern Transmission Corporation, applicant in Docket No. G-1012, at a point near Lambertville, New Jersey, and to deliver and sell such natural gas in the New England area. Notice of filing of the application has been given, including publication in the FEDERAL REGISTER on May 13, 1950 (15 F. R. 2893).

On August 24, 1949, Northeastern Gas Transmission Company (Northeastern) filed an application at Docket No. G-1267, amended March 2, 1950, for authorization to construct and operate a pipeline and appurtenant facilities to receive natural gas from Tennessee Gas Transmission Company (Tennessee), applicant in Docket No. G-1248, at a point near Pittsfield, Massachusetts, on the New York-Massachusetts State line, and from Transcontinental Gas Pipe Line Corporation at a point near Greenwich, Connecticut, on the New York-

Connecticut State line and to deliver and sell such natural gas in the New England area.

On May 2, 1950, Algonquin filed a motion with the Commission that matters relating to the market requirements of Algonquin be set for hearing on a date immediately following or in conjunction with the hearing of Northeastern's application commenced May 8, 1950, in Boston, Massachusetts.

In its motion, applicant submits that the proposed facilities of Northeastern in Docket No. G-1267 comprise a project which is in competition with and directly opposed to Algonquin's application to serve natural gas in the New England area, that certain gas distributing companies have signed contracts with Algonquin or Northeastern only, for the purchase of natural gas, and a large number of gas distributing companies have signed letters of intent with both Algonquin and Northeastern to enter into contracts for the purchase of natural gas, and that a full and complete record of the requirements for natural gas in the New England area cannot be made without the participation and supporting evidence of the customers proposed to be served by Algonquin as well as those proposed to be served by Northeastern.

The Commission finds: It is desirable to have a full and complete record of the natural-gas requirements of the New England area and that can best be obtained by hearing the evidence in support of Algonquin's application immediately following the hearings in Docket No. G-1267 which began in Boston, Massachusetts, on May 8, 1950.

The Commission orders:

(A) A public hearing be held in Court Room No. 4, 12th Floor, United States Post Office Building, Boston, Massachusetts, commencing as soon as practicable following the hearings in Docket No. G-1267.

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

Date of issuance: May 18, 1950.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4425; Filed, May 24, 1950;
8:46 a. m.]

[Docket Nos. G-1325, G-1338, G-1367]

METROPOLITAN UTILITIES DISTRICT OF
OMAHA AND NORTHERN NATURAL GAS CO.

ORDER FIXING DATE FOR HEARING

Metropolitan Utilities District of Omaha, complainant, v. Northern Natural Gas Company, defendant, Docket Nos. G-1325 and G-1338; in the matter of Northern Natural Gas Company, Docket No. G-1367.

On February 10, 1950, Metropolitan Utilities District of Omaha (District) filed with the Commission a complaint against Northern Natural Gas Company (Northern), Docket No. G-1325, alleging among other things, that on January 26, 1950, under certain contracts between

the parties, District notified Northern that it was exercising its contractual and franchise rights to take over service to all of Northern's "direct" industrial customers inside the corporate boundaries of the City of Omaha and the District on March 27, 1950. Such customers involved, as stated in the complaint, are Armour & Company, Cudahy Packing Company, Swift & Company, Wilson & Company, Union Stock Yards Company of Omaha, Falstaff Brewing Corporation, American Smelting & Refining Company and the Omaha Public Power District.

District alleges that Northern has recognized District's right to take over service to the industrial customers, but claims refusal on the part of Northern to transfer the "authorized summer demand" volumes which have heretofore been supplied by Northern to such customers.

District alleges that the purpose of its complaint is to secure an official interpretation by the Commission of section 10 of the General Rate Schedule G-1, Northern Natural Gas Company, FPC Gas Schedules, Volume No. 2, with respect to (1) priority of service classification to which the aforesaid industrial customers shall be entitled under said section 10, and (2) the fundamental method of computing "authorized summer demand" for the Northern system under the said section 10.

In the course of its answer to the complaint in Docket No. G-1325, Northern refers to an agreement which it responds gives District an option to purchase facilities related to the supply of natural gas to industrial consumers in Omaha. Northern contends, that subject to abandonment proceedings before the Commission, the facilities to render industrial service "must be acquired by complainant." Among the facilities referred to are facilities utilized by Northern to render service to American Smelting & Refining Company and Omaha Public Power District. A part of such facilities, it appears from the complaint and answer filed by District and Northern, respectively, in Docket No. G-1338, hereinafter referred to, are utilized, or have been utilized, to effect a second town-border delivery point to District.

On March 13, 1950, District filed a complaint against Northern, Docket No. G-1338, in which it alleges and states, among other things, that it "is not willing to purchase the facilities" so long as Northern refuses to assign to District its supply contracts with the customers served with this line, and also continue to assert the right to transfer the authorized summer demand with which these customers have heretofore been supplied, as set forth in detail in Doc. G-1325, a pending Complaint between these same parties."

District further alleges in its complaint in Docket No. G-1338, that Northern is operating the facilities to supply Omaha Public Power District without proper authorization of the Commission. District also alleges that it "fears that Northern's proposed sale of its (second) town-border station reflects an intention to abandon service through a line crossing the Missouri River. District requests the Commission:

"* * * enter its order authorizing and requiring Northern Natural Gas Company to continue to own, maintain and operate its line under the Missouri River and a town-border station on the west bank thereof for the purpose of the continuing general supply to Metropolitan Utilities District of Omaha of such quantities of gas as it may now or in the future be legally entitled to receive."

An answer to District's complaint in Docket No. G-1338 was filed by Northern on April 14, 1950, and a reply to such answer was filed by District on April 24, 1950.

On April 11, 1950, Northern filed with the Commission an application for a finding that certain facilities, as herein-after described, are not subject to the jurisdiction of the Commission, or in the alternative, for permission and approval pursuant to section 7 (b) of the Natural Gas Act to abandon and sell such facilities to Metropolitan Utilities District of Omaha.

Northern proposes to abandon and sell 267 feet of 10-inch pipeline and four measuring stations all located within the corporate limits of Omaha, Nebraska.

These facilities have been utilized by Northern in connection with the rendition of service to industrial customers in Omaha, which are now to be served by District.

Due notice of the filing of the application has been given to all parties, including publication in the FEDERAL REGISTER on May 2, 1950, (15 F. R. 2473).

The Commission orders:

(A) A public hearing be held on May 29, 1950, 10:00 a. m., e. d. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., with respect to the matters involved and the issues presented by:

(i) The complaints of Metropolitan Utilities District against Northern Natural Gas Company in Docket Nos. G-1325 and G-1338; the answers filed by Northern in each of such dockets; and the replies to such answers filed by District in each of such dockets.

(ii) The application filed by Northern in Docket No. G-1367.

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

Date of Issuance: May 18, 1950.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4421; Filed, May 24, 1950;
8:46 a. m.]

[Docket No. G-1347]

VIRGINIA GAS TRANSMISSION CORP.

NOTICE OF FINDINGS AND ORDER ISSUING A
CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY

MAY 19, 1950.

Notice is hereby given that, on May 18, 1950, the Federal Power Commission issued its findings and order entered May 17, 1950, issuing a certificate of

public convenience and necessity in the above-designated matter.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4419; Filed, May 24, 1950;
8:45 a. m.]

[Docket No. G-1355]

CITIES SERVICE GAS CO.

ORDER FIXING DATE OF HEARING

On April 5, 1950, Cities Service Gas Company (Applicant), a Delaware corporation with its principal place of business at Oklahoma City, Oklahoma, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to construct and operate certain facilities, subject to the jurisdiction of the Commission, as are fully described in such application on file with the Commission and open to public inspection.

Applicant has requested that this application be heard under the shortened procedure provided for by § 1.32 (b) of the Commission's rules of practice and procedure; no request to be heard or protest has been filed subsequent to giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on April 19, 1950 (15 F. R. 2203).

The Commission finds: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32) of the Commission's rules of practice and procedure.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on June 1, 1950, at 9:45 o'clock a. m., e. d. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the said rules of practice and procedure.

Date of Issuance: May 18, 1950.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4426; Filed, May 24, 1950;
8:46 a. m.]

[Docket No. G-1356]

LONE STAR GAS CO.

ORDER FIXING DATE OF HEARING

On April 5, 1950, Lone Star Gas Company (Applicant), a Texas corporation

with its principal place of business at Dallas, Texas, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to construct and operate certain facilities, subject to the jurisdiction of the Commission, as are fully described in such application on file with the Commission and open to public inspection.

Applicant has requested that this application be heard under the shortened procedure provided for by § 1.32 (b) of the Commission's rules of practice and procedure; no request to be heard or protest has been filed subsequent to giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on April 22, 1950 (15 F. R. 2276).

The Commission finds: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32) of the Commission's rules of practice and procedure.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on June 6, 1950, at 9:30 o'clock a. m., e. d. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: May 18, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4422; Filed, May 24, 1950;
8:46 a. m.]

[Docket No. G-1357]

LONE STAR GAS CO.

ORDER FIXING DATE OF HEARING

On April 5, 1950, Lone Star Gas Company (Applicant), a Texas corporation with its principal place of business at Dallas, Texas, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to construct and operate certain facilities, subject to the jurisdiction of the Commission, as are fully described in such application on file with the Commission and open to public inspection.

Applicant has requested that this application be heard under the shortened procedure provided for by § 1.32 (b) of the Commission's rules of practice and procedure; no request to be heard or protest has been filed subsequent to giving

of due notice of the filing of the application, including publication in the FEDERAL REGISTER on April 22, 1950 (15 F. R. 2276).

The Commission finds: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32) of the Commission's rules of practice and procedure.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on June 6, 1950, at 9:45 o'clock a. m., e. d. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a noncontested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the said rules of practice and procedure.

Date of issuance: May 18, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4423; Filed, May 24, 1950;
8:46 a. m.]

[Docket No. G-1375]

LONE STAR GAS CO.

ORDER FIXING DATE OF HEARING

On April 17, 1950, Lone Star Gas Company (Applicant), a Texas corporation with its principal place of business at Dallas, Texas, filed an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural gas facilities, subject to the jurisdiction of the Commission, as are fully described in such application on file with the Commission and open to public inspection.

Applicant has requested that this application be heard under the shortened procedure provided for by § 1.32 (b) of the Commission's rules of practice and procedure; no request to be heard or protest has been filed subsequent to giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on May 6, 1950 (15 F. R. 2695).

The Commission finds: This proceeding is a proper one for disposition under the provisions of §§ 1.32 (a) and 1.32 (b) (18 CFR 1.32) of the Commission's rules of practice and procedure.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the

Commission's rules of practice and procedure, a hearing be held on June 7, 1950, at 9:30 a. m., e. d. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the said rules of practice and procedure.

Date of issuance: May 18, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4424; Filed, May 24, 1950;
8:46 a. m.]

[Docket No. G-1385]

TEXAS EASTERN TRANSMISSION CORP.

ORDER FIXING DATE OF HEARING

On April 28, 1950, Texas Eastern Transmission Corporation (Applicant), a Delaware corporation with its principal place of business at Shreveport, Louisiana, filed an application for a permanent certificate of public convenience and necessity pursuant to section 7 (c) of the Natural Gas Act, as amended, authorizing the continued operation of certain natural gas facilities, subject to the jurisdiction of the Commission, all as more fully described in such application on file with the Commission and open to public inspection.

Applicant has requested that this application be heard under the shortened procedure provided by § 1.32 (b) of the Commission's rules of practice and procedure for non-contested proceedings, and this proceeding appears to be a proper one for disposition under the aforesaid rule, provided no request to be heard, protest or petition raising an issue of substance is filed subsequent to the giving of due notice of the filing of the application including publication in the FEDERAL REGISTER on May 16, 1950 (15 F. R. 2914).

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a public hearing be held on June 2, 1950, at 9:30 a. m., e. d. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the said rules of practice and procedure.

Date of issuance: May 18, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[P. R. Doc. 50-4427; Filed, May 24, 1950;
8:46 a. m.]

HOUSING AND HOME FINANCE AGENCY

Office of the Administrator

[Temporary Order 3]

ORGANIZATION DESCRIPTION, INCLUDING DELEGATIONS OF FINAL AUTHORITY

ESTABLISHMENT OF TEMPORARY ORGANIZATION FOR HANDLING COMMUNITY FACILITIES, SERVICE FUNCTIONS AND ADOPTION BY HOUSING AND HOME FINANCE ADMINISTRATOR OF RULES, REGULATIONS, AND ORDERS OF ADMINISTRATOR OF GENERAL SERVICES RELATING THERETO

(a) *Purpose.* Reorganization Plan No. 17 of 1950, 15 F. R. 3177 (1950), effective May 24, 1950, vests in the Housing and Home Finance Administrator certain functions previously vested in the Administrator of General Services under,

(1) The act of October 13, 1949, entitled "An act to provide for the advance planning of non-Federal public works,"

(2) Title V of the War Mobilization and Reconversion Act of 1944, 58 Stat. 791, as amended, and

(3) Title II of the act of October 14, 1940, entitled "An act to expedite the provision of housing in connection with national defense, and for other purposes," as amended,

together with so much of any other function of the Administrator of General Services or of the General Services Administration as is incidental to or necessary for the carrying out of the foregoing provisions of law.

The Plan also transfers to the Housing and Home Finance Agency personnel employed in connection with such functions, records and property being used or held in connection with them, and the unexpended balances of appropriations, allocations and other funds available or to be made available for use in connection with such functions; subject to such further measures and dispositions as the Director of the Bureau of the Budget shall determine to be necessary.

To assure uninterrupted and immediate performance of the functions which the Plan transfers to and vests in the Housing and Home Finance Administrator this order is issued to establish a temporary organization to perform the said functions and to adopt and continue in effect appropriate rules, regulations and orders of the Administrator of General Services relating to such functions.

(b) *Establishment of temporary organization.* (1) All functions transferred by the Plan to the Housing and Home Finance Administrator, together with any records, property, personnel,

funds, obligations and commitments transferred, shall be administered, within the Housing and Home Finance Agency, by an organizational unit in the Office of the Administrator to be known as the Community Facilities Service headed by the Commissioner of Community Facilities.

(2) Except as otherwise may be provided in this order, all officers and employees transferred as a result of the Plan to the Housing and Home Finance Agency shall, within such Agency, exercise authority and perform and be responsible for functions and duties identical to the authority exercised by such officers and employees, respectively, and to the respective functions and duties which they performed and for which they were responsible, immediately prior to such transfer; such officers and employees shall also perform and be responsible for such additional functions and duties as may be assigned to them;

(3) The titles of such officers and employees and the offices and positions which they hold, within the Housing and Home Finance Agency, shall be identical or substantially similar to the titles of, and offices and positions held by, such officers and employees, respectively, immediately prior to their transfer to the Housing and Home Finance Agency;

(4) Except as otherwise may be provided in this order, any authority or duty pertaining to a function transferred by the Plan to the Housing and Home Finance Administrator which, immediately prior to such transfer, was exercised or performed by an officer or employee of the General Services Administration who is not transferred to the Housing and Home Finance Agency as a result of the Plan shall be exercised or performed by the transferred officer or employee who was occupying the position of principal responsibility under the direction of the nontransferred officer or employee immediately prior to the aforesaid transfer.

(5) All officers and employees, transferred as a result of the Plan shall, until otherwise assigned, become officers or employees of the Community Facilities Service in the Office of the Administrator of the Housing and Home Finance Agency.

(c) *Continuation of rules, regulations and orders of Administrator of General Services pertaining to functions transferred by Reorganization Plan No. 17 of 1950.* Except as otherwise may be provided in this order, all rules, regulations, orders, and procedures prescribed, adopted or ratified by or under the authority of the Administrator of General Services pertaining to the functions transferred by the Plan to the Housing and Home Finance Administrator in effect upon the effective date of the transfer and not inconsistent with the Plan or this order shall remain in full force and effect unless and until superseded or amended under the authority of the Plan or under other appropriate authority, and shall be applicable with respect to all such functions transferred by the Plan to the Housing and Home Finance Administrator.

(d) *Limitations.* No officer or employee of the Office of the Administrator

of the Housing and Home Finance Agency other than the Administrator (or Acting Administrator) shall (A) regroup, transfer or distribute any functions within the Office of the Administrator; or (B) appoint any person to any position within the Office of the Administrator; or (C) issue regulations on matters of policy having application to executive agencies.

(e) *Effective date.* This order is effective as of the time of taking effect of Reorganization Plan No. 17 of 1950.

(Reorg. Plan No. 3 of 1947, 12 F. R. 4961 (1947); 62 Stat. 1268, 1283-85 (1948), as amended, 12 U. S. C. 1701c (Supp. 1949); 63 Stat. 413, 440 (1949), as amended, 12 U. S. C. 1701d-1 (Supp. 1949); Pub. Law 475, 81st Cong., 2d sess., sec. 503 (1) (April 20, 1950); Reorg. Plan No. 17 of 1950, 15 F. R. 3177 (1950))

Effective the 24th day of May 1950.

RAYMOND M. FOLEY,
Housing and Home Finance
Administrator.

[P. R. Doc. 50-4435; Filed, May 24, 1950;
8:45 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 25114]

SAND, GRAVEL AND CRUSHED STONE FROM
ILLINOIS AND INDIANA

APPLICATION FOR RELIEF

MAY 22, 1950.

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

Filed by: B. T. Jones, Agent, for and on behalf of The Baltimore and Ohio Chicago Terminal Railroad Company and other carriers named in the application.

Commodities involved: Sand, gravel and crushed stone, carloads.

From: Points in Illinois and Indiana.

To: Points in Indiana.

Grounds for relief: Competition with motor carriers and market competition.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[P. R. Doc. 50-4441; Filed, May 24, 1950;
8:48 a. m.]

[4th Sec. Application 25115]

LIQUEFIED PETROLEUM GAS FROM SOUTH-
WEST TO OFFICIAL TERRITORY

APPLICATION FOR RELIEF

MAY 22, 1950.

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

Filed by: D. Q. Marsh, Agent, for and on behalf of carriers parties to his tariff I. C. C. No. 3651.

Commodities involved: Liquefied petroleum gas, carloads.

From: Points in the southwest.

To: Points in official territory.

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

Schedules filed containing proposed rates: D. Q. Marsh's tariff I. C. C. No. 3651, Supplement 226.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 50-4442; Filed, May 24, 1950;
8:48 a. m.]

[4th Sec. Application 25116]

PAPER ARTICLES FROM MIDDLETOWN, OHIO,
TO COLUMBUS, GA.

APPLICATION FOR RELIEF

MAY 22, 1950.

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

Filed by: B. T. Jones, Agent, for and on behalf of carriers parties to his tariff I. C. C. No. 3912, pursuant to fourth-order No. 9800.

Commodities involved: Pulpboard or fibreboard, carloads.

From: Middletown, Ohio.

To: Columbus, Ga.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their

interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 50-4443; Filed, May 24, 1950;
8:48 a. m.]

SECURITIES AND EXCHANGE
COMMISSION

[File No. 54-178]

UNITED LIGHT AND RAILWAYS CO. ET AL.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of May A. D. 1950.

Notice is hereby given that The United Light and Railways Company ("Railways"), a registered holding company, and its public utility subsidiary, Eastern Kansas Utilities, Inc. ("Eastern Kansas"), have filed, pursuant to the Public Utility Holding Company Act of 1935 ("Act") and the rules and regulations promulgated thereunder, a joint application-declaration, designated Supplemental Application No. 7, containing certain proposed amendments to the section 11 (e) plan, approved by the Commission on January 10, 1950, with respect to the method of disposition of Eastern Kansas by Railways and proposing certain transactions designed to strengthen the capital structure of Eastern Kansas and to facilitate such disposition.

Notice is further given that any interested person may, not later than June 5, 1950, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held with respect to said application-declaration, stating the nature of his interest, the reason for such request, and specifying in detail the issues, if any, of fact or law raised by said application-declaration which he proposes to controvert, or may request that he be notified if the Commission orders a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 5, 1950, said application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act or the Commission may exempt such transactions as permitted by Rules U-20 (a) and U-100 thereof.

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

The section 11 (e) plan of Railways and its registered holding company subsidiary, Continental Gas & Electric Corporation ("Continental"), provides for the liquidation of Railways and of Continental and the distribution and/or sale of their assets. The plan provides that Eastern Kansas is to be sold to non-affiliated interests or merged with Kansas City Power & Light Company ("Kansas City"), or that Kansas City acquire all or part of Eastern Kansas' assets, subject to the approval of the Commission. The plan also provides that after approval thereof by the Commission, either before or after the effective date, the Commission may authorize or approve such other changes in the plan as may be necessary or advisable to insure expeditious liquidation and dissolution of Railways and Continental in a feasible manner. In this connection, it is stated that at the meeting of the stockholders held February 16, 1950 at which the plan was made effective, a resolution was adopted by the stockholders expressly authorizing the board of directors of Railways to adopt further amendments to the plan, with the approval of the Commission.

The application-declaration states that, pursuant to the provisions of the plan, Railways, in connection with the liquidation of Continental, has acquired the outstanding 14,000 shares of Eastern Kansas' common stock and the indebtedness of that company held by Continental, that since the approval of the plan there have come to light serious practical obstacles to the proposal to merge or otherwise combine all or part of the property and assets of Eastern Kansas with Kansas City as contemplated by the plan, that in the judgment of the management the sale of the property to non-affiliated interests would not be to the best interests of the stockholders of Railways, but that those interests would be best served and protected by the distribution of the stock of Eastern Kansas to such stockholders. Accordingly, it is proposed, as soon as practicable after the consummation of certain preliminary transactions summarized below that the stock of Eastern Kansas be distributed to the stockholders of Railways on the basis of one share of Eastern Kansas for each 25 shares of Railways. No fractional shares are to be issued, but, in lieu thereof, cash is to be distributed. The amount of such cash distribution expressed in terms of Railways stock, is to be an amount equal to one twenty-fifth of the market value of Eastern Kansas stock on or about the distribution date, as determined by the officers of Railways, subject to the approval of the Commission upon notice of such determination and the information upon which it is based. Shares of Eastern Kansas not required for distribution are to be sold by Railways in the manner determined by the management and approved by the Commission.

The application-declaration further states that, to facilitate distribution and to strengthen the capital structure of Eastern Kansas, (a) the 15,000 authorized \$100 par value shares are to be reclassified into 250,000 shares without par value, (b) the 14,000 outstanding \$100

par value shares are to be reclassified into 100,000 shares without par value representing the \$1,400,000 of capital now represented by the outstanding 14,000 shares of \$100 par value, (c) Eastern Kansas is to issue to Railways 26,933 additional shares without par value in consideration of (i) \$200,000 cash, (ii) the cancellation by Railways of \$100,000 of open account indebtedness of Eastern Kansas, and (iii) the capitalization of \$74,381 of Eastern Kansas' existing paid-in surplus. Upon consummation of these transactions Eastern Kansas will have outstanding 126,933 shares of no par value common stock.

Applicants-declarants request that the Commission enter an order at the earliest practicable date, to become effective upon its issuance, granting and permitting to become effective the application-declaration and that such order contain appropriate recitals conforming to the requirements of Supplement R and section 1808 (f) of the Internal Revenue Code, as amended.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 50-4433; Filed, May 24, 1950;
8:47 a. m.]

[File No. 54-178]

UNITED LIGHT AND RAILWAYS CO. ET AL.
SUPPLEMENTAL ORDER STATING NECESSITY OF
CERTAIN TRANSACTION

At a regular session of the securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of May A. D. 1950.

By order dated March 22, 1950, the Commission having approved, as a step in the consummation of the amended plan providing for the liquidation of The United Light and Railways Company ("Railways") and its registered holding company subsidiary, Continental Gas & Electric Corporation ("Continental"), an application-declaration, as amended, filed by Railways with respect to the distribution by Railways to its common stockholders of rights, evidenced by transferable Warrants, to purchase from Railways an aggregate of 1,904,003 shares of common stock of Kansas City Power & Light Company ("Kansas City") at \$12 per share, on the basis of three shares of Kansas City stock for each five shares of Railways common stock held; and Railways, in said application-declaration, as amended, having proposed to sell, through ordinary brokerage channels, without further authorization from the Commission, any remaining shares of such Kansas City stock which should not be purchased through the exercise of such rights, if such remaining shares should represent 1 percent or less of the 1,904,003 shares originally offered, and, after deducting \$12 per share and applicable expenses, to distribute any remaining proceeds from such sale, pro rata, to the registered holders of Warrants representing rights which were not exercised on or before the expiration date; and

Railways having filed a further amendment to said application-declaration, as amended, stating that all but 16,019 shares of said 1,904,003 shares of Kansas City stock were purchased through the exercise of rights, and that Railways, as authorized by said order dated March 22, 1950, has arranged to sell the remaining 16,019 shares of Kansas City stock through ordinary brokerage channels; and

Railways having requested the Commission to enter a supplemental order conforming to the requirements of section 1808 (f) and Supplement R of the Internal Revenue Code, as amended, with respect to the sale and transfer of said 16,019 shares of Kansas City stock and the application of the portion of the net proceeds thereof not distributable to registered holders of Warrants; and

Said order of March 22, 1950, having recited, inter alia, that the sale and transfer by Railways through ordinary brokerage transactions, of any of said 1,904,003 shares of Kansas City stock in respect of which the aforesaid rights should not be exercised and the expenditure of the net proceeds thereof (other than the portion of such net proceeds distributable to registered holders of Warrants) to pay and retire certain existing indebtedness to banks are necessary or appropriate to the integration or simplification of the holding company system of which Railways is a member and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 ("act"); and

The Commission having in its order of January 10, 1950, approving the aforesaid plan, reserved jurisdiction, inter alia, to take such further action as may be deemed appropriate in connection with said plan, the transactions incidental thereto and the consummation thereof and as may be necessary to secure full compliance with the act;

It is hereby ordered and recited, That the following transactions involved in the consummation of the plan providing for the liquidation of Railways and Continental, heretofore approved by order of the Commission entered on January 10, 1950, are necessary or appropriate to the integration or simplification of the holding company system of which Railways is a member and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935;

1. The sale and transfer by Railways in ordinary brokerage transactions, of 16,019 shares of common stock without par value of Kansas City (out of Certificate No. NCU 9);

2. The expenditures of the net proceeds of said sale, up to \$12 per share, to pay, retire and cancel the securities representing indebtedness of Railways which are itemized and specified in said prior order of the Commission entered on March 22, 1950.

By the Commission.

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 50-4432; Filed, May 24, 1950;
8:47 a. m.]

[File No. 70-1847]

AMERICAN GAS AND ELECTRIC CO.

ORDER EXTENDING TIME

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of May A. D. 1950.

American Gas and Electric Company ("American Gas") having acquired all of the outstanding securities of Citizens' Heat, Light and Power Company ("Citizens") in accordance with an order of this Commission dated August 19, 1948, said order providing that American Gas should dispose of the water properties and business of Citizens within one year from the date of acquisition, or such later date as the Commission should determine pursuant to a request for an extension of time for good cause shown; and

The Commission having previously extended the time for disposition of such properties to March 15, 1950, and American Gas having filed a further application setting forth that active negotiations have been and are now in progress for the disposition of such properties and business and requesting that the time for such disposition be extended for a period of six months from March 15, 1950, and American Gas having stated that it is of the opinion that such disposition can be completed prior to September 15, 1950; and

It appearing to the Commission in the light of the circumstances set forth that it is appropriate to grant said application for an extension of time:

It is ordered, That the time for disposition of the water properties and business of Citizens by American Gas be, and the same hereby is, extended to September 15, 1950.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 50-4431; Filed, May 24, 1950;
8:47 a. m.]

[File No. 70-1967]

MICHIGAN-WISCONSIN PIPE LINE CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION OVER CERTAIN FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of May A. D. 1950.

The Commission, by Order dated October 27, 1948, having granted an application, as amended, filed by Michigan-Wisconsin Pipe Line Company ("Michigan-Wisconsin"), a subsidiary of American Natural Gas Company (formerly American Light & Traction Company), a registered holding company, with respect to the issue and sale by Michigan-Wisconsin of \$66,000,000 principal amount of 3½-percent First Mortgage Pipe Line Bonds, to Metropolitan Life Insurance Company and The Mutual Life Insurance Company of New York, \$12,000,000 principal amount of which bonds were to be issued immedi-

ately and the remaining \$54,000,000 principal amount from time to time during the year 1949; and

The Commission having in said order of October 27, 1948, reserved jurisdiction, among other things, with respect to the fees and expenses to be incurred and paid in connection with the proposed issuance and sale of bonds, and the Commission having by order dated April 19, 1949, released jurisdiction with respect to fees and expenses in connection with the initial issue of \$12,000,000 principal amount of such bonds except with respect to the fee of Sidley, Austin, Burgess & Smith in the amount of \$25,000; and

Michigan-Wisconsin having filed further amendments to said application stating that the remaining \$54,000,000 principal amount of bonds were issued and sold in installments as follows: \$11,000,000 March 1, 1949, \$14,000,000 May 23, 1949, \$14,000,000 August 1, 1949, and \$15,000,000 October 24, 1949, and that the fees and expenses incurred in connection with the issuance and sale of such additional installments of bonds aggregate \$152,275, including printing costs of \$17,661, Federal issue tax of \$59,400, recording tax and recording fees of \$10,863, trustee's fees and expenses of \$14,780, miscellaneous expenses of \$4,766 and counsel fees of \$44,805 payable \$19,000 to Sidley, Austin, Burgess & Smith, \$7,000 to Sullivan & Cromwell, \$18,805 to seven firms of local counsel; and

It appearing that the record is incomplete with respect to the fees of the various counsel, but the Commission deeming it appropriate to release jurisdiction with respect to other fees and expenses:

It is ordered, That the jurisdiction heretofore reserved with respect to fees and expenses to be incurred and paid by Michigan-Wisconsin Pipe Line Company in connection with the issuance and sale by it of \$66,000,000 principal amount of First Mortgage Pipe Line Bonds, be, and it hereby is, released, excepting the fees of the various counsel as to which the reservation of jurisdiction is hereby continued.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[P. R. Doc. 50-4429; Filed, May 24, 1950;
8:47 a. m.]

[File No. 70-2195]

NORTHERN STATES POWER CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AS TO FEES AND EXPENSES OF SUBSCRIPTION AGENTS

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 18th day of May A. D. 1950.

The Commission in its Supplemental Order issued herein on November 16, 1949, having reserved jurisdiction as to the fees and expenses of the subscription agents and of Pioneer Service & Engineering Co. in connection with the issuance and sale, pursuant to a rights offering to stockholders, by Northern

States Power Company (Minnesota) of 1,584,238 shares of its common stock; and

The declarant having now filed further information with respect to the fees and expenses of the subscription agents, totaling \$44,336.35 as follows: Guaranty Trust Company of New York, \$15,517.90; Continental Illinois National Bank and Trust Company of Chicago, \$7,654.12; First National Bank of Minneapolis, \$7,342.21; Northwestern National Bank of Minneapolis, \$9,504.54; First Trust Company of St. Paul, \$4,317.58; and

It appearing to the Commission that the aforesaid fees and expenses of the subscription agents are not unreasonable:

It is ordered, That jurisdiction heretofore reserved with respect to said fees and expenses of the subscription agents be and the same hereby is released, and that jurisdiction heretofore reserved with respect to the fees and expenses of Pioneer Service & Engineering Co. is continued pending further order of the Commission.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[P. R. Doc. 50-4430; Filed, May 24, 1950;
8:47 a. m.]

[File Nos. 70-2395-70-2398]

ARKANSAS POWER & LIGHT CO. ET AL.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 18th day of May A. D. 1950.

In the matter of Arkansas Power & Light Company, File No. 70-2397; Louisiana Power & Light Company, File No. 70-2396; Mississippi Power & Light Company, File No. 70-2395; Middle South Utilities, Inc., File No. 70-2398.

Notice is hereby given that Middle South Utilities, Inc. ("Middle South"), a registered holding company, has filed an application-declaration pursuant to the Public Utility Holding Company Act of 1935 and that separate applications-declarations have been filed by Arkansas Power & Light Company ("Arkansas"), Louisiana Power & Light Company, ("Louisiana") and Mississippi Power & Light Company ("Mississippi"), all of which are electric utility subsidiaries of Middle South. Said applications-declarations designate sections 6 (a), 6 (b), 7 and 12 (c) of the act and Rule U-50 of the rules and regulations promulgated thereunder as applicable to the proposed transactions.

All interested persons are referred to said applications-declarations which are on file at the offices of this Commission for statements of the transactions therein proposed which are summarized as follows:

Arkansas proposes to issue and sell pursuant to the competitive bidding requirements of Rule U-50, 155,000 shares of -- Percent Cumulative Preferred Stock, of the par value of \$100 per share, the dividend rate and redemption price of

said stock to be determined as the result of competitive bidding.

Arkansas also proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, \$6,000,000 principal amount of First Mortgage Bonds, -- Percent Series due 1980 to be issued under and secured by Arkansas' Mortgage and Deed of Trust dated as of October 1, 1944, as supplemented by the First, Second, Third and Fourth Supplemental Indentures.

Proceeds from the sale of said securities will be used (1) to redeem the 47,609 shares of outstanding \$7 Preferred Stock and the 45,891 shares of outstanding \$6 Preferred Stock of Arkansas at the call price of \$110 per share, applicable to both issues, plus accrued and unpaid dividends to the date of redemption; (2) to repay the outstanding \$5,000,000 aggregate principal amount of Serial Notes of Arkansas due 1951-1956; and (3) in connection with Arkansas' construction program.

Louisiana proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, 90,000 shares of -- Percent Cumulative Preferred Stock, of the par value of \$100 per share, the dividend rate and redemption price thereof to be fixed pursuant to competitive bidding. Proceeds from the sale of said stock are proposed to be used to redeem, at the call price of \$110 per share, plus accrued and unpaid dividends to the date of redemption, the outstanding 59,922 shares of \$6 Preferred Stock of Louisiana, the remainder of the proceeds to be used in connection with the company's construction program.

Mississippi proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, 85,000 shares of -- Percent Cumulative Preferred Stock, of the par value of \$100 per share, the dividend rate and redemption price to be fixed pursuant to competitive bidding.

Mississippi also proposes to issue and sell pursuant to the competitive bidding requirements of Rule U-50, \$7,500,000 aggregate principal amount of First Mortgage Bonds, -- Percent Series due 1980, to be issued under and to be secured by Mississippi's presently existing Mortgage and Deed of Trust dated as of September 1, 1944, as supplemented by the First, Second, and Third Supplemental Indentures.

Proceeds from the sale of said securities will be used to redeem at the redemption price of \$110 per share the outstanding 44,476 shares of \$6 Preferred Stock of Mississippi, to repay the outstanding Serial Notes of Mississippi in the aggregate principal amount of \$3,450,000 due 1952-1956, and in connection with the company's construction program.

In order to effect redemption of the preferred stocks on the dates scheduled Arkansas, Louisiana, and Mississippi may, if deemed necessary, borrow, pursuant to an accommodation bank loan, part or all of the funds proposed to be deposited for the purpose of redeeming the outstanding preferred stocks, such borrowing, if made, to be repaid within 48 hours after the making thereof with

funds provided from the sale of the new securities proposed to be issued and sold.

Middle South proposes to offer an aggregate of 400,000 shares of its common stock without nominal or par value to holders of the outstanding preferred stocks described above of Arkansas, Louisiana, and Mississippi. Middle South proposes that deposits of the preferred stocks of Arkansas, Louisiana, and Mississippi will be honored in the order in which deposits are received; *Provided, however*, That initially the deposit of any of the individual classes of stock will be honored only up to and including ten shares of such stock deposited by a single record holder. After all such deposits shall have been honored deposits to the extent that they may exceed ten shares will be honored in full in the order in which they shall have been received up to the maximum issuance of an aggregate of 400,000 shares.

The number of shares of common stock of Middle South which each preferred stockholder will acquire upon acceptance of this offer will be determined by the respective call prices of the preferred stocks and by market conditions prevailing at the time the offer is made and will be the subject of subsequent application to this Commission. Middle South does not propose to issue fractional shares but will pay to such stockholders as have availed themselves of the offer cash for any portion of a share to which they may be entitled.

Middle South has entered into agreements with Arkansas, Louisiana, and Mississippi which provide in effect that preferred stockholders accepting the offer of Middle South will waive their rights to the redemption prices on the preferred stocks and will direct the companies to issue and deliver to Middle South shares of the common stocks of Arkansas and Mississippi. The issuance of such shares and the acquisition of such shares by Middle South will be the subject of a later application before this Commission.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said applications-declarations and that said applications-declarations shall not be granted or permitted to become effective, except pursuant to a further order of the Commission; and

It also appearing appropriate by reason of the identity of interest and issues in said applications-declarations that a hearing should be held on all of the above applications-declarations at the same time, and it also appearing appropriate to inquire into the construction and financing plans of the Middle South system:

It is ordered, That a hearing on said applications-declarations and on the matters relating thereto pursuant to the applicable provisions of the act and the rules of the Commission, be held on June 5, 1950, at 10:00 a. m., e. d. s. t., at the offices of the Commission, 425 Second Street NW., Washington 25, D. C. On such date the hearing room clerk in Room 101 will advise as to the room in which such hearing is to be held. Any

person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission on or before June 2, 1950, a request relative thereto as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Harold B. Teegarden or any other officer or officers of this Commission designated by it for that purpose shall preside at such hearing. The officer or officers so designated to preside at such hearing are hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's rules of practice.

The Division of Public Utilities having advised the Commission that it has made a preliminary examination of the applications-declarations and that upon the basis thereof the following matters and questions are presented for consideration without prejudice to its specifying additional matters and questions upon further examination:

1. Whether the proposed issuance and sale of securities by Arkansas are for the purpose of financing the business of Arkansas as a public utility.

2. Whether the proposed issuances and sales of securities of Louisiana and Mississippi and the offer of Middle South to the preferred stockholders of Arkansas, Louisiana and Mississippi are consistent with the public interest and with the interest of investors and consumers and with the applicable requirements of the act and rules thereunder, particularly sections 6 (a) and 7.

3. Whether the terms and conditions under which the preferred stocks are to be issued are in accordance with the applicable standards of the act and the rules thereunder and whether any conditions should be imposed in connection with such provisions.

4. Whether the proposed offer of Middle South should be exempt from the provisions of Rule U-50.

5. Whether the fees, commissions or other remuneration to be paid in connection with the proposed transactions are reasonable.

6. Whether the financing program presently devised for Middle South and its subsidiaries, in the light of Middle South's construction program, is designed to maintain balanced capital structures with adequate amounts of equity capital.

7. Whether the manner in which it is proposed to record the proposed transactions on the books of the companies concerned meets the standards of the act and is otherwise in accordance with sound accounting principles.

8. Whether any terms and conditions should be imposed in the public interest and for the protection of investors and consumers in connection with any of the proposed transactions.

It is further ordered, That, at said hearing, evidence shall be adduced with respect to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this notice and order by registered mail to the applicants-declarants

herein, to the Public Service Commission of the State of Arkansas and the Public Service Commission of the State of Louisiana and that further notice be given to all other persons by publication of this notice and order in the *FEDERAL REGISTER* and general release of this notice and order distributed to the Press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[P. R. Doc. 50-4428; Filed, May 24, 1950;
8:47 a. m.]

[File No. 812-656]

NORTH AMERICAN INVESTMENT CORP.

NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of May A. D. 1950.

Notice is hereby given that North American Investment Corporation ("Applicant"), of San Francisco, California, a management, closed-end investment company registered under the Investment Company Act of 1940, has filed an application pursuant to Rule N-17D-1 under said act regarding a pension plan covering its eligible employees.

The application discloses that the pension plan was set up under a trust agreement, dated May 15, 1945, between Applicant and The Bank of California, N. A., as trustee, for the purpose of providing retirement income, death benefits and severance benefits for all employees, including officers, in service of Applicant for five continuous years as permanent employees who have not, at date of entrance under the plan, attained age 60. Eligible employees become participants in the plan by filing an application for participation with the pension committee. The benefits of the plan are provided for by means of insurance policies purchased in the name of the individual participants from a legal reserve life insurance company approved by the pension committee. Provision is made in the plan for normal retirement at age 65 or, in the case of participants age 56 or over at date of entrance under the plan, the tenth anniversary of participation. Retirement may occur at an earlier age with the consent of the pension committee but in no event before the participant has attained age 55. Upon retirement a participant is entitled to receive a monthly income, for ten years certain and for life thereafter, in an amount equal to $\frac{3}{4}$ of 1 percent of his basic monthly compensation at date of entrance under the plan multiplied by the number of continuous years of service prior to attainment of retirement age, excluding the first five years of service. Adjustments are made in the amount of the pension to reflect changes in the participant's basic monthly compensation subsequent to date of entrance under the plan.

The death benefit prior to normal retirement, payable to the beneficiaries of

insurable participants, is \$1,000 for each \$10 of monthly pension to which the participant is entitled or the reserve on the participant's insurance policy if such sum is in excess of the foregoing death benefit. The death benefit prior to normal retirement in the case of uninsurable participants is the reserve of the participant's insurance policy.

The plan provides for severance benefits for participants who have attained age 35 and have completed at least 10 years of service. Such benefits consist of a portion of the value of the participant's insurance policy determined on a sliding scale in accordance with length of service, with the full policy being paid where the participant at time of severance has completed 25 full years of service.

There were six participants, including two officers, in the plan as of March 2, 1950. The participants, as of May 15, 1949, had served from five to twenty years with Applicant, the two officers having served ten and thirteen years. Past service was not funded at inauguration of the plan. All policies are on a level-premium basis. The entire cost of the plan is financed by contributions of the Applicant. The annual contributions of Applicant for the years 1945 to 1949, inclusive, and the portions thereof allocable to directors and officers and to employees are as follows:

Past and future services	Total	Directors and officers	Employees
1945.....	\$2,434.63	\$1,808.95	\$625.68
1946.....	1,514.22	936.44	577.78
1947.....	1,708.25	919.54	788.71
1948.....	2,044.27	1,076.48	967.79
1949.....	2,621.79	1,249.21	1,372.58

¹ Reduction due primarily to resignation of an officer having 11 years past service credit at the inauguration of the plan.

It is estimated that the aggregate annual benefits payable to officers and directors as a group, in the event that they continue to serve to the date of their normal retirement, will amount to \$3,948.

The participation of Applicant's eligible employees in the pension plan did not at the time the pension plan was inaugurated contravene the provisions of section 17 (d) of the act since the Commission had not at that time promulgated any rules pursuant to the section. Rule N-17D-1 under the act became effective on February 6, 1946, and was revised on June 23, 1947. The substance of the rule as now in effect prohibits the participation of the eligible employees of Applicant in the pension plan unless an application regarding such plan has been filed with the Commission and has been granted by order.

All interested persons are referred to said application which is on file in the Washington, D. C., office of this Commission for a more detailed statement of the matters of fact and law therein asserted.

Notice is further given that an order granting the application and exempting the participants from the provisions of Rule N-17D-1 in the period from Febru-

ary 6, 1946, to the date of such order, may be issued by the Commission at any time after June 5, 1950, unless prior thereto a hearing upon the application is ordered by the Commission, as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may, not later than June 5, 1950, at 5:30 p. m., e. d. s. t., submit to the Commission in writing his views or any additional facts bearing upon the application or the desirability of a hearing thereon, or a request to the Commission that a hearing be held thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C., and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the application which he desires to controvert.

By the Commission.

[SEAL] NELLIE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 50-4434; Filed, May 24, 1950;
8:48 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 80 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

FRITZ ULRICH RATH AND DOROTHEA RATH

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Fritz Ulrich Rath, Cincinnati, Ohio, Claim No. 42465, Dorothea Rath, Ahrensburg, Holstein, Germany, Claim No. 42466 (Consolidated); 57 shares of \$100 par value common capital stock of Central American Plantations Corporation, a Delaware corporation, registered in the name of the Attorney General of the United States, currently in the safekeeping of the Comptroller's Branch of the Office of Alien Property, 120 Broadway, New York, New York, 28½ shares returnable to either claimant, \$4,161.00 in the Treasury of the United States returnable to the claimants in equal shares.

Executed at Washington, D. C., on May 18, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4412; Filed, May 23, 1950;
8:49 a. m.]

[Vesting Order 14659]

ACME TRADING CO., INC.

In re: Debt owing to Acme Trading Co., Inc. F-39-6727-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Acme Trading Co. Inc., the last known address of which is Higobashi Bldg.—5 Tosaboridori 1-Chome Nishi-Ku, Osaka, Japan is a corporation, partnership, association or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended has had its principal place of business in Japan, and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Acme Trading Co. Inc., by National Theatre Supply Export, Division of National-Simplex-Bludworth Inc., 92 Gold Street, New York 7, New York, in the amount of \$926.09 as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 15, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4454; Filed, May 24, 1950;
8:46 a. m.]

[Vesting Order 14668]

FRIEDEL MANGOLD

In re: Debt owing to Friedel Mangold, F-28-27374-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Friedel Mangold, whose last known address is 55 Bismarckstrasse, Heilbronn, Wurttemberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Friedel Mangold by Edgar A. Boyles, Jr., California State Life Building, Sacramento, California, in the amount of \$50.00, as of March 23, 1950, together with any and all accruals thereto and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 15, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4455; Filed, May 24, 1950;
8:46 a. m.]

[Vesting Order 14669]

HENRY A. AND MRS. HENRY A. MANNS

In re: Bank account owned by Henry A. Manns and Mrs. Henry A. Manns, D-28-12793-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Henry A. Manns and Mrs. Henry A. Manns, on or since the effective date of Executive Order 8389, as amended, and on or since December 11, 1941, have been residents of Germany and are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Henry A. Manns and Mrs. Henry A. Manns, by First Federal Savings and Loan Association of Kansas City, 919 Walnut Street, Kansas City 6, Missouri, arising out of a savings account, account number 3164, entitled Henry A. Manns or Mrs. Henry A. Manns or survivor, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Henry A. Manns and Mrs. Henry A. Manns, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 15, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4456; Filed, May 24, 1950;
8:46 a. m.]

[Vesting Order 14670]

TOTARO FRANK MORIGUCHI

In re: Bank account owned by Totaro Frank Moriguchi, also known as F. Mariguchi. F-39-6199-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Totaro Frank Moriguchi, also known as F. Mariguchi, whose last known address is Waza, Nyu-Mura, Hidaka-gun, Wakayama-Ken, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Totaro Frank Moriguchi, also known as F. Mariguchi, by Security-First National Bank of Los Angeles, Sixth and Spring Streets, Los Angeles, Cali-

fornia, arising out of a checking account, entitled F. Mariguchi, maintained at the branch office of the aforesaid bank located at Fresno, California, and any and all rights to demand, enforce and collect the same,

is property within the United States, owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 15, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4457; Filed, May 24, 1950;
8:46 a. m.]

[Vesting Order 14671]

SHUSABURO NAKAYAMA

In re: Debt owing to the personal representative, heirs, next of kin, legatees and distributees of Shusaburo Nakayama, deceased. D-39-19287-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Shusaburo Nakayama, deceased, who there is reasonable cause to believe are residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation of Seattle-First National Bank, Second and Cherry, Seattle 14, Washington, in the amount of \$390.43 as of April 7, 1950, representing the proceeds from liquidation of an account formerly maintained by Shusaburo Nakayama, now deceased, with the Pacific Commercial Bank of Seattle, Washington, together with any and all accruals thereto, and

any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the personal representatives, heirs, next of kin, legatees and distributees of Shusaburo Nakayama, deceased, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Shusaburo Nakayama, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended,

Executed at Washington, D. C., on May 15, 1950.

For the Attorney General.

[SEAL]

HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[P. R. Doc. 50-4458; Filed, May 24, 1950;
8:46 a. m.]

[Vesting Order 14672]

MICHAEL NICKEL

In re: Bank account owned by Michael Nickel. F-28-30753-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Michael Nickel, whose last known address is Langen No. 47, Kreis Wisermuede, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Michael Nickel, by Bank of Commerce and Trusts, 901 East Main Street, Richmond, Virginia, arising out of a checking account, entitled Michael Nickel, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on

account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 15, 1950.

For the Attorney General.

[SEAL]

HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[P. R. Doc. 50-4459; Filed, May 24, 1950;
8:47 a. m.]