THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
OF THE UNITED STATES 1934

FEDERAL REGISTER

VOLUME 20 NUMBER 19

Washington, Thursday, January 27, 1955

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

POST OFFICE DEPARTMENT

Effective upon publication in the FEDERAL REGISTER, § 6.309 (a) (3) is amended as set out below.

§ 6.309 *Post Office Department*—(a) *Office of the Postmaster General.* * * *

(3) Two Special Assistants to the Postmaster General.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633; E. O. 10440, 18 F. R. 1823, 3 CFR, 1953 Supp.)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 55-797; Filed, Jan. 26, 1955; 8:52 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

Subchapter F—Banks for Cooperatives

[FCA Order No. 616]

PART 73—BANKS FOR COOPERATIVES CONSOLIDATED DEBENTURES

In preparation for the issuance of consolidated debentures of the 13 banks for cooperatives as authorized by section 37 of the Farm Credit Act of 1933 (12 U. S. C. 1134m) as amended by Public Law 630, 83d Congress (approved August 23, 1954), Title 6 of the Code of Federal Regulations is amended by adding a new part thereto, "Part 73—Banks for Cooperatives Consolidated Debentures", as given below. This new Part 73 does not affect the application of Part 72 which will continue to apply to any debentures issued by the Central Bank for Cooperatives individually.

APPLICATION FOR ISSUE

Sec.
73.1 Approval by Farm Credit Administration.

CUSTODIANSHIP OF COLLATERAL

Sec.
73.2 Custodian and Acting Custodian.
73.3 Bonding of Custodian and Acting Custodian.
73.4 Classifications of collateral.
73.5 Segregation and safeguarding of collateral.
73.6 Holding of cash and Government securities.
73.7 Deposits and withdrawals of collateral.
73.8 Subcollateral.
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73.10 Accounts and reports.
73.11 Audits.

LOST, STOLEN, DESTROYED, MUTILATED, OR DEFACED DEBENTURES

73.12 Authorization for relief.
73.13 Application.
73.14 Affidavit.
73.15 Bond of indemnity.
73.16 Additional evidence.
73.17 Recovery of debenture or coupon reported lost, stolen, or destroyed.
73.18 Immaterial mutilation or defacement.

AUTHORITY: §§ 73.1 to 73.18 issued under sec. 37, 48 Stat. 263, Pub. Law 630, 83d Cong.; 12 U. S. C. 1134m.

APPLICATION FOR ISSUE

§ 73.1 *Approval by Farm Credit Administration.* A bank for cooperatives desiring to participate in an issue of consolidated debentures shall make written application to the Farm Credit Administration for approval of its participation in such issue of debentures. No debentures shall be issued without approval of the Farm Credit Administration in writing. Before approving each bank's participation in an issue of debentures, the Farm Credit Administration shall have a statement in writing by a Custodian of collateral for consolidated debentures of the banks for cooperatives that the collateral held by him or for his account securing consolidated debentures which will be outstanding on behalf of the bank making the application, including the debentures applied for, as of the date of their issuance, will be adequate according to law and the rules and regulations of the Farm Credit Administration.

CUSTODIANSHIP OF COLLATERAL

§ 73.2 *Custodian and Acting Custodian.* The Chief, Collateral Section, Farm Credit Administration, shall serve,

(Continued on p. 583)

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FEDERAL REGISTER

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

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CODIFICATION GUIDE

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

ex officio, as Custodian of collateral pledged by the Central Bank for Cooperatives for consolidated debentures. The Chief, Securities Section, Farm Credit Administration, shall serve, ex officio, as Acting Custodian of collateral pledged by the Central Bank for Cooperatives for consolidated debentures, in the event the said Custodian is unable to serve for any reason. The Farm Loan Registrar in each farm credit district shall serve, ex officio, as Custodian of collateral pledged by the bank for cooperatives of the district for consolidated debentures; and the Deputy Registrar in the first farm credit district and the Acting Deputy Registrar in each other farm credit district shall serve, ex officio, as Acting Custodian of collateral pledged by the bank for cooperatives of the district for consolidated debentures, in the event the said Custodian is unable to serve for any reason. The operating titles when so serving shall be Custodian and Acting Custodian, respectively.

§ 73.3 *Bonding of Custodian and Acting Custodian.* Each Custodian and Acting Custodian shall be covered under a fidelity bond with a corporate surety on the approved list of the Treasury Department and in the amounts of $50,000 and $25,000, respectively, to insure the faithful performance of their duties and provide against financial loss.

§ 73.4 *Classifications of collateral.* Each Custodian shall accept, either originally or by substitution, collateral for consolidated debentures as prescribed by the Farm Credit Act of 1933, as amended.

§ 73.5 *Segregation and safeguarding of collateral.* Each Custodian shall maintain exclusive possession of collateral, other than cash and United States Government obligations, which directly secures consolidated debentures of the banks for cooperatives. He shall keep the collateral which is in his immediate custody separate and apart from all other property held by him either for himself or for others, and he shall keep it in a suitable vault or other recognized place of safe deposit.

§ 73.6 *Holding of cash and Government securities.* Cash collateral shall be kept by each Custodian on deposit in a symbol account with the Treasurer of the United States, and collateral consisting of direct obligations of the United States shall be kept by him in a safekeeping account with a Federal reserve bank or branch or with the Treasurer of the United States, both types of accounts to be subject to the order of the Governor of the Farm Credit Administration.

§ 73.7 *Deposits and withdrawals of collateral.* (a) Each deposit of collateral with a Custodian shall be accompanied by a specific assignment to him in trust of such collateral. All the collateral shall be held by him, or for his account, in trust for the joint, ratable benefit of all owners of consolidated debentures of the banks for cooperatives outstanding irrespective of the dates of issue of such debentures. No duty or responsibility shall be assumed by or imposed upon a Custodian to determine the values, genuineness, or legal sufficiency of any collateral deposited with him, but he shall be satisfied that (1) such collateral is of the character authorized by law and appears to be legal and sufficient on its face; and (2) the collateral assigned to him is at all times not less in amount than the amount of debentures outstanding.

(b) Except as provided in § 73.9, a Custodian shall release to the bank for cooperatives which he serves any collateral requested by it which is not needed for meeting the collateral requirements specified by law, and any additional collateral requirements specified by the Farm Credit Administration, for outstanding consolidated debentures of the banks for cooperatives. Further, except as provided in § 73.9, a Custodian shall release to the bank for cooperatives which he serves any collateral held by him or for his account upon the substitution of cash or other collateral of the character authorized by law sufficient in amount to maintain the collateral requirements specified, as mentioned in paragraph (a) of this section.

§ 73.8 *Subcollateral.* Subcollateral, consisting of all valuable items securing collateral which directly secures outstanding consolidated debentures of the banks for cooperatives, shall be held either by a Custodian of collateral, a bank for cooperatives, or a local custodian employed by a bank for cooperatives. When subcollateral is not held by the Custodian, he shall be furnished with a statement by the holder that it is held in trust for the Custodian's account, and with periodic reports by the holder of the subcollateral thus held.

§ 73.9 *Disposition of collateral and subcollateral in the event of default on consolidated debentures.* In the event of default by any bank for cooperatives in the payment of principal or interest on any consolidated debentures outstanding on its behalf, all collateral and subcollateral held by or for the Custodian under assignment by such bank shall automatically with the occurrence of the default be held subject to the order of the Governor of the Farm Credit Administration for the protection of debenture holders, and the withdrawal and substitution provisions of § 73.7 shall be suspended.

§ 73.10 *Accounts and reports.* Each Custodian shall keep a separate account of all his transactions relating to consolidated debentures of the banks for cooperatives and the collateral security, and shall furnish such reports and other documents as may be required by the Governor of the Farm Credit Administration.

§ 73.11 *Audits.* The books and records of each Custodian and the collateral held by him relating to banks for cooperatives consolidated debentures shall be audited at least once each year by the Examination Division of the Farm Credit Administration.

LOST, STOLEN, DESTROYED, MUTILATED, OR DEFACED DEBENTURES

§ 73.12 *Authorization for relief.* Whenever a consolidated debenture of the banks for cooperatives, or a coupon detached from such a debenture, is lost, stolen, destroyed, or so mutilated or defaced as to impair its value to the owner, the Director of Cooperative Bank Service may authorize the issuance of a new debenture or payment for the coupon at maturity, upon the owner's compliance with the requirements set forth in §§ 73.13 through 73.18. Wherever the term "owner" is used in said sections, it shall be deemed to include the authorized representative of the owner.

§ 73.13 *Application.* In the event of the loss, theft, destruction, mutilation, or defacement of a consolidated debenture or coupon, the owner should file an application with the Director of Cooperative Bank Service for the issuance of another debenture or for payment of the coupon at maturity. Such application must be filed within a reasonable time after the loss, theft, destruction, mutilation, or defacement is discovered.

§ 73.14 *Affidavit.* The owner of the consolidated debenture or coupon which has been lost, stolen, destroyed, mutilated, or defaced shall furnish to the Director of Cooperative Bank Service his affidavit duly acknowledged before a notary public or other officer authorized by law to administer oaths, setting forth:

(a) That he is the lawful owner of such debenture or coupon and that he is legally entitled to its possession;

(b) A complete identification of such debenture or coupon including serial number, date of issue, face amount, date of maturity, and interest rate;

(c) A detailed statement of the circumstances surrounding the loss, theft, destruction, mutilation, or defacement of such debenture or coupon;

(d) A statement that the affidavit is made for the purpose of obtaining a new debenture or payment for the coupon at maturity and an undertaking that should the original debenture or coupon come into the possession or control of the deponent, he will immediately surrender it to the Director of Cooperative Bank Service.

§ 73.15 *Bond of indemnity.* (a) The owner of a lost, stolen, or destroyed consolidated debenture or coupon, or his authorized representative, shall also furnish to the Director of Cooperative Bank Service a bond of indemnity in a penal amount equal to 110 percent of the principal and interest to maturity of the said debenture, or equal to 110 percent of the face amount of said coupon, with corporate surety satisfactory to the Director of Cooperative Bank Service and with conditions to indemnify and save harmless the Farm Credit Administration and the 13 banks for cooperatives and any and all of their officers, employees, or representatives, from all liability, loss, claims, or demands arising in any manner by reason or on account of the debenture or coupon concerning which relief is requested.

(b) The owner of a mutilated or defaced consolidated debenture or coupon shall, before relief is granted, surrender such debenture or coupon or as much thereof as remains to the Director of Cooperative Bank Service and shall, if required by him, also furnish a bond of indemnity in a penal sum satisfactory to the Director of Cooperative Bank Serv-

ice with corporate surety and conditions as stated in paragraph (a) of this section.

(c) A bond of indemnity which is otherwise satisfactory will be accepted if the corporation which is surety thereon holds a certificate from the Secretary of the Treasury as being acceptable on surety bonds. A list of such corporations may be obtained from the Surety Bonds Branch, Bureau of Accounts, United States Treasury Department, Washington, D. C.

§ 73.16 *Additional evidence.* The owner of a lost, stolen, mutilated, defaced, or destroyed consolidated debenture or coupon shall also furnish such other and further evidence relating to the loss, theft, destruction, mutilation, or defacement of the debenture or coupon for which relief is requested as may be required by the Director of Cooperative Bank Service in any specific case.

§ 73.17 *Recovery of debenture or coupon reported lost, stolen, or destroyed.* If a consolidated debenture or coupon reported lost, stolen, or destroyed is recovered by the owner prior to the issuance of a new debenture or payment for the coupon, the Director of Cooperative Bank Service should be notified immediately whereupon the application for relief will be canceled and any bond or affidavit relative to it will be returned to the owner. If the original debenture or coupon is recovered by the owner after relief has been granted, the said original shall be returned to the Director of Cooperative Bank Service for cancelation, whereupon the bond and affidavit relative to it will be returned to the owner.

§ 73.18 *Immaterial mutilation or defacement.* Where a mutilation or defacement of a consolidated debenture or a coupon is such that the debenture or coupon may be clearly identified and the missing fragments could not by any possibility form the basis of a claim against the 13 banks for cooperatives, the Farm Credit Administration, or the Director of Cooperative Bank Service, the Director of Cooperative Bank Service may authorize the issuance of a new debenture, upon application therefor and the surrender of the defaced or mutilated debenture or coupon, without requiring an affidavit or indemnity bond, or may authorize that such debenture or coupon be accepted and paid at maturity as if no mutilation or defacement had occurred.

[SEAL] R. B. TOOTELL,
Governor,
Farm Credit Administration.

[F. R. Doc. 55-752; Filed, Jan. 26, 1955; 8:45 a. m.]

TITLE 7—AGRICULTURE

Chapter III—Agricultural Research Service, Department of Agriculture

PART 363—CERTIFICATION OF USEFULNESS OF PESTICIDE CHEMICALS

On November 24, 1954, there was published in the FEDERAL REGISTER (19 F. R. 7585) a notice of proposed rule making concerning the issuance of regulations relating to the certification by the Secretary of Agriculture of usefulness of pesticide chemicals for which the establishment of a tolerance or exemption has been requested under the Federal Food, Drug, and Cosmetic Act, as amended. After due consideration of relevant matters presented, and pursuant to the authority vested in the Secretary of Agriculture by section 408 (l) of the Federal Food, Drug, and Cosmetic Act, as amended (68 Stat. 516), the following regulations, to appear in Part 363, Title 7, Code of Federal Regulations, are hereby issued:

Sec.
363.1 Words in the singular form.
363.2 Definitions.
363.3 Administration.
363.4 Filing of requests for certification.
363.5 Material in support of the request for certification.
363.6 Certification limited to economic poison uses.
363.7 Factors considered in determining usefulness.
363.8 Basis for determination of usefulness.
363.9 Proposed certification; notice; request for hearing.
363.10 Withdrawal of request for certification pending clarification or completion.
363.11 Registration under the Federal Insecticide, Fungicide, and Rodenticide Act.
363.12 Opinion as to residue.

AUTHORITY: §§ 363.1 to 363.12 issued under sec. 408, Pub. Law 518, 83d Cong.; 68 Stat. 516.

§ 363.1 *Words in the singular form.* Words in this part in the singular form shall be deemed to import the plural, and vice versa, as the case may demand.

§ 363.2 *Definitions.* Unless the context otherwise requires, the following terms shall be construed, respectively, to mean:

(a) "Act" means the Federal Food, Drug, and Cosmetic Act (21 U. S. C. 301 et seq.), as amended by Public Law 518, 83d Congress, 2d Session, "An Act to amend the Federal Food, Drug, and Cosmetic Act with respect to residues of pesticide chemicals in or on raw agricultural commodities" (68 Stat. 511).

(b) "Chief" means the Chief of the Plant Pest Control Branch, Agricultural Research Service, United States Department of Agriculture, Washington, D. C.

(c) "Department" means the United States Department of Agriculture.

(d) "Pesticide chemical" and "raw agricultural commodity" shall have the same meanings as they have in paragraphs (q) and (r), respectively, of section 201 of the act.

(e) "Economic poison" shall have the same meaning as it has under the Federal Insecticide, Fungicide, and Rodenticide Act (7 U. S. C. 135–135k) and the regulations issued thereunder (Part 362 of this chapter).

(f) "Person" means individuals, partnerships, corporations, and associations.

(g) "Certification" means a certification by the Chief to the Department of Health, Education, and Welfare that a pesticide chemical is useful for the purpose for which a tolerance or exemption is sought under the act.

(h) "Petition" means a petition filed with the Secretary of Health, Education, and Welfare pursuant to section 408 (d) (1) of the act.

§ 363.3 *Administration.* The Chief is authorized to take such action as, in his discretion, may be necessary to carry out the provisions of sections 408 (i) and 408 (l) of the act and the regulations in this part.

§ 363.4 *Filing of requests for certification.* All requests for a certification shall be made in writing to the Chief. Action upon such a request will not be undertaken unless (a) the person making the request has, pursuant to the provisions of the Federal Insecticide, Fungicide, and Rodenticide Act, registered or submitted an application for the registration of an economic poison consisting of or containing the pesticide chemical for which the certification is sought and (b) the request is accompanied by a copy of the petition. The person requesting certification may at any time withdraw such request for certification.

§ 363.5 *Material in support of the request for certification.* In addition to the data required by section 408 (d) (1) of the act to be included in the petition, the request for certification should be supported by the following material, to the extent it is relied upon by the petitioner:

(a) A complete report of the results of any experimental work by the petitioner on the effectiveness of the pesticide chemical for the purposes intended;

(b) Data relating to the usefulness of the pesticide chemical obtained by other qualified investigators;

(c) Any other material which the petitioner believes will justify a finding of usefulness.

If such material is fully shown in the petition, it need not be set forth separately in the request for certification.

§ 363.6 *Certification limited to economic poison uses.* If the product for which a certification is sought is intended for both economic poison and noneconomic poison uses, any certification relative to the usefulness of such product will refer only to economic poison uses. No action will be taken with respect to the noneconomic poison uses of such product.

§ 363.7 *Factors considered in determining usefulness.* In determining whether a pesticide chemical is useful for the purposes for which a tolerance or exemption is sought, consideration will be given, among other things, to:

(a) The results of any experimental work by the petitioner on the effectiveness of the pesticide chemical for the purposes intended.

(b) Data relating to the usefulness of the pesticide chemical obtained by other qualified investigators.

(c) Reports of other experimental work before the Chief in publications, the official files of the Department, or otherwise.

(d) Opinions of experts qualified in the fields involved.

§ 363.8 *Basis for determination of usefulness.* Usefulness of a pesticide chemical for the purposes intended will be determined upon the basis of its practical pesticidal, or biological, effectiveness. Pesticidal effectiveness may be established in terms of percentage reduction or control of pests or, when appropriate, increase in yield or quality of crop following application of the specified pesticide under the conditions prescribed, compared with the results from adequate controls. Consideration may also be given to other economic gain or practical benefit, including: Economy or ease of production, harvest, or storage of crop; flexibility as regards the time of planting or harvest, even at the possible sacrifice of yield; and general benefit to livestock, plants, or human welfare.

§ 363.9 *Proposed certification; notice; request for hearing.* (a) If, upon the basis of the data before him, it appears to the Chief that the pesticide chemical is not useful for the purpose or purposes for which a tolerance or exemption is sought, or is useful for only some of the purposes for which a tolerance or exemption is sought, the Chief shall notify the person requesting the certification of his proposal to so certify to the Department of Health, Education, and Welfare. Notice of such proposed certification will be given by registered mail.

(b) Within one week after receipt of such notice of proposed certification the person requesting the certification may, by filing a request with the Chief, (1) request that the certification be made on the basis of the proposed certification; (2) request a hearing on the proposed certification or the parts objected to; (3) request both such certification and such hearing; or (4) withdraw the request for certification as provided for in § 363.10. If no such request or withdrawal is filed with the Chief within such time, the certification will be made as proposed.

§ 363.10 *Withdrawal of request for certification pending clarification or completion.* In some cases it may be necessary for the Chief to notify the petitioner of his proposal to certify that the pesticide chemical does not appear to be useful for some or all of the purposes for which a tolerance or exemption is sought only because the data submitted by the petitioner are not sufficiently clear or complete to justify a finding of usefulness. In such cases the petitioner may withdraw his request for certification pending its clarification or the obtaining of additional data, and no further action will be taken with respect to the making of the certification until the request for certification is resubmitted. Upon the resubmission of the request for certification, the time limitation within which final certification is required to be made will begin to run anew from the date of the resubmission.

§ 363.11 *Registration under the Federal Insecticide, Fungicide, and Rodenticide Act.* (a) Since in most cases where a pesticide chemical may leave a residue in or on a raw agricultural commodity there can be no determination of the adequacy of the directions for use or the warning or caution statements appearing on the labeling of an economic poison until a tolerance or exemption has been established for the pesticide chemical which is, or is a part of, such economic poison, it will not ordinarily be possible to register the economic poison under the Federal Insecticide, Fungicide, and Rodenticide Act until such tolerance or exemption has been established.

(b) Factors other than pesticidal, or biological, effectiveness are considered in the granting of registration under the Federal Insecticide, Fungicide, and Rodenticide Act. Therefore, the criteria for registration are not all applied in considering the certification of usefulness, and the fact that such a certification has been made does not mean that the economic poison can be registered for the uses concerned.

§ 363.12 *Opinion as to residue.* (a) In forming an opinion whether the tolerance or exemption proposed by the petitioner reasonably reflects the amount of residue likely to result when the pesticide chemical is used in the manner proposed, consideration will be given, among other things, to:

(1) Data furnished by the petitioner showing (i) the results of tests to ascertain the amount of residue remaining, including a description of the analytical methods used, and (ii) practicable methods for removing residue which exceeds any proposed tolerance;

(2) Reports of other experimental work before the Chief in publications, the official files of the Department, or otherwise;

(3) Opinions of experts qualified in the fields involved.

(b) If a tolerance proposed by the petitioner is reasonably to reflect the amount of residue likely to result when a pesticide chemical is used, it must be large enough to include all residue which is likely to result when the pesticide chemical is used in the manner proposed by the petitioner, but not larger than needed for this purpose. The tolerance proposed by the petitioner may take into account reduction of residue by washing, brushing, or other applicable method.

(c) If there is insufficient information before the Chief to support an opinion as to whether the tolerance proposed by the petitioner reasonably reflects the amount of residue likely to result, the opinion will so state.

The regulations in this part shall become effective thirty days after publication thereof in the FEDERAL REGISTER.

Done at Washington, D. C., this 24th day of January 1955.

[SEAL] M. R. CLARKSON,
Acting Administrator,
Agricultural Research Service.

[F. R. Doc. 55-799; Filed, Jan. 26, 1955; 8:53 a. m.]

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

PART 983—TYPE 62 SHADE-GROWN CIGAR-LEAF TOBACCO GROWN IN DESIGNATED PRODUCTION AREA OF FLORIDA AND GEORGIA

ORDER SUSPENDING MARKETING AGREEMENT AND ORDER

Notice was published in the December 1, 1954, daily issue of the FEDERAL REGISTER (19 F. R. 7909) that consideration was being given to a proposal relative to the suspension of Marketing Agreement No. 112 and Order No. 83 (7 CFR Part 983), effective February 1, 1955, regulating the handling of Type 62 shade-grown cigar-leaf tobacco grown in the designated production area of Florida and Georgia, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.). After consideration of all relevant matters presented, including the proposal set forth in such notice which was submitted by the Control Committee (established pursuant to said marketing agreement and order), it is hereby found and determined that commencing February 1, 1955, Marketing Agreement No. 112 and Order No. 83 (7 CFR Part 983) will not tend to effectuate the declared policy of the act.

It is, therefore, ordered, That Marketing Agreement No. 112 and Order No. 83 (7 CFR Part 983) regulating the handling of Type 62 shade-grown cigar-leaf tobacco grown in the designated production area of Florida and Georgia be, and they hereby are, suspended.

The effect of this action is to relieve restrictions imposed upon handlers, and it is desirable that the removal of such restrictions be made effective as soon as it is practical. The next fiscal period begins February 1, 1955, and no advance preparation on the part of handlers will be necessary. Further, it is provided in said act that the operation of such order shall be suspended or terminated whenever the Secretary of Agriculture finds that the order obstructs or does not tend to effectuate the declared policy of the act. With respect to the marketing agreement and order, it is provided therein that the Secretary of Agriculture may terminate or suspend the operation thereof as provided in § 983.70 thereof.

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

Issued at Washington, D. C., this 24th day of January 1955 to become effective February 1, 1955. However, this suspension shall not (a) affect or waive any right, duty, obligation, or liability which shall have arisen, or which may thereafter arise, in connection with any provision of said marketing agreement or order, or regulation issued thereunder, (b) release or extinguish any violation of said marketing agreement or order, or regulation issued thereunder, or (c) affect or impair any rights or remedies of the United States, the Secretary of

Agriculture, or of any other person, with respect to any such violation.

[SEAL] EARL L. BUTZ,
Assistant Secretary of Agriculture.

[F. R. Doc. 55-798; Filed, Jan. 26, 1955; 8:52 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amdt. 23 to Revision of May 10, 1949]

PART 550—FEDERAL AID TO PUBLIC AGENCIES FOR DEVELOPMENT OF PUBLIC AIRPORTS

PROJECT COSTS

Acting pursuant to the authority vested in me by the Federal Airport Act, I hereby amend Part 550 of the regulations of the Civil Aeronautics Administration as follows:

Section 550.4 (c) (1) is hereby amended to read as follows:

§ 550.4 *Project costs.* * * *

(c) *United States share of project costs.* * * *

(1) *Project costs other than costs of installation of high intensity lighting on runways designated instrument landing runways.* The United States share of the project costs (other than costs of installation of high intensity lighting on runways designated instrument landing runways) of an approved project for the development of an airport, regardless of the size or location of the airport to be developed, shall be 50 percent of the allowable project costs of the project (other than costs of installation of high intensity lighting on runways designated instrument landing runways), except that this share, in the case of any State containing unappropriated and unreserved public lands and nontaxable Indian lands (individual and tribal) exceeding 5 percent of the total area of all lands therein shall be increased as provided in section 10 (b) of the act and except that the United States share shall be 75 percent in the case of the Territory of Alaska and the Virgin Islands, all as set forth in the following table:

UNITED STATES' PERCENTAGE SHARE OF ALLOWABLE PROJECT COSTS IN STATES CONTAINING UNAPPROPRIATED AND UNRESERVED PUBLIC LANDS AND NONTAXABLE INDIAN LANDS

Arizona	60.97
California	54.22
Colorado	53.26
Idaho	56.27
Montana	53.40
Nevada	62.50
New Mexico	56.45
Oklahoma	51.08
Oregon	55.98
South Dakota	53.06
Utah	62.44
Washington	51.75
Wyoming	57.19

NOTE: The percentages listed in this table will vary as changes occur with respect to the area of unappropriated and unreserved public lands and nontaxable Indian lands in the several States, in which event such changed percentages will be used by the Administrator in determining the United States share of allowable project costs other than costs of installing high intensity runway lighting on runways designated as instrument landing runways.

(Secs. 1-15, 60 Stat. 170-178, as amended; 49 U. S. C. 1101-1114)

This amendment shall become effective upon publication in the FEDERAL REGISTER.

[SEAL] F. B. LEE,
Administrator of Civil Aeronautics.

[F. R. Doc. 55-753; Filed, Jan. 26, 1955; 8:45 a. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of Foreign Commerce, Department of Commerce

Subchapter A—Miscellaneous Regulations

PART 361—BRITISH TOKEN IMPORT PLAN

MISCELLANEOUS AMENDMENTS

Part 361 British Token Import Plan is amended in the following particulars: [1]

Section 361.1 *Introduction* is amended to read as follows:

§ 361.1 *Introduction.* The procedures governing administration of the British Token Import Plan, for the Plan year 1955, and the role of the Bureau of Foreign Commerce, Department of Commerce therein, are set forth in this part.

Section 361.4 *Issuance of Token Quota Vouchers,* paragraph (a) *To Certified firms,* subparagraph (1) is amended by adding at the end thereof the following undesignated paragraph:

As an alternative, BFC will consider requests from a certified firm for permission to utilize its quota, in accordance with provisions of this section and §§ 361.5 and 361.6, to ship other closely related items on the approved list of Token Plan commodities (§ 361.13), instead of those items which it shipped during the base period as specified on its Certificate of Eligibility. Since, as provided in § 361.5, Token Quota Vouchers issued by the Bureau of Foreign Commerce must be used only to ship the items specified on the Vouchers, applications to ship items not specified on the applicant's Certificate of Eligibility must be accompanied by a letter of explanation with complete details of the proposed transaction including the following information: Whether item is manufactured in own plant(s) or is purchased for resale; and to whom payment is to be made direct by the United Kingdom importer named on the Voucher.

Section 361.7 *Procedure for distribution of quota balances not issued by June 30* is amended in the following particulars:

Paragraph (a), subparagraph (2) is amended by adding at the end thereof the following undesignated paragraph:

If circumstances permit, the unsubscribed for, unissued quota balances for any commodity group will be made available for the shipment of other closely related items shown on the approved list of Token Plan commodities (§ 361.13).

Paragraph (c) *Application for quota balance; Token Quota Vouchers,* subparagraph (1) *Time and manner* is amended as follows:

1. The word "initial" is inserted in the first sentence, so that the same will read: "To share in the initial distribution of quota balances," etc.

2. The following sentence is inserted immediately preceding the sentence beginning, "Applications must be made on Form FC-928", etc.: "Applications received after September 30 but not later than December 31 will be considered to the extent indicated in paragraph (d) (1) of this section."

Paragraph (d), subparagraph (1) is amended to read as follows:

(d) (1) *Apportionment of quota balances by Bureau of Foreign Commerce.* The balance of quota available for initial distribution in any specified commodity group after June 30 will be distributed, as provided in subparagraph (2) of this paragraph, among eligible applicants who have submitted, prior to October 1 (except where time limit is extended as provided in paragraph (c) (1) of this section), their "Application for a Token Quota Voucher (Form B.—Share in Distribution of Quota Balances)", Form FC-928. However, if any quota is still available after such initial distribution is made, consideration will also be given to applications received between October 1 and December 31, in the order of their receipt, insofar as practicable.

Paragraph (d) (2) is amended by inserting the word "initial" in the first sentence, so that the same will read: "In the initial distribution of the total quota balance", etc.

In § 361.13 *Commodities subject to the Plan,* the list of commodities is amended as follows:

The following commodity entries are added to the list:

LINEN MANUFACTURES

162. Damask table linen.

WOOD MANUFACTURES

149. Furniture of bamboo, cane, wickerwork or similar material.

PAPER AND RELATED PRODUCTS

209. Snapshot mounting corners.
115. Greeting cards.
208. Paper towels and napkins.

[1] These amendments relate to the continuation of the British Token Import Plan for the Plan year 1955 by the British Government, which continuation was previously announced in Bureau of Foreign Commerce press release (FC-154) of December 30, 1954 and Foreign Commerce Weekly issue of January 10, 1955, and by notice to participating firms.

While, in general, the Token Plan has been extended through 1955 on the same basis as 1954, provision has now been made for some interchangeability of quotas and for consideration of quota distributions to firms whose applications are received between October 1 and December 31 if quota balances are then still available. The effect of these changes is to provide more flexibility in the Plan's operations. A notice concerning interchangeability has been sent to the certified firms eligible to participate in the 1955 Plan during the first half of the year.

ELECTRICAL MACHINERY, SUPPLIES, AND APPARATUS

Sec.
195. Portable electric generators.

MISCELLANEOUS

98. Outboard motors.
45. Lighter flints.

Certain commodity entries now listed are revised as shown below:

FOOD AND DRINK

84. Canned vegetables, including tomato juice, but excluding tomatoes and tomato puree.

LEATHER PRODUCTS

138. Leather gloves, including industrial gloves.

RUBBER MANUFACTURES

10. Waterproof rubber footwear of all types, including leather footwear with rubber soles.

APPAREL

140. Men's felt hats, lined or unlined.
92. Proofed clothing of all kinds (including blankets, baby pants, crib sheets, and neoprene coated gloves).

PAPER AND RELATED PRODUCTS

65. Paper dress patterns, including incomplete tissue sheets.

IRON AND STEEL MANUFACTURES

49. Axes and axe handles.
197. Belt fasteners for conveyor belts and hand tools for conveyor-belt fasteners.

ELECTRICAL MACHINERY, SUPPLIES, AND APPARATUS

131. Electrically operated domestic washing machines, including domestic electric dishwashing machines. (An ironer or drier also may be shipped with each washing machine under this commodity group. Not more than one-third of the quota available for this group may be used for shipment of ironers or driers independently of washing machines.)

AGRICULTURAL AND GARDEN MACHINERY AND EQUIPMENT

50. Forks for garden and farm use; fork handles.
51. Hoes for garden and farm use; hoe handles.
52. Rakes for garden and farm use; rake handles.

(R. S. 161; 5 U. S. C. 22)

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

[F. R. Doc. 55-782; Filed, Jan. 26, 1955; 8:50 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 6194]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

ANN H. HARTMAN ET AL.

Subpart—*Furnishing means and instrumentalities of misrepresentation or deception:* § 3.1055 *Furnishing means and instrumentalities of misrepresentation or deception.* Subpart—*Offering unfair, improper and deceptive inducements to purchase or deal:* § 3.1927 *Competitive contests and awards;* § 3.2065 *Seals or emblems of investigation, test, and approval.* Granting, making or presenting any award, citation or other such commendation, under the name "Fashion Academy Gold Medal Award" or under any other name, in commerce, which represents directly or by implication, or placing in the hands of others the means or instrumentality whereby they are enabled to represent, directly or by implication, that competitive contests are or have been conducted by impartial and qualified individuals to determine the relative quality or merits of competing products or that any product has been presented with an award or other distinction as a result of a competitive contest, unless such a contest has actually been conducted in which a representative number of competing products were afforded an opportunity to compete; prohibited.

(Sec. 6, 38 Stat. 722; 15 U. S. C. 46. Interpret or apply sec. 5, 38 Stat. 719; 15 U. S. C. 45) [Cease and desist order, Ann H. Hartman d. b. a. Fashion Academy et al., New York, N. Y., Docket 6194, Jan. 13, 1955]

In the Matter of Ann H. Hartman, an Individual Doing Business as Fashion Academy, and Alexander H. Cohen, an Individual Doing Business as Alexander H. Cohen and Associates

This proceeding was heard by Earl J. Kolb, hearing examiner, upon the complaint of the Commission, which charged respondents with unfair and deceptive acts and practices in connection with the issuance of awards to manufacturers and distributors of various products, in violation of the Federal Trade Commission Act; upon respondents' answers; upon testimony and other evidence introduced in support of the allegations of the complaint; and upon a stipulation for consent order entered into by respondent Hartman, doing business as Fashion Academy, with counsel supporting the complaint, following the filing of a motion by respondent Cohen, before the taking of any testimony in opposition to said allegations, to dismiss the proceeding as to him, supported by affidavit to the effect that he had severed all connections with respondent Fashion Academy prior to issuance of said complaint, and that he would not engage in any of the practices charged therein in the future.

By the terms of said stipulation, said respondent Hartman admitted all of the jurisdictional allegations set forth in the complaint and expressly withdrew the answer previously filed by her, waiving a hearing before the hearing examiner or the Commission, the making of findings of fact and conclusions of law before the hearing examiner or the Commission, the filing of exceptions and oral argument before the Commission, and all further and other procedure before the hearing examiner and the Commission to which she might be entitled under the Federal Trade Commission Act or the rules of practice of the Commission.

Respondent further agreed therein that the order to be set forth should have the same force and effect as if made after a full hearing, presentation of evidence and findings and conclusions thereon and specifically waived any and all right, power, and privilege to challenge or contest the validity of said order, and it was further provided in said stipulation that the complaint should constitute the entire record in the matter as to said respondent, and that said complaint might be used in construing the terms of the order and that the order might be altered, modified, or set aside in the manner provided by statute for other orders of the Commission.

Thereafter said examiner made his initial decision in which he set forth the aforesaid matters, and in which, having given consideration to said motion and affidavit, answer of counsel supporting the complaint which did not oppose said motion, and said stipulation for consent order, and being duly advised in the premises, he accepted said stipulation and issued order to cease and desist as to respondent Hartman and order of dismissal as to respondent Cohen.

No appeal having been filed from said initial decision of said hearing examiner, as provided for in Rule XXII of the Commission's rules of practice, nor any other action taken as thereby provided to prevent said initial decision becoming the decision of the Commission thirty days from service thereof upon the parties, said initial decision, including said order, accordingly, under the provisions of said Rule XXII became the decision of the Commission on January 13, 1955.

Said order is as follows:

It is ordered, That respondent Ann H. Hartman, individually and doing business as Fashion Academy, whether doing business under this name or any other name, her representatives, agents and employees, directly or through any corporate or other device, do forthwith cease and desist from: Granting, making or presenting any award, citation or other such commendation, under the name "Fashion Academy Gold Medal Award" or under any other name, in commerce, as "commerce" is defined in the Federal Trade Commission Act, which represents directly or by implication, or placing in the hands of others the means or instrumentality whereby they are enabled to represent, directly or by implication, that competitive contests are or have been conducted by impartial and qualified individuals to determine the relative quality or merits of competing products or that any product has been presented with an award or other distinction as a result of a competitive contest, unless such a contest has actually been conducted in which a representative number of competing products were afforded an opportunity to compete.

It is further ordered, That the complaint herein be dismissed as to the respondent Alexander H. Cohen, an individual doing business as Alexander H. Cohen and Associates, without prejudice to the right of the Commission to institute further proceedings should other and future facts warrant.

By "Decision of the Commission and Order to File Report of Compliance", Docket 6194, January 13, 1955, which

announced and decreed fruition of said initial decision, report of compliance was required as follows:

It is ordered, That the respondent Ann H. Hartman, an individual doing business as Fashion Academy, shall, within sixty (60) days after service upon her of this order, file with the Commission a report in writing setting forth in detail the manner and form in which she has complied with the order to cease and desist.

Issued: January 13, 1955.

By the Commission.

[SEAL] ROBERT M. PARRISH, *Secretary.*

[F. R. Doc. 55-792; Filed, Jan. 26, 1955; 8:51 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 285—RULES AND REGULATIONS PURSUANT TO SECTION 15 (a) OF THE BRETTON WOODS AGREEMENTS ACT

PERIODIC REPORTS, REGULATION BW

Section 15 of the Bretton Woods Agreements Act, as amended, exempts from registration under both the Securities Act of 1933 and the Securities Exchange Act of 1934 securities issued or guaranteed as to both principal and interest by the International Bank for Reconstruction and Development. However, the Bank is required to file with the Commission such annual and other reports with respect to such securities as the Commission shall determine to be appropriate in view of the special character of the Bank and its operations and necessary in the public interest or for the protection of investors. On January 9, 1950 the Securities and Exchange Commission, acting pursuant to section 15 (a) of the Bretton Woods Agreements Act, adopted Regulation BW which specifies the periodic and other reports to be filed with the Commission by the Bank.

In the light of its experience, and acting pursuant to the authority vested in the Commission by section 15 (a) of the Bretton Woods Agreements Act, as amended, the Commission has today adopted amendments of § 285.2 (Rule 2) and Schedule A, Item 7, of Regulation BW.

The reporting requirements of Rule 2 have been revised as follows:

(1) Information as to purchases or sales by the Bank of its primary obligations will be required on a quarterly basis, instead of 30 days after the information is available. The Bank is required by § 285.3 (Rule 3) of Regulation BW to give the Commission advance notice of sales proposed by it of its primary obligations in connection with a distribution of such obligations in the United States.

(2) Constituent documents relating to issues guaranteed by the Bank and the Bank's loan and guaranty agreements will no longer have to be filed. These filings which have been very voluminous in the past are unnecessary since the documents are available for public inspection at the Bank's offices.

(3) A separate quarterly statement of gross operating revenues will no longer be required. This information is available in the Bank's regular quarterly statement which is required to be filed.

Item 7 of Schedule A which specifies exhibits to be furnished in connection with a proposed offering of primary obligations of the Bank is being revised to make it clear that selling group agreements need not be filed. Information as to dealer discounts and commissions is required by Item 4 of this schedule.

The Bank has advised the Commission that no public offering of securities guaranteed by the Bank has been made or is presently contemplated. Rules with respect to reporting the sale of such securities will be adopted by the Commission when the need arises.

I. Rule 2 is amended to read as follows:

§ 285.2 *Periodic reports.* (a) Within 45 days after the end of each of its fiscal quarters, the Bank shall file with the Commission the following information:

(1) Information as to any purchases or sales by the Bank of its primary obligations during such quarter.

(2) Copies of the Bank's regular quarterly financial statements.

(3) Copies of any material modifications or amendments during such quarter of any exhibits (other than (i) constituent documents defining the rights of holders of securities of other issuers guaranteed by the Bank and (ii) loan and guaranty agreements to which the Bank is a party) previously filed with the Commission under any statute.

(b) Copies of each annual report of the Bank to its Board of Governors shall be filed with the Commission within 10 days after the submission of such report to the Board of Governors.

II. Paragraph (c) of Item 7, Schedule A, is amended as follows:

ITEM 7. *Exhibits to be furnished.* * * *

(c) Copies of all material contracts pertaining to the issuance or distribution of the obligations to which the Bank or any principal underwriter of the obligations is or is to be a party, except selling group agreements.

(Sec. 19, 48 Stat. 85, as amended, sec. 23, 48 Stat. 901, as amended; 15 U. S. C. 78s, 78w, as amended)

Because of the limited applicability of the amendments of Regulation BW, on which the views and comments of the International Bank for Reconstruction and Development have been received and considered, the Commission finds that notice and procedure pursuant to section 4 of the Administrative Procedure Act are unnecessary.

The foregoing action of the Commission shall become effective January 19, 1955.

By the Commission.

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

JANUARY 18, 1955.

[F. R. Doc. 55-780; Filed, Jan. 26, 1955; 8:50 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 90—TABLE OF CHARGES AT THE MINTS AND ASSAY OFFICES OF THE UNITED STATES [1]

The Bureau of the Mint finds that it is necessary, because of increased costs of labor and material, and in order to conform to amendments made in the Gold Regulations and to administrative changes in procedure, to revise its Table of Charges for various services performed by the Mint. It also finds that notice and public procedure thereon is impracticable, unnecessary and contrary to the public interest because such revisions are required by statute (R. S. 3524, as amended, R. S. 3546; 31 U. S. C. 332) which requires the Director of the Mint with the concurrence of the Secretary of the Treasury, to fix mint charges so as to equal but not exceed, in their judgment, the actual average cost to each mint and assay office of the material, labor, wastage, and use of machinery employed. Accordingly, Part 90, Chapter 1, Title 31 of the Code of Federal Regulations of the United States of America, is hereby revised to read as follows:

Sec.
90.1 Melting charge.
90.2 Eligibility, withdrawal and rejection of deposits.
90.3 Parting and refining charge.
90.4 Bar charges.
90.5 Assays of gold or silver bullion or jewelry free from platinum group metals.
90.6 Assays of plated and filled goods (over 800 base metal) and white gold free from platinum group metals.
90.7 Assays of ores.
90.8 Assaying and stamping charges.
90.9 General provision.

AUTHORITY: §§ 90.1 to 90.9 issued under R. S. 3524, as amended, R. S. 3546; 31 U. S. C. 332, 360.

§ 90.1 *Melting charge.* (a) On each deposit of bullion a melting charge of $2.50 shall be imposed for the first 1,000 gross troy ounces or fraction thereof, and 25 cents additional for each 100 ounces or fraction thereof in excess of 1,000 ounces, computed on the after-melting weight: *Provided,* That no melting charge shall be imposed on deposits consisting of uncurrent United States coin or unmutilated stamped United States mint bars; or on silver bullion free from gold, of the fineness of 999 thousandths or over when received in conformity with official regulations for monetary purposes and a satisfactory assay can be obtained without melting.

(b) When the melting loss exceeds 15 percent, an additional charge of $1.50 for each deposit shall be imposed when the

[1] Coinage mints are located at Philadelphia, Pennsylvania; San Francisco, California; and Denver, Colorado. A United States Assay Office is located at New York, New York. No deposits are accepted at the Office of the Director of the Mint in Washington, D. C.

deposit weighs 100 gross troy ounces or less; on deposits weighing over 100 ounces the charge shall be $1.50 for the first 100 ounces and 45 cents for each 100 ounces or fraction in excess of 100 ounces. Such additional charge shall be computed on the before-melting weight of the deposit.

(c) On each deposit containing white gold alloys, as determined by the assayer, an extra melting charge of $1.50 for 100 gross troy ounces or fraction thereof and $1.50 for each additional 100 gross troy ounces or fraction thereof shall be imposed. Such additional charge shall be computed on the before melting weight of the deposit.

(d) Deposits which fail to give concordant assays and those requiring an excessive amount of treatment, shall, at the discretion of the officer in charge, be subject to an additional charge equal to the cost to the Government for additional fuel, labor, and materials used in melting and treatment, as well as in remelting and retreatment, if necessary, by the deposit melter. Impure deposits which fail to give concordant assays on dip samples from the second melting shall be returned to the depositor and the expenses incurred in treatment collected. When such actual costs are assessed the charge set forth in paragraph (b) of this section shall not be made.

§ 90.2 *Eligibility, withdrawal and rejection of deposits.* (a) A gold deposit must contain one troy ounce of fine gold, at least 100 parts of gold in 1,000, and not less than 200 parts of gold or gold and silver combined in 1,000. If the deposit fails to meet these requirements or if the report of the assayer indicates it to be unsuitable for mint operations, it shall not be purchased. Deposits are not accepted in Washington, D. C.

(b) If otherwise permissible,[2] deposits may be withdrawn by depositors at any time before payment is tendered therefor, and thereafter at the option of the officer in charge of the mint or assay office, subject to payment in cash of such charges for melting, etc., as have been incurred up to the time of withdrawal.

(c) Rejected deposits are subject to payment in cash of such charges as have been incurred up to time of rejection and should be returned to the depositor unless the metal may not be received by the depositor.

§ 90.3 *Parting and refining charge (rate per gross troy ounce or fraction).*

Fineness (thousandths)	Bar sizes (gross troy ounces)	Rates per $100 value
		Cents
999 and above, but below 999.9; also below 999 when particular sizes or finenesses are requested.	Large, over 50 ounces	6
	Medium, 25 to 50 ounces	8
	Small, below 25 ounces but not less than 15 ounces.	10
	Special, below 15 but not less than 5 ounces.	12
999.9	Any size	18

[2] See § 90.9.

CLASS B—SILVER BULLION FREE FROM GOLD

Silver content:	*Charge (cents)*
600 thousandths or less	8
600½ to 850 thousandths	6
850½ to 998¾ thousandths	2

Gold contained in deposits of silver. Gold contained in deposits of silver, eligible at a mint for return in bar form, may be purchased by the mints: *Provided,* That such silver contains not less than 600 parts of silver in 1,000 and not more than 99 parts of gold in 1,000.

CLASS C—MISCELLANEOUS

Upon gold bullion from 899 to 917 thousandths fine, having but one precious metal present and having base content of good copper, including foreign coins and domestic mutilated or uncurrent coin, a refining charge will be imposed only when payment is to be made in fine bars, in which case a charge of 9 cents per gross ounce, or fraction, will be imposed. Domestic gold coin will be received only in accordance with the provisions of § 92.1 of this chapter.

No refining charge will be imposed on domestic mutilated or uncurrent silver coin received in accordance with Part 100 of this chapter.

When bullion contains less than one-fourth thousandth of gold or less than 8 thousandths of silver, the gold or silver content respectively shall not be reported for the benefit of the depositor.

Gold coin containing 8 thousandths or over of silver acquires the status of bullion as regards charges and is subject to the appropriate charge for refining.

§ 90.4 *Bar charges*—(a) *Charges on gold bars issued in exchange for gold bullion.*[2] (1) When payment in gold bars is requested without specification as to size, no bar charge will be imposed; except that when fine gold bullion of 0.995 or higher fineness is deposited in exchange for Government-stamped bars, a bar charge of 6 cents per $100 value of bars issued will be made; and with the further exception that when fineness of 999.9 is requested and available, a charge of 18 cents per $100 value of bars issued will be made.

(2) When special size bars are requested and are available, the bar charges will be:

Bar sizes (gross troy ounces):	*Rate per $100 value (cents)*
Large, over 50 ounces	6
Medium, 25 to 50 ounces	8
Small, below 25 but not less than 15 ounces	10
Special, below 15 but not less than 5 ounces	12

(b) *Charges on silver bars issued in exchange for silver bullion.*[2] No bar charges are imposed except when special size bars are requested and are available, in which case the bar charges will be:

Items	*Rate per troy ounce gross (cents)*
Bars of standard silver	1
Bars of fine silver, not less than 500 ounces	¼
Bars of fine silver, between 125 and 500 ounces	½
Bars of fine silver, 125 ounces or less	1
Silver bars may not be sold except upon special authorization. (Secs. 92.7, 92.8 of this chapter.)	

(c) *Charges on gold bars sold.*[2] (1) Gold bars may be sold only in lots of not less than 25 fine troy ounces and only when of a fineness of 899 thousandths or above.

(2) No bar charge will be imposed on any gold bars of a fineness below 999 thousandths when particular sizes or finenesses are not requested.

(3) The following bar charges will be made for bars of a fineness of 999 thousandths or above, for bars of particular fineness, and for bars of particular sizes, when any of such bars are requested and available:

CLASS A—BULLION CONTAINING GOLD

Base content (thousandths)	Gold content (thousandths)		
	Up to 250	250¼ to 500	500¼ to 949¾
	Cents	*Cents*	*Cents*
Up to 50	2	4	8
Over 50 to 150	3	5	9
Over 150 to 250	5	7	11
Over 250 to 350	7	9	13
Over 350 to 450	9	11	15
Over 450 to 550	11	13	17
Over 550 to 650	13	15	----------
Over 650 to 750	16	17	----------
Over 750	17	----------	----------
Base content disregarded	Gold content 950 to 994¾		4
Base content disregarded	Gold content 995 and over		0

§ 90.5 *Assays of gold or silver bullion or jewelry free from platinum group metals.*

	Charge
Gold	$5.00
Silver	5.00
Gold and Silver (same sample)	8.00

An extra charge of $2 for each assay of gold or silver will be imposed when the sample contains any of the platinum group metals.

§ 90.6 *Assays of plated and filled goods (over 800 base metal) and white gold free from platinum group metals.*

	Charge
Gold	$6.00
Silver	6.00

An extra charge of $2 for each assay of gold or silver will be imposed when the sample contains any of the platinum group metals.

§ 90.7 *Assays of ores.* Assays of ores will be made at the United States Mint at Denver, Colorado. The charge for each metal determined will be:

	Charge
Gold	$2.00
Silver	2.00
Gold and Silver (same sample)	3.00
Lead	4.00
Zinc	4.00
Copper	3.50

§ 90.8 *Assaying and stamping charges.*[2] On bullion deposited for the purpose of receiving the Government assay and stamp the melting and assay charges above specified shall be imposed.

§ 90.9 *General provision.*[3] Nothing herein provided shall be applied in a

[3] Sections 54.44 and 54.52 set forth the purchase and sale price of gold purchased and sold to the United States Mints and Assay

manner inconsistent with, or deemed to amend, modify, or repeal, any acts, orders, proclamations, regulations, or instructions, relating to gold or silver.

This revision shall become effective March 1, 1955.

[SEAL] WM. H. BRETT,
Director of the Mint.

Approved: January 21, 1955.

H. CHAPMAN ROSE,
Acting Secretary of the Treasury.

[F. R. Doc. 55-791; Filed, Jan. 26, 1955; 8:51 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

PART 19—WAIVERS OF NAVIGATION AND VESSEL INSPECTION LAWS AND REGULATIONS

CROSS REFERENCE: For revocation of §§ 19.08, 19.09, and 19.10, see Title 46, Chapter I, Part 154, *infra*.

TITLE 36—PARKS, FORESTS, AND MEMORIALS

Chapter II—Forest Service, Department of Agriculture

PART 261—TRESPASS

DOGS RUNNING AT LARGE

By virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (50 Stat. 35, 16 U. S. C. 551), and the act of February 1, 1903 (33 Stat. 628, 16 U. S. C. 472), I, E. L. Peterson, Assistant Secretary of Agriculture, do hereby amend Regulation T-7½ of the rules and regulations governing the occupancy, use, protection, and administration of the National Forests, which constitutes § 261.7a, Chapter II, Title 36, Code of Regulations, to read as follows:

§ 261.7a *Dogs running at large.* The following acts are prohibited on lands of the United States within the boundaries of the Sylamore Ranger District, Ozark National Forest, Arkansas; the George Washington and Jefferson National Forests, Virginia; and the Beaver Creek Wildlife Management Area, Laurel Ranger District, the Mill Creek Wildlife Management Area, Rockcastle Ranger District, and the Sky Bridge Wildlife Management Area, Red River Ranger District, Cumberland National Forest, Kentucky.

Permitting dogs to run at large, or having in possession dogs not in leash or confined.

(30 Stat. 35, as amended; 16 U. S. C. 551)

In testimony whereby, I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed, in the City of Washington, this 24th day of January 1955.

[SEAL] E. L. PETERSON,
Assistant Secretary of Agriculture.

[F. R. Doc. 55-800; Filed, Jan. 26, 1955; 8:53 a. m.]

Office under Subparts F and G of the Gold Regulations (§§ 54.35-54.44, 54.51, 54.52 of this chapter).

The one-fourth of one percent charge referred to therein shall be in addition to all other mint charges in connection with purchases or sales of gold by the United States.

TITLE 46—SHIPPING

Chapter I—Coast Guard, Department of the Treasury

Subchapter H—Passenger Vessels

[CGFR 55-2]

PART 71—INSPECTION AND CERTIFICATION

SUBPART 71.25—ANNUAL INSPECTION

LIFEBOATS ON FERRYBOATS AND CERTAIN OTHER RIVER VESSELS

This amendment to 46 CFR 71.25-15 (a) (2), regarding testing of lifeboats at annual inspections, reinstates an exemption with respect to the method of test loading lifeboats carried on river ferryboats and certain other river vessels. When an amendment was considered and adopted in 1949 to 46 CFR 113.16 (the number assigned under the old numbering system), it was only intended to increase the test weight per person from 140 pounds to 165 pounds. At that time it was not intended to cancel this exemption permitting the test loading of lifeboats afloat rather than suspended from the davits, applicable to lifeboats carried on river ferryboats and certain other river vessels. The intent of this amendment is to restore this exemption, which had been in effect prior to the amendment published in the FEDERAL REGISTER dated August 17, 1949.

It is hereby found that compliance with the notice of proposed rule making, public rule making procedure thereon, and effective date requirements of the Administrative Procedure Act (5 U. S. C. 1003) is not necessary because the amendment contained in this document is a relaxation in the requirements.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Department Order No. 120, dated July 31, 1950 (15 F. R. 6521), and Treasury Department Order 167-14, dated November 26, 1954 (19 F. R. 8026), to promulgate regulations in accordance with the statutes cited with the regulation below, the following amendment to the regulations is prescribed which shall become effective on the date of publication of this document in the FEDERAL REGISTER:

Section 71.25-15 (a) (2) is amended to read as follows:

§ 71.25-15 *Lifesaving equipment.* (a) * * *

(2) Each lifeboat shall be lowered to near the water and then be loaded with its allowed capacity, evenly distributed throughout the length and then be lowered into the water until it is afloat and be released from the falls: *Provided,* That lifeboats on river ferryboats and on river vessels shall be lowered to the water and afloat before loading. In making this test persons or dead weight may be used. The total weight used shall be at least equal to the allowed capacity of the lifeboat, considering persons to weigh 165 pounds each.

(R. S. 4405, as amended, 4462, as amended; 46 U. S. C. 375, 416. Interpret or apply R. S. 4399, 4400, 4417, 4418, 4421, 4423, 4426, 4428-4430, 4433, 4434, 4453, as amended, sec. 14, 29 Stat. 690, secs. 10, 11, 35 Stat. 428, 41 Stat. 305, 49 Stat. 1544, 1935, sec. 3, 54 Stat. 346, as amended, P. L. 569, 83d Cong.; 46 U. S. C. 361, 362, 391, 392, 399, 400, 404, 406-408, 411, 412, 435, 366, 395, 396, 363, 367, 660a, 1333; E. O. 10402, 17 F. R. 9917; 3 CFR, 1952 Supp.)

Dated: January 20, 1955.

[SEAL] A. C. RICHMOND,
Vice Admiral, U. S. Coast Guard, Commandant.

[F. R. Doc. 55-789; Filed, Jan. 26, 1955; 8:50 a. m.]

Subchapter O—Regulations Applicable to Certain Vessels During Emergency

[CGFR 55-4]

PART 154—WAIVERS OF NAVIGATION AND VESSEL INSPECTION LAWS AND REGULATIONS [1]

EMPLOYMENT OF SEAMEN

The purpose of this order is to cancel certain outstanding general personnel waivers designated as 46 CFR 154.03, 154.09, and 154.10, as well as 33 CFR 19.08, 19.09, and 19.10, effective thirty days after the date of publication of this document in the FEDERAL REGISTER.

It has been determined that the need for continuing in effect the general outstanding waivers regarding (1) able seamen employed on Great Lakes merchant cargo and tank vessels; (2) qualified members of the engine department on Great Lakes merchant cargo and tank vessels; and (3) able seamen employed on merchant vessels other than Great Lakes vessels are no longer necessary. It is felt there is sufficient experienced personnel in the merchant marine industry to meet the requirements of certain navigation and vessel inspection laws relating to the manning of vessels. It is hereby found that compliance with the notice of proposed rule making and public rule making procedure thereon of the Administrative Procedure Act is contrary to the public interest.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by an order of the Acting Secretary of the Treasury, dated January 23, 1951, identified as CGFR 51-1 and published in the FEDERAL REGISTER dated January 26, 1951 (16 F. R. 731), the following waiver orders are canceled effective thirty days after the date of publication of this document in the FEDERAL REGISTER, except that any vessel where the crew is engaged on or before the effective date of this cancellation, under the terms of the following waiver orders, such vessel may continue with such deficiencies in its crew for the remainder of the period for which the

[1] This is also codified in 33 CFR Part 19.

entire crew is signed on and no penalties of law shall be imposed because of failure to comply with the provisions of law which were relaxed by these waiver orders:

1. Section 154.08 *Able seamen employed on Great Lakes merchant cargo and tank vessels,* as well as 33 CFR 19.08, is revoked.

2. Section 154.09 *Qualified members of engine department on Great Lakes merchant cargo and tank vessels,* as well as 33 CFR 19.09, is revoked.

3. Section 154.10 *Able seamen employed on merchant vessels other than Great Lakes vessels,* as well as 33 CFR 19.10, is revoked.

(Secs. 1, 2, 64 Stat. 1120; 46 U. S. C. note prec. 1)

Dated: January 20, 1955.

[SEAL] A. C. RICHMOND,
Vice Admiral, U. S. Coast Guard, Commandant.

[F. R. Doc. 55-790; Filed, Jan. 26, 1955; 8:51 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Part 130]

OPERATION AND MAINTENANCE CHARGES

FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

JANUARY 20, 1955.

Pursuant to section 4 (a) of the Administrative Procedure Act of June 11, 1946 (60 Stat. 238), and authority contained in the acts of Congress approved August 1, 1914; May 18, 1916; and March 7, 1928 (38 Stat. 583; 39 Stat. 1942; and 49 Stat. 210), and by virtue of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs August 28, 1946, and by virtue of the authority delegated by the Commissioner of Indian Affairs to the Regional Director September 10, 1946 (11 F. R. 10267), which title was changed to Area Director September 13, 1949, by Order No. 2535, notice is hereby given of the intention to modify §§ 130.16 and 130.17 of Title 25, Code of Federal Regulations, dealing with the irrigable lands of the Flathead Indian Irrigation Project not subject to the jurisdiction of the several irrigation districts, as follows:

§ 130.16 *Charges, Jocko Division.* (a) An annual minimum charge of $2.53 per acre, for the season of 1955 and thereafter until further notice, shall be made against all assessable irrigable land in the Jocko Division that is not included in an Irrigation District organization, regardless of whether water is used.

(b) The minimum charge when paid shall be credited on the delivery of the pro rata per acre share of the available water up to one and one-half acre feet per acre for the entire assessable area of the farm unit, allotment or tract. Additional water, if available will be delivered at the rate of one dollar and sixty-nine cents ($1.69) per acre foot or fraction thereof.

§ 130.17 *Charges, Mission Valley and Camas Divisions.* (a) (1) An annual minimum charge of $2.95 per acre, for the season 1955 and thereafter until further notice, shall be made against all assessable irrigable land in the Mission Valley Division that is not included in an Irrigation District organization regardless of whether water is used.

(2) The minimum charge when paid shall be credited on the delivery of the pro rata per acre share of the available water up to one and one-half acre feet per acre for the entire assessable area of the farm unit, allotment or tract. Additional water, if available, will be delivered at the rate of one dollar and ninety-seven cents ($1.97) per acre foot or fraction thereof.

(b) (1) An annual minimum charge of $3.09 per acre, for the season of 1955 and thereafter until further notice, shall be made against all assessable irrigable land in the Camas Division that is not included in an irrigation District organization regardless of whether water is used.

(2) The minimum charge when paid shall be credited on the delivery of the pro rata per acre share of the available water up to one and one-half acre feet per acre for the entire assessable area of the farm unit, allotment or tract. Additional water, if available, will be delivered at the rate of two dollars and six cents ($2.06) per acre foot or fraction thereof.

Interested parties are hereby given opportunity to participate in preparing the proposed amendments by submitting their views and data or argument, in writing, to, Area Director, U. S. Bureau of Indian Affairs, 804 North 29th Street, Billings, Montana, within 30 days from the date of publication of this notice of intention in the daily issue of the FEDERAL REGISTER.

Amendment to order dated March 19, 1954 (19 F. R. 944), signed by F. M. Haverland, Acting Area Director.

M. A. JOHNSON,
Acting Area Director.

[F. R. Doc. 55-755; Filed, Jan. 26, 1955; 8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 973]

[Docket No. AO 178-A5]

HANDLING OF MILK IN MINNEAPOLIS-ST. PAUL, MINN., MARKETING AREA

NOTICE OF RECOMMENDED DECISION AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND ORDER AMENDING ORDER, AS AMENDED

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), hereinafter referred to as the "act" and the applicable rules of practice and procedure, as amended, governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of the recommended decision of the Deputy Administrator, Agricultural Marketing Service, United States Department of Agriculture, with respect to a proposed marketing agreement and a proposed order amending the order, as amended, regulating the handling of milk in the Minneapolis-St. Paul, Minnesota, marketing area.

Interested parties may file written exceptions to this decision with the Hearing Clerk, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 10th day after publication of this decision in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

Preliminary statement. The hearing on the record of which the proposed marketing agreement and order were formulated, was conducted at St. Paul, Minnesota, on December 14, 1954, pursuant to notice thereof which was issued on December 7, 1954 (19 F. R. 8225).

The material issues of record related to the alternative proposals to either (1) suspend the provision whereby the Class I price is adjusted by the amount of the "supply-demand adjustment factor" provided in the Chicago, Illinois, milk marketing order or (2) increase the amount of the Class I differential by 20 cents per hundredweight through June 1955.

Findings and determinations. Upon the evidence contained in the hearing record it has been found and concluded that no amendment should be issued for the reasons set forth below.

The provision whereby the Class I price under the Minneapolis-St. Paul order is adjusted by a like amount whenever the "supply-demand adjustment factor" in the Chicago milk marketing order affects the Class I price under that order by more than 6 cents per hundredweight, was incorporated in the Minneapolis-St. Paul order on July 1, 1954, as the result of evidence presented at a hearing held in October 1953. For some time prior to that hearing and continuously since then, the Class I differentials under the Chicago order have been reduced several cents per hundredweight as a result of the operation of the "supply-demand factor." For the past several months the adjustment has remained constant at 24 cents, the maximum amount permitted by the order.

Prior to the above-mentioned amendment to the order, prices to producers in the Minneapolis-St. Paul market were high relative to those paid Chicago producers in the areas where the two milksheds are contiguous. To forestall a threatened shift of producers from the Chicago market to the Minneapolis-St. Paul market it was found necessary to suspend some of the provisions of the basic pricing formula to reduce the Class I price in the Minneapolis-St. Paul market to a level more nearly comparable to the Chicago price.

At the above-mentioned hearing, which was called to realign the prices between the two markets, it was found that, since the Minneapolis-St. Paul market had only recently adopted Grade A ordinances, there were not sufficient data on which to establish an independent "supply-demand adjustment" based on market history. Accordingly, the Chicago "supply-demand adjustment" was adopted as a means of maintaining proper alignment between the markets until such time as sufficient data were available to develop a formula based on the relationship of supply to demand in the Minneapolis-St. Paul market. The evidence indicates that this amendment has achieved its intended results.

The proponents of the proposal to suspend the provision indicate that the market is now short of milk. This is the result of the decision of the health authorities of Minneapolis and St. Paul to enforce the provisions of their respective ordinances which require the use of only Grade A milk in fluid cream. Until July 1, 1954, milk for fluid cream was not required to meet Grade A standards. The proponents estimate that the use of Grade A milk for fluid cream has increased the market requirements for Grade A milk by approximately 8 million pounds per month. To meet this added demand it was necessary to import substantial quantities of emergency supplies during the fall months.

The evidence shows, however, that this market has always been a deficit market during the fall months, and that it has been necessary in previous years to import emergency supplies to furnish the fluid requirements of the market. During the months of July through October 1954, the petitioners imported approximately 1¾ million pounds per month more Grade A emergency milk than in 1953. In the same period receipts of Grade A milk from producers averaged approximately 1 million pounds per month more than in 1953.

The evidence also reveals that in November 1954, a plant which had been supplying the Chicago market severed its connections with that market and began the disposition of its entire Grade A receipts to the Minneapolis-St. Paul market. The volume of milk handled by this plant is not included in the increase in producer receipts shown above since the market statistics available at the hearing were complete only through October.

The fact that the Minneapolis-St. Paul price has been sufficiently attractive within the past two months to cause a shift of a plant to the market from the Chicago market and that receipts from Grade A producers have increased approximately 1 million pounds per month within the past year tends to demonstrate that Minneapolis-St. Paul prices have encouraged new producers to enter the market and have resulted in an increase of production by producers already on the market.

The hearing was held to consider an emergency revision of the Class I price provisions. It is concluded that emergency or short-run revision of the Class I price is not appropriate under the circumstances. The record did, however, afford a basis for believing that an extensive revision of the order, including the development of a supply-demand factor based on the experience in this market and possibly a revision of the pooling provisions of the order, would do much to improve price and marketing conditions in the area.

Findings and conclusions. Briefs were filed on behalf of interested parties. These contained proposed findings of fact, conclusions and arguments with respect to the proposals discussed at the hearing. Every point covered in the briefs was carefully considered along with the evidence in the record in making the findings and reaching the conclusions hereinafter set forth. To the extent that such suggested findings and conclusions contained in the briefs are inconsistent with the findings and conclusions contained herein, the request to make such findings or to reach such conclusions is denied on the basis of the facts found and stated in connection with the conclusions in this decision.

Filed at Washington, D. C., this 21st day of January 1955.

[SEAL] F. R. BURKE,
Acting Deputy Administrator.

[F. R. Doc. 55-781; Filed, Jan. 26, 1955; 8:50 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

CORRECTION OF NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LAND FOR FISH AND WILDLIFE SERVICE IN IZEMBEK AREA

JANUARY 20, 1955.

Notice of the Proposed Withdrawal and Reservation of Land for the Fish and Wildlife Service in the Izembek Area in accordance with the application serialized Anchorage 023347 was published in the FEDERAL REGISTER on December 8, 1954 (19 F. R. 8076). The first paragraph of that Notice is hereby clarified and amended to read as follows:

An application, serial number Anchorage 023347, was filed by the Fish and Wildlife Service on March 9, 1953 for the withdrawal of the lands described below under the following conditions:

(a) All lands lying below the 200 foot contour line be withdrawn from all forms of appropriation including mining and the mineral leasing laws;

(b) All lands lying above the 200 foot contour line be withdrawn from all forms of appropriation including mining but not the mineral leasing laws.

HAROLD T. JORGENSON,
Acting Area Administrator.

[F. R. Doc. 55-756; Filed, Jan. 26, 1955; 8:46 a. m.]

ALASKA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

JANUARY 21, 1955.

An application, serial number Anchorage 023103, was filed by the Forest Service, U. S. Department of Agriculture, for the withdrawal of the lands described below from all forms of appropriation under the mining and mineral leasing laws, subject to valid existing rights and existing reservations. These areas, being component parts of the Chugach and Tongass National Forests, were reserved from settlement, entry, or sale and set apart as public reservations by Proclamations issued July 23, 1907, and September 10, 1907, which created the Chugach and Tongass National Forests, respectively.

The purpose of the proposed withdrawal is to provide needed recreation areas and to aid in the administration of the National Forest lands.

For a period of 60 days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the Regional Administrator, Area 4, Bureau of Land Management, Department of the Interior at Anchorage, Alaska. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a Notice of Determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

ALASKA

(Unsurveyed)

CHUGACH NATIONAL FOREST

Trail River-Kenai Lake Recreation Area. Beginning on the north shore of Kenai Lake from which Corner 2, Lot A, U. S. S. No. 2520 bears N. 83° E. approximately 45.75 chains, thence N. 24 chains, thence N. 66° E. approximately 41.75 chains to the west shore of Trail River at approximately mean high water line, thence southerly along the west shore of Trail River to the shores of Kenai Lake, thence westerly along the shores of Kenai Lake at approximately mean high water line to the place of beginning, containing an area of approximately 141 acres.

Mile 38 Junction — Seward - Anchorage Highway Zone. All land within 400 feet of the center line of the Seward-Anchorage Highway between BPR Highway Station 410+90 and Station 423+7.6 Section B-2 and all land within 400 feet of the center line of the Kenai River Highway between the BPR Station 450+90.2 Project 5-B2 to the above two said stations on the Seward-Anchorage Highway, thus forming a triangle junction

of the two highways and known as Mile 38 Junction and located approximately 38 miles from Seward, Alaska, containing an area of approximately 130 acres.

Upper Trail Lake Recreation Area (Tract C). Beginning at a point due north of BPR Station No. 162, Seward-Anchorage Highway, Section A2, B3, said point located on the south shore of upper Trail Lake, at approximately mean high water, thence southeasterly along the shores of Upper Trail Lake at line of mean high water to a point due north of BPR Station No. 130 of Section A2, B3, Seward-Anchorage Highway, thence due south 11.50 chains, thence due west 43.50 chains, thence due north 25.00 chains to the place of beginning, containing an area of approximately 75 acres.

TONGASS NATIONAL FOREST

(Eastern Passage)

Mill Creek Industrial Area. Beginning at U. S. Coast and Geodetic Triangulation Point "Virgin" located on the east shore of Eastern Passage, latitude 56°26'39" N., longitude 132°12'17" W., thence due east ¼ mile, thence due north approximately 1½ miles, thence due west approximately 1 mile to U. S. Coast and Geodetic Triangulation Point "Mill" located on the east shore of Eastern Passage, latitude 56°27'55" N., longitude 132°13'28" W., thence southerly along the shores at mean high tide of Eastern Passage to the place of beginning containing an area of approximately 336 acres.

All four areas aggregate approximately 682 acres.

HAROLD T. JORGENSON,
Acting Area Administrator.

[F. R. Doc. 55-757; Filed, Jan. 26, 1955; 8:46 a. m.]

OREGON

CORRECTION OF NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS FOR THE DEPARTMENT OF AGRICULTURE UNITED STATES FOREST SERVICE

JANUARY 17, 1955.

Notice of Proposed Withdrawal and Reservation of Land for the Department of Agriculture, United States Forest Service, in accordance with application serialized Oregon 03468, Portland area, was published in the FEDERAL REGISTER on January 7, 1955, (20 F. R. 181).

The description of the lands involved failed to include a subdivision. The corrected description of the lands proposed for withdrawal and reservation in the Delintment Lake Recreation Area is as follows:

T. 19 S., R. 26 E., W. M.,
Sec. 29: S½NE¼, E½SW¼, SE¼, SE¼ NW¼

Total area, 360 acres.

G. H. SHARRER,
State Supervisor.

[F. R. Doc. 55-758; Filed, Jan. 26, 1955; 8:46 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. SA-298]

ACCIDENT OCCURRING AT NEW YORK INTERNATIONAL AIRPORT, JAMAICA, N. Y.

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of Italian Registry DC-6B, I-Line, which occurred at New York International Airport, Jamaica, New York, December 18, 1954.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on February 17, 1955, at 9:00 a. m. (local time) in the Mosaic Room, Hotel New Yorker, Thirty-fourth Street and Eighth Avenue, New York, New York.

Dated at Washington, D. C., January 21, 1955.

[SEAL] THOMAS K. MCDILL,
Presiding Officer.

[F. R. Doc. 55-794; Filed, Jan. 26, 1955; 8:52 a. m.]

[Docket No. 6584]

FRONTIER AIRLINES, INC.; CERTIFICATE RENEWAL CASE

NOTICE OF PREHEARING CONFERENCE

In the matter of the application of Frontier Airlines, Inc. under section 401 of the Civil Aeronautics Act of 1938, as amended, and such other sections thereof as may be applicable for renewal of its certificate of public convenience and necessity designated Route 73.

Notice is hereby given that a prehearing conference in the above-entitled proceeding is assigned to be held on February 24, 1955 at 10:00 a. m., e. s. t., in Room E-206, Temporary Building No. 5, Seventeenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Ferdinand D. Moran.

Dated at Washington, D. C., January 24, 1955.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F. R. Doc. 55-795; Filed, Jan. 26, 1955; 8:52 a. m.]

[Docket No. 6151]

PAN AMERICAN WORLD AIRWAYS, INC.

NOTICE OF PREHEARING CONFERENCE

In the matter of the application of Pan American World Airways, Inc., under section 401 of the Civil Aeronautics Act, as amended, for amendment of its Latin American certificate of public convenience and necessity so as to authorize nonstop service between Ciudad Trujillo, Dominican Republic and New York, New York.

Notice is hereby given that a prehearing conference in the above-entitled proceeding is assigned to be held on February 7, 1955, at 10:00 a. m., e. s. t., in Room 5132, Commerce Building, Fourteenth Street and Constitution Avenue NW., Washington, D. C., before Chief Examiner Francis W. Brown.

Dated at Washington, D. C., January 24, 1955.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F. R. Doc. 55-796; Filed, Jan. 26, 1955; 8:52 a. m.]

FEDERAL POWER COMMISSION

[Docket No. E-6505]

PACIFIC GAS AND ELECTRIC CO.

NOTICE OF ORDER AUTHORIZING MERGER OR CONSOLIDATION OF FACILITIES

JANUARY 20, 1955.

Notice is hereby given that on December 10, 1954, the Federal Power Commission issued its order adopted December 8, 1954, authorizing merger or consolidation of facilities in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-769; Filed, Jan. 26, 1955; 8:48 a. m.]

[Docket No. E-6576]

CALIFORNIA OREGON POWER CO.

NOTICE OF ORDER AUTHORIZING DISPOSITION OF FACILITIES

JANUARY 20, 1955.

Notice is hereby given that on December 10, 1954, the Federal Power Commission issued its order adopted December 8, 1954, authorizing disposition of facilities in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-770; Filed, Jan. 26, 1955; 8:48 a. m.]

[Docket No. G-1686]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF ORDER AMENDING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY AND ACCEPTING SERVICE AGREEMENT FOR FILING

JANUARY 20, 1955.

Notice is hereby given that on December 10, 1954, the Federal Power Commission issued its order adopted December 8, 1954, amending certificate of public convenience and necessity and accepting service agreement for filing in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-771; Filed, Jan. 26, 1955; 8:48 a. m.]

[Docket No. G-2773]

JUSTISS-MEARS OIL CO. ET AL.

NOTICE OF DATE OF HEARING

JANUARY 19, 1955.

Take notice that Justiss-Mears Oil Company et al. (Applicant), a Louisiana corporation whose address is Jena, Louisiana, filed on September 15, 1954, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicant to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more

fully represented in the application which is on file with the Commission and open for public inspection. Notice of said application has been duly published in the FEDERAL REGISTER on October 14, 1954 (19 F. R. 6619).

Applicant proposes to sell natural gas produced from the Beekman Field, Morehouse Parish, Louisiana, to Texas Gas Transmission Corporation for transportation in interstate commerce for resale.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, 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, and the Commission's rules of practice and procedure, a hearing will be held on February 15, 1955, at 9:40 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 9th day of February 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-759; Filed, Jan. 26, 1955; 8:46 a. m.]

[Docket Nos. G-3065, G-3066, G-3067, G-3068, G-3069, G-3070, G-3071, G-3072, G-3073, G-3074, G-3075, G-3076, G-3077, G-3078, G-3079, G-3080, G-3081, G-3082, G-3083, G-3084, G-3085, G-3086, G-3087, G-3088, G-3089, G-3090, G-3091, G-3092, G-3093, G-3094, G-3095, G-3096, G-3097, G-3098, G-3099, G-3100, G-3101, G-3102, G-3103, G-3104, G-3107, G-3111, G-3112, G-3113, G-3114, G-3115, G-3116, G-3117, G-3118, G-3119, G-3120, G-3121, G-3122]

HUMBLE OIL & REFINING CO.

NOTICE OF FINDINGS AND ORDER

JANUARY 19, 1955.

Notice is hereby given that on December 15, 1954, the Federal Power Commission issued its findings and order adopted December 8, 1954, issuing certificates of public convenience and necessity in the above-entitled matters.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-774; Filed, Jan. 26, 1955; 8:49 a. m.]

[Docket Nos. 3255, 3610]

WILLIAM J. BOND AND W. F. WEEKS

NOTICE OF APPLICATIONS AND DATE OF HEARING

JANUARY 19, 1955.

In the matters of William J. Bond, Docket No. G-3255; W. F. Weeks, Docket No. G-3610.

Take notice that William J. Bond (Docket No. G-3255) (Applicant) and W. F. Weeks (Docket No. G-3610) (Applicant), whose addresses are Dallas and Tyler, Texas, respectively, filed on September 27 and 29, respectively, applications for certificates of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicants to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the applications which are on file with the Commission and open for public inspection.

Applicants at Docket Nos. G-3255 and G-3610 produce natural gas in the Monroe Field, Ouachita Parish, Louisiana, and sell in interstate commerce (date of contracts, October 15, 1929) to Olin Gas Transmission Corporation for resale.

These related matters should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, 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, and the Commission's rules of practice and procedure, a hearing will be held on February 28, 1955, at 9:40 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such applications: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 18, 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-760; Filed, Jan. 26, 1955; 8:46 a. m.]

[Docket No. G-3577]

MID-ATLANTIC OIL AND GAS CO.

NOTICE OF APPLICATION AND DATE OF HEARING

JANUARY 19, 1955.

Take notice that Mid-Atlantic Oil and Gas Company (Applicant), a Pennsylvania corporation whose address is Pittsburgh, Pennsylvania, filed on September 28, 1954, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicant to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application which is on file with the Commission and open for public inspection.

Applicant produces natural gas in the Leidy Gas Field in Clinton and Potter Counties, and in the Driftwood Gas Field in Elk County, all in Pennsylvania, and sells it in interstate commerce to New York State Natural Gas Corporation for resale.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, 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, and the Commission's rules of practice and procedure, a hearing will be held on February 24, 1955, at 9:40 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure .

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 14, 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-761; Filed, Jan. 26, 1955; 8:46 a. m.]

[Docket No. G-3580]

FRANK E. O'BRIEN AND PHILIP F. WEINTRAUB

NOTICE OF APPLICATION AND DATE OF HEARING

JANUARY 19, 1955.

Take notice that Frank E. O'Brien and Philip F. Weintraub, Trustees (Applicant), whose address is 394 Oakdale Drive, Rochester, New York, filed on September 28, 1954, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicant to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application which is on file with the Commission and open for public inspection.

Applicant produces natural gas in Benezette Township, Elk County, Pennsylvania, and sells it in interstate commerce (contract dated July 10, 1953) to New York State Natural Gas Corporation for resale.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, 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, and the Commission's rules of practice and procedure, a hearing will be held on February 25, 1955, at 9:40 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 15, 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-762; Filed, Jan. 26, 1955; 8:47 a. m.]

[Docket No. G-3581]

JAMES DRILLING CORP.

NOTICE OF APPLICATION AND DATE OF HEARING

JANUARY 19, 1955.

Take notice that James Drilling Corporation (Applicant), a Pennsylvania corporation whose address is Blairsville, Pennsylvania, filed on September 28, 1954, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicant to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application which is on file with the Commission and open for public inspection.

Applicant produces natural gas in Benezette Township, Elk County, Pennsylvania, and sells it in interstate commerce (contract dated October 31, 1953) to New York State Natural Gas Corporation for resale.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, 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, and the Commission's rules of practice and procedure, a hearing will be held on February 25, 1955, at 9:30 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 15, 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-763; Filed, Jan. 26, 1955; 8:47 a. m.]

[Docket Nos. G-3774, G-3896]

ARKANSAS LOUISIANA GAS CO.

NOTICE OF FINDINGS AND ORDER

JANUARY 20, 1955.

Notice is hereby given that on December 10, 1954, the Federal Power Commission issued its order adopted December 8, 1954, issuing certificates of public convenience and necessity in the above-entitled matters.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-772; Filed, Jan. 26, 1955; 8:48 a. m.]

[Docket No. G-3905]

MASSEY OIL & GAS CO.

NOTICE OF APPLICATION AND DATE OF HEARING

JANUARY 19, 1955.

Take notice that Massey Oil & Gas Company (Applicant), a West Virginia organization whose address is Sand Fork, West Virginia, filed, on October 6, 1954, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicant to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application which is on file with the Commission and open for public inspection.

Applicant proposes to sell natural gas produced from the Glenville District, Gilmer County, West Virginia, to Hope Natural Gas Company for transportation in interstate commerce for resale.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, 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, and the Commission's rules of practice and procedure, a hearing will be held on February 11, 1955, at 9:30 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 7th day of February 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-764; Filed, Jan. 26, 1955; 8:47 a. m.]

[Docket No. G-4238]

NEW JERSEY NATURAL GAS CO.

NOTICE OF DECLARATION OF EXEMPTION

JANUARY 20, 1955.

Notice is hereby given that on December 10, 1954, the Federal Power Commission issued its declaration of exemption from the provisions of the Natural Gas Act adopted December 8, 1954, in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-773; Filed, Jan. 26, 1955; 8:48 a. m.]

[Docket No. G-4345]

M. B. RUDMAN

NOTICE OF POSTPONEMENT OF HEARING

JANUARY 19, 1955.

Take notice that the hearing now scheduled for January 24, 1955, in the above-designated matter, is hereby postponed to be held on February 28, 1955, at 9:30 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-765; Filed, Jan. 26, 1955; 8:47 a. m.]

[Docket No. G-4455]

HUNTER RUN OIL & GAS CO.

NOTICE OF APPLICATION AND DATE OF HEARING

JANUARY 19, 1955.

Take notice that Hunter Run Oil & Gas Company (Applicant), a partnership whose address is McKim District, Pleasants County, West Virginia, filed on October 19, 1954, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicant to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application which is on file with the Commission and open for public inspection.

Applicant produces natural gas in the McKim District, Pleasants County, West Virginia, and sells it in interstate commerce (contract dated September 20, 1954) to Hope Natural Gas Company for resale.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, 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, and the Commission's rules of practice and procedure, a hearing will be held on February 24, 1955, at 9:50 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 14, 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-766; Filed, Jan. 26, 1955; 8:47 a. m.]

[Docket No. G-4923]

TEXAS GAS TRANSMISSION CORP.

NOTICE OF APPLICATION AND DATE OF HEARING

JANUARY 19, 1955.

Take notice that Texas Gas Transmission Corporation (Applicant), a Delaware corporation whose address is Owensboro, Kentucky, filed on November 17, 1954, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicant to construct and operate natural-gas facilities as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application which is on file with the Commission and open for public inspection.

Applicant proposes to construct and operate a gas-purchase meter station to be connected to its existing 26-inch Eunice-Bastrop pipe line near the Beekman Field, Morehouse Parish, Louisiana, to take gas from Justiss-Mears Oil Company, et al. in the Beekman Field.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, 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, and the Commission's rules of practice and procedure, a hearing will be held on February 15, 1955, at 9:30 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 9th day of February 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-767; Filed, Jan. 26, 1955; 8:47 a. m.]

[Projects Nos. 2005, 2067]

OAKDALE IRRIGATION DISTRICT AND SOUTH SAN JOAQUIN IRRIGATION DISTRICT

NOTICE OF APPLICATION FOR REVISION OF EFFECTIVE DATES OF LICENSES

JANUARY 19, 1955.

Public notice is hereby given that application has been filed under the Federal Power Act (16 U. S. C. 791a-825r) by Oakdale Irrigation District and South San Joaquin Irrigation District, joint licensees for proposed Projects Nos. 2005 and 2067, respectively, the first project to be situated on Middle Fork Stanislaus River in Tuolumne County and the second project to be situated on Stanislaus River in Calaveras and Tuolumne Counties, all within the State of California. The application seeks to change the effective dates specified in the licenses (May 1, 1950 for Project No. 2005 and October 1, 1951 for Project No. 2067) to the date of Commission approval of the pending application.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure of the Commission (18 CFR 1.8 or 1.10), the time within which such petitions must be filed being specified in the rules. The last date upon which protests may be filed is March 4, 1955. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-768; Filed, Jan. 26, 1955; 8:48 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

SOCIETE ANONYME DES ATELIERS D'AVIATION LOUIS BREGUET

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., and Property

Societe Anonyme des Ateliers d'Aviation Louis Breguet, Paris, France, Claim No. 38705; Property described in Vesting Order No. 666 (8 F. R. 5047, April 17, 1943), relating to United States Letters Patent Nos. 1,893,395; 1,919,089; 1,986,709; 1,852,230; 1,980,847; 1,983,537 and 2,122,928.

Executed at Washington, D. C., on January 21, 1955.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 55-793; Filed, Jan. 26, 1955; 8:51 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 30158]

MOTOR-RAIL RATES BETWEEN ST. LOUIS, MO., AND DALLAS, TEX.

APPLICATION FOR RELIEF

JANUARY 24, 1955.

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: Middlewest Motor Freight Bureau, Agent, for the St. Louis-San Francisco Railway Company, St. Louis, San Francisco and Texas Railway Company, and motor carriers parties to tariff listed below.

Commodities involved: Highway trailers, empty or loaded, on flat cars.

Between: St. Louis, Mo., and Dallas, Tex.

Grounds for relief: Competition with motor carriers.

Schedules filed containing proposed rates: Middlewest Motor Freight Bureau, Substituted Freight Service tariff, MF–I. C. C. No. 223, supp. 19.

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

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 55–775; Filed, Jan. 26, 1955; 8:49 a. m.]

[4th Sec. Application 30159]

CEMENT FROM GIANT, S. C., TO SAVANNAH, GA.

APPLICATION FOR RELIEF

JANUARY 24, 1955.

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

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

Commodities involved: Cement and related articles, carloads.

From: Giant, S. C.

To: Savannah, Ga.

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

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1447, supp. 15.

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

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 55–776; Filed, Jan. 26, 1955; 8:49 a. m.]

[4th Sec. Application 30160]

SUPERPHOSPHATE FROM SOUTHWEST TO WESTERN TRUNK-LINE TERRITORY

APPLICATION FOR RELIEF

JANUARY 24, 1955.

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

Commodities involved: Superphosphate (acid phosphate), other than ammoniated or defluorinated, in bulk, carloads.

From: Specified points in Arkansas, Louisiana, Missouri, Oklahoma and Texas.

To: Points in western trunk-line territory.

Grounds for relief: Rail competition, circuity, market competition, to apply rates constructed on the basis of the short-line distance formula, and additional destinations.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 4112, supp. 38.

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

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 55–777; Filed, Jan. 26, 1955; 8:49 a. m.]

[4th Sec. Application 30161]

FERTILIZER FROM AVONDALE, BOUTTE AND LULING, LA., TO POINTS IN SOUTHERN TERRITORY

APPLICATION FOR RELIEF

JANUARY 24, 1955.

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: F. C. Kratzmeir, Agent, for carriers parties to schedules listed below:

Commodities involved: Fertilizer and fertilizer materials, carloads.

From: Avondale, Boutte, and Luling, La.

To: Points in southern territory.

Grounds for relief: Rail competition, circuity, to maintain grouping and operation through higher-rated territory.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 4112, supp. 37; C. A. Spaninger, Agent, I. C. C. No. 1221, supp. 76.

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

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 55–778; Filed, Jan. 26, 1955; 8:49 a. m.]

[4th Sec. Application 30162]

ROOFING GRANULES FROM VIRGINIA TO ILLINOIS

APPLICATION FOR RELIEF

JANUARY 24, 1955.

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: The Chesapeake and Ohio Railway Company, for itself and on behalf of carriers parties to schedule listed below.

Commodities involved: Roofing granules (consisting of crushed slate), carloads.

From: Arvonia, Dutch Gap, and Esmont, Va.

To: Chicago and Joliet, Ill.

Grounds for relief: Market competition.

Schedules filed containing proposed rates: R. B. LeGrande, Agent, I. C. C. 253, supp. 113.

Any interested person desiring the Commission to hold a hearing upon such

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

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 55-779; Filed, Jan. 26, 1955; 8:49 a. m.]