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TITLE 3—THE PRESIDENT

PROCLAMATION 2716

RED CROSS MONTH, 1947

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA
A PROCLAMATION

WHEREAS the American National Red Cross, traditional friend and counselor of the serviceman and the veteran, furnishes comfort and renewed hope to our sick and wounded in hospitals and provides morale-building welfare and recreational facilities for our occupation forces abroad as well as a wide range of services to those returning to civilian life in this country; and

WHEREAS the Red Cross, chartered by Congress and equipped by experience to cope with human needs when disaster strikes, performs its errands of mercy with skill and expedition; and

WHEREAS the Red Cross is devoting increased attention to its home-nursing and first-aid programs which are designed through training courses to check the spread of disease and to reduce the frightful toll of accidents; and

WHEREAS this organization is entirely dependent upon the voluntary contributions of the people of the United States in rendering these services, and has estimated that a minimum fund of \$60,000,000 will be necessary for the implementation of its philanthropic program in 1947:

NOW THEREFORE, I, HARRY S. TRUMAN, President of the United States of America and President of the American National Red Cross, do hereby designate and proclaim the month of March 1947 as Red Cross Month and urge every citizen of this country to respond generously to this essential, humanitarian cause.

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

DONE at the City of Washington this twelfth day of February, in the year of our Lord nineteen hundred and [SEAL] forty-seven and of the Independence of the United States

of America the one hundred and seventy-first.

HARRY S. TRUMAN

By the President:

G. C. MARSHALL,
Secretary of State.

[F. R. Doc. 47-1446; Filed, Feb. 12, 1947;
3:22 p. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

[Lemon Reg. 208, Amdt. 1]

PART 953—LEMONS GROWN IN THE STATES OF CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 953.315 *Lemon Regulation 208, as amended—(a) Findings.* (1) Pursuant to the marketing agreement and the order (7 CFR, Cum. Supp., 953.1 et seq.) regulating the handling of lemons grown in the State of California or in the State of Arizona, issued under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the notice, public rule making procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which the regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance.

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NOTICE

General notices of proposed rule making, published pursuant to section 4 (a) of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 60 Stat. 238), which were carried under "Notices" prior to January 1, 1947 are now presented in a new section entitled "Proposed Rule Making" Relationship of these documents to material in the Code of Federal Regulations, formerly shown by cross reference under the appropriate Title, is now indicated by a bold-face citation in brackets at the head of each document.

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as is given to each such word in the said marketing agreement and order. (48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 12th day of February 1947.

[SEAL] S. R. SMITH,
 Director Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 47-1471; Filed, Feb. 13, 1947; 9:13 a. m.]

[Orange Reg. 164, Amdt. 1]

PART 966—ORANGES GROWN IN THE STATES OF CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 966.310 *Orange Regulation 164, as amended*—(a) *Findings.* (1) Pursuant to the provisions of the order (7 CFR, Cum. Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California or in the State of Arizona, issued under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Orange Administrative Committee, established under the said order, and upon other available information, it is hereby found that the limitation of the quantity of such oranges which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the notice, public rule making procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance.

(b) *Order.* Orange Regulation 164 (12 F. R. 915) is hereby amended as follows:

(1) The quantity of oranges grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., February 9, 1947, and ending at 12:01 a. m., p. s. t., February 16, 1947, is hereby fixed as follows:

(i) *Valencia oranges.* (a) Prorate Districts Nos. 1, 2, and 3, no movement.

(ii) *Oranges other than Valencia oranges.* (a) Prorate District No. 1, unlimited movement; (b) Prorate District No. 2, 900 carloads; and (c) Prorate District No. 3, unlimited movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said order, is hereby fixed in accordance with the prorate base schedule which is attached to Orange Regulation 164 (12 F. R. 915) and made a part hereof by this reference. The Orange Administrative Committee, in accordance with the provisions of the said order, shall calculate the quantity of

oranges which may be handled by each such handler during the period specified in subparagraph (1) of this paragraph.

(3) As used herein, "handled," "handler," "carloads," and "prorate base" shall have the same meaning as is given to each such term in the said order; and "Prorate District No. 1," "Prorate District No. 2," and "Prorate District No. 3" shall have the same meaning as is given to each such term in § 966.107 of the rules and regulations (11 F. R. 10258) issued pursuant to said order. (48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 12th day of February 1947.

[SEAL] S. R. SMITH,
 Director Fruit and Vegetable Branch Production and Marketing Administration.

[F. R. Doc. 47-1472; Filed, Feb. 13, 1947; 9:13 a. m.]

TITLE 10—ARMY WAR DEPARTMENT

Chapter III—Claims and Accounts

PART 306—CLAIMS AGAINST THE UNITED STATES

MILITARY PAYMENT CERTIFICATES

Pursuant to the authority vested in the Secretary of War by section 3 of the act of December 23, 1944 (58 Stat. 921), and by virtue of all other authority vested in the Secretary of War, §§ 306.80 and 306.81, pertaining to military payment certificates, are added as follows:

§ 306.80 *Military payment certificates*—(a) *Use of military payment certificates.* In such areas as the War Department designates, disbursing officers of the United States Army and their agents are authorized to disburse military payment certificates for pay and allowances of authorized personnel, and for all other authorized payments to individuals in and under the Military Establishment.

(b) *Convertibility of military payment certificates.* Disbursing officers of the United States Army and their agents are authorized to exchange dollar instruments for military payment certificates, or military payment certificates for dollar instruments, for persons authorized to be in possession of military payment certificates.

(c) *Transactions between United States disbursing officers.* Disbursing officers of the United States Army and their agents are authorized to exchange dollar instruments for military payment certificates, or military payment certificates for dollar instruments, in transactions with disbursing officers of the United States Navy and their agents; and with such other disbursing officers of the United States Government and their agents as may be authorized specifically by theater commanders.

(d) *Applicability of regulations.* As of the date on which the War Department introduces the use of military payment certificates in any area, transactions in the indigenous currencies of such areas,

(b) *Order.* Lemon Regulation 208 (12 F. R. 768) is hereby amended as follows:

(1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., p. s. t., February 9, 1947, and ending at 12:01 a. m., p. s. t., February 16, 1947, is hereby fixed at 200 carloads, or an equivalent quantity.

(2) The prorate base of each handler who has made application therefor, as provided in the said marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached to Lemon Regulation 207 (12 F. R. 768) and made a part hereof by this reference. The Lemon Administrative Committee, in accordance with the provisions of the said marketing agreement and order, shall calculate the quantity of lemons which may be handled by each such handler during the period specified in subparagraph (1) of this paragraph.

(3) As used in this section, "handled," "boxes," "handler," "carloads," and "prorate base" shall have the same meaning

and in any other currencies which may later be designated, will be subject to the regulations specified in paragraphs (e) and (f) of this section.

(e) *Prohibition on the acquisition of certain foreign currencies.* Disbursing officers of the United States Army and their agents, wherever stationed, will no longer acquire indigenous currencies of the areas in which military payment certificates are in use, and any other currencies which may later be designated, from the following sources:

(1) United States Army postal officers and their agents.

(2) Officers and crews of vessels operating for or on behalf of War Shipping Administration.

(3) Members of the United States Coast Guard.

(4) Military, naval, and civilian personnel of the United States Government who are not disbursing officers of the United States Government or their agents.

(5) Representatives of quasi-official organizations operating with or for the benefit of the members of the United States Armed Forces.

(6) Personnel of contractors and of authorized non-governmental agencies operating with the Armed Forces of the United States.

(f) *Sale of foreign currencies.* Disbursing officers of the United States Army or their agents, wherever stationed, are authorized to sell foreign currencies, including indigenous currencies of areas in which military payment certificates are in use, and any other designated currencies, for military payment certificates and/or for United States dollar instruments, to military and naval personnel of the United States Government; and to employees of Government and non-Government agencies as specifically authorized by the theater commander.

§ 306.81 *Definitions*—(a) *Types of personnel.* Personnel who fall within the purview of these sections (hereinafter referred to as U. S. authorized personnel) and who may utilize military payment certificates and dollar instruments defined herein, subject to limitations prescribed in paragraph (e) of this section, are:

(1) Military and naval personnel of the United States Government.

(2) Civilians, who are citizens of the United States, employed directly, or indirectly through contractors, by the military and naval establishments.

(3) Civilians, who are citizens of the United States, employed directly by the United States Government, when authorized by the theater commander under the provisions of paragraph (e) of this section.

(4) Dependents of personnel included in subparagraphs (1) and (2) and (3) of this paragraph, but subject to the limitations set forth in paragraph (e) of this section.

(5) Civilians, other than those who are citizens of the country whose currency is legal tender in the area, directly employed by the military and naval establishments, when authorized

by the theater commander under the provisions of paragraph (e) of this section.

(6) Civilians, other than those who are citizens of the country whose currency is legal tender in the area, who are employed by quasi-official organizations in and/or under the military and naval establishment and working for the benefit of the members of the Armed Forces of the United States, when authorized by the theater commander under the provisions of paragraph (e) of this section. Examples are the Army Exchange Service and its exchanges; United Service Organizations; American Red Cross Clubs and facilities; unit clubs; enlisted men's and officers' clubs and messes; and the Central Welfare Fund of any given theater.

(7) Personnel attached to the headquarters of any U. S. military or naval unit, who, in the opinion of the theater commander, can best perform their mission by having access to U. S. Army facilities, when specifically authorized by the theater commander under the provisions of paragraph (e) of this section.

(b) *Enemy nationals.* Enemy nationals are specifically excluded from those listed in subparagraphs (5) (6) and (7) of paragraph (a) of this section.

(c) *Military payment certificate.* (1) The military payment certificate is defined as an instrument, denominated in United States dollars or fractions thereof which is the official medium of exchange in all military establishments in areas designated by the War Department.

(2) Military payment certificates will be issued in denominations of 5 cents, 10 cents, 25 cents, 50 cents, \$1, \$5, and \$10.

(d) *U. S. dollar instruments.* U. S. Dollar instruments are defined as follows:

(1) U. S. dollar currency is the currency or coin accepted as legal tender in the United States.

(2) U. S. Treasury checks are the standard dollar checks drawn on the Treasurer of the United States by authorized disbursing officers of the United States.

(3) Traveler's checks are those issued by the American Express Company, the Bank of America National Trust and Savings Association, the Mellon National Bank of Pittsburgh, and the National City Bank of New York.

(4) United States military disbursing officers payment order.

(5) United States Postal money orders and American Express Company money orders.

(e) *Limitations.* (1) The theater commander will be responsible for the determination of those individuals to which the provisions of the regulations of this part will apply within the limits of this section.

(2) The military payment certificate is for use only in U. S. military establishments by U. S. authorized personnel, in accordance with applicable rules and regulations.

(3) Possession of military payment certificates is prohibited unless acquired

pursuant to the regulations contained herein and such additional restrictions as may be promulgated by the appropriate theater commander.

(4) Under no circumstances will military payment certificates be accepted from or exchanged for persons other than U. S. authorized personnel, or exchanged after the date designated by the Secretary of War for their acceptance or exchange.

(5) Except in areas where U. S. currency is authorized for disbursement, the use or possession of U. S. currency is prohibited in foreign countries to which these regulations are applicable.

(6) Dependents, as defined in § 306.81 (a) (4) are limited, in transactions with U. S. Army disbursing officers or their authorized agent to the exchange of military payment certificates, or any type of authorized U. S. dollar instruments, for military payment certificates or for foreign currency. Use of military payment orders by dependents will be limited to the cashing of one military payment order not in excess of \$200 for dependents overseas requiring funds for incidental traveling expenses in connection with War Department authorized transportation to the U. S.

[WD Cir. 256, 23 Aug 1946] (Sec. 3, 58 Stat. 921, 50 U. S. C. 1705-1707)

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

[F. R. Doc. 47-1392; Filed, Feb. 18, 1947; 8:53 a. m.]

Chapter V—Military Reservations and National Cemeteries

PART 505—MOTION PICTURE SERVICE UNITED STATES ARMY MOTION PICTURE SERVICE

Amend the first sentence of § 505.8 (10 F. R. 14594) to read as follows:

§ 505.8 *Admission charge.* Effective February 15, 1947, the charge for admission will be 20 cents for adults and 15 cents for children under 14 years of age. * * *

[AR 210-390, 6 Dec. 1946, as amended by W. D. Cir. 21, 23 Jan. 1947] (R. S. 161, 5 U. S. C.)

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

[F. R. Doc. 47-1424; Filed, Feb. 13, 1947; 8:48 a. m.]

Chapter VII—Personnel

PART 708—DECORATIONS, MEDALS, RIBBONS AND SIMILAR DEVICES SERVICE MEDALS

In revision of AR 600-65, December 20, 1946, §§ 708.26 to 708.30, inclusive, 708.33, 708.34, 708.36, 708.40, 708.41, 708.45, 708.51 to 708.58, inclusive, and 708.60 to

708.66, inclusive, are superseded by the following:

Sec.	
708.26	Service medals; general.
708.27	Good Conduct Medal.
708.28	Civil War Campaign Medal.
708.29	Indian Campaign Medal.
708.30	Spanish Campaign Medal.
708.31	Spanish War Service Medal.
708.32	Army of Cuban Occupation Medal.
708.33	Army of Puerto Rican Occupation Medal.
708.34	Philippine Campaign Medal.
708.35	Philippine Congressional Medal.
708.36	China Campaign Medal.
708.37	Army of Cuban Pacification Medal.
708.38	Mexican Service Medal.
708.39	Mexican Border Service Medal.
708.40	World War I Victory Medal.
708.41	Army of Occupation of Germany Medal.
708.42	American Defense Service Medal.
708.43	Women's Army Corps Service Medal.
708.44	American Campaign Medal.
708.45	Asiatic-Pacific Campaign Medal.
708.46	European - African - Middle Eastern Campaign Medal.
708.47	World War II Victory Medal.
708.48	Army of Occupation Medal.
708.49	Service ribbons.
708.50	Service stars.
708.51	Arrowheads.
708.52	Miniature medals and appurtenances.
708.53	Miniature service ribbons.
708.54	Lapel button.
708.55	Supply appurtenances.
708.56	Manufacture, sale and illegal possession.

AUTHORITY: §§ 708.26 to 708.56 inclusive, issued under E. O. 8808, E. O. 8809 as amended by E. O. 9323; 34 Stat. 621, 40 Stat. 873, 45 Stat. 500, 47 Stat. 158, 871, 59 Stat. 461; 10 U. S. C. and Sup. 1413, 1413a, 1415a, 1415b, 1416, 1430c; E. O. 8808, June 28, 1941, 3 CFR Cum. Supp., E. O. 8809, June 28, 1941, as amended by E. O. 9323, March 31, 1943, 3 CFR Cum. Supp.

§ 708.26 *Service medals; general*—(a) *Purpose.* The following service medals are awarded to members of the active military service of the United States for performance of specified duty, usually during war or periods of national emergency:

- (1) Good Conduct Medal.
- (2) Civil War Campaign Medal.
- (3) Indian Campaign Medal.
- (4) Spanish Campaign Medal.
- (5) Spanish War Service Medal.
- (6) Army of Cuban Occupation Medal.
- (7) Army of Puerto Rican Occupation Medal.
- (8) Philippine Campaign Medal.
- (9) Philippine Congressional Medal.
- (10) China Campaign Medal.
- (11) Army of Cuban Pacification Medal.
- (12) Mexican Service Medal.
- (13) Mexican Border Service Medal.
- (14) World War I Victory Medal.
- (15) Army of Occupation of Germany Medal.
- (16) American Defense Service Medal.
- (17) Women's Army Corps Service Medal.
- (18) American Campaign Medal.
- (19) Asiatic-Pacific Campaign Medal.
- (20) European-African-Middle Eastern Campaign Medal.
- (21) World War II Victory Medal.
- (22) Army of Occupation Medal.

(b) *Character of service required.* Service medals are awarded for honorable active Federal military service only. No service medal will be awarded to any

individual who has been dismissed, dishonorably discharged, or deserted subsequent to performance of the specified duty.

(c) *Application.* (1) A member of the Army who is entitled to a service medal may make application to his immediate commanding officer. The commanding officer will forward the application by indorsement direct to The Adjutant General, stating whether the individual's records, including discharge certificate or certificate of service, substantiate the claim.

(2) A former member of the Army who is entitled to a service medal may make application to The Adjutant General, Washington 25, D. C., inclosing a certified or photostatic copy of his discharge certificate or certificate of service.

(3) Service medals will be awarded posthumously to the next of kin in the following order: widow or widower, eldest son, eldest daughter, father, mother, eldest brother, eldest sister, eldest grandchild. The next of kin of an individual entitled to a service medal may make application to The Adjutant General, Washington 25, D. C., inclosing a certified or photostatic copy of the individual's discharge certificate or certificate of service, if available.

(4) An individual who is entitled to a service medal for service with the Navy, Marine Corps, or Coast Guard must apply direct to the Chief of Naval Personnel, Navy Department; the Commandant, United States Marine Corps, or the Commandant, United States Coast Guard.

(d) *Supply.* When an application for a service medal has been approved by the Secretary of War, the Commanding Officer, Philadelphia Quartermaster Depot, Philadelphia, Pennsylvania, will issue the medal and appurtenances as follows:

(1) *For persons in the Army.* To immediate commanding officers for distribution to those under their command.

(2) *For others.* Directly to them.

(e) *Record.* Eligibility for and/or award of service medals and clasps, service stars, and arrowheads will be noted in Service Records of enlisted men, on qualification cards, on discharge certificates, and on certificates of service.

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

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

§ 708.27 *Good Conduct Medal.* Established by Executive Order 8809, June 28, 1941, 3 CFR, Cum. Supp.

(a) *Description.* The medal of bronze is 1½ inches in diameter. On the obverse is an eagle with wings displayed and inverted standing on a closed book

and Roman sword, encircled by the words "Efficiency—Honor—Fidelity." On the reverse is a five-pointed star and a scroll between the words "For Good" and "Conduct," the whole surrounded by a wreath formed by a laurel branch on the left and an oak branch on the right. The medal is suspended by a ring from a silk moire ribbon 1½ inches in length and 1¾ inches in width composed of a red stripe (¼ inch), white stripe (¼ inch) red stripe (¼ inch), white stripe (¼ inch), red stripe (¼ inch), white stripe (¼ inch) red band (⅝ inch) white stripe (¼ inch), red stripe (¼ inch) white stripe (¼ inch), red stripe (¼ inch) and red stripe (¼ inch).

(b) *Requirements.* Exemplary behavior, efficiency, and fidelity in an enlisted status for a period of three continuous years completed after August 26, 1940, or a period of one continuous year between December 7, 1941, and March 2, 1946. During the period of service, the following entries on the Service Record (WD AGO Form 24 or 24A) are required:

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

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

(3) No conviction by court-martial.

(c) *Clasp*—(1) *Description.* The clasp is a bronze bar ½ inch in width and 1½ inches in length with loops, one loop for each additional period of required service.

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

§ 708.28 *Civil War Campaign Medal.* Established by WD General Orders 12, 1907.

(a) *Description.* The medal of bronze is 1¼ inches in diameter. On the obverse is the head of Lincoln, nearly in profile, facing to the right, surrounded by the words "With malice toward none, with charity for all." On the reverse are the words "The Civil War," and below this the dates "1861-1865," surrounded by a wreath formed by a branch of oak on the left and a branch of olive on the right, the stems joined at the bottom by a conventional knot. The medal is suspended by a ring from a silk moire ribbon 1½ inches in length and 1¾ inches in width composed of a blue band (¼ inch) and a gray band (¼ inch).

(b) *Requirements.* Service between April 15, 1861, and April 9, 1865, or in Texas between April 15, 1861 and August 20, 1866.

§ 708.29 *Indian Campaign Medal.* Established by WD General Orders 12, 1907.

(a) *Description.* The medal of bronze is 1¼ inches in diameter. On the obverse is a mounted Indian facing to the right, wearing a war bonnet, and carrying a spear in his right hand. Above the horseman are the words "Indian Wars," and below, on either side of a buffalo skull, the circle is completed by arrowheads, conventionally arranged.

On the reverse is a trophy, composed of an eagle perched on a cannon supported by crossed flags, rifles, an Indian shield, spear, and quiver of arrows, a Cuban machete, and a Sulu kriss. Below the trophy are the words "For Service." The whole is surrounded by a circle composed of the words "United States Army" in the upper half and thirteen stars in the lower half. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a red stripe ($\frac{1}{4}$ inch) black stripe ($\frac{3}{16}$ inch) red band ($\frac{1}{2}$ inch) black stripe ($\frac{3}{16}$ inch) and red stripe ($\frac{1}{4}$ inch)

(b) *Requirements.* Service in any of the following campaigns:

(1) Southern Oregon, Idaho, northern California, and Nevada between 1865 and 1868.

(2) Against the Comanches and confederate tribes in Kansas, Colorado, Texas, New Mexico, and Indian Territory between 1867 and 1875.

(3) Modoc War between 1872 and 1873.

(4) Against the Apaches in Arizona in 1873.

(5) Against the Northern Cheyennes and Sioux between 1876 and 1877.

(6) Nez Perce War in 1877.

(7) Bannock War in 1878.

(8) Against the Northern Cheyennes between 1878 and 1879.

(9) Against the Sheep-Eaters, Piutes, and Bannocks between June and October, 1879.

(10) Against the Utes in Colorado and Utah between September, 1879 and November, 1880.

(11) Against the Apaches in Arizona and New Mexico between 1885 and 1886.

(12) Against the Sioux in South Dakota between November 1890 and January 1891.

(13) Against hostile Indians in any other action in which United States troops were killed or wounded between 1865 and 1891.

§ 708.30 *Spanish Campaign Medal.* Established by WD General Orders 5, 1905.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is a conventional castle with the addition of two round-corner towers within a circle composed of the words "War with Spain" in the upper half and in the lower half the date "1898" at the bottom, with a branch of the tobacco plant on the left and a stalk of sugarcane on the right. The reverse is the same as that of the Indian Campaign Medal. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in width composed of a yellow stripe ($\frac{1}{2}$ inch) blue band ($\frac{1}{8}$ inch) a yellow band ($\frac{3}{8}$ inch) blue band ($\frac{3}{8}$ inch) and yellow stripe ($\frac{1}{2}$ inch)

(b) *Requirements.* Service ashore in or on the high seas en route to any of the following countries:

(1) Cuba between May 11, 1898, and July 17, 1898.

(2) Puerto Rico between July 24, 1898, and August 13, 1898.

(3) Philippine Islands between June 30, 1898, and August 16, 1898.

§ 708.31 *Spanish War Service Medal.* Established by act of Congress July 9, 1918.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is a sheathed Roman sword hanging on a tablet on which is inscribed "For service in the Spanish War." The tablet is surrounded by a wreath. On the reverse is the coat of arms of the United States with a scroll below, all surrounded by a wreath displaying the insignia of the Infantry, Artillery, and Cavalry. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a green stripe ($\frac{1}{8}$ inch) yellow stripe ($\frac{1}{4}$ inch) green band ($\frac{3}{8}$ inch) yellow stripe ($\frac{1}{4}$ inch) and green stripe ($\frac{1}{8}$ inch)

(b) *Requirements.* Service between April 20, 1898, and April 11, 1899, by persons not eligible for the Spanish Campaign Medal.

§ 708.32 *Army of Cuban Occupation Medal.* Established by WD General Orders 40, 1915.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is the coat of arms of the Cuban Republic, with wreath and fasces. Around the circumference are the words "Army of Occupation, Military Government of Cuba," and above the shield the dates "1898" and "1902." The reverse is the same as that of the Indian Campaign Medal. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a blue stripe ($\frac{1}{16}$ inch) red band ($\frac{3}{8}$ inch) yellow stripe ($\frac{1}{16}$ inch) blue band ($\frac{3}{8}$ inch) yellow stripe ($\frac{1}{16}$ inch) red band ($\frac{3}{8}$ inch) and blue stripe ($\frac{1}{16}$ inch)

(b) *Requirements.* Service in Cuba between July 18, 1898, and May 20, 1902.

§ 708.33 *Army of Puerto Rican Occupation Medal.* Established by WD Compilation of Orders, Changes 15, February 4, 1919.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is a conventional castle with the addition of two round-corner towers within a circle composed of the words "Army of Occupation, Porto Rico" in the upper half and in the lower half the date "1898" at the bottom, with a branch of the tobacco plant on the left and a stalk of sugarcane on the right. The reverse is the same as that of the Indian Campaign Medal. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a red stripe ($\frac{1}{16}$ inch) blue band ($\frac{3}{8}$ inch) yellow stripe ($\frac{1}{16}$ inch) red band ($\frac{3}{8}$ inch) yellow stripe ($\frac{1}{16}$ inch) blue band ($\frac{3}{8}$ inch) and red stripe ($\frac{1}{16}$ inch)

(b) *Requirements.* Service in Puerto Rico between August 14, 1898, and December 10, 1898.

§ 708.34 *Philippine Campaign Medal.* Established by WD General Orders 5, 1905.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is a conventional coconut-palm tree. On the left of it is a lamp of knowledge and on the right the scales of justice.

The whole is in a circle composed of the words "Philippine Insurrection," and the date "1899" at the bottom. The reverse is the same as that of the Indian Campaign Medal. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a blue stripe ($\frac{1}{16}$ inch), red band ($\frac{3}{8}$ inch) blue band ($\frac{3}{8}$ inch), red band ($\frac{3}{8}$ inch), and blue stripe ($\frac{1}{16}$ inch)

(b) *Requirements.* Service in the Philippine Islands under any of the following conditions:

(1) Ashore between February 4, 1899, and July 4, 1902.

(2) Ashore in the Department of Mindanao between February 4, 1899, and December 31, 1904.

(3) In operations against the Pulajanes on Leyte between July 20, 1906, and July 30, 1907, or on Samar between August 2, 1904, and June 30, 1907.

(4) With any of the following expeditions:

(i) Against Pala on Jolo between April and May 1905.

(ii) Against Datu All on Mindanao in October 1905.

(iii) Against hostile Moros on Mount Bud-Dajo, Jolo, March 1906.

(iv) Against hostile Moros on Mount Bagsac, Jolo, between January and July, 1913.

(v) Against hostile Moros on Mindanao or Jolo between 1910 and 1913.

(5) In any other action against hostile natives in which United States troops were killed or wounded between February 4, 1899, and December 31, 1913.

§ 708.35 *Philippine Congressional Medal.* Established by act of Congress June 29, 1906.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is a group composed of a color bearer holding a flag of the United States and supported by two men with rifles on their shoulders, the three facing the left. The flag extends to the rim between the words "Philippine" and "Insurrection." Below the group is the date "1899." On the reverse are the words "For patriotism, fortitude, and loyalty" in a wreath composed of a branch of pine on the left, and a branch of palm on the right, the stems joined by a conventional knot. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a blue stripe ($1/16$ inch) white stripe ($1/16$ inch), red stripe ($1/8$ inch) white stripe ($1/8$ inch), blue band ($3/8$ inch) white stripe ($1/8$ inch) red stripe ($1/8$ inch), white stripe ($1/16$ inch) and blue stripe ($1/16$ inch)

(b) *Requirements.* Service, meeting all the following conditions:

(1) Under a call of the President entered the Army between April 21 and October 26, 1898.

(2) Served beyond the date on which entitled to discharge.

(3) Ashore in the Philippine Islands between February 4, 1899, and July 4, 1902.

§ 708.36 *China Campaign Medal.* Established by WD General Orders 5, 1905.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is the Imperial Chinese five-toed dragon with the head in full face in the middle, within a circle composed of the words "China Relief Expedition," with the dates "1900-1901" at the bottom. The reverse is the same as that of the Indian Campaign Medal. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width, composed of a blue stripe ($\frac{1}{16}$ inch) a yellow band ($1\frac{1}{4}$ inches) and a blue stripe ($\frac{1}{16}$ inch).

(b) *Requirements.* Service ashore in China with the Peking Relief expedition between June 20, 1900, and May 27, 1901.

§ 708.37 *Army of Cuban Pacification Medal.* Established by WD General Orders 96, 1909.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is the coat of arms of the Cuban Republic with wreath and fasces, supported by two American soldiers with rifles, at parade rest. Above the group are the words "Cuban Pacification," below are the dates "1906-1909." The reverse is the same as that of the Indian Campaign Medal. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a red stripe ($\frac{1}{8}$ inch), white stripe ($\frac{3}{8}$ inch) blue stripe ($\frac{1}{8}$ inch) olive-drab band ($\frac{5}{8}$ inch), blue stripe ($\frac{1}{8}$ inch) white stripe ($\frac{1}{8}$ inch) and red stripe ($\frac{1}{8}$ inch).

(b) *Requirements.* Service in Cuba between October 6, 1906, and April 1, 1909.

§ 708.38 *Mexican Service Medal.* Established by WD General Orders 155, 1917.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is the Mexican Yucca plant in flower, with mountains in the background. Above the yucca plant are the words "Mexican Service" in the upper half and in the lower half the dates "1911-1917" arranged in a circle. The reverse is the same as that of the Indian Campaign Medal. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a green stripe ($\frac{1}{8}$ inch) yellow band ($\frac{3}{8}$ inch) blue band ($\frac{3}{8}$ inch) yellow band ($\frac{3}{8}$ inch) and green stripe ($\frac{1}{8}$ inch).

(b) *Requirements.* Service in any of the following expeditions or engagements:

(1) With the Vera Cruz Expedition in Mexico between April 24, 1914, and November 26, 1914.

(2) With the Punitive Expedition in Mexico between March 14, 1916, and February 7, 1917.

(3) In the following engagements:

(i) Buena Vista, Mexico, December 1, 1917.

(ii) San Bernardino Canon, Mexico, December 26, 1917.

(iii) La Grulla, Texas, January 8 and 9, 1918.

(iv) Pilares, Mexico, March 28, 1918.

(v) Nogales, Arizona, August 27, 1918 or November 1 to 5, 1915.

(vi) El Paso, Texas, and Juarez, Mexico, June 15 and 16, 1919.

(vii) Any other action against hostile Mexicans in which United States troops were killed or wounded between April 12, 1911, and February 7, 1917.

§ 708.39 *Mexican Border Service Medal.* Established by act of Congress July 9, 1918.

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is a sheathed Roman sword hanging on a tablet on which is inscribed "For service on the Mexican border." The tablet is surrounded by a wreath. The reverse is the same as that of the Spanish War Service Medal. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a green band ($\frac{1}{16}$ inch), yellow band ($\frac{1}{2}$ inch), and green band ($\frac{1}{16}$ inch).

(b) *Requirements.* Service between May 9, 1916 and March 24, 1917, or with the Mexican Border Patrol between January 1, 1916, and April 6, 1917, by persons not eligible for the Mexican Service Medal.

§ 708.40 *World War I Victory Medal.* Established by WD General Orders 48, 1919.

(a) *Description.* The medal of bronze is 36 millimeters in diameter. On the obverse is a winged Victory standing full length and full face. On the reverse is the inscription "The Great War for Civilization" and the coat of arms of the United States surmounted by a fasces, and on either side the names of the Allied and Associated Nations. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and 36 millimeters in width, composed of two rainbows placed in juxtaposition and having the red in the middle, with a white thread along each edge.

(b) *Requirements.* Service between April 6, 1917, and November 11, 1918, or with either of the following expeditions:

(1) American Expeditionary Forces in European Russia between November 12, 1918, and August 5, 1919.

(2) American Expeditionary Forces in Siberia between November 12, 1918, and April 1, 1920.

(c) *Clasp.* Two types of clasps are authorized.

(1) *Battle clasp—(i) Description.* The clasp is a bronze bar $\frac{1}{8}$ inch in width and $1\frac{1}{2}$ inches in length with the name of the campaign or the words "Defensive Sector," with a star at each end of the inscription. The bar is placed on the suspension ribbon of the medal.

(ii) *Requirements.* Combat service, one clasp for each campaign. The individual must have been actually present for duty under competent orders in the combat zone during the period in which the organization was engaged in combat. For service in an engagement not included in a named campaign, a defensive sector clasp will be awarded, not more than one clasp being awarded to any individual regardless of the number of such engagements.

(iii) *Service star.* Possession of a battle clasp and/or defensive sector clasp is denoted by bronze service stars worn on the service ribbon, one bronze service star for each clasp.

(2) *Service clasp—(i) Description.* The clasp is a bronze bar $\frac{1}{8}$ inch in width and $1\frac{1}{2}$ inches in length with the name of the country in which the service was performed. The bar is placed on the suspension ribbon of the medal.

(ii) *Requirements.* Service in France, Italy, Siberia, European Russia, or England, or as a member of a crew of a transport sailing between the United States and that country, by persons not eligible for a battle clasp. Only one service clasp will be awarded to any individual.

§ 708.41 *Army of Occupation of Germany Medal.* Established by act of November 21, 1941 (Public Law 322—77th Cong.).

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is a profile of General John J. Pershing, facing to the left in uniform of World War I. Around the upper edge are four, five-pointed stars, on the left the inscription "General John J. Pershing," and on the right an unsheathed sword point up within a laurel wreath with the years "1918" and "1923." On the reverse is an eagle with wings displayed and inverted standing on Castle Ehrenbreitstein within a circle composed of the words "U. S. Army of Occupation of Germany" and three, five-pointed stars. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width, composed of a blue stripe ($\frac{1}{16}$ inch), red stripe ($\frac{1}{16}$ inch) white stripe ($\frac{1}{16}$ inch) black band ($\frac{3}{4}$ inch) white stripe ($\frac{1}{16}$ inch) red stripe ($\frac{1}{16}$ inch), and blue stripe ($\frac{1}{16}$ inch).

(b) *Requirements.* Service in Germany or Austria-Hungary between November 12, 1918, and July 11, 1923.

§ 708.42 *American Defense Service Medal.* Established by Executive Order 8808 (6 F. R. 3209).

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is a female Greco figure symbolic of defense, holding in her sinister hand an ancient war shield in reverse and her dexter hand brandishing a sword above her head, and standing upon a conventionalized oak branch with four leaves. Around the top is the lettering "American Defense." On the reverse is the wording "For service during the limited emergency proclaimed by the President on September 8, 1939 or during the unlimited emergency proclaimed by the President on May 27, 1941" above a seven-leaved spray. The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a golden yellow stripe ($\frac{1}{16}$ inch), blue stripe ($\frac{1}{24}$ inch), white stripe ($\frac{1}{24}$ inch) red stripe ($\frac{1}{24}$ inch) golden yellow band ($\frac{3}{4}$ inch), red stripe ($\frac{1}{24}$ inch), white stripe ($\frac{1}{24}$ inch), blue stripe ($\frac{1}{24}$ inch), and golden yellow stripe ($\frac{1}{16}$ inch).

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

(c) *Foreign service clasp—(1) Description.* The clasp is a bronze bar $\frac{1}{8}$ inch in width and $1\frac{1}{2}$ inches in length with the words "Foreign Service," with

a star at each end of the inscription. The bar is placed on the suspension ribbon of the medal.

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

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

§ 708.43 *Women's Army Corps Service Medal.* Established by Executive Order 9365 (8 F. R. 10651)

(a) *Description.* The medal of bronze is $1\frac{1}{4}$ inches in diameter. On the obverse is the head of Pallas Athene in profile facing right, superimposed on a sheathed sword crossed with oak leaves and a palm branch within a circle composed of the words "Women's" in the upper half, and in the lower half "Army Corps." on the reverse, within an arrangement of 13 stars, is a scroll bearing the words "For service in the Women's Army Auxiliary Corps" in front of the letters "U S" in lower relief at the top and perched on the scroll is an eagle with wings elevated and displayed, and at the bottom, the dates "1942-1943." The medal is suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of an old gold stripe ($\frac{1}{8}$ inch) moss-tone green band ($1\frac{1}{8}$ inches) and old gold stripe ($\frac{1}{8}$ inch)

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

§ 708.44 *American Campaign Medal.* Established by Executive Order 9265 (7 F. R. 9106)

(a) *Description.* A medal of bronze to be $1\frac{1}{4}$ inches in diameter, of a design to be approved. The medal will be suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a blue stripe ($\frac{3}{16}$ inch) white stripe ($\frac{1}{16}$ inch) black stripe ($\frac{1}{16}$ inch) red stripe ($\frac{1}{16}$ inch) white stripe ($\frac{1}{16}$ inch) blue stripe ($\frac{3}{16}$ inch) dark blue stripe ($\frac{1}{24}$ inch) white stripe ($\frac{1}{24}$ inch) red stripe ($\frac{1}{24}$ inch) blue stripe ($\frac{3}{16}$ inch) white stripe ($\frac{1}{16}$ inch) red stripe ($\frac{1}{16}$ inch) black stripe ($\frac{1}{16}$ inch) white stripe ($\frac{1}{16}$ inch) and blue stripe ($\frac{3}{16}$ inch)

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

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

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

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

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

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

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

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

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

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

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

§ 708.45 *Asiatic-Pacific Campaign Medal.* Established by Executive Order 9265 (7 F. R. 9106)

(a) *Description.* A medal of bronze to be $1\frac{1}{4}$ inches in diameter of a design to be approved. The medal will be suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of an orange stripe ($\frac{3}{16}$ inch) white stripe ($\frac{1}{16}$ inch) red stripe ($\frac{1}{16}$ inch) white stripe ($\frac{1}{16}$ inch) orange stripe ($\frac{1}{4}$ inch), blue stripe ($\frac{1}{24}$ inch) white stripe ($\frac{1}{24}$ inch) red stripe ($\frac{1}{24}$ inch) orange stripe ($\frac{1}{4}$ inch) white stripe ($\frac{1}{16}$ inch) red stripe ($\frac{1}{16}$ inch) white stripe ($\frac{1}{16}$ inch) and orange stripe ($\frac{3}{16}$ inch)

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

(1) On permanent assignment.

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

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

(c) *Boundaries of the Asiatic-Pacific Theater—(1) Eastern boundary.* Coincident with the western boundary of the American Theater (§ 708.44 (c) (2))

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

(d) *Service star—(1) Description.* See § 708.44 (d) (1) for bronze service star. A silver service star is worn in lieu of five bronze service stars.

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

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

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

(a) Awarded a combat decoration.

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

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

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

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

(e) *Arrowhead—(1) Description.* The arrowhead is a bronze replica of an Indian arrowhead $\frac{1}{4}$ inch in height and $\frac{1}{8}$ inch in width.

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

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

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

§ 708.46 *European - African - Middle Eastern Campaign Medal.* Established by Executive Order 9265 (7 F. R. 9106)

(a) *Description.* A medal of bronze to be $1\frac{1}{4}$ inches in diameter of a design to be approved. The medal will be suspended by a ring from a silk moire ribbon $1\frac{3}{8}$ inches in length and $1\frac{3}{8}$ inches in width composed of a brown stripe ($\frac{3}{16}$ inch), green stripe ($\frac{1}{16}$ inch), white stripe ($\frac{1}{16}$ inch) red stripe ($\frac{1}{16}$ inch), green stripe ($\frac{1}{4}$ inch) blue stripe ($\frac{1}{24}$ inch), white stripe ($\frac{1}{24}$ inch) red stripe ($\frac{1}{24}$ inch), green stripe ($\frac{1}{4}$ inch) white stripe ($\frac{1}{16}$ inch) black stripe ($\frac{1}{16}$ inch), white stripe ($\frac{3}{16}$ inch) and brown stripe ($\frac{3}{16}$ inch)

(b) *Requirements.* Service within the European - African - Middle Eastern

Theater between December 7, 1941, and November 8, 1945, under any of the following conditions:

- (1) On permanent assignment.
 - (2) In a passenger status or on temporary duty for 30 consecutive days or 60 days not consecutive.
 - (3) In active combat against the enemy and was awarded a combat decoration or furnished a certificate by the commanding general of a corps, higher unit, or independent force that he actually participated in combat.
- (c) *Boundaries of the European-African-Middle Eastern Theater*—(1) *Eastern boundary*. Coincident with the western boundary of the Asiatic-Pacific Theater (§ 708.45 (c) (2)).
- (2) *Western boundary*. Coincident with the eastern boundary of the American Theater (§ 708.44 (c) (1)).

(d) *Service star*—(1) *Description*. Same as § 708.45 (d) (1).

(2) *Requirements*. Service within the European - African - Middle Eastern Theater, one bronze service star for each campaign (AR260-10). The individual must meet any of the following conditions:

- (i) Assigned, or attached, to and present for duty with a unit during the period in which it participated in combat.
- (ii) Under orders in the combat zone and in addition meets any of the following requirements:

- (a) Awarded a combat decoration.
- (b) Furnished a certificate by a commanding general of a corps, higher unit, or independent force that he actually participated in combat.
- (c) Served at a normal post of duty (as contrasted to occupying the status of an inspector, observer, or visitor).
- (d) Aboard a vessel other than in a passenger status and furnished a certificate by the home port commander of the vessel that he served in the combat zone.
- (iii) Was an evadee or escapee in the combat zone or recovered from a prisoner of war status in the combat zone during the time limitations of the campaign. Prisoners of war will not be accorded credit for the time spent in confinement or while otherwise in restraint under enemy control.

(e) *Arrowhead* — (1) *Description*. Same as 708.45 (e) (1).

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

- (i) Made a combat parachute jump or combat glider landing into enemy-held territory as an assigned or attached member of an organized force carrying out an assigned tactical mission.
- (ii) Went ashore in the assault waves in an amphibious landing on enemy-held territory as an assigned or attached member of an organized force carrying out an assigned tactical mission.

§ 708.47 *World War II Victory Medal*. Established by act July 6, 1945 (Public Law 135—79th Cong.)

(a) *Description*. The medal of bronze is 36 millimeters in diameter. On the obverse is a figure of Liberation standing full length with head turned to dex-

ter looking to the dawn of a new day, right foot resting on a war god's helmet with the hilt of a broken sword in the right hand and the broken blade in the left hand, the inscription "World War II" horizontally placed immediately below center. On the reverse are the inscriptions "Freedom from fear and want" and "Freedom of speech and religion" separated by a palm branch, all within a circle composed of the words "United States of America—1941-1945." The medal is suspended by a ring from a silk moire ribbon 1½ inches in length and 1⅜ inches in width composed of a double rainbow in juxtaposition (⅔ inch), white stripe (⅓ inch) red band (⅓ inch), white stripe (⅓ inch) and double rainbow in juxtaposition (⅓ inch)

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

§ 708.48 *Army of Occupation Medal*. Established by section I, WD General Orders 32, 1946.

(a) *Description*. A medal of bronze to be 1¼ inches in diameter of a design to be approved. The medal will be suspended by a ring from a silk moire ribbon 1½ inches in length and 1⅜ inches in width composed of a white stripe (⅓ inch), black band (½ inch), red band (½ inch) and white stripe (⅓ inch)

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

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

- (i) In Germany, Austria, or Italy (Compartment of Venezia Giulia E Zara or Province of Udine only).
- (ii) With a unit during the period for which it has been designated in War Department general orders as a part of the Army of Occupation of Germany, Austria, or Italy.

(2) Army of Occupation of Japan or Korea between September 3, 1945, and a terminal date to be announced later (service between September 3, 1945, and March 2, 1946, will be counted only if the Asiatic-Pacific Campaign Medal was awarded for service prior to September 3, 1945) under either of the following conditions:

(i) In Japan (four main islands of Hokkaido, Honshu, Shikoku, and Kyushu and the surrounding smaller islands of the homeland, the Ryukyu Islands and the Bonin-Volcano Islands only), or Korea.

(ii) With a unit during the period for which it has been designated in War Department general orders as a part of the Army of Occupation of Japan or Korea.

(c) *Occupation clasp*—(1) *Description*. The clasp is a bronze bar ⅓ inch in width

and 1½ inches in length with the word "Germany" or "Japan." The bar is placed on the suspension ribbon of the medal.

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

§ 708.49 *Service ribbons*—(a) *Description*. The service ribbon is a strip of ribbon identical with that from which the service medal is suspended and ⅓ inch in length.

§ 708.50 *Service stars*—(a) *Description*. The service star is a bronze or silver five-pointed star ⅓ inch in diameter. A silver service star is worn in lieu of five bronze service stars.

§ 708.51 *Arrowheads*—(a) *Description*. The arrowhead is a bronze replica of an Indian arrowhead ¼ inch in height and ⅓ inch in width.

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

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

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

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

§ 708.54 *Lapel buttons*—(a) *For all service medals except Victory Medals*. The lapel button is ⅓ inch in width and ⅓ inch in length, in colored enamel, being a reproduction of the service ribbon. Miniature appurtenances may be placed on lapel buttons.

(b) *For World War I Victory Medal*. The lapel button is a five-pointed star ⅓ inch in diameter on a wreath with the letters "U S" in the center. For persons wounded in action, the lapel button is of silver, for all others, of bronze.

(c) *For World War II Victory Medal*—(1) *No lapel button is authorized*. The honorable service lapel button is worn in lieu of a lapel button for the World War II Victory Medal.

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

(3) *Requirements for honorable service lapel button*. Service between September 8, 1939, and December 31, 1946, both dates inclusive.

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

§ 708.55 *Supply of appurtenances*.

(a) Only the following appurtenances will be supplied by the War Department:

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

(b) An initial issue of the above appurtenances will be made with the corresponding service medals. Replacements for military personnel on active duty will be supplied to commanding officers on requisition in the usual manner. Replacements for others will be made at cost price upon request to The Adjutant General, Washington 25, D. C.

(c) The following appurtenances for service medals will not be issued or sold by the War Department:

- (1) Miniature service medals and appurtenances.
- (2) Miniature service ribbons.
- (3) Lapel buttons, except the lapel button for the World War I Victory Medal and the honorable service lapel button.

§ 708.56 *Manufacture, sale, and illegal possession.* Sections 107.1 to 107.8, inclusive, 10 CFR, prescribe:

(a) Restrictions on manufacture and sale of service medals and appurtenances by civilians.

(b) Penalties for illegal possession and wearing of service medals and appurtenances.

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

[F. R. Doc. 47-1420; Filed, Feb. 13, 1947; 8:51 a. m.]

PART 709—PRESCRIBED SERVICE UNIFORM REVISION OF CERTAIN SECTIONS

Sections 709.38a, 709.41 to 709.54, inclusive, and 709.58, 709.58a and 709.58b are hereby rescinded. The regulations contained in the above mentioned sections are now contained in Part 708, Chapter VII, 10 CFR.

[AR 600-65, 20 Dec. 1946] (34 Stat. 621, 40 Stat. 873, 41 Stat. 973, 45 Stat. 500; 10 U. S. C. 1413a, 1413, 1414, 1415a, 1415 (b), E. O. 8808, June 28, 1941, 3 CFR Cum. Supp., E. O. 8809, June 29, 1941, as amended by E. O. 9323, March 31, 1943, 3 CFR Cum. Supp.)

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

[F. R. Doc. 47-1419; Filed, Feb. 13, 1947; 8:51 a. m.]

TITLE 15—COMMERCE

Chapter V—Weather Bureau, Department of Commerce

PART 502—ORGANIZATION

—FIELD STATIONS—

Section 502.17 *Field stations* (11 F. R. 177A—335, 336) is amended as indicated below:

1. In Region 1 change "Rochester, Va." to "Rochester, N. Y." add "Cape Henry, Va." delete "Columbiaville, N. Y."; "Whiteface Mountain, N. Y." "Putnam, Conn." "Woodward, Pa."

2. In Region 2 add "Columbus, Ga."; "Winston-Salem, N. C."; delete "Butler, Ga." "Dunnellon, Fla." "Monteagle, Tenn."

3. In Region 3 delete "Centerville, Ind."

4. In Region 4 add "Clayton, N. M."; "Lubbock, Tex." "Victoria, Tex." delete "Brinkley, Ark." "Burwood, La."; "Tyler, Tex." "Waynoka, Okla."

5. In Region 5 add the word "Airport" after "Lincoln, Nebr.", second entry.

6. In Region 6 add "Honolulu, T. H., Airport"

7. In Region 7 add "Helena, Mont., Airport" "Kelso, Wash." "Lewiston, Idaho"; "Seattle, Wash., Airport" "Stevenson, Wash." "Yakima, Wash., Airport" delete "Burley, Idaho" "Port Townsend, Wash."

(Sec. 3, 26 Stat. 653, sec. 803, 52 Stat. 1014, secs. 7, 8, 54 Stat. 1235, 1236, Pub. Law 296, 79th Cong., Pub. Law 370, 79th Cong., sec. 12, Pub. Law 404, 79th Cong., 60 Stat. 244, Pub. Law 691, 79th Cong., 15 U. S. C. 311-313, 49 U. S. C. 603; secs. 7, 8, Reorg. Plan IV 3 CFR Cum. Supp.)

[SEAL] F. W. REICHELDERFER,
Chief of Bureau.

Approved:

WILLIAM C. FOSTER,
Acting Secretary of Commerce.

[F. R. Doc. 47-1418; Filed, Feb. 13, 1947; 8:51 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

PART 751—ORGANIZATION DESCRIPTION, IN- CLUDING DELEGATIONS OF FINAL AU- THORITY

DESIGNATION OF ACTING NATIONAL HOUSING ADMINISTRATOR

1. Section 751.1a is hereby amended to read as follows:

§ 751.1a *Designation of Acting National Housing Administrator* (a) Pursuant to section 12 of Executive Order 9070 of February 24, 1942 (7 F. R. 1529) I hereby designate the officials of the National Housing Agency hereinafter named and in the order in which they are named to act in my place and stead with the title of "Acting Administrator" with all the powers, duties, and rights conferred upon me by said Executive Order, any other Executive Order, the Lanham Act (54 Stat. 1125) or any other act of Congress, in the event of my absence, illness, or inability to act, and all such powers, duties, and rights are hereby delegated to such officials in such order and for such period as I may be absent from Washington, D. C., or unable to perform my official functions.

(b) The following named officials, and designated in the following order, shall have authority to act as "Acting Administrator" but no official shall have authority to act as "Acting Administrator" unless all those whose names appear

before his are absent from their official post and unable to act.

(1) William K. Divers, First Assistant Administrator.

(2) B. T. Fitzpatrick, General Counsel.

(3) Assistant Administrator for Administration.

(E. O. 9070, Feb. 24, 1942, 7 F. R. 1529)

Issued this 7th day of February 1947.

RAYMOND M. FOLEY,
National Housing Administrator.

[F. R. Doc. 47-1385; Filed, Feb. 13, 1947; 8:54 a. m.]

Chapter VIII—Office of Housing Expediter

[Premium Payments Reg. 2 as Amended
Feb. 12, 1947, Incl. Int. 1]

PART 805—PREMIUM PAYMENTS REGULA- TIONS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

SOFTWOOD PLYWOOD

Purpose and findings. This general regulation is issued to stimulate additional production of softwood plywood by providing for premium payments with respect to peeler logs consumed in additional production of softwood plywood above established quotas. It describes how quotas are established, and the methods, procedures and conditions under which premium payments may be obtained. This regulation is issued pursuant to the authority of the "Veterans' Emergency Housing Act of 1946."

All available means of increasing the supply of softwood plywood for the veterans' emergency housing program and for other construction, maintenance and repair essential to the national well-being have been considered. Based on such consideration, the Expediter finds that premium payments with respect to peeler logs are temporarily necessary to increase the supply of softwood plywood and to stimulate such additional production with greater rapidity, economy and certainty than other available methods. The premium payments provided herein are applied at a uniform rate within the industry. In applying premium payments to necessary additional production in this industry emphasis has been placed upon avoiding either economic dislocations or adverse effects upon established business.

Par.

- (a) Definitions.
- (b) Eligibility.
- (c) Establishment of quota.
- (d) Application for quota.
- (e) Rate and computation of premium payment.
- (f) Claim for payment.
- (g) Payment.
- (h) Records.
- (i) Official interpretations.
- (j) Special provision for veneer mills.
- (k) Termination.
- (l) Effective date.

§ 805.2 *Softwood plywood*¹—(a)
Definitions. As used in this section:

(1) "Plywood company" means any persons who manufactures plywood at

¹ Formerly § 714.2 of Chapter VII.

least 50 percent of which is in construction and door panel grades. For purposes of this section a "veneer mill" which is owned by a plywood company, or which has contracted to supply all of its output to a plywood company (or companies) shall be considered a part of the plywood company (or companies).

(2) "Veneer mill" means any person who manufactures wood veneer.

(3) "Log supplier" means any person who supplies peeler logs to a plywood company or veneer mill.

(4) "Person" means an individual, corporation, partnership, association, or any other organized group of any of the foregoing, or legal successor or representative of any of the foregoing, but does not include the United States, any of its political subdivisions or any agency thereof, any other Government, any of its political subdivisions or any agency thereof.

(5) "Plywood" means a panel of one or more veneers laminated by use of a bonding agent, made of any species of softwood (other than pine) and produced west of the crest of the Cascade Mountains.

(6) "Peeler logs" means only the following species and grades of peeler logs: Douglas fir, Nos. 1, 2 and 3 peeler.

(7) "Plywood production" means the amount of plywood produced using as the unit of measurement one thousand square feet on a $\frac{3}{8}$ " rough basis.

(8) "New producer" means, with respect to a plant which prior to the effective date of this section was not operated for the production of plywood, a person who operates such plant after the effective date of this section, and who did not operate, prior to the effective date of this section, any plant for the production of plywood.

(9) "Month" means calendar month and "quarter" means three consecutive calendar months: *Provided, however*, Any plywood company on whom this provision works a hardship may apply, by letter, to the Expediter, Washington, D. C., for authorization to submit its application for quota and claims for payments beginning with the claim for June 1946 on the basis of a stipulated fiscal month and/or stipulated fiscal quarter. With respect to a plywood company which has received such authorization, this section shall become effective on the first day of its fiscal month, beginning after June 1, 1946, and shall terminate on the date on which this section terminates as to other plywood companies.

(10) "Claim" means a claim for premium payments filed pursuant to this section, and shall include a claim for liquidation payment filed under paragraph (e) (4)

(11) "Expediter" means the Housing Expediter as defined in the Veterans' Emergency Housing Act of 1946, or his duly authorized representative.

(12) "OHE" means the Office of the Housing Expediter.

(b) *Eligibility.* Any plywood company may file claims for premium payments under this section if it meets both of the following conditions:

(1) It produces plywood during the period covered by the claim in excess of quota. This condition, however, does not apply to claims for premium payments for June 1946.

(2) It pays its log suppliers a premium of \$7.50 per thousand feet logscale for peeler logs delivered to it. A plywood company may appoint an agent to pay premiums for peeler logs purchased for the account of the plywood company, if such company, by letter, requests and receives authorization for such agency from the Expediter. Such authorizations may cover payments by agents to log suppliers on or after June 1, 1946. The letter requesting such authorization shall specify the name and address of the agent and shall be addressed to the Expediter, c/o CPA, Portland, Oregon. For purposes of this section, a plywood company which produces its own logs shall be considered to have paid a premium of \$7.50 per thousand feet logscale for all peeler logs it itself has produced and consumed in the manufacture of plywood.

(c) *Establishment of quota.* (1) With respect to a plywood company which produced plywood for at least three months during the period January through May 1946, the quota shall be the lower of the following as approved and accepted by the Expediter: (i) Actual production during the first three months in the period from January through May 1946, in which production was maintained for at least 15 operating days, or (ii) Productive capacity for the same three months computed on a two-shift six-day week basis. In the case of a company which produced plywood in more than one plant, the lower of (i) and (ii) above shall be found for each plant of the company and the quota shall be the total for all plants. (2) With respect to any other plywood company, the quota shall be determined by the Expediter: *Provided, however*, That no quota shall be established for a new producer which would result in the application of premium payments to more than 50 percent of the value (in terms of producer's selling price) of the total output of such producer. (3) Where the Expediter finds that production of a plywood company during a three month claim period or during the October-November claim period has been interrupted due to unusual circumstances beyond the control of the company, the quota for such claim period may be adjusted by the Expediter.

(d) *Application for quota.* Every person who wishes to receive premium payments under this section shall file an application for quota on prescribed forms. All applications shall be filed with the Expediter, c/o CPA, Portland, Oregon, in accordance with instructions on the forms.

(e) *Rate and computation of premium payment.*—(1) *For June 1946.* If a plywood company has been assigned a quota, the amount payable for production during June 1946, shall be \$7.50 per thousand feet logscale for all peeler logs consumed in the manufacture of plywood during June 1946. If, however, the plywood company's production of ply-

wood during the quarter commencing July 1, 1946, does not equal or exceed 125 percent of its quota, the amount payable for June 1946 will be recomputed by applying the reduced rate of premium payments applicable to the quarter beginning July 1, 1946. This rate will be determined in accordance with paragraph (e) (2) (ii) of this section. In such a case, the overpayment for June 1946 will be subject to recovery or set-off.

(2) *For three-month periods beginning July 1, 1946.* (i) If production of plywood during the quarter was 25 percent or more in excess of quota, plywood companies will be paid \$7.50 per thousand feet logscale for peeler logs consumed in the manufacture of plywood during the quarter. (ii) If production of plywood during the quarter was in excess of quota, but less than 25 percent above it, plywood companies will be paid at the rate of \$0.30 for each 1-percent increase in plywood production above quota with respect to each thousand feet logscale of peeler logs consumed in the manufacture of plywood during the quarter.

EXAMPLE: The X Company produces 20 percent more plywood than its quota. In producing this plywood, the X Company consumes 2,000,000 feet logscale of peeler logs. Since the production of plywood is 20 percent above quota, the rate of payment would be \$0.30 for each one percent or \$6.00 per thousand feet logscale of peeler logs. Applying this \$6.00 to the 2,000,000 feet logscale of peeler logs it is found that the amount of premium payments is \$12,000.

(iii) If production of plywood during the quarter was not above quota, no payment will be made.

(3) *For the period beginning October 1, 1946 and ending November 30, 1946.*

(i) If production of plywood during this period was 25 percent or more in excess of two-thirds of quota, plywood companies will be paid \$7.50 per thousand feet logscale for peeler logs consumed in the manufacture of plywood during this period.

(ii) If the production of plywood during this period was in excess of two-thirds of quota, but less than 25 percent above it, plywood companies will be paid at the rate of \$0.30 for each 1 percent increase in plywood production above two-thirds of quota with respect to each thousand feet logscale of peeler logs consumed in the manufacture of plywood during this period.

(iii) If production of plywood during this period was not above two-thirds of quota no payment will be made.

NOTE: Former subparagraph (3) redesignated as (4), new (3) added as of Nov. 29, 1946.

(4) Liquidation settlement. A liquidation payment, based upon the net increase in inventory of peeler logs between inventory on hand on June 1, 1946, and the inventory on hand on November 30, 1946, will be paid plywood companies at such rate and on such terms and con-

ditions as the Expediter may deem proper. In the event there is a net decrease in inventory of peeler logs between the inventory on hand on June 1, 1946, and the inventory on hand on November 30, 1946, an amount equal to \$7.50 per thousand feet logscale of the net amount of such decrease shall be subject to recovery or set-off.

(f) Claim for payment. Plywood companies shall file their claims for payment in the following manner. (1) Each claim for payment shall be filed on prescribed forms in accordance with instructions on the forms. These forms may be obtained from and shall be filed with the Reconstruction Finance Corporation Loan Agency at Portland, Oreg. (2) Claims for the month of June, 1946, shall be filed no later than October 31, 1946. (3) For the three-month period beginning July 1, 1946, plywood companies shall file claims no later than the end of the month following the period covered by the claim. Such claims shall be filed on a monthly or quarterly basis. A claim for the first month of the quarterly period may be filed if production of the plywood company during the month has equaled or exceeded 125 percent of one-sixth of its quota; and a claim for the second month or for the first two months of the quarterly period may be filed if the total production of the plywood company during the two months has equaled or exceeded 125 percent of one-half of its quota. (4) Any plywood company which files a claim for June, 1946, must file a quarterly claim for the quarter beginning July 1, 1946; and any plywood company which files a claim for any month or two-month period in the quarter beginning July 1, 1946, must file a claim for such quarter.

(5) For the two-month period beginning October 1, 1946, plywood companies shall file claims no later than February 28, 1947.

(6) No claim under this section shall be assignable except as a part of bona fide transfer of the plywood company to a legal successor.

NOTE: Former subparagraph (5) redesignated as (6), new (5) added as of Nov. 29, 1946.

(g) Payment—(1) Review by RFC. In reviewing claims, RFC will determine whether such claims appear to have been correctly and properly prepared.

(2) Terms of payment. If the claim or any part thereof is accepted by RFC subject to final verification, RFC will then pay the claimant that part of the claim so accepted: Provided, however, That with respect to claims for premiums with respect to the two-month period beginning October 1, 1946, and claims for liquidation payments, RFC may require that bond be furnished in form and amount satisfactory to it before making

payment thereon. Preliminary acceptance and payment of claim shall not constitute final acceptance of the validity or amount of the claim. If, after review or audit, there is cause to question the validity of any claim, RFC may (i) Require that bond be furnished in form and amount satisfactory to it before making further payments, or (ii) suspend further payments.

(3) Verification of claims. (i) Upon receipt of claims for payment, RFC will forward copies to the Expediter for verification and such investigation or audit as he may deem appropriate. (ii) If the amount verified and approved by the Expediter is less than the amount previously paid, the claimant shall, upon demand by RFC, refund the overage to RFC, together with interest thereon at the rate of 4 percent per annum calculated from the date of such overpayment to the date repayment is made to the RFC or such overage plus interest may be deducted from any accrued or subsequent claim for any payment by RFC to the claimant.

(4) Monthly payments. Any payments made by RFC on account of any month or two-month claim shall be considered an advance payment on the claim for the quarterly period including such months, and shall be subject to recovery or set-off in the event the amount found payable on the quarterly claim is less than the amount of such advance payment.

(5) Invalidation of claims. The Expediter shall have the right at any time to declare invalid any claim of a company, and such company shall upon demand refund to RFC any payment on such claim, if the Expediter finds that the company (i) has failed to comply with any of the requirements of this section, or (ii) has failed to comply with directives, orders or regulations of CPA or OHE on plywood, or has sold plywood at prices in excess of the ceiling prices established by the applicable OPA regulations or orders, or (iii) has failed to maintain production of peeler logs from its own timber holdings at the level which obtained during the period on the basis of which the quota was established or the corresponding quarter of 1945, whichever is higher.

(h) Records. Every company shall prepare and preserve for inspection for a period of not less than two years after the date of termination of this section, all books, records and other documents which furnish information in support of its application for quota and claims for payment. The Expediter, or his designated agents shall have the right at any time to make such examinations and audits of the books, records and other documents as may be necessary to verify the representations in the company's application for quota and claims for payment, or as may be required by the Expediter.

(i) Official interpretations. Official interpretations of this section may be given only in writing by the General Counsel of OHE, or his duly authorized representative. A request for an official interpretation must be filed in writing directly with the Expediter or the General Counsel.

(j) Special provisions for veneer mills. (1) Any veneer mill which is neither owned by a plywood company nor is under contract to supply all of its output to a plywood company (or companies) may obtain premium payments under this section if it complies with all of the following conditions:

(i) It files an application on a prescribed form with the Expediter, c/o CPA, Portland, Oregon, and receives authorization to pay its log suppliers a premium for peeler logs, which authorization may cover payments on or after June 1, 1946.

(ii) It delivers part of its peeler logs, either in the form of veneer or as peeler logs, to a plywood company (or companies) for which a quota has been approved under paragraph (c). Such delivery of veneer or peeler logs must be made during the period for which the claim for payment is filed.

(iii) Pursuant to authorization by the Expediter, it pays its log suppliers for peeler logs a premium of \$7.50 per thousand feet logscale.

(iv) Its current purchases of logs are in line with its purchases of logs during the corresponding months of 1945.

(2) The amount of premium payable to a veneer mill shall be \$7.50 per thousand feet logscale for all peeler logs delivered to it with respect to which it has during the period of its authorization from the Expediter paid a premium of \$7.50 per thousand feet logscale, Provided, That:

(i) If, during the period for which a claim for payment is filed, the proportion of peeler log purchases to total log purchases exceeds that obtaining during the first quarter of 1946, a veneer mill may be paid only on that amount of its peeler log purchases which, in relation to total log purchases, does not exceed the first quarter of 1946 ratio of peeler log purchases to total log purchases.

(ii) No premium shall be payable with respect to peeler logs which were delivered to a plywood company.

(iii) No premium shall be payable with respect to peeler logs on which payment was previously made pursuant to a monthly claim.

(3) A consolidated claim for payment covering the period June 1 through November 30, 1946, shall be filed on form OHE 2-4 with the RFC Loan Agency, Pittock Block, Portland 5, Oregon, by February 28, 1947. In preparing this form, follow the revised instructions therefor, which may be obtained from the RFC Loan Agency.

(4) In addition to this paragraph, only the following provisions of this section shall apply to veneer mills; paragraphs (a) (f) (1) (f) (6), (g) (1), (g) (2), (g) (3), (g) (5) (h), (i) (k) and (l)

(k) Termination. This section shall terminate on March 31, 1947: Provided, however That the following paragraphs of this section, as amended, shall terminate as of November 30, 1946: (b) (c), (d) (e) (1) (e) (2) (e) (3) (f), (g) (4), (j) Such termination of these para-

graphs shall not preclude the filing of claims accrued on or before November 30, 1946, and such claims shall be dealt with in accordance with the provisions of this section in the same manner as if these paragraphs had not been terminated.

(1) *Effective date.* This section as amended shall become effective as of Nov. 29, 1946.

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

(Pub. Law 388, 79th Cong.)

Issued this 12th day of February 1947.

FRANK R. CREEDON,
Housing Expediter.

INTERPRETATION 1

APPLICABILITY OF REGULATION TO PEELER BLOCKS

If a peeler block, which is a trade term used to describe peeler logs of less than 16 feet in length, is of the species and grade indicated in paragraph (a) (6), it comes within the definition of a peeler log, since paragraph (a) (6) contains no requirements pertaining to the length of peeler logs. (Issued July 18, 1946.)

[F. R. Doc. 47-1436; Filed, Feb. 12, 1947;
10:21 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Local Board Memorandum No. 197-E,
Issued 2/13/47]

PART 671—LOCAL BOARD MEMORANDA

FILING AND DISPOSAL OF FORMS RECEIVED FROM THE ARMED FORCES

Pursuant to the provisions of the Administrative Procedures Act, the following directive issued under authority of the Selective Training and Service Act of 1940, as amended, is hereby made a matter of record:

§ 671.197-e *Filing and disposal of forms received from the Armed Forces—*

(a) *General.* The Selective Service System has received from the Army, the Navy, the Marine Corps, and the Coast Guard, several types of individual reports and notices of separation for persons discharged or transferred to a reserve component. From April 1941 to the latter part of 1943, a card prescribed by the Selective Service System, Report of Separation (DSS Form 167), was completed by the military services. Since the latter part of 1943, the forms prescribed by the branch of military service concerned have been used, some concurrently with DSS Form 167. Information with respect to separation from the armed forces of a cobelligerent nation is furnished by the accomplishment of a Certificate of Separation (DSS Form 501). Reports received on DSS Form 501 have been held at National Headquarters, but are now being processed for forwarding to local boards. Reproductions of the forms prescribed by the Armed Forces will be found in the appendix to the Handbook, Veterans As-

sistance Program.¹ It should be noted that variants to the major forms, carrying a suffix to the form numbers, are not illustrated. The instructions contained in this section, supplemented by pertinent Form Disposal Instructions, will govern the filing and disposal of all the various types of reports and notices of separation. It is the desire of this Headquarters that the Report of Separation (DSS Form 167) and the Certificate of Separation (DSS Form 501) be treated as documents analogous to the Armed Forces reports and notices of separation currently in use.

(b) *Filing instructions.* All copies of reports and notices of separation, regardless of form or content, in the possession of the Selective Service System, shall be filed in the Cover Sheet (DSS Form 53) of each registrant concerned, with the following exceptions: (1) Reports or notices of separation for veterans who are not registrants of the local board having possession of such documents, but whose reported address places such registrants under its jurisdiction, and (2) reports or notices of separation for women veterans of the armed forces. Footnotes to Form Disposal Instructions for Report of Separation (DSS Form 167) and for Certificate of Separation (DSS Form 501) require that "Forms which cannot be identified with a registrant of the local board will be filed together at the end of the file of Registration Cards (DSS Form 1)". A footnote to Form Disposal Instructions for reports and notices of separation prescribed by the Armed Forces requires that "Forms which cannot be identified with a registrant of a local board and those for women veterans will be filed in a separate folder in the General File". All reports of separation received on DSS Form 167 and on DSS Form 501 included in the exception specified in subparagraphs (1) and (2) of this paragraph shall be placed in alphabetical order and filed by the local board at the end of the file maintained for the Registration Card (DSS Form 1), as an adjunct thereto in the identification of nonregistrants. All reports and notices of separation on the various forms prescribed by the Armed Forces included in the exceptions specified in subparagraphs (1) and (2) of this paragraph, shall be placed in alphabetical order and filed in the General File of the local board. The folders used for the filing of reports and Notices of Separation on forms prescribed by the Armed Forces should be of uniform size within each State, and the contents arranged in a similar manner within each local board so as to permit of ready consolidation at a later date should such action be authorized.

(c) *Reports and notices of separation formerly considered confidential.* Paragraph 3 of Part II of Local Board Memorandum No. 183, as amended July 29, 1944,² imposed certain restrictions on the use of reports of separation. Some States, previously, or as a result of such restrictions, created confidential files at State Headquarters or at local boards,

¹ Not filed with the Division of the Federal Register.

containing reports of separation for certain persons separated by reason of physical disability. This restriction on the use of reports of separation was deleted from Local Board Memorandum No. 183,² by an amendment effective April 5, 1946. All board of registration copies of reports and notices of separation heretofore filed in confidential files at State Headquarters and local boards will be removed therefrom and filed in the cover sheet of the registrant concerned or in a separate folder as provided in paragraph (b) of this section.

(d) *Home Address Report (DSS Form 166) and Certificate of Enrollment (DSS Form 500).* The Armed Forces advise the Selective Service System of the enlisting or commissioning of certain male persons by means of a Home Address Report (DSS Form 166). Similar information with respect to the armed forces of cobelligerent nations is furnished by the accomplishment of a Certificate of Enrollment (DSS Form 500). Reports received on DSS Form 500 have been held at National Headquarters, but are now being processed for forwarding to local boards. Within the respective States DSS Form 166 has heretofore been filed in a manner similar to that for Report of Separation (DSS Form 167). Form Disposal Instructions for Home Address Report (DSS Form 166) are included with those for Report of Separation (DSS Form 167) and are similar in nature, requiring that DSS Form 166 shall be filed in the cover sheet unless the form relates to a veteran who is not a registrant of the local board, but whose reported address places him under its jurisdiction. In the latter case this form will be filed at the end of the file maintained for the Registration Card (DSS Form 1) and may be filed separately in alphabetical order or may be matched and integrated with DSS Form 167 and filed together therewith, at the discretion of the State Director. Certificate of Enrollment (DSS Form 500) shall be filed in the same manner as is above prescribed for the filing of Home Address Report (DSS Form 166).

(e) *Disposal.* Form Disposal Instructions for the above records will be found in the Form Manual.² Cognizance has been taken of the fact that no actual destruction can be accomplished with respect to any forms mentioned herein. It is felt by this Headquarters that these records are of sufficient importance to justify the retention of all copies, even though some duplication of record content will result. (54 Stat. 835, as amended; 50 U. S. C. and Supp. 310)

LEWIS B. HERSHEY,
Director.

[F. R. Doc. 47-1422; Filed, Feb. 13, 1947;
8:51 a. m.]

Chapter IX—Office of Temporary Controls, Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 235, 56 Stat.

177, 58 Stat. 827, 59 Stat. 658, Public Laws 388 and 475, 79th Cong.; E. O. 9024, 7 F. R. 329; E. O. 9040, 7 F. R. 527; E. O. 9125, 7 F. R. 2719; E. O. 9599, 10 F. R. 10155; E. O. 9638, 10 F. R. 12591; C. P. A. Reg. 1, Nov. 5, 1945, 10 F. R. 13714; Housing Expediter's Priorities Order 1, Aug. 27, 1946, 11 F. R. 9507; E. O. 9809, Dec. 12, 1946, 11 F. R. 14281; OTC Reg. 1, 11 F. R. 14311.

PART 903—ORGANIZATION AND DELEGATIONS OF AUTHORITY

[Directive 39, Revocation]

PRIORITIES ACTION BY THE VETERANS' ADMINISTRATION

Section 903.153, *Directive 39*, is revoked effective February 15, 1947. This revocation does not affect the validity of any ratings which were assigned under the directive before February 15, 1947. Such ratings may continue to be applied or extended, and orders bearing them must be accepted and filled in accordance with the Priorities Regulations.

Issued this 13th day of February 1947.

W. J. KERLIN,
Director
Bureau of Priorities.

[F. R. Doc. 47-1495; Filed, Feb. 13, 1947; 11:26 a. m.]

PART 903—ORGANIZATION AND DELEGATIONS OF AUTHORITY

[Directive 41, Revocation]

PREFERENCE RATING AUTHORITY OF THE ARMY AND NAVY MUNITIONS BOARD AND MARITIME COMMISSION

Section 903.154, *Directive 41*, is revoked effective February 15, 1947. This revocation does not affect the validity of any ratings which were assigned under the directive before February 15, 1947. Such ratings may continue to be applied or extended, and orders bearing them must be accepted and filled in accordance with the Priorities Regulations.

Issued this 13th day of February 1947.

W. J. KERLIN,
Director,
Bureau of Priorities.

[F. R. Doc. 47-1494; Filed, Feb. 13, 1947; 11:26 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, as Amended Feb. 13, 1947]

RESTRICTED PRIORITIES ASSISTANCE

§ 944.49 *Priorities Regulation 28*—(a) *Purpose of this regulation.* This regulation describes the very limited scope of priorities assistance which will be granted in the future. It is designed to cover only the brief period of time which is expected to exist before all such priorities assistance will end.

In line with the announced policy of restoring normal buyer-seller relations as soon as possible, the issuance of CC

ratings will be limited to cases of non-deferrable need for the military services, the U. S. Maritime Commission, the Veterans' Administration, or the Atomic Energy Commission, cases in connection with the Veterans' Emergency Housing Program, cases of public emergency and a few other exceptional situations mentioned below. CC ratings will no longer be granted for production materials, MRO, capital equipment or construction materials or equipment for the purpose of starting or maintaining any individual plant or business at a minimum economic rate, or to alleviate individual hardship. CC ratings for export will be granted under this regulation only in rare cases falling under the rules explained in paragraph (d).

In view of the revised terms of the regulation itself drastically curtailing the assignment of CC ratings for all materials, most of the former directions to this regulation which contained similarly restrictive provisions for certain materials, have been revoked as no longer necessary. Provisions in directions which imposed a limit on the quantity of CC rated orders for certain materials which a supplier had to schedule for shipment are in paragraph (e). The directions still in effect are listed at the end of this regulation.

Priorities Regulation 28A, under which special assistance was formerly granted for textile yarn and fabric, has also been revoked. Assistance for these materials from now on will be granted only under the very limited conditions of this regulation.

(b) *Exceptional cases when CC ratings may be assigned.* (1) If all the conditions of paragraph (b) (2) below are met, CC ratings may be granted in the following limited cases:

(i) Where an essential item is needed in an emergency for the Army, Navy, the U. S. Maritime Commission, the Veterans' Administration or the Atomic Energy Commission to meet the requirements of their most urgent projects. In these cases a recommendation for approval by designated officials located in the Washington headquarters of these agencies is required; or

(ii) Where an item is needed under the following conditions;

(a) To maintain at current levels essential community utility services, or to provide essential utility services to new housing projects; or

(b) In an emergency to eliminate an imminent or existing serious hazard to the life, health or safety of a large number of people; or

(iii) Where an item is required in connection with the Veterans' Emergency Housing Program under the following conditions (no ratings will be issued for the purchase of specialized machinery or for an item to be incorporated in construction)

(a) To maintain or increase the production of a building material or product which is determined to be in critically short supply; or

(b) For capital equipment (except for site preparation equipment) which is a bottleneck in the production or erection of housing accommodations. (CC ratings will be assigned only after CPA has obtained the recommendation of the Office of the Housing Expediter.)

(2) When effective assistance of other kinds is not practicable (CPA may locate sources able to ship without ratings), a CC rating may be granted for specific items and quantities of materials in the limited classes of cases described in paragraphs (b) (1) above, upon determination in each instance that all the following conditions are met:

(i) The use of substitute and less scarce materials is not practicable;

(ii) Reasonable efforts have been made to get the required item without a rating; and

(iii) A rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and material available without a rating.

(c) *How to apply for a CC rating.* Applications for a CC rating under this regulation for uses in the United States, its territories and possessions should be made on Form CPA-541A addressed to the Civilian Production Administration, Washington 25, D. C., Ref: PR-28. Since CC ratings will no longer be given to support a minimum economic rate of production or to give special help to small business or the business needs of veterans, no questions on Form CPA-541A need be answered which were designed for such cases. For example, Questions 7b, 13, and 16 on Form CPA-541A (as revised 4-23-46) may be left unanswered. On the other hand, supporting data required by Item 14 is of major importance and should clearly show how the application qualifies under paragraph (b) above.

(d) *CC ratings for export*—(1) *For Canada.* In the case of materials for export to Canada applications should be filed with the Priorities Officer of Canada, Ottawa, Canada and will be handled on the same basis as United States applications.

(2) *Other exports.* In the case of other exports, upon demonstration that a rating is required CC ratings may be assigned for procurement in this country of minimum quantities of materials necessary to the restoration, development and maintenance of foreign sources of supplies vitally needed in this country; or in other exceptional cases for reasons of public policy. Applications for such ratings should be made to the Office of International Trade, Department of Commerce, Washington 25, D. C., on Form CPA-541A. Applications which are approved by that office will be forwarded to the Civilian Production Administration for processing in accordance with this paragraph.

(e) Limit on required acceptance of CC ratings for certain products. For the products listed below CC ratings which have been assigned in the past might take an undue proportion of a producer's limited supply. To avoid this unfair impact, no manufacturer of any of these items need accept or fill a CC rated order for any such item if it would cause him to deliver on CC rated orders in any calendar month more than 50% of his total deliveries of that item in that month on all orders, both rated and unrated:

(1) The following items of textile machinery:

(i) Women's full fashioned hosiery machinery (30 and 32 section machines only)

(ii) Button sewer machine units.

(iii) Buttonhole machinery.

(iv) 36" high post sewing machines.

(2) The following items of bottling equipment for non-alcoholic beverages:

(i) Filler-Crowners, with rated capacity of 75 cases and under per hour.

(ii) Carbonators, with rated capacity of 300 gallons and under per hour.

(iii) Bottle Washers (Soakers) with rated capacity of 120 cases and under per hour.

(3) The following miscellaneous items:

(i) Cylinders for low-pressure gas (20 lb. and 100 lb. sizes only)

(f) Existing CC ratings remain valid. Nothing in this amendment of Priorities Regulation 28 affects the validity of CC ratings granted before then. All orders bearing such CC ratings as well as those with CC ratings assigned under this amended regulation must be accepted and filled in accordance with the Priorities Regulations.

(g) Effective date. This amendment of Priorities Regulation 28 shall be effective February 15, 1947.

Issued this 13th day of February 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

DIRECTIONS TO PR 28

The following directions to PR 28 are still in effect (February 13, 1947)

Direction 6—Use of CC ratings for trucks.

Direction 18—CC ratings for iron castings and steel.

Direction 20—Restrictions on use of ratings for equipment to establish veterans in business.

[F. R. Doc. 47-1493; Filed, Feb. 13, 1947; 11:25 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-1086]

A. L. WIESE AND FRED PERSCHAU,

A. L. Wiese and Fred Perschau of Glencoe, Minnesota, in April, 1946, jointly commenced construction of a commercial building, at Glencoe, Minnesota, 41 feet thereof on the property of A. L. Wiese, and 29 feet thereof, on the property of Fred Perschau. Application for permission to construct the same was made to Civilian Production Administration on April 16, 1946, the cost being

estimated at \$20,000. This application, under date of May 2, 1946, was denied for the reason that a portion of the proposed building contained a second floor which was to consist of two apartments. A second application for authority to construct was made May 5, 1946, the cost being estimated at \$16,500, the proposed second floor apartments being eliminated. A. L. Wiese and Fred Perschau in willful violation of said authorization, constructed the exterior of the second story in violation of Veterans' Housing Program Order 1. This violation has diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.1086 Suspension Order No. S-1086. (a) Neither A. L. Wiese or Fred Perschau, their successors or assigns, or any other person shall do any further construction work on the second floor of the building owned by them and located at Glencoe, Minnesota, including completing, putting up or altering of any portion of said second floor unless hereafter specifically authorized in writing by the Civilian Production Administration.

(b) A. L. Wiese or Fred Perschau shall refer to this order in any application or appeal which they may file with the Civilian Production Administration for priorities assistance or for authorization to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve A. L. Wiese or Fred Perschau, their successors or assigns, from any restrictions, prohibitions or provisions contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 13th day of February 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-1492; Filed, Feb. 13, 1947; 11:25 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Housing Program Order 1, Supp. 5, as Amended Feb. 13, 1947]

WHERE APPLICATIONS SHOULD BE FILED

§ 4700.6 Supplement 5 to Veterans' Housing Program Order 1—(a) What this supplement does. This supplement tells where applications for authorization under Veterans' Housing Program Order 1 to do construction, repair work or other work restricted by VHP-1 should be filed.

(b) Applications to be filed under regulations of the Housing Expediter. (1) Applications for the construction of the following kinds of new structures in which 50% or more of the floor space is to be used for residential purposes should be filed under the Housing Permit Regulation of the Housing Expediter (see paragraph (b) (4) below)

(i) Any building, structure or other construction item to be used for family housing purposes, whether occupied all year round or seasonally, and any apartment hotel, boarding house, rooming house, dormitory or other residential accommodations occupied for substantial periods of time, whether by single persons or by families, including also all subsidiary buildings, structures or construction items (whether restricted by VHP-1 or not) on residential property, such as garages, tool sheds, greenhouses, piers, swimming pools, walls, fences, bulkheads, wells and the like. This includes applications for family housing accommodations, either one family houses or apartments, and permanent residential quarters for individuals, whether these are to be built and owned by private individuals, corporations, public organizations or educational or other institutions. It also includes applications for the erection of prefabricated houses, the permanent installation of trailers and the like. This paragraph does not include summer or winter camps or hotels, overnight guest houses, tourist cabins or other accommodations for transients. Restaurants, laundry rooms and toilet facilities built in connection with tourist cabins and trailer camps are not covered by this paragraph.

(ii) Dormitories, and living facilities such as dining halls built and to be used exclusively in connection with a new dormitory, and subsidiary buildings for trailer camps such as laundry rooms, toilet facilities and the like, when they are built by an educational institution or a public organization and dormitories built under the sponsorship of an educational organization. "Educational institution" means a school, including a trade or vocational school, a college, a university or any similar institution of learning. "Public organization" means the United States government, a state, county, city, town, village or other municipal government, or an agency, instrumentality or authority of such a governing body.

(iii) Farm houses and other residential accommodations on farms, and bunkhouses for transient farm labor.

Paragraph (b) (1) does not include accommodations, the primary purpose of which is non-residential, such as wards or rooms for patients or inmates in hospitals, mental hospitals, insane asylums, orphanages, old people's homes, police barracks or cell blocks in jails. It also does not include housing accommodations constructed by or for the account of the U. S. Army or Navy.

(2) Regardless of the primary purpose for which a structure as a whole is or is to be used, applications for construction, alterations, additions or repairs in the structure should be filed under regulations of the Housing Expediter if 50% or more of the floor space involved in the proposed work will be used for residential purposes of the kinds described above.

(3) Applications for amendments to projects approved under Priorities Regulation 33 or Housing Expediter Priorities

ties Regulation 5 should be filed in accordance with those regulations.

(4) In general new applications for work covered by paragraphs (b) (1) and (b) (2) should be made on OHE Form 14-56 and filed with the appropriate State or District Office of the Federal Housing Administration, except that (i) applications covering dwelling accommodations or bunkhouses for transient farm labor located on a farm should be filed with the appropriate County Agricultural Conservation Committee, (ii) applications by educational institutions or by public organizations for any kind of residential accommodations to be built by them, and applications for single person residential accommodations to be built or converted under the sponsorship of an educational institution, should be filed with the appropriate Regional Office of the Federal Public Housing Authority and, (iii) applications to construct or erect experimental housing accommodations or to obtain materials for experimental or testing purposes in connection with housing accommodations should be filed with the Technical Office of the Administrator of the National Housing Agency.

(5) Under paragraphs (b) (1) and (b) (2) the amount of floor space to be used for residential purposes and the amount to be used for other purposes will determine where the application is to be filed. In computing floor area for these purposes, hallways and other public spaces should be excluded from the computation. Basement space should also be excluded even though used for storage space for stores or for apartments, except where all or part of the basement is used for an apartment or rooms for living purposes, or for selling or exhibition space for a store, or for a commercial garage which is open to the public.

(c) [Deleted Dec. 24, 1946.]

(d) *Applications to be filed with the Civilian Production Administration.* All applications for authorization under VHP-1 for construction not covered by paragraph (b) should be filed on Form CPA-4423 with the appropriate CPA District Construction Office.

(e) [Deleted Dec. 24, 1946.]

Issued this 13th day of February 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-1491; Filed, Feb. 13, 1947; 11:25 a. m.]

Chapter XXIII—War Assets Administration

[Reg. 22, Amdt. 1]

PART 8322—PRICING AND DISTRIBUTION POLICY FOR CONSUMER GOODS

War Assets Administration Regulation 22, November 30, 1946, entitled "Pricing and Distribution Policy for Consumer Goods" (11 F. R. 14106) is hereby amended in the following respects:

1. Section 8322.4 (c) is amended to read as follows:

(c) Negotiated sales may be used by the disposal agency for any one or more reasons set forth in the subparagraphs hereunder: *Provided, however* That whenever negotiated sales are used, the disposal agency shall prepare and file in writing a full justification of the desirability or necessity for using this method of sale and such sales shall not be consummated except with the approval of a reviewing authority. Such sales may be made:

(1) When the proposed purchasers can perform certain functions necessary to make the property salable, such as repairing, rehabilitating, sorting, grading, or testing, more economically and effectively than the disposal agency or others;

(2) When the property is such a hazard to health and property as to require immediate disposition;

(3) When the property will spoil or deteriorate so rapidly as to jeopardize any disposal unless immediately sold;

(4) When the property is to be sold to a foreign government by or at the request of the State Department;

(5) When the property remains in inventory after a full and adequate offering has been made by competitive bid as provided in § 8322.13 of this part;

(6) When the disposal agency makes a written finding that the property is (i) of so special a nature or manufacture or limited use that only one or a few purchasers would be interested in the acquisition and (ii) that an offering of such property by competitive bidding would prejudice the monetary return to the Government if all such bids were subsequently rejected.

2. Section 8322.11 (d) is amended to read as follows:

(d) Commercial exporters, foreign governments acting through duly accredited agents in the United States, and foreign commercial firms acting through their duly accredited agents in this country shall be permitted to participate on the same level as wholesalers in fixed price sales.

3. Section 8322.12 is amended by adding a new paragraph (c) to read as follows:

(c) When the disposal agency makes a written finding that the property is (i) of so special a nature or manufacture or limited use that only one or a few purchasers would be interested in the acquisition and (ii) that an offering of such property by competitive bidding would prejudice the monetary return to the Government if all such bids were subsequently rejected.

4. Section 8322.13 (a) is amended by changing the first sentence thereof to read as follows:

Whenever the competitive bid method of sale is employed, an upset price may be established in appropriate cases representing the tentative estimate of the disposal agency as to what may be the fair value of the property.

(Surplus Property Act of 1944 as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611) Pub. Law 181, 79th

Cong. (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b), and E. O. 9689 (11 F. R. 1265))

This amendment shall become effective February 6, 1947.

ROBERT M. LITTLEJOHN,
Administrator

JANUARY 29, 1947.

[F. R. Doc. 47-1486; Filed, Feb. 13, 1947; 10:29 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 01—ORGANIZATION

CENTRAL AND BRANCH OFFICES

Correction

In Federal Register Document 47-1019, appearing at page 795 of the issue for Tuesday, February 4, 1947, the first paragraph should read: "Sections 01.7, 01.50 and 01.60 to 01.72, inclusive, are amended to read as follows:

The section beginning at the bottom of the first column on page 802 should be designated "§ 01.65"

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

Subchapter B—Regulations

PART 19—TRANSPORTATION OF MAILS

MAILS FOR ALASKA

Correction

In Federal Register Document 47-909, appearing on page 705 of the issue for Friday, January 31, 1947, § 19.5 should be designated as "§ 19.4a"

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 1—ORGANIZATION, PRACTICE AND PROCEDURE

CONTENTS OF APPLICATIONS

At a meeting of the Federal Communications Commission at its offices in Washington, D. C., on this 6th day of February 1947;

Whereas, it appears that the Commission's practice of accepting and acting on FM applications which do not specify particular FM frequencies is in variance with § 1.304 of the Commission's rules and regulations; and

Whereas, the practice is a desirable one since it leaves the Commission free to assign channels in such a manner so as to achieve the most effective utilization of FM frequencies;

It is hereby ordered, That § 1.304 be amended to read as follows:

§ 1.304 *Contents of applications.* Each application (unless otherwise directed) shall be specific with regard to frequency or frequencies, power, hours of operation, equipment, location of the sta-

tion, and other information required by the application forms.¹ An application for broadcast facilities in the standard, FM or television bands shall be limited to one frequency and an application for radio station construction permit or license requesting alternate facilities will not be accepted.

The public notice and procedure required by section 4 of the Administrative Procedure Act are hereby found to be unnecessary. Since this amendment creates an exemption from existing Commission rules and regulations, this order is hereby made effective immediately.

(Sec. 4 (i) 48 Stat. 1066; 47 U. S. C. 154 (i))

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-1397; Filed, Feb. 13, 1947;
8:53 a. m.]

PART 3—RADIO BROADCAST SERVICES
ORDER ADOPTING AMENDMENTS

The following corrections should be made on Page 925 of the February 8, 1947 issue of the FEDERAL REGISTER:

1. Column 1, the last line should read: "Station No. 3—0.59 mv/m."
2. Column 2, lines 29 and 30 should read: "1.21 mv/m limitation, under the above provision they are nevertheless included."

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-1448; Filed, Feb. 13, 1947;
8:47 a. m.]

TITLE 49—TRANSPORTATION
AND RAILROADS

Chapter I—Interstate Commerce
Commission

[S. O. 661, Amdt. 1]

PART 97—ROUTING OF TRAFFIC

EXPORT FOOD FROM PACIFIC NORTHWEST
RESTRICTED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of February A. D. 1947.

¹ Applications for FM facilities filed before July 1, 1947, need not specify a particular frequency unless the applicants are directed to do so by the Commission.

Upon further consideration of the provisions of Service Order No. 661 (11 F. R. 14711), and good cause appearing therefor: *It is ordered, That:*

Service Order No. 661 be, and it is hereby, amended by substituting the following paragraph (g) of § 95.661, *Export food from Pacific Northwest restricted*, for paragraph (g) thereof:

(g) *Expiration date.* This section shall expire at 11:59 p. m., April 30, 1947, unless otherwise modified, changed, suspended, or annulled by order of this Commission.

It is further ordered, That a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U. S. C. 1 (10)—(17) 15 (4))

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 47-1410; Filed, Feb. 13, 1947;
8:55 a. m.]

PART 120—ANNUAL, SPECIAL OR PERIODICAL
REPORTS

RAILWAY LESSOR COMPANY ANNUAL REPORT
FORM E

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 4th day of February A. D. 1947.

The matter of Annual Reports from Lessors to Steam Railways being under consideration:

It is ordered, That the order of January 28, 1946, in the Matter of Annual Reports from Lessors to Steam Railway Companies (§ 120.14, Title 49, Code of Federal Regulations) be, and it is hereby modified with respect to annual reports for the year ended December 31, 1946, and subsequent years, as follows:

§ 120.14 *Form prescribed for lessors to steam railways.* All lessors to Steam Railway Companies, subject to the provisions of section 20, Part I of the Interstate Commerce Act, shall file under oath an annual report for the year ended December 31, 1946, and for each succeeding year until further order, in accordance with Annual Report Form E (Railway Lessor Companies) which is hereby ap-

proved and made a part of this section.¹ The annual report shall be filed, in duplicate, in the Bureau of Transport Economics and Statistics, Interstate Commerce Commission, Washington 25, D. C., on or before March 31 of the year following the one to which it relates. (24 Stat. 386, 34 Stat. 593, 35 Stat. 649, 36 Stat. 556, 41 Stat. 916; 49 U. S. C. 20 (1)—(8))

Note: The reporting requirement of this Order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

By the Commission, Division 1.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 47-1411; Filed, Feb. 13, 1947;
8:55 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service;
Department of Interior

Subchapter C—National Wildlife Refuges:
Individual Regulations

PART 25—SOUTHERN REGION NATIONAL
WILDLIFE REFUGES

LACASSINE NATIONAL WILDLIFE REFUGE,
LOUISIANA; FISHING

The following supersedes § 25.532 approved April 6, 1942, as amended November 26, 1942 (7 F. R. 2914, 10320).

§ 25.532 *Lacassine National Wildlife Refuge, Louisiana; fishing.* Commercial and non-commercial fishing in accordance with the State laws of Louisiana is permitted during the daylight hours in all waters of the Lacassine National Wildlife Refuge, in accordance with the following provisions:

(a) Any person who fishes within the refuge must comply with the applicable fishing laws and regulations of the State of Louisiana. Entry on or use of the refuge for any purpose is covered by the regulations for the administration of National Wildlife Refuges dated December 19, 1940 (5 F. R. 5284; 50 CFR Cum. Supp., Part 12), as amended and strict compliance therewith is required.

(b) During periods of waterfowl concentrations, or other wildlife concentrations, fishing may be closed on such areas of the refuge, as, in the judgment of the officer in charge, such limitations or restrictions are necessary in order to provide adequate protection for wildlife. Such limitations or restrictions are to be clearly designated by posting. (45 Stat. 1224; 16 U. S. C. 715i; Reorganization Plan No. II, 53 Stat. 1433; 5 U. S. C. 133t note)

RUDOLPH DIEFFENBACH,
Acting Director.

[F. R. Doc. 47-1423; Filed, Feb. 13, 1947;
8:47 a. m.]

¹ Filed as part of the original document.

PROPOSED RULE MAKING

FEDERAL TRADE COMMISSION

[16 CFR, Chapter 11]

[File No. 21-400]

VERTICAL TURBINE PUMP INDUSTRY

NOTICE OF HOLDING OF TRADE PRACTICE CONFERENCE

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C. on the 11th day of February 1947.

Notice is hereby given that a Trade Practice Conference for the Vertical Tur-

bine Pump Industry will be held by the Federal Trade Commission at the Stevens Hotel, Michigan Boulevard and Seventh Street, Chicago, Illinois, on Friday, March 7, 1947, beginning at 10 a. m., Central Standard Time. The industry for which such conference is scheduled is engaged in manufacturing selling, or distributing vertical turbine pumps or parts therefor. All persons, concerns, and organizations engaged in such business are invited to attend or be represented at the conference and to take part in the proceedings. The conference and further proceedings in the matter

will be directed toward the eventual establishment and promulgation by the Commission of trade practice rules under which unfair methods of competition, unfair or deceptive acts or practices, and other trade abuses in the manufacture, sale, or distribution of products of this industry may be eliminated and prevented.

By direction of the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 47-1416; Filed, Feb. 13, 1947;
8:50 a. m.]

NOTICES

CIVIL AERONAUTICS BOARD

[Docket Nos. 1932, 1890]

NORTHEAST AIRLINES, INC.

NOTICE OF HEARING

In the matter of the motion of Northeast Airlines, Inc., under section 406 of the Civil Aeronautics Act of 1938, as amended, for amendment and modification of order entered December 6, 1946, fixing and determining temporary fair and reasonable rates of compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith over its entire system.

Notice is hereby given that hearing in the above-entitled proceeding is assigned to be held on February 14, 1947, at 10 a. m. (eastern standard time) in the Foyer of the Auditorium, Commerce Building, 14th and Constitution Avenue, Washington, D. C., before Examiner Edward T. Stodola.

Dated at Washington, D. C., February 10, 1947.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 47-1417; Filed, Feb. 13, 1947;
8:50 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 6913]

WLEU BROADCASTING CORP.

ORDER TO SHOW CAUSE

In re application of WLEU Broadcasting Corporation (WLEU) Erie, Pennsylvania, Docket No. 6913. File No. BP-4115, for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 5th day of February 1947;

The Commission having under consideration (1) the record of the hearing, held at Washington, D. C. on January

3-7, 1946, in the above-entitled application of WLEU Broadcasting Corporation, requesting a construction permit to change the broadcast facilities of Station WLEU, Erie, Pennsylvania, from 1450 kc, with 250 watts power, unlimited time, to 1260 kc, with 1 kw power night and 5 kw power day, to install a directional antenna for night use, to install a new transmitter, and to change transmitter location; (2) a petition filed December 21, 1945, by WLEU Broadcasting Corporation requesting the Commission to issue an order to show cause why the license of Presque Isle Broadcasting Company authorizing the operation of Station WERC, Erie, Pennsylvania, on 1230 kc, with 250 watts power, unlimited time, should not be modified to specify operation on 1450 kc, with 250 w power, unlimited time, and to consolidate the hearing on said order to show cause with the hearing on the above-entitled application of WLEU Broadcasting Corporation; and (3) an opposition to the petition for the issuance of an order to show cause, filed December 27, 1945, by Presque Isle Broadcasting Company (WERC)

It appearing that the above-entitled application of WLEU Broadcasting Corporation is contingent upon the removal of Station WERC, Erie, Pennsylvania, from the frequency 1230 kc to the frequency 1450 kc; and that Presque Isle Broadcasting Company (WERC) was a party to the said hearing heretofore held in the above-entitled application of WLEU Broadcasting Corporation (WLEU),

It further appearing that the simultaneous operation of Station WERC on the frequency 1230 kc, and of Station WLEU, as proposed, at Erie, Pennsylvania, would be inconsistent with the Commission's Standards of Good Engineering Practice; that the operation of Station WLEU, as proposed, might result in the addition of new primary broadcast service to a substantial population and area in and around Erie, Pennsylvania; and that the public interest, convenience, and necessity might

be better served by assigning the frequency 1260 kc to WLEU Broadcasting Corporation (WLEU) and the frequency 1450 kc to Presque Isle Broadcasting Company (WERC), both at Erie, Pennsylvania;

It is ordered, That the said petition filed by WLEU Broadcasting Corporation (WLEU) be, and it is hereby, granted; that, pursuant to section 312 (b) of the Communications Act of 1934, as amended, opportunity be, and it is hereby, afforded Presque Isle Broadcasting Company, licensee of Station WERC, Erie, Pennsylvania, to show cause at a hearing before the Commission to be held at its offices in Washington, D. C., on the 17th day of March, 1947, at 10 a. m., why the broadcast license issued to said Presque Isle Broadcasting Company (WERC) should not be modified so as to specify the use by it of the frequency of 1450 kc at Erie, Pennsylvania, in lieu of the frequency of 1230 kc; and that WLEU Broadcasting Corporation (WLEU) be, and it is hereby, made a party to this proceeding:

It is further ordered, That the above-ordered hearing to show cause be, and it is hereby, consolidated with the hearing on the above-entitled application of WLEU Broadcasting Corporation (WLEU) heretofore held at Washington, D. C., on January 3-7, 1946.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-1398; Filed, Feb. 13, 1947;
8:52 a. m.]

[Docket No. 8072]

MISSION BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Eugene J. Roth, tr/as Mission Broadcasting Company (KONO), San Antonio, Texas, Docket No. 8072, File No. BP-4329, for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 30th day of January 1947;

The Commission having under consideration the above-entitled application requesting a construction permit to change the present facilities of Station KONO at San Antonio, Texas, from 1400 kc, to 860 kc, to increase power from 250 watts to 1 kw, 5 kw-LS, to change transmitter location, and to install a directional antenna for night use;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding, to which § 1.857 of the Commission's rules and regulations shall not be applicable, with the application of Roy Hofheinz and W. N. Hooper, a partnership, d/b as Texas Star Broadcasting Company (File No. BP-5591; Docket No. 8079) requesting a permit to construct a new standard broadcast station to operate on 860 kc, with 5 kw power days and 1 kw nighttime, using a directional antenna at night, at San Antonio, Texas, at a time and place to be designated by subsequent order of the Commission upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant to construct and operate station KONO as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of station KONO as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of station KONO as proposed would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of station KONO as proposed would involve objectionable interference with Cuban station CMBL at Havana, or with either of the Mexican stations XEMO at Tijuana, Baja California, or XEUN, Mexico, D. F., or any other existing foreign broadcast station as defined in the North American Regional Broadcasting Agreement, and the nature and extent of any such interference.

6. To determine whether the operation of station KONO as proposed would involve objectionable interference with the services proposed in the pending application of Felix H. Morales (File No. BP-5397) requesting a permit to construct a new standard broadcast station to operate on 850 kc, with 1 kw power, daytime only, at Houston, Texas, or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of station KONO as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-1400; Filed, Feb. 13, 1947;
8:52 a. m.]

[Docket Nos. 5893, 6161, 5301, 6144, 5778, 6145,
7065, 7309, 7481, 8099, 8100]

WOAX, Inc. (WTNJ), ET AL.

ORDER TO SHOW CAUSE AND DESIGNATION OF APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES.

In re applications of WOAX, Incorporated (WTNJ) Trenton, New Jersey, Docket No. 5893, File No. B1-R-186, for renewal of license; WOAX, Incorporated (WTNJ) Trenton, New Jersey, Docket No. 6161, File No. B1-ML-1084, for modification of license; The City of Camden (WCAM) Camden, New Jersey, Docket No. 5361, File No. B1-R-168, for renewal of license; The City of Camden (WCAM) Camden, New Jersey, Docket No. 6144, File No. B1-ML-1069, for modification of license; Radio Industries Broadcast Company (WCAP) Asbury Park, New Jersey, Docket No. 5778, File No. B1-R-181, for renewal of license; Radio Industries Broadcast Company (WCAP) Asbury Park, New Jersey, Docket No. 6145, File No. B1-ML-1070, for modification of license; Camden Broadcasting Company, Camden, New Jersey, Docket No. 7065, File No. B1-P-4173; Independence Broadcasting Company (WHAT) Philadelphia, Pennsylvania, Docket No. 7309, File No. B2-P-4435; Ranulf Compton, d/b as Radio WKDN, Camden, New Jersey, Docket No. 7481, File No. B1-P-4617, for construction permits; Valley Broadcasting Corporation, Allentown, Pennsylvania, Docket No. 8099, File No. BP-4790, for construction permit; WOAX, Incorporated (WTNJ) Trenton, New Jersey, Docket No. 6161, File No. B1-ML-1084; The City of Camden (WCAM), Camden, New Jersey, Docket No. 6144, File No. B1-ML-1069; Radio Industries Broadcast Company (WCAP) Asbury Park, New Jersey, Docket No. 6145, File No. B1-ML-1070; Independence Broadcasting Company (WHAT), Philadelphia, Pennsylvania, Docket No. 7309, File No. B2-P-4435; Foulkrod Radio Engineering Company (WTEL) Philadelphia, Pennsylvania, Docket No. 8100; for modification of license.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 5th day of February 1947;

The Commission having under consideration (1) its Proposed Decision and Supplemental Proposed Decision (B-224) issued October 17, 1945, and Sep-

tember 5, 1946, respectively, proposing to grant the application of Radio Industries Broadcasting Company (WCAP) for renewal of license and modification of license and to deny the applications of the City of Camden (WCAM) and WOAX, Inc. (WTNJ) for renewal and modification of their respective licenses; (2) its proposed decision (B-293) issued October 31, 1946, proposing to grant the application of Ranulf Compton d/b as Radio WKDN for a new standard broadcast station at Camden, New Jersey, to be operated on 800 kc, 1 kw, daytime only, and denying the applications of Camden Broadcasting Company and Independence Broadcasting Company (WHAT) for use of these facilities in Camden and Philadelphia, respectively; (3) the application of Valley Broadcasting Corporation (File No. BP-4790) for a new standard broadcast station at Allentown, Pennsylvania, to be operated on 790 kc with 1 kw power, unlimited time; and (4) the petition of Valley Broadcasting Company requesting reconsideration and further hearing on the proposed grant of the application of Ranulf Compton d/b as Radio WKDN; and

Whereas, The City of Camden (WCAM) and WOAX, Inc. (WTNJ) have filed exceptions to the decision proposing to deny their applications and oral argument was heard thereon before the Commission on December 27, 1946; and

Whereas, Camden Broadcasting Corporation and Independence Broadcasting Company (WHAT) have filed exceptions to the decision proposing to deny their respective applications and to grant the application of Ranulf Compton d/b as Radio WKDN, and oral argument was heard thereon before the Commission on December 27, 1946; and

Whereas, Stations WCAP, the only station in Asbury Park, New Jersey, WCAM, the only station in Camden, New Jersey, and WTNJ, one of two stations in Trenton, New Jersey, now operate on 1310 kc, under a time-sharing arrangement and Stations WHAT and WTEL, Philadelphia, operate on 1340 kc under a time-sharing arrangement which does not permit operation during that portion of the day when WCAM is in operation because of the mutual interference which would be caused thereby; and

Whereas, it appears to the Commission that as a result of these time-sharing arrangements, the communities served by the respective stations do not now have adequate local service; and

Whereas, it appears that, in the event the licenses of Stations WTNJ and WCAM should be renewed, a more fair and equitable distribution of facilities among the communities involved might be obtained by modification of the respective licenses of these stations as follows:

WCAM, Camden, from 1310 kc, 500 w (S-WCAP, WTNJ) to 1340 kc, 250 w, unlimited.
WTNJ, Trenton, from 1310 kc, 500 w (S-WCAM, WCAP) to 1300 kc, 250 w, daytime only.

WCAP, Asbury Park, from 1310 kc, 500 w (S-WCAM, WTNJ), to 1310 kc, 250 w, unlimited.

WTEL, Philadelphia, from 1340 kc, 100 w (S-WHAT) to 850 kc, 250 w, daytime only.

WHAT, Philadelphia, from 1340 kc, 100 w (S-WTFL) to 800 kc, 1 kw, daytime only; and

Whereas, the operation of Station WHAT at Philadelphia, Pennsylvania, on 800 kc might result in mutual interference with the proposed station of Valley Broadcasting Company operating on 790 kc at Allentown, Pennsylvania;

Now, therefore, it is ordered, That, pursuant to section 312 (b) of the Communications Act of 1934, as amended, WOAX, Inc., the City of Camden, Radio Industries Broadcasting Company, Independence Broadcasting Company, and Foulkrod Radio Engineering Company show cause at a hearing to be held in Washington, D. C., at 10:00 o'clock a. m. on March 10, 1947, why the licenses of their respective stations, if they are renewed, should not be modified as follows: WCAM to operate on 1340 kc, 250 w, unlimited time; Station WTNJ to operate on 1300 kc, 250 w, daytime only; WCAP to operate on 1310 kc, 250 w, unlimited time; Station WHAT to operate on 800 kc with 1 kw power, daytime only; and WTFL to operate on 860 kc, 250 w, daytime only; and

It is further ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the application of Valley Broadcasting Corporation be, and it is hereby designated for hearing in a consolidated proceeding with the aforesaid proceeding under section 312 (b) of the act, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.
2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.
3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.
4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.
5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.
6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.
7. To determine whether a more fair, efficient and equitable distribution of radio service would be accomplished by a grant of the application of Valley Broad-

casting Corporation or by the following plan of allocation of facilities to the following stations: WCAM, 1340 kc, 250 w, unlimited time; WTNJ, 1300 kc, 250 w, daytime only; WCAP 1310 kc, 250 w, unlimited time; WHAT, 800 kc, 1 kw, daytime only; WTFL, 860 kc, 250 w, daytime only; and

It is further ordered, That the two above-entitled pending proceedings be, and the same are hereby consolidated and designated for further hearing with the hearing ordered herein, pursuant to section 312 (b) of the act, and the hearing upon the application of Valley Broadcasting Corporation.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-1399; Filed, Feb. 13, 1947;
8:52 a. m.]

[Docket No. 8079]

TEXAS STAR BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Roy Hofheinz and W. N. Hooper, a partnership, d/b as Texas Star Broadcasting Company, San Antonio, Texas, Docket No. 8079, File No. BR-5591, for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 30th day of January 1947;

The Commission having under consideration the above-entitled application requesting a permit to construct a new standard broadcast station to operate on 860 kc, with 5 kw power days and 1 kw nighttime using a directional antenna at night, at San Antonio, Texas;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding, to which § 1.857 of the Commission's rules and regulations shall not be applicable, with the application of Eugene J. Roth, tr/as Mission Broadcasting Company (File No. BP-4329; Docket No. 8072) requesting a construction permit to change the present facilities of station KONO at San Antonio, Texas, to 860 kc, with 5 kw power days and 1 kw nighttime, using a directional antenna at night, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.
2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.
3. To determine the type and character of program service proposed to be rendered and whether it would meet the re-

quirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with Cuban station CMBL at Havana, or with either of the Mexican stations XEMO at Tijuana, Baja California, or XEUN, Mexico, D. F., or any other existing foreign broadcast station, as defined in the North American Regional Broadcasting Agreement, and the nature and extent of any such interference.

6. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Felix H. Morales (File No. BP-5397), requesting a permit to construct a new standard broadcast station to operate on 850 kc, with 1 kw power, daytime only, at Houston, Texas, or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

8. To determine the overlap, if any, that will exist between the service areas of the proposed station and of station KTHT at Houston, Texas, the nature and extent thereof, and whether such overlap, if any, is in contravention of § 3.35 of the Commission's rules.

9. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-1401; Filed, Feb. 13, 1947;
8:52 a. m.]

[Docket Nos. 7598, 7950, 7951]

RADIO STATION KTBS ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of John C. McCormack, Allen D. Morris, Prentiss E. Furlow, and George D. Wray, a partnership d/b as Radio Station KTBS (KTBS), Shreveport, Louisiana, Docket No. 7598, File No. B3-P-4720; Jas. G. Ulmer and Jas. G. Ulmer, Jr., d/b as East Texas Broadcasting Company (KGKB), Tyler, Texas, Docket No. 7950, File No. B3-P-4769, for construction permits; Hugh J. Powell (KGGF) Coffeyville, Kansas, Docket No. 7951, File No. B4-MP-2021, for modification of construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 30th day of January 1947;

The Commission having under consideration the above-entitled application of John C. McCormack, Allen D. Morris, Prentiss E. Furlow, and George D. Wray, a partnership, d/b as Radio Station KTBS, requesting a construction permit to change the present facilities of station KTBS at Shreveport, Louisiana, to 710 kc, 5 kw power nighttime, 10 kw power daytime, unlimited time, employing directional antenna day and night, and also having under consideration a petition by said applicant requesting that said application be designated for hearing in the consolidated proceeding involving the other two applications named above;

It appearing, that the Commission on November 7, 1946, designated for hearing in a consolidated proceeding the applications of Jas. G. Ulmer, and Jas. G. Ulmer, Jr., d/b as East Texas Broadcasting Company (File No. B3-P-4769; Docket No. 7950) requesting a construction permit to change the present facilities of station KGKB at Tyler, Texas, to 690 kc, 1 kw power nighttime, 5 kw power daytime, unlimited time, employing a directional antenna day and night, and Hugh J. Powell (File No. B4-MP-2021, Docket No. 7951) requesting modification of a construction permit so as to operate station KGGF at Coffeyville, Kansas, on 690 kc, 5 kw power nighttime, 10 kw power daytime, employing a directional antenna, said consolidated proceeding being set for hearing on February 20, 1947, at Washington, D. C.,

It is ordered, That said petition be, and it is hereby, granted, and that, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Radio Station KTBS (Docket No. 7598) be, and it is hereby, designated for hearing in the above consolidated proceeding, set for February 20, 1947, at Washington, D. C., upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate station KTBS as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of station KTBS as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of station KTBS as proposed would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of station KTBS as proposed would involve objectionable interference with the services proposed in the pending application of East Texas Broadcasting Company (File No. B3-P-4769; Docket No.

7950) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of station KTBS as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the orders of November 7, 1946, designating for hearing in a consolidated proceeding the said applications of East Texas Broadcasting Company (File No. B3-P-4769; Docket No. 7950) and Hugh J. Powell (File No. B3-MP-2021; Docket No. 7951) be, and they are hereby, amended to include said application of Radio Station KTBS (File No. B3-P-4720; Docket No. 7598)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-1402; Filed, Feb. 13, 1947; 8:52 a. m.]

MARSHALL ELECTRIC CO.

PROPOSED TRANSFER OF CONTROL OF STATION¹

The Commission hereby gives notice that on February 3, 1947 there was filed with it an application (B-TC-530) for its consent under section 310 (b) of the Communications Act (47 U. S. C. A. 310) to the proposed transfer of control of Marshall Electric Company (licensee of AM Station KFJB), Marshalltown, Iowa, from Joseph F. Rosenfield, John Ruan, Robert Root, and Kenneth Durham to Times-Republican Printing Company. The arrangements for transfer of control of the above station are based upon agreements between the parties pursuant to which the selling stockholders proposed to sell all the issued and outstanding capital stock (a total of 230 shares of common voting \$100 par value stock is issued and outstanding out of a total of 500 shares of \$100 par value common voting stock authorized) for a total of \$75,000, \$25,000 to be paid within five days after the approval of the transfer of said stock by the Federal Communications Commission, the balance of \$50,000 to be paid in 5 yearly installments of \$10,000 each with interest at 4% per annum. Further details as to the arrangements between the parties and concerning the application may be determined from an inspection of the papers which are on file with the Commission in Washington, D. C.

On July 25, 1946 the Commission adopted Rule 1.388 (known as Rule 1.321 effective September 11, 1946) which sets out the procedure to be followed in such cases, including the requirement for public notice concerning the filing of the ap-

¹ Section 1.321, Part I, Rules of practice and procedure.

plication. Pursuant thereto the Commission was advised by the applicants at the time of the filing of their application (February 3, 1947) that starting February 3, 1947 notice of the filing of the application would be inserted in a newspaper of general circulation in Marshalltown, Iowa in conformity with the above rule.

In accordance with the procedure set forth in said rule, no action will be had upon the application for a period of 60 days from February 3, 1947 within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract. (Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-1403; Filed, Feb. 13, 1947; 8:51 a. m.]

BOSTON HERALD-TRAVELER

GRANT OF EXPERIMENTAL RELAY PRESS COMMUNICATION SYSTEM

The Commission today granted applications of the Boston Herald-Traveler Corporation for authority to construct and operate, experimentally, a new relay press radio communication system. The system is comprised of a land station, installed in the newsroom of the Boston Herald-Traveler, and a mobile unit, installed in an automobile used by reporters. The land station will be used to dispatch orders and instructions to the reporters, and the mobile station will be used for transmitting news material to the newsroom. The stations will be operated to determine the practicability and efficiency of radio communication for accurate and instantaneous reporting in urban areas.

Under the present rules for non-experimental use of relay press stations, only low-powered portable and mobile equipment may be used and the use of such stations is limited to isolated areas where telephone and other means of communication are unavailable. Because of these restrictions little progress has been made in development of the relay press radio service.

The Commission is now authorizing the use of radio by more and more industries and commercial enterprises. In keeping with this expansion of the use of radio it appears that a more flexible, usable radio service should be afforded to the press. It is, accordingly, expected that the reports of the experimentation conducted by the stations of the Boston Herald-Traveler will aid the Commission in formulating new rules to provide better service for newspapers and press associations. Considerable additional information relative to maximum use of relay press frequencies, interference problems which may arise from use of the stations in urban areas, and many other operating features is needed before appropriate rules can be adopted.

Newspapers or press associations desiring to apply for authority to transmit on an experimental basis messages to

and from mobile units and newspaper offices may secure application forms and instructions from the Secretary, Federal Communications Commission, Washington 25, D. C.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-1404; Filed, Feb. 13, 1947;
8:51 a. m.]

FEDERAL TRADE COMMISSION

[Docket No. 5391]

ERVIN UNGER AND DOLORES UNGER

ORDER APPOINTING TRIAL EXAMINER AND
FIXING TIME AND PLACE FOR TAKING
TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 10th day of February A. D. 1947.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Randolph Preston, a Trial Examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law.

It is further ordered, That the taking of testimony and the receipt of evidence begin on Thursday, February 27, 1947, at ten o'clock in the forenoon of that day (e. s. t.) in Room 3050, Federal Building, 9th and Market Streets, Philadelphia, Pennsylvania.

Upon the completion of the taking of testimony and the receipt of evidence in support of the allegations of the complaint, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondents. The trial examiner will then close the taking of all testimony and evidence and, after all intervening procedure as required by law, the trial examiner will close the case and make and serve on the parties at issue a recommended decision which shall include recommended findings and conclusions, as well as the reasons or basis therefor, upon all the material issues of fact, law, or discretion presented on the record, and an appropriate recommended order; all of which shall become a part of the record in said proceeding.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 47-1421; Filed, Feb. 13, 1947;
8:50 a. m.]

INTERSTATE COMMERCE COMMISSION

[S. O. 396, Special Permt 110]

RECONSIGNMENT OF CELERY AT
CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering

paragraph of Service Order No. 366 (10 F. R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconignment at Chicago, Ill., February 6, 1947, by Fry Distributing Co., of car SFRD 33139, celery, now on the Chicago and North Western Ry., to Edward Rosenberg, Flint, Mich. (Grand Trunk)

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of February 1947.

V. C. CLINGER,
Director
Bureau of Service.

[F. R. Doc. 47-1408; Filed, Feb. 13, 1947;
8:55 a. m.]

[S. O. 681]

UNLOADING OF CARS AT NEW ORLEANS, LA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of February A. D. 1947.

It appearing that 22 cars containing various commodities at New Orleans, La., on the Illinois Central Railroad Company, have been on hand for unreasonable lengths of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action; it is ordered, that:

(a) *Cars at New Orleans, Louisiana, be unloaded.* The Illinois Central Railroad Company, its agents or employees, shall unload immediately the following cars, now on hand at New Orleans, Louisiana, for transshipment:

Initial and No.

PRR 474489	MP 65108
ATSF 125674	KCS 25136
PRR 121850	CSW 20037
CNWW 44311	MP 23651
SFRD 36010	GHW 61686
PRR 471300	GN 42497
IC 29059	PRR 37189
IC 37172	CBQ 167275
IC 27055	SOU 177210
GW 14041	MILW 702004
ERIE 51030	CBQ 16613

(b) *Demurrage.* No common carrier by railroad subject to the Interstate Commerce Act shall charge or demand or collect or receive any demurrage or storage charges, for the detention under load of any car specified in paragraph (a) of this order, for the detention period commencing at 7:00 a. m., February 13, 1947, and

continuing until the actual unloading of said car or cars is completed.

(c) *Provisions suspended.* The operation of any or all rules, regulations, or practices, insofar as they conflict with the provisions of this order, is hereby suspended.

(d) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire.

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911, 49 U. S. C. 1 (10)-(17), 15 (2))

By the Commission, Division 3.

[SEAL] W. F. BARTEL,
Secretary.

[F. R. Doc. 47-1405; Filed, Feb. 13, 1947;
8:54 a. m.]

[S. O. 682]

UNLOADING OF MACHINERY AT NEW ORLEANS, LA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of February A. D. 1947.

It appearing that one car containing machinery, at New Orleans, Louisiana, on the Louisville and Nashville Railroad Company, has been on hand for an unreasonable length of time, and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, that:

(a) *Machinery at New Orleans, Louisiana, be unloaded.* The Louisville and Nashville Railroad Company, its agents or employees, shall unload immediately car CNJ 85946, loaded with machinery, now on hand at New Orleans, Louisiana, consigned for export.

(b) *Demurrage.* No common carrier by railroad subject to the Interstate Commerce Act shall charge or demand or collect or receive any demurrage or storage charges, for the detention under load of any car specified in paragraph (a) of this order, for the detention period commencing at 7:00 a. m., February 13, 1947, and continuing until the actual unloading of said car is completed.

(c) *Provisions suspended.* The operation of any or all rules, regulations, or practices, insofar as they conflict with the provisions of this order, is hereby suspended.

(d) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice, this order shall expire.

It is further ordered that this order shall become effective immediately; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911, 49 U. S. C. 1 (10)-(17) 15 (2))

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 47-1406; Filed, Feb. 13, 1947;
8:54 a. m.]

[S. O. 683]

UNLOADING OF COMMODITIES AT NEW ORLEANS, LA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of February A. D. 1947.

It appearing, that 2 cars containing refrigerator units and machinery at New Orleans, La., on Texas and New Orleans Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that,

Commodities at New Orleans, La., be unloaded. (a) The Texas and New Orleans Railroad Company, its agents or employees, shall unload immediately cars PM 82873 and C&NW 50342, containing refrigerator units, and engines and machinery, respectively, now on hand at New Orleans, La., consigned for transshipment.

(b) *Demurrage.* No common carrier by railroad subject to the Interstate Commerce Act shall charge or demand or collect or receive any demurrage or storage charges, for the detention under load of any car specified in paragraph (a) of this order, for the detention period commencing at 7:00 a. m., February 13, 1947, and continuing until the actual unloading of said car is completed.

(c) *Provisions suspended.* The operation of any or all rules, regulations,

or practices, insofar as they conflict with the provisions of this order, is hereby suspended.

(d) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire.

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911, 49 U. S. C. 1 (10)-(17) 15 (2))

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 47-1407; Filed, Feb. 13, 1947;
8:54 a. m.]

[S. O. 396, Special Permit 112]

RECONSIGNMENT OF VEGETABLES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Chicago, Ill., February 7, 1947, by Justman Frankenthal Co., of car PFE 50619, vegetables, now on the Chicago Produce Terminal to Justman Frankenthal Co., New York, N. Y. (Erie).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 7th day of February 1947.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 47-1409; Filed, Feb. 13, 1947;
8:54 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1436]

NEW BEDFORD GAS AND EDISON LIGHT CO.
AND NEW ENGLAND GAS AND ELECTRIC ASSN.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania on the 7th day of February 1947.

New England Gas and Electric Association ("New England") a registered holding company, and its subsidiary, New Bedford Gas and Edison Light Company ("New Bedford") having filed a joint application, as amended, pursuant to sections 6 (b) and 10 of the Public Utility Holding Company Act of 1935 ("act") with respect to the following transactions:

New Bedford proposes to issue and sell 3,750 additional shares of its common capital stock of the par value of \$25 per share, at a price of \$66 $\frac{2}{3}$ per share. The proceeds from the sale of such stock are to be used for the payment of \$250,000 on its long-term promissory notes. The holders of its presently outstanding 213,696 shares of common capital stock are entitled to purchase their proportionate share of the 3,750 additional shares proposed to be issued and sold. New England, as the holder of 207,376 shares (97.04%) of such capital stock, has indicated that it will purchase its proportionate share of the additional shares to be issued at the price of \$66 $\frac{2}{3}$ per share. In the event any of the holders of the remaining 6,320 shares of outstanding capital stock do not subscribe for their proportionate share, New Bedford will offer such unsubscribed for shares for sale at public auction. New England states it will bid \$66 $\frac{2}{3}$ per share for such unsubscribed for shares at such auction.

Such joint application, as amended, having been duly filed, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for hearing with respect to said joint application, as amended, within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to the application, as amended, that the requirements of the applicable provisions of the act and rules thereunder are satisfied, that no adverse findings are necessary thereunder, and deeming it appropriate in the public interest and in the interest of investors and consumers that the said application, as amended, be granted, and deeming it appropriate to grant the request of applicants that the order become effective at the earliest date possible;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions prescribed in Rule U-24, that the application, as amended, be, and the same hereby is, granted, and that the

proposed transactions may be consummated forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-1393; Filed, Feb. 13, 1947;
8:53 a. m.]

[File No. 54-151]

COMMONWEALTH & SOUTHERN CORP. (DEL.)
AND SOUTHERN INDIANA GAS AND ELECTRIC
CO.

NOTICE OF FILING OF AMENDED PLAN, ORDER
REOPENING RECORD, AND RECONVENING
HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of February A. D. 1947.

The Commonwealth & Southern Corporation ("Commonwealth") a registered holding company, and Southern Indiana Gas and Electric Company ("Southern Indiana") a public utility subsidiary of Commonwealth, having on October 29, 1946, filed an application for approval of a plan pursuant to section 11 (e) of the act providing for retirement of a portion of the outstanding preferred stock of Commonwealth through an exchange offer of the common stock of Southern Indiana held by Commonwealth, and for the approval of incidental and related transactions, including certain charter amendments by Southern Indiana; and the Commission having on November 6, 1946, issued its notice of filing and order for hearing (Holding Company Act Release No. 6983) summarizing the principal provisions of said Plan and application and ordering a hearing thereon; and hearings having been held upon said Plan and application and the record in these proceedings having been closed on January 7, 1947;

Notice is hereby given that on February 3, 1947, Commonwealth filed an Amended Plan, as an amendment to said application, providing in effect for the retirement of a portion of the outstanding preferred stock of Commonwealth through an exchange offer of all of the common stock of Southern Indiana and part of the common stocks of Consumers Power Company ("Consumers") and Ohio Edison Company ("Ohio Edison") public utility subsidiaries of Commonwealth. Applicants have designated sections 6 (a), 7, 11 (e) 12 (c) and 12 (d) of the act and Rules U-42, U-44 and U-50 thereunder as applicable to the particular transactions proposed in said application and Amended Plan.

All interested persons are referred to said application and Amended Plan which are on file in the offices of the Commission, for a full statement of the transactions therein proposed, which are summarized as follows:

1. Commonwealth proposes to offer to exchange for each two shares of its outstanding cumulative Preferred Stock, \$6 Series, up to and including 400,000 shares of said stock, the following:

3 shares of the no par common stock of Consumers,

2 shares of the \$8 par common stock of Ohio Edison, and
2 shares of the no par common stock of Southern Indiana.

As of January 1, 1947 Commonwealth had outstanding 1,441,247 shares of Preferred Stock, \$6 Series, with a stated value of \$100 per share, and a voluntary and involuntary liquidating value of \$100 per share plus accrued and unpaid dividends aggregating \$24.50 per share (after giving effect to a dividend of \$3 per share previously declared but not paid until January 13, 1947) The amount payable upon redemption is \$110 per share plus accrued and unpaid dividends.

2. The proposed Plan of exchange is voluntary and no stockholder would be required to accept the offer.

3. Under the proposed Plan, the offer of exchange would be mailed to the registered holders of the Preferred Stock of Commonwealth pursuant to the geographic mailing schedule maintained by the United States Post Office Department, and the offer would remain open for a period of at least 15 days after the final date of such mailing or until such earlier date as 400,000 shares of the Preferred Stock of Commonwealth have been deposited for exchange. If less than 400,000 shares of the Preferred Stock shall have been deposited for exchange by said date, it is proposed that the offer may be extended for an additional period or periods, not exceeding 15 days in the aggregate.

4. The Plan provides that deposits by the holders of Preferred Stock of Commonwealth will be accepted in the order of receipt and that the offer of exchange will be limited to 400,000 shares of such Preferred Stock. Any deposit which would result in exceeding such limit would be subject to appropriate reduction. Commonwealth reserves the right to reject all deposits if less than 300,000 shares of its Preferred Stock are deposited for exchange.

5. The Plan further provides that the offer of exchange may be accepted by depositing the certificates for the shares of Preferred Stock to be exchanged, together with the completed form of acceptance of offer of exchange prescribed by Commonwealth, in either of the following ways: (a) By deposit with the Exchange Agent, Bankers Trust Company, Corporate Trust Department, 16 Wall Street, New York 15, New York; or (b) by deposit with any bank or trust company or any securities broker or dealer, acting as agent for the stockholder: *Provided*, That such deposit shall be considered an acceptance of the offer of exchange prior to its receipt by the Exchange Agent only if a telegram from such bank, trust company, broker or dealer, substantially in the form set forth in the instructions on the reverse of the form of acceptance of offer of exchange, shall have been received by the Exchange Agent prior to 9:00 a. m. on the day following the last day of the period during which the offer remains open and if the deposited documents in proper form shall have been received by the Exchange Agent not later than noon of the sixth day after the last day of the period during which the offer remains open. In such cases, for the purpose of determin-

ing the order in which deposits are received, the filing times shown in the data lines of telegrams received by the Exchange Agent shall govern without regard to differences in time zones.

All shares so deposited for exchange will be deemed to have been deposited for the account of Commonwealth and subject to acceptance by it in New York. Preferred Stock deposited for exchange would be deposited irrevocably and no holder of such stock would have a right to withdraw stock once deposited. Depositing stockholders will receive a non-transferable receipt evidencing the deposit of their shares.

6. According to the Plan, the Exchange Agent will deliver to the holders of Preferred Stock of Commonwealth whose shares have been accepted for exchange, as soon as practicable after the close of the final period for such acceptance, certificates for the shares of the common stocks of Consumers, Ohio Edison and Southern Indiana distributable in exchange. The shares of Preferred Stock accepted for exchange would be cancelled and retired in accordance with applicable provisions of the General Corporation Law of Delaware.

7. The Plan proposes that certificates for an odd number of shares of the Preferred Stock of Commonwealth may be deposited for exchange and there would be returned to the owner of such shares a certificate for one share of the Preferred Stock of Commonwealth at the time of the delivery of the certificates for the shares of the common stocks of Consumers, Ohio Edison and Southern Indiana distributable in exchange.

8. The consummation of the Plan is subject to the condition that the Commission shall find the Plan, as submitted or as modified by Commonwealth, necessary to effectuate the provisions of section 11 (b) of the act and fair and equitable to the persons affected thereby and that the order of the Commission approving the Plan shall contain the recitals required by sections 371 (f) and 1808 (f) of the Internal Revenue Code.

9. Commonwealth reserves the right to withdraw the Plan of exchange (a) if a final order of the Commission is not effective in sufficient time so that the Plan of exchange may be consummated prior to June 7, 1947 or (b) at any time prior to the first day on which the offer of exchange is mailed to the holders of Preferred Stock of Commonwealth.

10. Prior to the mailing of the offer of exchange, Southern Indiana proposes to amend its charter so as to provide that (a) whenever and as often as four quarterly dividends payable on its preferred stock of any series shall be in default in whole or in part, the holders of its preferred stock shall have the exclusive right, voting separately and as a class, to vote for and elect the smallest number of directors which shall constitute a majority of the then authorized number of directors of the company, and (b) in all elections of directors, each stockholder entitled to vote shall have cumulative voting rights. The applicants request that prior to issuance of the final order on the Plan of exchange, the Commission issue a preliminary order authorizing Southern Indiana to amend its

charter in the respects set forth in this paragraph.

The Commission being required by the provisions of section 11 (e) of the act before approving any plan thereunder to find, after notice and opportunity for hearing, that the plan as submitted or as modified is necessary to effectuate the provisions of subsection (b) of section 11 and is fair and equitable to the persons affected thereby, and it appearing appropriate to the Commission that notice be given and a hearing be held on the Amended Plan filed by Commonwealth to afford all interested persons an opportunity to be heard with respect thereto; and

It further appearing to the Commission that the records heretofore concluded in proceedings designated as File Numbers 70-1322 and 70-1267 and relating, among other things, to the issuance of additional common stock by Consumers and Ohio Edison, respectively, contain evidence that may have a bearing upon the issues presented by the Amended Plan, and that a substantial saving of time and expense will result if the evidence adduced in said proceedings is used in connection with the consideration of the issues raised in the instant proceeding:

It is ordered, That all of the record in the proceedings designated as File Nos. 70-1322 and 70-1267 be, and hereby is, incorporated into the record of the instant proceeding subject, however, and without prejudice to the Commission's right, upon its own motion or the motion of any interested participant, to strike such portion of the record in respect of said prior proceedings as may be deemed incompetent or irrelevant to the issues raised in the instant proceeding.

It is further ordered, That the record herein be reopened and that the hearing herein be reconvened, before the trial examiner heretofore designated, on March 4, 1947, at 11 a. m., e. s. t., at the offices of this Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as may be designated at that time, by the hearing room clerk in Room 318.

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

1. Whether the Amended Plan, as submitted or as modified, is necessary to effectuate the provisions of section 11 (b) of the act and is fair and equitable to the persons affected thereby.
2. Whether the proposal by Commonwealth to dispose of shares of the common stock of Consumers, Ohio Edison and Southern Indiana meets the applicable provisions of sections 12 (d) and 12 (f) of the act and Rules U-44 and U-50 thereunder.
3. Whether the proposal by Commonwealth to acquire for retirement shares of its outstanding Preferred stock meets the applicable provisions of section 12 (c) of the act and Rule U-42 thereunder.

4. Whether it is necessary to impose any term or condition with respect to servicing arrangements, interlocking officers and directors, and other inter-company relationships or transactions, to ensure that Southern Indiana shall cease to be a subsidiary, directly or indirectly of Commonwealth.

5. Whether the fees, commissions, or other remunerations to be paid in connection with the proposed transactions are reasonable:

6. Whether the proposed accounting treatment of the proposed transactions is proper and in conformity with sound accounting principles.

7. What terms and conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or for the protection of investors and consumers.

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

It is further ordered, That any person who has not heretofore entered his appearance and who desires to be heard in connection with this proceeding or proposes to intervene herein shall file with the Secretary of the Commission on or before February 28, 1947 his request or application therefor as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That the Secretary of the Commission shall serve notice of the reconvened hearing by mailing a copy of this notice and order by registered mail to Commonwealth, Consumers, Ohio Edison, Southern Indiana, the Public Service Commissions of Michigan and Indiana, the Ohio Public Utilities Commission, the Pennsylvania Public Utility Commission, the Federal Power Commission, and to all participants who have appeared in this proceeding, and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this notice and order in the FEDERAL REGISTER.

It is further ordered, That Commonwealth shall give further notice of this hearing to all of its preferred and common stockholders (insofar as their identity is known or available to Commonwealth) by mailing to each of said persons at his last known address, at least ten days prior to the date of this hearing, a statement setting forth in brief (a) a summary of the exchange offer, (b) the time, date and place of the hearing and (c) that the applicant may modify the offer of exchange by amendment without further communication to stockholders, unless otherwise ordered by the Commission or unless information with respect thereto is requested by individual stockholders. Such statement shall be submitted to the Commission for review prior to mailing.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-1396; Filed, Feb. 13, 1947;
8:53 a. m.]

[File No. 70-1439]

PLYMOUTH COUNTY ELECTRIC CO. AND NEW ENGLAND GAS AND ELECTRIC ASSN.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of February 1947.

New England Gas and Electric Association ("New England") a registered holding company, and its subsidiary, Plymouth County Electric Company ("Plymouth County"), having filed a joint application, as amended, pursuant to sections 6 (b) and 10 of the Public Utility Holding Company Act of 1935 ("act") with respect to the following transactions:

Plymouth County proposes to issue and sell 2,518 additional shares of its \$25 par value common capital stock at a price of \$31.25 per share. The proceeds from the sale of such stock, plus treasury cash, are to be used for the payment of its long-term promissory notes amounting to \$79,500. New England, as the holder of all the presently outstanding 63,632 shares of the common capital stock of Plymouth County, will purchase the additional 2,518 shares at the price of \$31.25 per share.

Such joint application, as amended, having been duly filed, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for hearing with respect to said joint application, as amended, within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to the application, as amended, that the requirements of the applicable provisions of the act and rules thereunder are satisfied, that no adverse findings are necessary thereunder, and deeming it appropriate in the public interest and in the interest of investors and consumers that the said application, as amended, be granted, and deeming it appropriate to grant the request of applicants that the order become effective at the earliest date possible:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions prescribed in Rule U-24, that the application, as amended, be, and the same hereby is, granted, and that the proposed transactions may be consummated forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-1395; Filed, Feb. 13, 1947;
8:53 a. m.]

[File No. 70-1433]

CAPE AND VINEYARD ELECTRIC CO. AND NEW ENGLAND GAS AND ELECTRIC ASSN.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pennsylvania, on the 7th day of February 1947.

New England Gas and Electric Association ("New England") a registered holding company, and its subsidiary, Cape & Vineyard Electric Company ("Cape & Vineyard"), having filed a joint application, as amended, pursuant to sections 6 (b) and 10 of the Public Utility Holding Company Act of 1935 ("act") with respect to the following transactions:

Cape & Vineyard proposes to issue and sell 3,000 additional shares of its \$25 par value common capital stock at a price of \$50 per share. The proceeds from the sale of such stock are to be used for the partial payment of its long-term promissory notes amounting to \$161,250, leaving \$11,250 of such notes outstanding. New England, as the holder of all of the presently outstanding 59,000 shares of the common capital stock of Cape & Vineyard, will purchase the 3,000 additional shares at the price of \$50 per share.

Such joint application, as amended, having been duly filed, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for hearing with respect to said joint application, as amended, within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to the application, as amended, that the requirements of the applicable provisions of the act and rules thereunder are satisfied, that no adverse findings are necessary thereunder, and deeming it appropriate in the public interest and in the interest of investors and consumers that the said application, as amended, be granted, and deeming it appropriate to grant the request of applicants that the order become effective at the earliest date possible:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions prescribed in Rule U-24, that the application, as amended, be, and the same hereby is, granted, and that the proposed transactions may be consummated forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-1394; Filed, Feb. 13, 1947;
8:53 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

[Vesting Order 8045]

ELSIE GROTE

In re: Mortgage Participation Certificate No. 90042, Guarantee No. 208065, issued to Elsie Grote by Bond & Mortgage Guarantee Company. File No. F-28-5930; E. T. sec. 5064.

Under the authority of the Trading with the Enemy Act, as amended, Exec-

utive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

That the property described as follows:

All rights and interest evidenced by a Mortgage Participation Certificate No. 90042, issued and guaranteed by Bond and Mortgage Guarantees Company under Guarantee No. 208065, and the right to the transfer and possession of any and all instruments evidencing such rights and interest,

is property payable or deliverable to, or claimed by a national of a designated enemy country, Germany, namely

National and Last Known Address

Elsie Grote, Germany.

That such property is in the process of administration by John K. Wallace, Karl Propper and Felix A. Muldoon, as Trustees under a Declaration of Trust dated April 15, 1937 executed pursuant to a Plan of Reorganization for Series 208065 mortgage investments, acting under the judicial supervision of the Supreme Court, Bronx County, State of New York;

And determined that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

(40 Stat. 411, 55 Stat. 839, Pub. Law 322, 79th Cong., 60 Stat. 50, Pub. Law 671, 79th Cong., 60 Stat. 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981)

Executed at Washington, D. C., on January 21, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-1425; Filed, Feb. 13, 1947;
8:48 a. m.]

[Vesting Order 8112]

ANTON PFLEFFER

In re: Estate of Anton Pfeiffer, deceased. File D-28-10352; E. T. sec. 14740.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Sophia Pfeiffer and Rosa Janowsky, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the estate of Anton Pfeiffer, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

3. That such property is in the process of administration by Harold E. Pammel, as executor, acting under the judicial supervision of the District Court of the United States for the District of Columbia, Holding Probate Court;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

(40 Stat. 411, 55 Stat. 839, Pub. Law 322, 79th Cong., 60 Stat. 50, Pub. Law 671, 79th Cong., 60 Stat. 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981)

Executed at Washington, D. C., on January 28, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-1426; Filed, Feb. 13, 1947;
8:48 a. m.]

[Vesting Order 8122]

KOFA (AMERICAN DRUG CO.) FEDERAL, INC.

In re: Stock of Kofa (American Drug Co.) Federal, Inc., U. S. A., Shanghai, China, owned by H. W. Pflug.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That H. W. Pflug, whose last known address is Asperg, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows:

a. Six hundred and ninety-two (692) shares of \$100. Chinese currency par

value common capital stock of Kofa (American Drug Company) Federal, Inc., Shanghai, China, a corporation organized pursuant to the terms of the China Trade Act of 1922, of the United States of America, evidenced by certificate numbers 138 to 145, inclusive, registered in the name of H. W. Pflug, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

(40 Stat. 411, 55 Stat. 839, Pub. Law 322, 79th Cong., 60 Stat. 50, Pub. Law 671, 79th Cong., 60 Stat. 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11931)

Executed at Washington, D. C., on January 29, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-1427; Filed, Feb. 13, 1947; 8:49 a. m.]

[Vesting Order 8135]

AMERICAN BOSCH CORP.

In re: Stock of American Bosch Corporation, dividends thereon and stock of General Equipment Corporation beneficially owned by Robert Bosch, G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation:

1. It having been found in Vesting Order Number 7940, dated January 3, 1947 that Robert Bosch, G. m. b. H., Stuttgart, Germany, is a national of a designated enemy country (Germany),

2. It is hereby found that the property described as follows:

(a) 832 shares of capital stock of American Bosch Corporation, a corporation organized under the laws of the State of New York, which are registered in the name of Cobb and Company, c/o the New York Trust Company and deposited in a blocked account designated as an "Agency Custodian Account" in the name of "N. V. Administratiekantoor voor Internationale Belegging, Amsterdam, Holland" with the New York Trust Company, 100 Broadway, New York, New York,

(b) That certain debt or other obligation of the New York Trust Company, 100 Broadway, New York, New York, arising out of a demand deposit account constituting a portion of the aforesaid "Agency Custodian Account" entitled "N. V. Administratiekantoor voor Internationale Belegging, Amsterdam, Holland," which represents deposits made in said bank account on and since April 1942 on account of dividends (after the deduction of the United States Government withholding tax) declared and paid on the above described 832 shares of capital stock of the American Bosch Corporation, and any and all rights to demand, enforce, and collect the same; and

(c) All of the issued and outstanding capital stock of General Equipment Corporation, c/o Frank P. McFeely, 44 Wall Street, New York, New York, a corporation organized under the laws of the State of Delaware, consisting of 10 shares of \$100 per-value common stock which are registered in the name of N. V. Administratiekantoor voor Internationale Belegging, Amsterdam, Holland,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid Robert Bosch, G. m. b. H., a national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, together with all declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

(40 Stat. 411, 55 Stat. 839, Pub. Law 322, 79th Cong., 60 Stat. 50, Pub. Law 671,

79th Cong., 60 Stat. 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11931)

Executed at Washington, D. C., on January 30, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-1423; Filed, Feb. 13, 1947; 8:49 a. m.]

[Vesting Order 8143]

ADOLPH ABSON

In re: Estate of Adolph Abson, deceased. File D-57-405; E. T. sec. 13692.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Clara Abramovitz, whose last known address is Roumania, is a resident of Roumania and a national of a designated enemy country (Roumania)

2. That the sum of \$250.00 was paid to the Alien Property Custodian by Irwin Kurtz, Executor of the Estate of Adolph Abson, deceased;

3. That the said sum of \$250.00 was property payable or deliverable to, or claimed by the aforesaid national of a designated country (Roumania)

4. That the said sum of \$250.00 is presently in the possession of the Attorney General of the United States and was property in the process of administration by Irwin Kurtz, Executor of the Estate of Adolph Abson, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

and it is hereby determined:

5. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Roumania)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property in the Alien Property Custodian by acceptance thereof on October 1, 1946, pursuant to the Trading with the Enemy Act, as amended.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

(40 Stat. 411, 55 Stat. 839, Pub. Law 322, 79th Cong., 60 Stat. 50, Pub. Law 671, 79th Cong., 60 Stat. 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942,

NOTICES

3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981)

Executed at Washington, D. C., on February 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-1429; Filed, Feb. 13, 1947; 8:49 a. m.]

{Vesting Order 8165}

WILLIAM AND BERTHA BAUER

In re: Bank account, bond and stocks owned by William Bauer and Bertha Bauer, F-28-2061-A-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That William Bauer and Bertha Bauer whose last known address is Wartestrasse 11, Weisbaden, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. That certain debt or other obligation owing to William Bauer and Bertha Bauer, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a cash custodian account entitled William and/or Bertha Bauer, and any and all rights to demand, enforce and collect the same,

b. One Kingdom of Denmark 30 year external gold 5½% bearer bond due August 1, 1955, of \$500.00 face value, bearing the number D-711, and presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, together with any and all rights thereunder and thereto, and

c. Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered in the name of William Bauer and presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, William Bauer and Bertha Bauer, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having

been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

(40 Stat. 411, 55 Stat. 839, Pub. Law 322, 79th Cong., 60 Stat. 50, Pub. Law 671, 79th Cong., 60 Stat. 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981)

Executed at Washington, D. C., on February 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

EXHIBIT A

Name and address of issuer	State of incorporation	Certificate No.	Number of shares	Par value	Type of stock
General Motors Corp., 3044 West Grand Blvd., Detroit, Mich.	Delaware.....	E147-871..	20	\$10	Common.
United States Steel Corp., 71 Broadway, New York, N. Y.	New Jersey.....	N9720.....	100	None	Do.
		P17441.....	18		Do.
		P17442.....	2		Do.
The Baltimore & Ohio RR. Co., Baltimore, Md.	Maryland and Virginia.....	A514894..	23	100	Do.
Bethlehem Steel Corp., 100 West 10th St., Wilmington, Del.	Delaware.....	A516723..	2	100	Do.
		S47010.....	5	100	7 percent Cumulative preferred.

[F. R. Doc. 47-1431; Filed, Feb. 13, 1947; 8:49 a. m.]

{Vesting Order 8166}

ADA M. BRAMBEER ET AL.

In re: Stock owned by Ada M. Brambeer, W Jungs, Helene Middledorpf, Otto Rennau and Mrs. Ella Von Sichart. F-28-1330-D-1, F-28-23881-D-1, F-28-23882-D-1, F-28-23883-D-1, F-28-23884-D-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons listed in Exhibit A, attached hereto and by reference made a part hereof, whose last known addresses are as set forth opposite each name in Exhibit A, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: Fifty-eight (58) shares of \$100 par value 7% cumulative preferred capital stock of United States Steel Corporation, 71 Broadway, New York, New York, a corporation organized under the laws of the State of New Jersey, evidenced by the certificates listed in Exhibit A, registered in the names of and owned by the persons listed therein in the amounts appearing opposite each name, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

(40 Stat. 411, 55 Stat. 839, Pub. Law 322, 79th Cong., 60 Stat. 50, Pub. Law 671, 79th Cong., 60 Stat. 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981)

Executed at Washington, D. C., on February 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

EXHIBIT A

Name of registered owner	Last known address	Certificate No.	Number of shares
Ada M. Brambeer.	Sonnenbergerstrasse 48, Weisbaden, Germany.	E74539..	10
		E74540..	10
		E74541..	10
		E74542..	10
W. Jungs.....	Kanminer Str. 10, Charlottenburg, Berlin, Germany.	C251049.	1
Helene Middledorff.	c/o Bank E. Himmann, on Blng. Breslau, Germany.	C657135.	2
Otto Rennau.....	Frankfurt, Germany.	C763371.	10
Mrs. Ella Von Sichart.	Eichendorffstrasse 69, Breslau, Germany.	C656437.	5

[F. R. Doc. 47-1432; Filed, Feb. 13, 1947; 8:49 a. m.]