

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 13 1934 NUMBER 169

Washington, Saturday, August 28, 1948

TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 9991

CREATING AN EMERGENCY BOARD TO INVESTIGATE A DISPUTE BETWEEN THE PITTSBURGH & WEST VIRGINIA RAILWAY COMPANY AND CERTAIN OF ITS EMPLOYEES

WHEREAS a dispute exists between the Pittsburgh & West Virginia Railway Company, a carrier, and certain of its employees represented by the Brotherhood of Railroad Trainmen, a labor organization; and

WHEREAS this dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS this dispute, in the judgment of the National Mediation Board, threatens substantially to interrupt interstate commerce within the States of Ohio and Pennsylvania to a degree such as to deprive those states of essential transportation service:

NOW THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U. S. C. 160) I hereby create a board of three members, to be appointed by me, to investigate the said dispute. No member of the said board shall be pecuniarily or otherwise interested in any organization of railway employees or any carrier.

The board shall report its findings to the President with respect to the said dispute within thirty days from the date of this order.

As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the Pittsburgh & West Virginia Railway Company or its employees in the conditions out of which the said dispute arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
August 26, 1948.

[F. R. Doc. 48-7744; Filed, Aug. 26, 1948; 8:32 p. m.]

TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

[General Sugar Quota Regs., Series 10, No. 1, Amdt. 5]

PART 821—SUGAR QUOTAS

SUGAR QUOTAS FOR 1948

Basis and purpose. This amendment is issued pursuant to the Sugar Act of 1948 and is made merely for the purpose of correcting an error in the tabulation of additional proratons for certain foreign countries appearing in Amendment 4 to General Sugar Quota Regulations, Series, 10, No. 1. In view of the nature of this amendment it is determined and found that compliance with the notice, procedure and effective date requirements of the Administrative Procedure Act is unnecessary. Also, since the error hereby corrected was made in Amendment 4 to General Sugar Quota Regulations, Series 10, No. 1, it shall become effective on the same date as such Amendment 4 becomes effective.

By virtue of the authority vested in the Secretary of Agriculture by the Sugar Act of 1948 (61 Stat. 922) and the Administrative Procedure Act (60 Stat. 237) General Sugar Quota Regulations, Series 10, No. 1 (13 F. R. 133) as amended (13 F. R. 1303, 3109, 4009, 4660) are hereby further amended to substitute in the tabulation set forth in § 821.6 (b) the figure "391,119" in lieu of "403,785" as the additional proration of sugar in pounds, raw value, to Venezuela.

Statement of bases and considerations. The statement of bases and considerations published with Amendment 4 to General Sugar Quota Regulations, Series 10, No. 1, stated that the additional deficit of 50,000 short tons of sugar established thereby for the Republic of the Philippines was being prorated to Cuba and other foreign countries on the basis of 95 percent to Cuba and 5 percent to such other foreign countries and that the additional quota for such foreign countries other than Cuba was being prorated, pursuant to section 204 (d) of the Sugar Act of 1948, to the Dominican Republic, Peru and El Salvador. Since no additional proration was being made to Venezuela, the tabulation in § 821.6 (b)

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The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1947.

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of General Sugar Quota Regulations, Series 10, No. 1, should have shown the proration for that country as remaining unchanged at 391,119 pounds, instead of 403,785 pounds.

Done at Washington, D. C., this 25th day of August 1948.

Witness my hand and the seal of the Department of Agriculture.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 48-7716; Filed, Aug. 27, 1948; 8:58 a. m.]

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

[Lemon Reg. 288, Amdt. 1]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR, Cum. Supp., 953.1 et seq., 13 F. R. 766) regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the preliminary notice and public rule making procedure requirements and the 30-day effective date requirement of the Administrative Procedure Act (60 Stat. 237; 5 U. S. C. 1946 et seq.) is impracticable, unnecessary, 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, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

Order as amended. The provisions in subparagraph (b) (1) of § 953.395 (Lemon Regulation 288, 13 F. R. 4864) are hereby amended to read 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., August 22, 1948, and ending at 12:01 a. m., P. s. t., August 29, 1948, is hereby fixed as follows:

(i) District 1. 350 carloads.

(ii) District 2: Unlimited movement.

(48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 26th day of August 1948.

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

[F. R. Doc. 48-7769; Filed, Aug. 27, 1948; 8:58 a. m.]

[Lemon Reg. 289]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 953.396 *Lemon Regulation 289—(a)*

Findings. (1) Pursuant to the market-

ing agreement, as amended, and Order No. 53, as amended (7 CFR, Cum. Supp., 953.1 et seq., 13 F. R. 766) regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) *Order.* (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., August 29, 1948, and ending at 12:01 a. m., P. s. t., September 5, 1948, is hereby fixed as follows:

(i) District 1. 300 carloads;

(ii) District 2: Unlimited movement.

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

(3) As used in this section, "handled," "handler," "carloads," "prorate base," "District 1," and "District 2" shall have the same meaning as is given to each such term in the said amended marketing agreement and order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C. this 26th day of August 1948.

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

PRORATE BASE SCHEDULE

DISTRICT NO. 1

Storage date: August 22, 1948.

[12:01 a. m. August 29, 1948, to 12:01 a. m. Sept. 12, 1948]

Handler	Prorate base (percent)
Total	100.000
American Fruit Growers, Inc., Corona	0.133
American Fruit Growers, Inc., Fullerton	.260

PRORATE BASE SCHEDULE—Continued

DISTRICT NO. 1—continued

Handler	Prorate base (percent)
American Fruit Growers, Inc., Upland	0.148
Hazeltine Packing Co.	.176
Ventura Coastal Lemon Co.	2.970
Ventura Pacific Co.	1.911
Total A. F. G.	5.533
Klink Citrus Association	.000
Lemon Cove Association	.000
Glendora Lemon Growers Association	.936
La Verne Lemon Association	.232
La Habra Citrus Association, The	.938
Yorba Linda Citrus Association, The	.763
Alta Loma Heights Citrus Association	.531
Etiwanda Citrus Fruit Association	.345
Mountain View Fruit Association	.366
Old Baldy Citrus Association	.765
Upland Lemon Growers Association	4.352
Central Lemon Association	.640
Irvine Citrus Association, The	.907
Flacantia Mutual Orange Association	.249
Corona Citrus Association	.130
Corona Foothill Lemon Co.	2.243
Jamecon Co.	.763
Arlington Heights Citrus Co.	.374
College Heights Orange and Lemon Association	2.536
Chula Vista Citrus Association	1.399
El Cajon Valley Citrus Association	.034
Escondido Lemon Association	1.840
Fallbrook Citrus Association	1.004
Lemon Grove Citrus Association	.410
San Dimas Lemon Association	.736
Carpinteria Lemon Association	3.293
Carpinteria Mutual Citrus Association	3.706
Goleta Lemon Association	5.650
Johnston Fruit Co.	8.665
North Whittier Heights Citrus Association	.337
San Fernando Heights Lemon Association	.230
San Fernando Lemon Association	.164
Sierra Madre-Lamanda Citrus Association	.992
Tulare Co. Lemon & Grapefruit Association	.000
Briggs Lemon Association	2.837
Culbertson Investment Co.	.832
Culbertson Lemon Association	1.810
Fillmore Lemon Association	1.331
Oxnard Citrus Association No. 1	5.533
Oxnard Citrus Association No. 2	2.763
Rancho Scope	.788
Santa Paula Citrus Fruit Association	3.728
Saticoy Lemon Association	6.535
Seaboard Lemon Association	5.454
Somis Lemon Association	3.555
Ventura Citrus Association	2.238
Limonera Company	2.177
Teague-McKovett Association	.779
East Whittier Citrus Association	.374
Leflingwell Rancho Lemon Association	.434
Murphy Ranch Co.	.625
Whittier Citrus Association	.226
Whittier Select Citrus Association	.165
Total C. F. G.	82.612
Chula Vista Mutual Lemon Association	.754
Escondido Co-op. Citrus Association	.177
Highland Mutual Groves	.000
Index Mutual Association	.177
La Verne Co-op. Citrus Association	1.303
Orange Co-op. Citrus Association	.033
Ventura County Orange and Lemon Association	2.610

RULES AND REGULATIONS

PRORATE BASE SCHEDULE—Continued

DISTRICT NO. 1—continued

Handler	Prorate base (percent)
Whittier Mutual Orange and Lemon Association	0.083
Total M. O. D.	5.192
California Citrus Groves, Inc., Ltd.	.000
Dewars, Peter	.000
Evans Brothers Packing Co.	.002
Flint, Arthur E.	.000
Furr, N. C.	.000
Harding & Leggett	.000
Isely, W. J.	.000
Johnson, Fred	.000
Levinson, Sam	.000
Lorbeer, Carroll, W. C.	.020
Manos, Gus and William	.000
Orange Belt Fruit Distributors	.524
Rooke, B. G., Packing Co.	.000
San Antonio Orchard Co.	.054
Segal, Joseph	.000
Torn Ranch	.000
Walshe, Jack M.	.000
Zaninovich Brothers, Inc.	.000
Total Independents	.600

[F. R. Doc. 48-7768; Filed, Aug. 27, 1948; 8:58 a. m.]

[Orange Reg. 245]

PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 966.391 *Orange Regulation 245*—
 (a) *Findings.* (1) Pursuant to the provisions of Order No. 66 (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, effective 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 it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) *Order.* (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., August 29, 1948, and ending at 12:01 a. m., P s. t., September 5, 1948 is hereby fixed as follows:

(i) *Valencia oranges.* (a) Prorate District No. 1. No movement;
 (b) Prorate District No. 2: 1,400 carloads;
 (c) Prorate District No. 3: No movement.

(ii) *Oranges other than Valencia oranges.* (a) Prorate District No 1. No movement;

(b) Prorate District No. 2: No movement;

(c) Prorate District No. 3: No 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 hereto and made a part hereof by this reference.

(3) As used in this section, "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 (11 F. R. 10258) of the rules and regulations contained in this part. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 27th day of August 1948.

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

PRORATE BASE SCHEDULE

[12:01 a. m. Aug. 29, 1948, to 12:01 a. m. Sept. 5, 1948]

VALENCIA ORANGES

Prorate District No. 2

Handler	Prorate base (percent)
Total	100.0800
A. F. G. Alta Loma	.0770
A. F. G. Corona	.1574
A. F. G. Fullerton	.6428
A. F. G. Orange	.4993
A. F. G. Riverside	.1145
A. F. G. San Juan Capistrano	.8783
A. F. G. Santa Paula	.7082
Hazeltine Packing Co.	.4335
Placentia Pioneer Valley Growers Association	.6436
Signal Fruit Association	.1388
Azusa Citrus Association	.4049
Covina Valley Orange Co.	.1043
Damerel-Allison Co.	.8664
Glendora Mutual Orange Association	.4007
Irwindale Citrus Association	.3883
Puente Mutual Citrus Association	.2178
Valencia Heights Orchard Association	.4905
Covina Citrus Association	1.1354
Covina Orange Growers Association	.5998
Glendora Citrus Association	.3846
Glendora Heights Orange and Lemon Growers Association	.0597
Gold Buckle Association	.4927
La Verne Orange Association	.6915
Anaheim Citrus Fruit Association	1.0819
Anaheim Valencia Orange Association	.8198
Eadington Fruit Co., Inc.	2.3322
Fullerton Mutual Orange Association	1.1320
La Habra Citrus Association	1.1283
Orange County Valencia Association	.6533
Orangethorpe Citrus Association	.7755

PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Placentia Cooperative Orange Association	0.0225
Yorba Linda Citrus Association	.6642
Citrus Fruit Growers	.1394
Cucamonga Citrus Association	.2373
Etiwanda Citrus Fruit Association	.0383
Mountain View Fruit Association	.0193
Old Baldy Citrus Association	.1348
Rialto Heights Orange Growers	.0629
Upland Citrus Association	.4021
Upland Heights Orange Association	.1295
Consolidated Orange Growers	1.9646
Frances Citrus Association	1.2767
Garden Grove Citrus Association	1.4146
Goldenwest Citrus Association, The	1.8830
Irvine Valencia Growers	2.8927
Olive Heights Citrus Association	2.0460
Santa Ana-Tustin Mutual Citrus Association	1.3199
Santiago Orange Growers Association	4.3137
Tustin Hills Citrus Association	2.6771
Villa Park Orchards Association, The	1.6571
Bradford Bros, Inc.	.6386
Placentia Mutual Orange Association	2.0958
Placentia Orange Growers Association	1.8710
Yorba Orange Growers Association	.5912
Call Ranch	.0763
Corona Citrus Association	.4455
Jameson Company	.0479
Orange Heights Orange Association	.8919
Crafton Orange Growers Association	.4632
E. Highlands Citrus Association	.0826
Fontana Citrus Association	.1219
Highland Fruit Growers Association	.0000
Redlands Heights Groves	.3213
Redlands Orangedale Association	.3422
Break & Sons, Allen	.0046
Bryn Mawr Fruit Growers Association	.2338
Krinard Packing Co.	.3147
Mission Citrus Association	.1430
Redlands Coop. Fruit Association	.3750
Redlands Orange Growers Association	.2601
Redlands Select Groves	.8446
Rialto Citrus Association	.2344
Rialto Orange Co.	.1740
Southern Citrus Association	.2316
United Citrus Growers	.1599
Zilen Citrus Co.	.0632
Arlington Heights Citrus Co.	.1006
Brown Estate, L. V. W.	.1438
Gavilan Citrus Association	.1027
Hemet Mutual Groves	.0000
Highgrove Fruit Association	.0663
McDermont Fruit Co.	.1925
Monte Vista Citrus Association	.1963
National Orange Co.	.0367
Riverside Heights Orange Growers Association	.0637
Sierra Vista Packing Association	.0560
Victoria Ave. Citrus Association	.1432
Claremont Citrus Association	.1849
College Heights Orange & Lemon Association	.2808
El Camino Citrus Association	.0881
Indian Hill Citrus Association	.2055
Pomona Fruit Growers Exchange	.4245
Walnut Fruit Growers Association	.5565
West Ontario Citrus Association	.4153
El Cajon Valley Citrus Association	.2967
Escondido Orange Association	2.6328
San Dimas Orange Growers Association	.5144
Andrews Bros. of California	.4601
Ball & Tweedy Association	.7544

PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Canoga Citrus Association	0.9868
North Whittier Heights Citrus Association	.9989
San Fernando Fruit Growers Association	.6452
San Fernando Heights Orange Association	1.0417
Sierra Madre-Lamanda Citrus Association	.5010
Camarillo Citrus Association	1.8749
Fillmore Citrus Association	3.3909
Mupu Citrus Association	3.2087
Ojai Orange Association	1.0808
Piru Citrus Association	1.3243
Santa Paula Orange Association	1.2198
Tapo Citrus Association	1.2715
Ventura County Citrus Association	.0375
Limoneira Co.	7554
East Whittier Citrus Association	4003
El Ranchito Citrus Association	1.0578
Murphy Ranch Co.	4720
Rivera Citrus Association	.5070
Whittier Citrus Association	7087
Whittier Select Citrus Association	4121
Anaheim Coop. Orange Association	1.1435
Bryn Mawr Mutual Orange Association	.1051
Chula Vista Mutual Lemon Association	.1378
Escondido Coop. Citrus Association	4239
Euclid Ave. Orange Association	.5090
Foothill Citrus Union, Inc.	.0361
Fullerton Coop. Orange Association	.3001
Garden Grove Orange Coop., Inc.	6564
Golden Orange Groves, Inc.	.3102
Highland Mutual Groves	.0131
Index Mutual Association	.2478
La Verne Coop. Citrus Association	1.3635
Mentone Heights Association	.0584
Olive Hillside Groves	7282
Orange Coop. Citrus Association	1.0189
Redlands Foothill Groves	.6387
Redlands Mutual Orange Association	.1375
Riverside Citrus Association	.0490
Ventura County Orange & Lemon Association	1.0072
Whittier Mutual Orange & Lemon Association	.1352
Babijuce Corp. of California	.2875
Banks Fruit Co.	.0000
Banks, L. M.	.3454
Borden Fruit Co.	1.0046
California Associated Growers	.1173
California Fruit Distributors	.0468
Cherokee Citrus Co., Inc.	.1050
Chess Co., Meyer W.	.2893
Escondido Avocado Growers	.0208
Evans Brothers Packing Co.	.1110
Furr, N. C.	.0189
Gold Banner Association	.2966
Granada Hills Packing Co.	.0404
Granada Packing House	1.3836
Hill, Fred A.	.0207
Inland Fruit Dealers	.0707
Morris Bros. Fruit Co.	.0115
Orange Belt Fruit Distributors	1.8477
Panno Fruit Co., Carlo	.0254
Paramount Citrus Association	.3813
Placentia Orchard Co.	.5028
San Antonio Orchard Co.	.3771
Snyder & Sons Cr W. A.	.3800
Stephens, T. F.	.2323
Torn Ranch	.0038
Wall, E. T.	.1222
Webb Packing Co.	.0273
Western Fruit Growers Inc., Reds	.5801

[F. R. Doc. 48-7787; Filed, Aug. 27, 1948; 11:26 a. m.]

PART 974—MILK IN COLUMBUS, OHIO, MARKETING AREA

ORDER AMENDING ORDER, AS AMENDED

§ 974.0 Findings and determinations. The findings and determinations herein-after set forth are supplementary to and in addition to the findings and determinations made in connection with the issuance of this order and of each of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) Findings upon the basis of the hearing record. Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended, and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure governing the formulation of marketing agreements and orders (7 CFR, Supps., 900.1 et seq., 12 F. R. 1159, 4904) a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the Columbus, Ohio, milk marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order, as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8e of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the order, as amended, and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which hearings have been held.

(b) Determination. It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping the milk covered by this order, as amended) of more than 50 percent of the volume of milk covered by the aforesaid order, as amended, and as hereby further amended, which is marketed within the Columbus, Ohio,

milk marketing area, refused or failed to sign the proposed marketing agreement regulating the handling of milk in the said marketing area; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order, further amending the said order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-thirds of the producers who, during February 1948 (said month having been determined to be a representative period) were engaged in the production of milk for sale in the said marketing area.

ORDER RELATIVE TO HANDLING

It is therefore ordered, That on and after the effective date hereof, the handling of milk in the Columbus, Ohio, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

1. Add the following proviso to § 974.6 (a) "Provided, That such handler shall be credited with the average difference for the months of April, May, and June between the Class III and Class IV prices for skim milk, with respect to excess skim milk derived from producer milk received by him during any delivery period after March 31, 1949, which is disposed of by such handler during the following January, February, or March in the form of sweetened condensed skim milk to a person whose supply of milk is not produced under permits as specified in § 974.1 (g) (for the purposes of this proviso excess skim milk shall be determined by computing for each delivery period any plus balance resulting from the subtraction, for such delivery period, of (1) skim milk in other source milk allocated to Class III milk pursuant to § 974.4 (f) (2) the skim milk equivalent of sweetened condensed skim milk utilized in ice cream and ice cream mix, and (3) the skim milk equivalent of sweetened condensed skim milk disposed of to other handlers and to persons who are not handlers, from the sum of the skim milk equivalent of gross utilization in sweetened condensed skim milk and such balance, if any, for the preceding delivery period."

2. Insert in § 974.6 (c) (3) following the words "as computed" the following "(to the nearest dollar per hundred-weight)"

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 61 Stat. 707; 7 U. S. C. 601 et seq., sec. 102 Reorg. Plan 1 of 1947; 12 F. R. 4534)

Issued at Washington, D. C., this 25th day of August 1948, to be effective on and after October 1, 1948.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 48-7717; Filed, Aug. 27, 1948;
8:58 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[1948 C. C. C. Wheat Bulletin 1, Amdt. 1]

PART 264—BARLEY LOANS AND PURCHASE AGREEMENTS

1948 BARLEY PRICE SUPPORT PROGRAM

Correction

In Federal Register Document 48-7588, appearing on page 4913 of the issue for Wednesday, August 25, 1948, in the table of loan rates for Nebraska in paragraph numbered 4, the rate for Fillmore County which reads "\$1.16" should read "\$1.18" and the rate for Richardson County which reads "\$1.10" should read "\$1.19"

TITLE 10—ARMY

Chapter V—Military Reservations and National Cemeteries

PART 501—LIST OF EXECUTIVE ORDERS, PROCLAMATIONS AND PUBLIC LAND ORDERS AFFECTING MILITARY RESERVATIONS ARIZONA, ARKANSAS

CROSS REFERENCE: For order withdrawing public land in Arkansas for use of the Department of the Army in connection with the Blakely Mountain Dam Project, see Public Land Order 516 in the Appendix to Chapter I of Title 43, *infra*. For order revoking Executive Order 9081 which withdrew public lands in Arizona for use of the War Department for aviation purposes, see Public Land Order 517. These orders affect the tabulation contained in § 501.1.

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 52011]

PART 8—LIABILITY FOR DUTIES, ENTRY OF IMPORTED MERCHANDISE

INVOICES; EARTHENWARE AND CHINAWARE

Additional information required on customs invoices covering earthenware and chinaware. Section 8.13 (i) Customs Regulations of 1943, as amended, further amended.

In addition to all other information required by law or regulations, customs invoices for tableware, kitchenware, or table or kitchen utensils which are earthenware or crockery ware composed of a nonvitrified absorbent body, including white granite and semiporcelain earthenware, or cream-colored ware, terra cotta, and stoneware, and table-

ware, kitchenware, or table or kitchen utensils not containing 25 per centum or more of calcined bone and not hotel or restaurant ware or utensils, which are china, porcelain, or other vitrified wares, composed of a vitrified nonabsorbent body which when broken shows a vitrified or vitreous, or semivitrified or semivitreous fracture, or bisque and parian wares; all the foregoing which are painted, colored, tinted, stained, enameled, gilded, printed, ornamented, or decorated in any manner shall contain the following information:

(1) The kinds of articles composing each kind of set, and the quantity of each kind of article in each set in the shipment.

(2) The exact maximum diameter, expressed in inches, of each size of all plates in the shipment.

(3) The unit value for each style and size of plate, cup, saucer, or other separate piece in the shipment.

These requirements shall be effective as to invoices certified after 30 days after the publication of this document in the weekly Treasury Decisions.

(Sec. 481 (a) (10) 46 Stat. 719; 19 U. S. C. 1481 (a) (10))

Paragraph (i) of § 8.13 *Contents of invoices; incomplete invoices; general requirements supplemented*, Customs Regulations of 1943 (19 CFR, Cum. Supp., 8.13 (i)), as amended, is hereby further amended by deleting the following:

Earthenware and crockery ware — 49807,
composed of a nonvitrified Mar. 1, 1939,
absorbent body, including 50107,
white granite and semi-porcelain Mar. 7, 1940.
earthenware, and cream-colored ware, terra cotta, and stoneware; any of the foregoing which is tableware, kitchenware, or table or kitchen utensils, painted, colored, tinted, stained, enameled, gilded, printed, ornamented, or decorated in any manner.

Section 8.13 (i) is hereby further amended by adding the following to the list of merchandise in connection with which additional information is required.

Tableware, kitchenware, or table or kitchen utensils which are earthenware or crockery ware composed of a nonvitrified absorbent body not wholly of clay, including white granite and semi-porcelain earthenware, and cream-colored ware, terra cotta, and stoneware, and tableware, kitchenware, or table or kitchen utensils, not containing 25 per centum or more of calcined bone and not hotel or restaurant ware or utensils, which are china, porcelain, or other vitrified wares, composed of a vitrified non-absorbent body which when broken shows a vitrified or vitreous, or semivitrified or semivitreous fracture, or bisque or parian wares; all the foregoing which are painted, colored, tinted, stained, enameled, gilded, printed, ornamented, or decorated in any manner.

The number and date of this Treasury decision shall be inserted in § 8.13 (i) opposite the foregoing item.

T. D. 49807 is hereby revoked effective as to invoices certified after 30 days after the publication of this document in the weekly Treasury Decisions.

(Secs. 481, 624, 46 Stat. 719, 759; 19 U. S. C. 1481, 1624)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: August 23, 1948.

JOHN S. GRAHAM,
Acting Secretary of the
Treasury.

[F. R. Doc. 48-7725; Filed, Aug. 27, 1948;
8:46 a. m.]

TITLE 24—HOUSING CREDIT

Chapter V—Federal Housing Administration

Subchapter H—War Housing Insurance

PART 578—ADMINISTRATIVE RULES FOR WAR HOUSING INSURANCE UNDER SECTION 603 OF THE NATIONAL HOUSING ACT PURSUANT TO SECTION 610

MISCELLANEOUS AMENDMENTS

1. Section 578.5 is hereby amended to read as follows:

§ 578.5 *Fee to accompany application*. If the application is for a firm commitment or for a conditional commitment involving proposed construction, it must be accompanied by the mortgagee's check for a sum computed at a rate of three dollars (\$3) per thousand dollars (\$1,000) of the original principal amount of the mortgage loan applied for, to cover the costs of processing by the Commissioner, but in no case shall such sum be less than ten dollars (\$10). If an application is refused as a result of preliminary examination by the Commissioner, the fee will be returned to the applicant, but no portion of the fee will be returned after further work has been performed following the preliminary examination or on account of any difference between the amount applied for and the amount approved for insurance.

If the application is for a conditional commitment involving existing construction, it must be accompanied by the mortgagee's check for ten dollars (\$10) regardless of the amount of the mortgage. The balance, if any, of the fee as stipulated herein shall be payable upon and shall accompany the application for the firm commitment, if any, subsequently submitted pursuant thereto.

If the application is made on behalf of a veteran of World War II, for the insurance of a mortgage to refinance an existing insured mortgage which is in default, by reason of his military service, the fee herein provided may be waived by the Commissioner if he finds that the collection of such fee would be inequitable under the particular circumstances of the transaction.

2. Section 578.7 is hereby amended to read as follows:

§ 578.7 *Mortgage to be executed in connection with sale of housing by Government*. To be eligible for insurance the mortgage must be executed in connection with:

(a) The sale by the Government, or any agency or official thereof, of hous-

ing acquired or constructed under Public Law 849, 76th Congress, as amended; Public Law 781, 76th Congress, as amended; or Public Laws 9, 73, or 353, 77th Congress, as amended; or

(b) The sale by the Government, or any agency or official thereof, of any of the so-called Greenbelt Towns, or parts thereof, including projects, or parts thereof, known as Greenhills, Ohio, Greenbelt, Maryland, and Greendale, Wisconsin, developed under the Emergency Relief Appropriation Act of 1935; or

(c) The sale by the Government, or any agency or official thereof, of any of the village properties under the jurisdiction of the Tennessee Valley Authority; or

(d) The first resale, within two years from the date of its acquisition from the Government, or any agency or official thereof, of any portion of a project or property which is the security for a mortgage insured pursuant to the provisions of section 610 of the National Housing Act.

(Sec. 607, 55 Stat. 55, c. 31, Sec. 610, Pub. Law No. 366, 80th Cong., approved Aug. 5, 1947, and amended by Pub. Law No. 901, 80th Cong., approved Aug. 10, 1948)

Issued at Washington, D. C., August 25, 1948.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 48-7729; Filed, Aug. 27, 1948; 8:47 a. m.]

Subchapter I—War Rental Housing Insurance
PART 583—ADMINISTRATIVE RULES UNDER SECTION 608, PURSUANT TO SECTION 610, OF TITLE VI OF THE NATIONAL HOUSING ACT

MISCELLANEOUS AMENDMENTS

1. Section 583.9 is hereby amended to read as follows:

§ 583.9 *Eligible mortgages.* To be eligible for insurance the mortgage must be executed in connection with:

(a) The sale by the Government, or any agency or official thereof, of housing acquired or constructed under Public Law 849, 76th Congress, as amended; Public Law 781, 76th Congress, as amended; or Public Laws 9, 73, or 353, 77th Congress, as amended; or

(b) The sale by the Government, or any agency or official thereof, of any of the so-called Greenbelt Towns, or parts thereof, including projects, or parts thereof, known as Greenhills, Ohio, Greenbelt, Maryland, and Greendale, Wisconsin, developed under the Emergency Relief Appropriation Act of 1935; or

(c) The sale by the Government, or any agency or official thereof, of any of the village properties under the jurisdiction of the Tennessee Valley Authority; or

(d) The first resale, within two years from the date of its acquisition from the Government, or any agency or official thereof, of any portion of a project or

property which is the security for a mortgage insured pursuant to the provisions of section 610 of the National Housing Act.

2. Section 583.24 is hereby amended to read as follows:

§ 583.24 *Occupancy priority to veterans.* No discrimination against children. The mortgagor must establish, in a manner satisfactory to the Commissioner, that after completion of the project, preference or priority of opportunity to occupy will be given to veterans of World War II and their immediate families, except that this requirement does not apply to hardship cases as defined by the Commissioner and approved by him. The mortgagor must certify under oath that in selecting tenants for the property covered by the mortgage the mortgagor will not discriminate against any family by reason of the fact that there are children in the family, and that the mortgagor will not sell the property while the mortgage insurance is in effect unless the purchaser also so certifies, such certifications to be filed with the Commissioner. (The act provides that violation of any such certification shall be a misdemeanor punishable by a fine of not to exceed \$500.)

(Sec. 607, 55 Stat. 55, c. 31, sec. 610, Pub. Law No. 366, 80th Cong., approved Aug. 5, 1947, and amended by Pub. Law No. 901, 80th Cong., approved Aug. 10, 1948)

Issued at Washington, D. C., August 25, 1948.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 48-7728; Filed, Aug. 27, 1948; 8:46 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service, Department of Agriculture

PART 201—NATIONAL FORESTS

ARIZONA, CALIFORNIA, COLORADO, IDAHO, SOUTH DAKOTA; REDUCING AND REVOKING CERTAIN WITHDRAWALS

CROSS REFERENCE: For order affecting the tabulation contained in § 201.1, see F. R. Document 48-7706 under Department of the Interior in the Notices section, *infra*, revoking the withdrawals of certain lands for use as forest administrative sites in the Angeles National Forest, Arizona and California, the Grand Mesa National Forest, Colorado, the Challis National Forest, Idaho, and the Black Hills National Forest, South Dakota,

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 19—TRANSPORTATION OF MAILS

COMPREHENSIVE PLAN OF POSTMASTER GENERAL FOR TRANSPORTATION OF UNITED STATES MAIL BY RAILWAY COMMON CARRIERS IN PASSENGER TRAIN SERVICE

Whereas, it appearing that the order requested in the petition of the Post-

master General filed August 13, 1948 to clarify the Commissioner's notice and order of July 27, 1948 relating to the Comprehensive Plan of the Postmaster General for Transportation of United States Mail, filed July 2, 1948, may not be issued in time as requested in said petition for the reasons therein set forth, and

Whereas the Postmaster General, on August 25, 1948, filed with the Interstate Commerce Commission a notice of postponement until October 1, 1948, of the effective date of his comprehensive plan for the transportation of United States mail by railway common carriers in passenger train service, and it being found that compliance with the notice, public rule making procedure, and effective date requirements of the Administrative Procedure Act (5 U. S. C. 1003) is impracticable and contrary to public interest.

Now, therefore, it is ordered, That the paragraph specifying the effective date of the "Comprehensive Plan of Postmaster General for Transportation of United States Mail by Railway Common Carriers in Passenger Train Service" (13 F. R. 3868, 3870), be designated § 19.33, and amended to read as follows:

§ 19.33 *Effective date.* This plan shall take effect on October 1, 1948, and shall remain in force until modified by the Postmaster General in accordance with the needs of the Postal Service as determined by him. (39 Stat. 412, 419, 425-431, 39 U. S. C. 523-541, 542-568)

J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 48-7723; Filed, Aug. 27, 1948; 8:45 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

[Order 330]

PART 50—ORGANIZATION AND PROCEDURE
DELEGATIONS TO THE MANAGERS

AUGUST 16, 1948.

Section 50.503 is amended by adding to the list of offices and dates given therein the following:

§ 50.503 *Managers of certain district land offices in specified States.* * * *

Phoenix, Ariz.	Sept. 1, 1948
Boise, Idaho	Sept. 1, 1948
Portland, Ore.	Sept. 1, 1948
Salt Lake City, Utah	Sept. 1, 1948
Denver, Colo.	Sept. 15, 1948
Billings, Mont.	Sept. 15, 1948
Las Cruces, N. Mex.	Sept. 15, 1948

(43 CFR 4.275; R. S. 161, 453, 2478; 5 U. S. C. 22, 43 U. S. C. 2, 1201)

MARION CLAWSON,
Director.

[F. R. Doc. 48-7707; Filed, Aug. 27, 1948; 8:56 a. m.]

Appendix—Public Land Orders

[Public Land Order 516]

ARKANSAS

WITHDRAWING PUBLIC LAND FOR USE OF DEPARTMENT OF THE ARMY FOR FLOOD CONTROL PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public land is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for use in connection with the construction, operation, and maintenance of the Blakely Mountain Dam Project, Arkansas, under the supervision of the Department of the Army, as authorized by the act of December 22, 1944 (58 Stat. 887, 895)

FIFTH PRINCIPAL MERIDIAN

T. 2 S., R. 20 W.,
Sec. 18, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

The area described contains 39.22 acres.

This order shall take precedence over but not modify the Executive Order of April 21, 1913, Power Site Reserve No. 343, so far as such order affects the above-described land.

It is intended that the land described herein shall be returned to the administration of the Department of the Interior when it is no longer needed for the purpose for which it is withdrawn.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior

AUGUST 17, 1948.

[F. R. Doc. 48-7703; Filed, Aug. 27, 1948;
8:56 a. m.]

[Public Land Order 517]

ARIZONA

REVOKING EXECUTIVE ORDER NO. 9081 OF FEBRUARY 27, 1942, WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT FOR AVIATION PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Executive Order No. 9081 of February 27, 1942, withdrawing public lands for the use of the War Department for aviation purposes is hereby revoked.

The jurisdiction over and use of such lands granted to the War Department by Executive Order No. 9081 shall cease upon the signing of this order. Thereupon, the jurisdiction over and administration of such lands shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on October 20, 1948. At that time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become

subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from October 20, 1948, to January 18, 1949, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a.) as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283) subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2)

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from September 30, 1948, to October 19, 1948, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on October 20, 1948, shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on January 19, 1949, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day period from December 30, 1948, to January 18, 1949, inclusive, and all such applications, together with those presented at 10:00 a. m. on January 19, 1949 shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Phoenix, Arizona, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254) and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office at Phoenix, Arizona.

The lands affected by this order are described as follows:

GILA AND SALT RIVER MERIDIAN

T. 17 S., R. 15 E., secs. 18, 19 and 30.

The areas described aggregate 2,062.72 acres.

These public lands are nearly level un-timbered and without surface waters. They are relatively poor range land with low carrying capacity and that they have no value for agricultural purposes.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior

AUGUST 18, 1948.

[F. R. Doc. 48-7705; Filed, Aug. 27, 1948;
8:56 a. m.]

TITLE 48—TERRITORIES AND INSULAR POSSESSIONS

Chapter IV—The Alaska Railroad, Department of the Interior

PART 400—ORGANIZATION AND PROCEDURE REDELEGATIONS OF AUTHORITY; CONTRACTS

Section 400.100 is amended by adding a new subparagraph 15 to paragraph (b) thereof, as follows:

(15) Real Estate & Contract Agent.

(Sec. 1, 38 Stat. 305, 48 U. S. C. 301, E. O. 3861, June 8, 1923)

J. P. JOHNSON,
General Manager

AUGUST 6, 1948.

[F. R. Doc. 48-7702; Filed, Aug. 27, 1948;
8:59 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. S. O. 822]

PART 95—CAR SERVICE

REFRIGERATORS FOR BOX CARS TO WASHINGTON

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 23d day of August A. D. 1948.

It appearing, that the practice of transporting certain refrigerator cars empty westbound to Washington diminishes the use, control and supply of such cars, and that the loading of those cars with non-perishables in lieu of box cars will reduce the shortage of box cars; in opinion of the Commission an emergency requiring immediate actions exists in the State of Washington. *It is ordered, that:*

§ 95.822 *Refrigerators For Box Cars to Washington.* (a) Any common carrier by railroad subject to the Interstate Commerce Act, for transporting:

(1) Westbound shipments in carloads originating at points shown as origin points in Agent L. E. Kipp's tariff, I. C. C. No. 1516, supplements thereto or reissues thereof, and destined to points in

the State of Washington may, when freight (except freight requiring refrigeration, ventilation, insulation or heater service at the time cars are furnished or transported) to be transported is suitable, and facilities are suitable, for loading in FGEX, WFEX, BREX, CX, FWDX, NP and NRC refrigerator cars and when such refrigerator cars are reasonably available:

(i) On shipments on which the carload minimum weight does not vary with the size of the car, furnish and transport not more than three such refrigerator cars in lieu of each box car ordered subject to the carload minimum weight which would have applied if the shipment had been loaded in a box car; or

(ii) On shipments on which the carload minimum weight varies with the size of the car:

(a) Two (2) of the said refrigerator cars may be furnished in lieu of one (1) box car ordered of a length 40'7" or less, subject to the carload minimum weight which would have applied if the shipment had been loaded in a box car of the size ordered; or

(b) Three (3) of the said refrigerator cars may be furnished in lieu of one (1) box car ordered of a length of over 40'7" but not over 50'7" subject to the carload minimum weight which would have

applied if the shipment had been loaded in a box car of the size ordered.

(b) *Tariff provisions suspended; announcement required.* The operation of all tariff rules and regulations insofar as they conflict with the provisions of this section is hereby suspended and each railroad subject to this section, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing such suspension.

(c) *Application.* (1) The provisions of Service Order No. 63, as amended, insofar as they conflict with this section are suspended.

(2) No car or cars subject to this order shall be stopped in transit to complete loading.

(3) Any car or cars subject to this order may be stopped in transit for partial unloading of not less than 10,000 pounds of freight, or of the entire contents of a car loaded to visible capacity, at any point in the territory west of a line, but not including, Chicago, Ill., through Peoria, Ill., and St. Louis, Mo., thence Mississippi River to the Gulf of Mexico, provided such stop-off is authorized in tariffs on file with this Commission.

(d) *Effective date.* This section shall become effective at 12:01 a. m., September 1, 1948.

(e) *Expiration date.* This order shall expire at 11:59 p. m., December 10, 1948, unless otherwise modified, changed, suspended, or annulled by order of the Commission.

It is further ordered, that Service Order No. 822 be vacated and superseded by this order on the effective date hereof; that a copy of this order and direction shall 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, 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 48-7720; Filed, Aug. 27, 1948; 8:58 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Bureau of Animal Industry

19 CFR, Part 941

RINDERPEST AND FOOT-AND-MOUTH DISEASE

NOTICE OF PROPOSED DETERMINATION OF NONEXISTENCE IN CERTAIN COUNTRIES AND OF PROPOSED AMENDMENT OF REGULATIONS RELATING TO PROHIBITIONS AND RESTRICTIONS ON IMPORTATION OF LIVESTOCK ON ACCOUNT OF SUCH DISEASES

Notice is hereby given in accordance with section 4 (a) of the Administrative Procedure Act (5 U. S. C. 1003 (a)) that the Secretary of Agriculture pursuant to the authority conferred upon him by section 306 of the Tariff Act of 1930 (19 U. S. C. 1306) proposes to determine, and to give notice of such determination, that

neither rinderpest nor foot-and-mouth disease now exists in the foreign countries of Great Britain, Ireland (Eire) and Northern Ireland, and to amend § 94.1, Part 94, Subchapter D, Chapter I, Title 9 of the Code of Federal Regulations (§ 94.1 of B. A. I. Order No. 373) by striking therefrom the words "Great Britain, Ireland (Eire) and Northern Ireland."

The proposed determination, notification, and amendment, if made, would remove the present prohibition under section 306 of the Tariff Act upon importation into the United States of cattle, sheep, other domestic ruminants, and swine, and of fresh, chilled or frozen beef, veal, mutton, lamb, or pork from Great Britain, Ireland (Eire) and Northern Ireland and render the commodities specified in Part 94, Subchapter D, Chapter I, Title 9 of the Code of Federal

Regulations (B. A. I. Order No. 373) and originating in said countries no longer subject to the provisions of that part.

Any person who wishes to submit written data, views, or arguments concerning the proposed determination and amendment may do so by filing them with the Chief of the Bureau of Animal Industry, Agricultural Research Administration, United States Department of Agriculture, Washington 25, D. C. within fifteen days after publication of this notice in the FEDERAL REGISTER.

Witness my hand and the seal of the United States Department of Agriculture. Done at Washington, D. C. this 25th day of August 1948.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 48-7715; Filed, Aug. 27, 1948; 8:53 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Bureau of Customs

[T. D. 52012]

PRODUCTS OF BURMA

MARKING OF COUNTRY OF ORIGIN

AUGUST 24, 1948.

Marking to indicate the name of the country of origin of articles manufactured or produced in Burma. T. Ds. 48876 (7) and 49668 (5) superseded.

The Department of State has informed the Bureau of Customs that Burma became a sovereign independent republic called the "Union of Burma."

Articles manufactured or produced in the Union of Burma shall therefore be marked to indicate Burma or the Union of Burma as the country of origin.

T. Ds. 48876 (7) and 49668 (5) are hereby superseded.

The entries for the territories in question in item 3 of Bulletin of Marking Rulings—3 shall be changed to conform with this decision.

[SEAL] W. R. JOHNSON,
Acting Commissioner of Customs.

[F. R. Doc. 48-7726; Filed, Aug. 27, 1948; 8:45 a. m.]

[T. D. 52013]

SIAMESE BAHT

CONVERSION OF CURRENCY

AUGUST 24, 1948.

Collection of estimated duties in cases involving conversion of the Siamese baht.

Reference is made to the daily buying rates which section 522 (c) of the Tariff Act of 1930 (31 U. S. C., 372 (c)) directs the Federal Reserve Bank of New York to certify to the Secretary of the Treasury. The Federal Reserve Bank of New York has announced its intention to certify for dates beginning on January 29, 1947, two rates for the Siamese baht, designated "official" and "free"

In any case where it is necessary to determine the proper rate or rates for the Siamese baht for the purpose of the assessment and collection of duties on merchandise exported to the United States from Siam on or after January 29, 1947, the appraiser and collector shall, respectively, withhold appraisement and suspend liquidation pending receipt of further instructions.

The two rates certified for the Siamese baht for dates for which rates are requested will be circularized by the Customs Information Exchange and the higher rate for the most recent certification available shall be used solely for the purpose of calculating estimated duties.

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

[F. R. Doc. 48-7727; Filed, Aug. 27, 1948;
8:46 a. m.]

United States Coast Guard

[CGFR 48-42]

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me as Commandant, United States Coast Guard, by R. S. 4405 and 4491, as amended (46 U. S. C. 375, 489) and section 101 of Reorganization Plan No. 3 of 1946 (11 F. R. 7875) as well as the additional authorities cited with specific items below, the following approvals of equipment are prescribed and shall be effective for a period of five years from date of publication in the FEDERAL REGISTER unless sooner canceled or suspended by proper authority.

SOUND POWERED TELEPHONE EQUIPMENT

Approval No. 161.005/36/1, Sound powered telephone handset, Type 333, Dwg. No. A-257, Alt. 5, manufactured by United States Instrument Corp., 409 Broad St., Summit, N. J. (This approval supersedes previous approval No. 161.005/36/0 published in the FEDERAL REGISTER of May 15, 1948.)

Approval No. 161.005/37/0, Sound powered telephone station with internal ringer, selective ringing, common talking, drip-proof, bulkhead mounting, Types 2, 8, and 17, Dwg. No. 70-525, Alt. 2, manufactured by the Henschel Corp., Amesbury, Mass.

(R. S. 4417a, 4418, 4426, 49 Stat. 1544, 54 Stat. 346, and sec. 5 (e) 55 Stat. 244, as

amended; 46 U. S. C. 367, 391a, 392, 404, 1333, 50 U. S. C. 1275; 46 CFR 32.9-4, 63.11, 79.12, 97.14, 116.10)

SAFETY VALVES

Approval No. 162.001/87/0, Series 70, cast iron body pop safety valve, enclosed spring, expanded outlet, maximum working pressure 30 p. s. i., maximum temperature 450° F., limited to installation on heating boilers and evaporators, not permitted on power boilers, Dwg. No. P-20119, approved for sizes 1½" 2" 2½" 3" and 4" manufactured by Marine and Industrial Products Co., 1526 Vine Street, Philadelphia 2, Pa.

Approval No. 162.001/88/0, Series 70E, cast iron body pop safety valve, exposed spring, expanded outlet, maximum working pressure 30 p. s. i., maximum temperature 450° F., limited to installation on heating boilers and evaporators, not 20120, approved for sizes 1½" 2" 2½" and 4" manufactured by Marine and 3" and 4" manufactured by Marine and Industrial Products Co., 1526 Vine Street, Philadelphia 2, Pa.

Approval No. 162.001/89/0, Series 72 cast iron body pop safety valve, enclosed spring, standard outlet, maximum working pressure 30 p. s. i., maximum temperature 450° F., limited to installation on heating boilers and evaporators, not permitted on power boilers, Dwg. No. P-20119, approved for sizes 1½" 2" 2½" 3" and 4", manufactured by Marine and Industrial Products Co., 1526 Vine Street, Philadelphia 2, Pa.

Approval No. 162.001/90/0, Series 72E cast iron body pop safety valve, exposed spring, standard outlet, maximum working pressure 30 p. s. i., maximum temperature 450° F., limited to installation on heating boilers and evaporators, not permitted on power boilers, Dwg. No. P-20120, approved for sizes 1½" 2" 2½" 3" and 4", manufactured by Marine and Industrial Products Co., 1526 Vine Street, Philadelphia 2, Pa.

Approval No. 162.001/91/0, Series 200 steel body pop safety valve, enclosed spring, expanded outlet, 150 and 300 p. s. i. pressure rating, 450° F. maximum temperature, Dwg. No. P-20119, approved for sizes 1½" 2" 2½" 3" and 4" manufactured by Marine and Industrial Products Co., 1526 Vine Street, Philadelphia 2, Pa.

Approval No. 162.001/92/0, Series 200E steel body pop safety valve, exposed spring, expanded outlet, 150 and 300 p. s. i. pressure rating, 450° F. maximum temperature, Dwg. No. P-20120, approved for sizes 1½" 2" 2½" 3" and 4" manufactured by Marine and Industrial Products Co., 1526 Vine Street, Philadelphia 2, Pa.

Approval No. 162.001/93/0, Series 200-E-S steel body pop safety valve, exposed spring, expanded outlet, 150 and 300 p. s. i. pressure rating, 450° F. maximum temperature, Dwg. No. R-30035, approved for size 3" manufactured by the Marine and Industrial Products Co., 1526 Vine Street, Philadelphia 2, Pa.

Approval No. 162.001/94/0, Series 210 steel body pop safety valve, enclosed spring, standard outlet, 150 and 300 p. s. i. pressure rating, 450° F. maximum

temperature, Dwg. No. P-20119, approved for sizes 1½", 2", 2½", 3", and 4" manufactured by Marine and Industrial Products Co., 1526 Vine Street, Philadelphia 2, Pa.

Approval No. 162.001/95/0, Series 210E steel body pop safety valve, exposed spring, standard outlet, 150 and 300 p. s. i. pressure rating, 450° F. maximum temperature, Dwg. No. P-20120, approved for sizes 1½" 2" 2½" 3" and 4", manufactured by Marine and Industrial Products Co., 1526 Vine Street, Philadelphia 2, Pa.

(R. S. 4417a, 4418, 4426, 4433, 49 Stat. 1544, 54 Stat. 346, and sec. 5 (e) 55 Stat. 244, as amended; 46 U. S. C. 367, 391a, 392, 404, 411, 1333, 50 U. S. C. 1275, 46 CFR 52.65-10)

BOILERS, HEATING

Approval No. 162.003/69/0, National Heat Extractor, Series 100, sectional cast iron heating boiler, manufactured by The National Radiator Co., 221 Central Ave., Johnstown, Pa.

Approval No. 162.003/70/0, National Heat Extractor, Series 200, sectional cast iron heating boiler, manufactured by The National Radiator Co., 221 Central Ave., Johnstown, Pa.

Approval No. 162.003/71/0, National Heat Extractor, Series 300, sectional cast iron heating boiler, manufactured by The National Radiator Co., 221 Central Ave., Johnstown, Pa.

Approval No. 162.003/72/0, National Heat Extractor, Series 400, sectional cast iron heating boiler, manufactured by The National Radiator Co., 221 Central Ave., Johnstown, Pa.

Approval No. 162.003/73/0, National Heat Extractor, Series 500, sectional cast iron heating boiler, manufactured by The National Radiator Co., 221 Central Ave., Johnstown, Pa.

(R. S. 4417a, 4418, 4426, 4433, 4434, 49 Stat. 1544, 54 Stat. 346, and sec. 5 (e), 55 Stat. 244, as amended; 46 U. S. C. 367, 391a, 392, 404, 411, 412, 1333, 50 U. S. C. 1275, 46 CFR, Part 53)

PRESSURE VACUUM RELIEF VALVES

Approval No. 162.017/1/1, Butterworth Type E pressure vacuum relief valve, atmospheric pattern, spring loaded, fitted with flame arrester, bronze body, Dwg. No. PV-116 dated August 21, 1948, approved for sizes 3" 4", and 6" for use with inflammable or combustible liquids of Grade A or lower, manufactured by Butterworth System, Inc., Bayonne, N. J. (This approval supersedes previous approval No. 162.017/1/0 in FEDERAL REGISTER of July 31, 1947.)

Approval No. 162.017/2/1, Butterworth Type F pressure vacuum relief valve, atmospheric pattern, spring loaded, fitted with flame arrester and spring lifting lever, bronze body, Dwg. No. PV-12 dated March 30, 1936, approved for sizes 3" 4" and 6", for use with inflammable and combustible liquids of Grade A or lower, manufactured by Butterworth System, Inc., Bayonne, N. J. (This supersedes previous Approval No. 162.017/2/0 in FEDERAL REGISTER of July 31, 1947.)

Approval No. 162.017/56/0, Butterworth Type 2H-1 pressure vacuum relief valve, two unit duplex enclosed pattern in solid manifold, spring loaded, fitted with spring lifting levers, bronze body, Dwg. No. PV-204 dated June 10, 1948, approved for 3" 4" 5" and 6" inlet sizes, for use with inflammable or combustible liquids of Grade A or lower in closed venting system, manufactured by Butterworth System, Inc., Bayonne, N. J.

Approval No. 162.017/57/0, Butterworth Type 3H-1 pressure vacuum relief valve, three unit triplex enclosed pattern in solid manifold, spring loaded, fitted with spring lifting levers, bronze body, Dwg. No. PV-203 dated June 8, 1948, approved for 3" 4" 5" 6" inlet sizes, for use with inflammable or combustible liquids of Grade A or lower in closed venting system, manufactured by Butterworth System, Inc., Bayonne, N. J.

(R. S. 4417a, and sec. 5 (e) 55 Stat. 244, as amended; 46 U. S. C. 391a, 50 U. S. C. 1275; 46 CFR 32.7-4)

Dated: August 23, 1948.

[SEAL] MERLIN O'NEILL,
Rear Admiral, U. S. Coast Guard,
Acting Commandant.

[F. R. Doc. 48-7724; Filed, Aug. 27, 1948; 8:46 a. m.]

[CGFR 48-43]

PRESSURE VACUUM RELIEF VALVE
TERMINATION OF APPROVAL

By virtue of the authority vested in me as Commandant, United States Coast Guard, by R. S. 4405, 4417a, 4491, and section 5 (e) 55 Stat. 244, as amended (46 U. S. C. 375, 391a, 489, 50 U. S. C. 1275) and section 101 of Reorganization Plan No. 3 of 1946 (11 F. R. 7875) I find that the following valve has been replaced by two types of pressure vacuum relief valves designated by Coast Guard approval Nos. 162.017/56/0 and 162.017/57/0 and, therefore, the following approval is terminated, which shall be effective upon the thirty-first day after the date of publication of this document in the FEDERAL REGISTER, but notwithstanding this termination of approval any valves manufactured before the effective date of this termination of approval may be used so long as they are in good and serviceable condition:

Termination of Approval No. 162.017/4/0, Butterworth Type H pressure vacuum relief valve, triplex enclosed pattern in solid manifold, spring loaded, fitted with spring lifting levers, bronze valves and manifold, victaulic flanged openings, Dwg. No. PV-114 dated November 2, 1936, approved for 3" 4" and 6" valve sizes, for use with inflammable or combustible liquids of Grade A or lower in closed venting system where vent headers are fitted with flame arrester at outlet to atmosphere, manufactured by Butterworth System, Inc., Bayonne, N. J. (This approval is replaced by approvals Nos. 162.017/56/0 and 162.017/57/0 cover-

ing types 2H-1 and 3H-1 valves.) (Approval No. 162.017/4/0 was published in the FEDERAL REGISTER of July 31, 1947.)

Dated: August 23, 1948.

[SEAL] MERLIN O'NEILL,
Rear Admiral, U. S. Coast Guard,
Acting Commandant.

[F. R. Doc. 48-7723; Filed, Aug. 27, 1948; 8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 78th Cong., 60 Stat. 50, 925; 59 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. 9783, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 11493]

E. C. METZGER

In re: Trust under will of E. C. Metzger, deceased. File No. D-28-2063; E. T. sec. 2440.

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 Julie Göhner Eppler and Emma Göhner Lemberger, 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 trust created under paragraphs Third and Fourth of the will of E. C. Metzger, 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 The First National Bank of Springfield, Springfield, Illinois, as successor trustee, acting under the judicial supervision of the Circuit Court of Sangamon County, Illinois;

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.

Executed at Washington, D. C., on June 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-7730; Filed, Aug. 27, 1948; 8:47 a. m.]

[Vesting Order 11504]

HERMANN POPP

In re: Estate of Hermann Popp, deceased. File No. D-28-5481, E. T. sec. 16568.

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 Herman Holtorf, Sophie Burmelster and Gertrude Ried, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title and interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Hermann Popp, 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 the Clerk of the District Court of Cedar County, Iowa, as depositary, acting under the judicial supervision of the District Court of Cedar County, Iowa;

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.

Executed at Washington, D. C., on June 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-7731; Filed, Aug. 27, 1948; 8:47 a. m.]

NOTICES

[Vesting Order 11868]

GEORGE GANSS

In re: Real property owned by George Ganss.

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 George Ganss, whose last known address is Teckstrasse 15, Stuttgart-Ostheim, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows:

a. Real property situated in the Borough of Fanwood, County of Union, State of New Jersey, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments, arising from the ownership of such property.

b. An undivided one-half interest in real property situated in the Borough of Rumson, County of Monmouth, State of New Jersey, particularly described in Exhibit B, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments, arising from the ownership of such property,

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 in subparagraphs 2-a and 2-b hereof, subject to recorded liens, encumbrances, and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on August 20, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

All that certain tract or parcel of land and premises, hereinafter particularly described, situate, lying and being in the Borough of Fanwood, in the County of Union, and the State of New Jersey:

Being known as and by Lots 13C and 13D in Block 5 on a map entitled "Map of Section One Fanwood situated in the Borough of Fanwood, Union County, New Jersey, owned by Fanwood Development Company, compiled April 1926, F. A. Dunham, Inc., C. E. and Surveyors, 109 Park Avenue, Plainfield, New Jersey" filed in the Union County Register's Office on June 18, 1926 as Map No. 71D.

EXHIBIT B

All that certain lot, tract or parcel of land and premises hereinafter particularly described, situate, lying and being in the Borough of Rumson, in the County of Monmouth and State of New Jersey, and numbered and distinguished as Lot No. 94, on a map entitled "Map of Parmlly Park, in the Borough of Rumson, New Jersey, Property of Dalton Parmlly" made May 20, 1924 by George D. Cooper, C. E., and which map was filed in the Office of the Clerk of said County of Monmouth, at Freehold, New Jersey, on June 16, 1925 as File No. 33—Sheet No. 1, and which premises is located on the East side of Park Avenue, as shown on said map.

[F. R. Doc. 48-7732; Filed, Aug. 27, 1948; 8:47 a. m.]

[Vesting Order 11869]

BARBARA RENTSCHLER ET AL.

In re: Bond and mortgage and claim owned by Barbara Rentschler, also known as Maria Barbara Rentschler, and others.

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 Barbara Rentschler, also known as Maria Barbara Rentschler, whose last known address is Maichingen, Oberamt on Böblingen Württemberg, Germany, Fritz Majhrzak also known as Fritz Majhrzack, whose last known address is Tetlow, Goethe Street 5, Germany, and Rösle Guether, also known as Rose Guenther, and as Rosine Günther whose last known address is Offenbach am Mair, Karlstrasse 74, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. A mortgage executed September 17, 1923 by Morris Weisberg and Harry Primost to Julius E. Gilda, and recorded in the Office of the Recorder of Deeds of Philadelphia County, Pennsylvania, in Mortgage Book J. M. H. No. 3484, Page 171, which mortgage was assigned by Matthias R. Auer, as Executor of the Estate of Elizabeth Unger, to Barbara Rentschler, Marie Majhrzak and Rose Guenther by assignment executed February 8, 1932, and recorded in the Office of the Recorder of Deeds of Philadelphia County, Pennsylvania on April 19, 1932, in Assignment of Mortgage Book 1296, Page 485, and any and all obligations secured by said mortgage, including but not limited to all security rights in and to any and all collateral (in-

cluding the aforesaid mortgage) for any and all such obligations and the right to enforce and collect such obligations, and the right to possession of the aforesaid mortgage, and all notes, bonds and other instruments evidencing such obligations, and

b. That certain debt or other obligation owing to the persons named in subparagraph 1 hereof, by Charles W Bentz, 2418 South Broad Street, Philadelphia, Pennsylvania arising out of interest payments heretofore collected on account of the mortgage described in subparagraph 2-a hereof, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the 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 in subparagraphs 2-a and 2-b hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on August 20, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-7733; Filed, Aug. 27, 1948; 8:47 a. m.]

[Vesting Order 11501]

JOHN G. MUELLER

In re: Estate of John G. Mueller, also known as John G. Muller, John G. Müller and John G. Miller, deceased. File No. D-28-8289; E. T. sec. 9501.

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 John Baptist Pfefferkorn, Lucas Müller, Elizabeth Pfefferkorn, Pauline Wirms, a/k/a Pauline Wierms, Sophie Wirms, a/k/a Sophie Wierms and Simon Wirms, a/k/a Simon Wierms, 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 in and to the Estate of John G. Mueller, a/k/a John G. Muller, John G. Müller and John G. Miller, 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 Albert M. Kueffner, as Administrator, d. b. n., c. t. a., acting under the judicial supervision of the Probate Court, County of Renville, Minnesota;

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.

Executed at Washington, D. C., on June 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-7736; Filed, Aug. 27, 1948; 8:48 a. m.]

[Vesting Order 11472, Amdt.]

ALFRED ROHDE

In re: Stock owned by Alfred Rohde. Vesting Order 11472, dated June 21, 1948, is hereby amended as follows and not otherwise:

By deleting from subparagraphs 2a, 2b and 2c the words "N. V. Maatschappij voor Beheer en Belegging, Amsterdam, Holland" and substituting therefor the words "N. V. Vidustrust Maatschappij voor Beheer en Belegging, Amsterdam, Holland."

All other provisions of said Vesting Order 11472 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on August 18, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-7737; Filed, Aug. 27, 1948; 8:48 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ARIZONA, CALIFORNIA, COLORADO, IDAHO AND SOUTH DAKOTA

REDUCING AND REVOKING CERTAIN WITHDRAWALS FOR FOREST ADMINISTRATIVE SITES

The orders of this Department dated November 14 and December 3, 1906, April 29, September 23 and December 7, 1907, March 3, and 25, April 9, May 29, June 22 and December 10, 1908, withdrawing certain lands for the use of the Forest Service, Department of Agriculture as forest administrative sites are hereby revoked so far as they affect the following-described lands:

ARIZONA

GILA AND SALT RIVER MERIDIAN

T. 3 N., R. 13 E.,
Sec. 36, a tract of 61 acres, described by metes and bounds, in the Tonto National Forest, withdrawn as the Spring Creek Administrative Site.

CALIFORNIA

SAN BERNARDINO MERIDIAN

T. 4 N., R. 8 W.,
Sec. 33, S $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$.

The area described contains 160 acres in the Angeles National Forest withdrawn as Ranger Station 3 (Mescal Creek).

T. 2 N., R. 9 W.,
Sec. 32, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

The area described contains 40 acres, in the Angeles National Forest, withdrawn as the Robb's Canyon Administrative Site.

T. 3 N., R. 9 W.,
Sec. 32, W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$.

The area described contains 40 acres, in the Angeles National Forest, withdrawn as part of the "D" Administrative Site. (Coldbrook)

T. 1 N., R. 10 W.,
Sec. 5, NE $\frac{1}{4}$, a tract of 11.25 acres, described by metes and bounds in the Angeles National Forest, withdrawn as the Fish Canyon Administrative Site.
Sec. 6, S $\frac{1}{2}$ SE $\frac{1}{4}$.

The area described contains 80 acres, in the Angeles National Forest, withdrawn as Ranger Station 5. (Sawpit)

T. 2 N., R. 12 W., a tract of 2 acres described by metes and bounds in the Angeles National Forest, withdrawn as the Dark Canyon Administrative Site.

T. 3 N., R. 14 W.,
Sec. 32, S $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$.

The area described contains 70 acres, in the Angeles National Forest, withdrawn as the Merrick Canyon Administrative Site.

T. 6 N., R. 14 W.,
Sec. 20, W $\frac{1}{2}$ SE $\frac{1}{4}$.

The area described contains 80 acres, in the Angeles National Forest withdrawn as the Boquett Ranger Station.

COLORADO

SIXTH PRINCIPAL MERIDIAN

T. 14 S., R. 102 W.,
Sec. 3, NW $\frac{1}{4}$.

The area described contains 160.49 acres, in the Grand Mesa National Forest, withdrawn as Ranger Station 1. (Little Dolores)

IDAHO

FOURTH MERIDIAN

T. 11 N., R. 12 E., a tract of 26 acres, described by metes and bounds in the Challis National Forest, withdrawn as the Park Administrative Site.

SOUTH DAKOTA

BLACK HILLS MERIDIAN

T. 2 N., R. 5 E.,
Sec. 18, E $\frac{1}{2}$ NW $\frac{1}{4}$.

The area described contains 80 acres in the Black Hills National Forest, withdrawn as the Merritt Administrative Site.

The tracts referred to as described by metes and bounds are identified in the withdrawal order by field notes and diagrams.

This order shall become effective at 10:00 a. m. on October 20, 1948.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

AUGUST 18, 1948.

[F. R. Doc. 48-7706; Filed, Aug. 27, 1948; 8:56 a. m.]

ARKANSAS

NOTICE FOR FILING OBJECTIONS TO WITHDRAWING PUBLIC LAND FOR USE OF DEPARTMENT OF THE ARMY FOR FLOOD CONTROL PURPOSES¹

For a period of 30 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

AUGUST 17, 1948.

[F. R. Doc. 48-7704; Filed, Aug. 27, 1948; 8:56 a. m.]

¹ See F. R. Doc. 48-7703, Title 43, Chapter I, Appendix, *supra*.

SECURITIES AND EXCHANGE COMMISSION

[File Nos. 54-63, 59-47]

REPUBLIC SERVICE CORP. ET AL.

NOTICE OF FILING OF AN AMENDMENT TO AN AMENDED JOINT PLAN OF REORGANIZATION

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 24th day of August A. D. 1948.

In the matter of Republic Service Corporation and its subsidiaries, File Nos. 54-63, 59-47.

On April 29, 1948, the Commission issued its Findings, Opinion and Order approving an Amended Joint Plan of Reorganization ("the Plan") filed by Republic Service Corporation ("Republic") a registered holding company, and by Irving H. Isaac, a preferred stockholder of Republic. On May 28, 1948, upon application filed by the Commission at the request of Republic, the United States District Court for the District of Delaware entered an order enforcing the Plan. On August 20, 1948, the Court, upon petition of Republic, entered an order which among other things granted leave to Republic and Isaac to file with the Commission an amendment to the Plan.

Notice is hereby given that on August 20, 1948, Republic and Isaac filed an amendment to the Plan pursuant to sections 11 (d) and 11 (e) of the Public Utility Holding Company Act of 1935. All interested persons are referred to said amendment, which is on file in the offices of the Commission, for a statement of the changes in the Plan therein proposed, which are summarized below.

Under the Plan of Republic it was proposed, among other things, to organize a new corporation in the State of Pennsylvania with an authorized capital of 100,000 shares of common stock. It was further proposed that the new corporation borrow \$950,000 and that 70,324 shares of its common stock be distributed to the preferred stockholders of Republic in the ratio of 4 shares for each share of preferred stock held. The Collateral Trust Bonds of Republic were to be retired at their face amount plus accrued interest and Republic was to be dissolved.

Under the amendment to the Plan, Republic proposes temporarily to defer activation of the new corporation in order that the stockholders of Republic may benefit from the capital loss carry-overs under section 117 (e) of the Internal Revenue Code which were the result of divestments of subsidiaries necessary or appropriate to effect compliance with section 11 of the act. It is further proposed that Republic will amend its Certificate of Incorporation under section 77A of the General Corporation Law of Delaware authorizing, among other things, the issuance of 100,000 shares of new common stock (to be known as "New Series Common Stock") par value of \$10.00 per share. Republic will borrow \$950,000, at an interest rate of not to exceed 3% per annum, and it will distribute 70,324 shares of New Series Common Stock to its preferred stockholders in the ratio of 4 shares for each share of

preferred stock held. These transactions proposed to be effected by Republic are the same, in substance, as those previously proposed in the Plan to be undertaken by the new corporation. In all other respects, including the retirement of the Collateral Trust Bonds of Republic at their face amount plus accrued interest, as heretofore approved by the Commission and the United States District Court for the District of Delaware, the Plan remains unchanged, and will be promptly consummated.

Notice is further given that any person may, not later than September 7, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matters stating the reasons for such request, the nature of his interest, and the issues of law or fact raised by said amendment which he desires to controvert, or request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after September 10, 1948, said amendment, as filed or as modified, may be approved, provided the Commission finds the Plan, as so amended, necessary and fair and equitable to all persons affected thereby.

The Commission has been requested, in the event that this amendment to the Plan is approved, to apply to an appropriate District Court of the United States for an order to enforce and carry out the terms and provisions thereof.

By the Commission.

[SEAL] ORVAL L. DuBOIS, Secretary.

[F. D. Doc. 48-7712; Filed, Aug. 27, 1948; 8:57 a. m.]

[File No. 70-1927]

MILWAUKEE SOLVAY COKE CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 24th day of August A. D. 1948.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("act") by Milwaukee Solvay Coke Company ("Solvay") a non-utility indirect subsidiary of American Light & Traction Company ("American Light") a registered holding company. Applicant designates section 6 (b) of the act and Rule U-50 (a) (2) promulgated thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than September 7, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held with respect to said application stating the nature of his interest, the reasons for such request and the issues of fact or law raised by said application which he desires to controvert or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Ex-

change Commission, 425 Second Street NW., Washington 25, D. C. At any time after September 7, 1948, said application may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

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

Solvay proposes, during October and November 1948, to borrow from two Milwaukee banks \$825,000 and to issue to the banks 120-day notes bearing interest at the rate of not more than 2% per annum.

The application states that the proceeds of the loans, together with \$175,000 to be borrowed during September 1948, pursuant to the exemption available under section 6 (b) of the act, are to be used to finance coal purchases and maintain working capital necessary to carry the company's operations through the first quarter of 1949.

It is stated that no regulatory agency other than this Commission has jurisdiction over the proposed transactions.

Applicant requests that the Commission's order with respect to the proposed transactions become effective immediately upon issuance thereof and that such order issue not later than September 15, 1948.

By the Commission.

[SEAL] ORVAL L. DuBOIS, Secretary.

[F. R. Doc. 48-7713; Filed, Aug. 27, 1948; 8:57 a. m.]

[File No. 70-1862]

PUBLIC SERVICE ELECTRIC AND GAS CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 23d day of August 1948.

Public Service Electric and Gas Company ("PEG") a public-utility subsidiary of The United Corporation, a registered holding company, having, pursuant to an order of this Commission dated June 30, 1948 granting an application therefor, offered for sale 200,000 shares of its ----% Cumulative Preferred Stock at competitive bidding under the provisions of Rule U-50; and

The company having now filed further amendments herein in which it is stated, inter alia, that it postponed receipt of bids for said stock from July 7, 1948 to August 4, 1948 at which date it received and rejected the following bids:

Bidder	Price to PEG	Dividend rate	Cost of money
Union Securities Corp. and White, Weld & Co.	\$100.00	Percent 4.70	Percent 4.40
Morgan Stanley & Co.	100.55	4.70	4.475

and

The company now having applied for an order excepting the issuance and sale

of said stock from the competitive bidding provisions of Rule U-50; and

The Commission having considered said amendments and having entered its Memorandum Opinion herein, and deeming it, for the reasons set forth in said Memorandum Opinion, appropriate in the public interest and in the interests of investors and consumers to grant the application requesting exception from the competitive bidding requirements of Rule U-50:

It is hereby ordered. That the application of PEG requesting that the proposed issuance and sale of 200,000 shares of its ____% Cumulative Preferred Stock be not subject to the provisions of paragraph (b) of Rule U-50 be, and hereby is, granted, subject to the terms and conditions prescribed in Rule U-24 and to the further condition that the proposed issuance and sale of said stock shall not be consummated until a further amendment shall have been filed herein setting forth the terms of the proposed sale of such stock and a further order shall have been entered with respect thereto, which order shall contain such further terms and conditions as may then be deemed appropriate, for which purpose jurisdiction be, and the same hereby is, reserved.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-7711; Filed, Aug. 27, 1948; 8:57 a. m.]

[File No. 70-1897]

LEHIGH VALLEY TRANSPORTATION CO.
NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C. on the 24th day of August A. D. 1948.

Notice is hereby given that Lehigh Valley Transportation Company ("Lehigh") a transportation subsidiary of Lehigh Valley Transit Company, ("Transit") which is a subsidiary of National Power & Light Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, has filed an application pursuant to the Public Utility Holding Company Act of 1935, and has designated section 6 (b) of the act as applicable to the proposed transactions which are summarized as follows:

Lehigh proposes to borrow \$205,874, divided approximately equally, from Lehigh Valley Trust Company, Allentown National Bank, and Home Life Insurance Company. The proceeds of the loans, together with approximately \$51,400 of corporate funds, will be used by Lehigh to purchase twenty new busses. Each of the bank loans will be evidenced by a four year promissory note and will be secured by a chattel mortgage on certain busses purchased or to be purchased. Each loan will be payable in forty-eight equal monthly installments, commencing one month from date of issue, and will bear interest at the rate of 4% per annum on the unpaid balances.

The application states that the proposed transactions have been submitted

for approval to the Pennsylvania Public Utility Commission, the State Commission of the State in which Lehigh was organized and is doing business.

The application requests that the order herein be entered as early as may be practicable in order to meet delivery of busses.

Notice is further given that any interested person may, not later than September 3, 1948, at 11:30 a. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest, and the issues of fact or law raised by said application-declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed as follows: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after September 3, 1948, at 11:30 a. m., e. d. s. t., said application-declaration, as filed or as further amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-7714; Filed, Aug. 27, 1948; 8:57 a. m.]

[File No. 70-1917]

UTAH POWER & LIGHT CO. AND WESTERN COLORADO POWER CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 24th day of August A. D. 1948.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Utah Power & Light Company ("Utah") a registered holding company, and its wholly owned subsidiary, The Western Colorado Power Company ("Western Colorado") Applicants-declarants designate sections 6 (b) 9 (a) 10 and 12 (f) of the act and Rule U-43 of the rules and regulations promulgated thereunder as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than September 8, 1948 at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter stating the nature of his interest, the reason for such request and the issues, if any, of fact or law raised by said application-declaration which he desires to controvert or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after September 8, 1948 said

application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

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

Western Colorado proposes to declare as a dividend 10,000 shares of its common stock, \$20 par value, payable to Utah, its only stockholder, and to charge such dividend, aggregating \$200,000 to its earned surplus which as of June 30, 1948 amounted to \$493,749. The declaration of such stock dividend will increase the amount of Western Colorado's outstanding common stock to 110,000 shares. The only other security which Western Colorado has outstanding is a 15 year, 4% note in the principal amount of \$2,500,000 which is also owned by Utah.

The Public Utilities Commission of Colorado has jurisdiction over the proposed transaction and an application for approval thereof has been filed with that Commission by the company.

Applicants-declarants request that the Commission's order be issued as expeditiously as possible and that such order become effective upon issuance.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-7703; Filed, Aug. 27, 1948; 8:57 a. m.]

[File Nos. 70-1893, 70-1913]

PUBLIC SERVICE CO. OF INDIANA, INC. AND MIDDLE WEST CORP.

NOTICE OF FILINGS, ORDER OF CONSOLIDATION, AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 23d day of August A. D. 1948.

Notice is hereby given that separate applications-declarations and certain amendments thereto have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("act") by The Middle West Corporation ("Middle West") a registered holding company, and by its subsidiary, Public Service Company of Indiana, Inc. ("Public Service") an exempt holding company. Middle West has designated sections 9 and 10 of the act as applicable to the transactions which it proposes; Public Service has designated sections 6 (a) (2) 6 (b) 7 (e) 12 (e) and 12 (f) and Rules U-43, U-62, and U-65 as applicable to the transactions which it proposes.

All interested persons are referred to said applications-declarations, which are on file in the offices of this Commission, for statements of the transactions there-

NOTICES

in proposed which are summarized as follows:

Public Service proposes to split its common stock without par value on the basis of two shares for each share of such stock presently outstanding. In connection with such stock split, it proposes to amend its Articles of Consolidation, as amended, ("Charter") so as, among other things, to increase the number of shares of common stock authorized to be outstanding from 2,000,000 shares to 5,000,000 shares. Public Service states that as of June 30, 1948, there were 1,118,687 shares of common stock outstanding and 266,035 shares of common stock reserved for issue as required in effecting conversions of the company's Fifteen Year 2¾% Convertible Debentures, Due May 1, 1962. Public Service proposes, promptly after the proposed Charter amendments become effective and without receipt by the company of any additional consideration, to issue to and in the names of the holders of record of the outstanding common stock at the close of business on the date the proposed Charter amendments become effective additional common stock on the basis of one additional fully paid share for each share held of record by such persons on said record date, and to reserve an additional 266,035 shares of common stock for issue in effecting conversions of said convertible debentures. No surrender of existing stock certificates will be required.

In connection with the above program, Public Service proposes to solicit proxies to be voted in favor of the adoption of the proposed Charter amendments from the holders of its presently outstanding common stock and 3½% Cumulative Preferred Stock. The company states that it may employ solicitors to assist the management in the solicitation of proxies.

Middle West is presently the owner of 224,586 shares of common stock without par value of Public Service, and proposes that it be allowed to acquire the additional shares if and when such shares are issued pursuant to the proposals of Public Service.

Public Service states that the proposed issuance of the additional common stock is subject to the jurisdiction of the Public Service Commission of the State of Indiana and that appropriate application thereto has been made.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said applications-declarations and that said applications-declarations shall not be granted or permitted to become effective except pursuant to further order of the Commission; and it appearing to the Commission that the applications-declarations involve common questions of law and fact and that evidence adduced in one of the proceedings may have a bearing upon the issues presented in the other proceedings and that a substantial saving of time and expense would result if the proceedings were consolidated:

It is hereby ordered, That the proceedings with respect to the applications-declarations filed by Public Serv-

ice and the proceedings with respect to the application-declaration filed by Middle West be, and hereby are, consolidated and that a hearing on such consolidated proceedings under the applicable provisions of the act and rules and regulations promulgated thereunder be held on September 8, 1948 at 10:00 a. m., e. d. s. t., at the office of this Commission, 425 Second Street NW., Washington 25, D. C., in such room as may be designated on that day by the hearing room clerk in Room 101. Any person who desires to be heard or otherwise wishes to participate in these consolidated proceedings shall file with the Secretary of the Commission on or before September 7, 1948, a written request relating thereto as provided by Rule XVII of the Commission's rules of practice.

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

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

(a) Whether the proposed issue of common stock by Public Service is exempt from the provisions of sections 6 (a) and 7 of the act pursuant to section 6 (b) thereof and, if not, whether said issue meets the requirements of section 7 of the act.

(b) Whether, in the event that the exemption provided by section 6 (b) of the act is granted, it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose terms or conditions in connection with the proposed issuance of common stock of Public Service, and, if so, what terms and conditions should be imposed.

(c) Whether the proposed amendments to the Charter meet the standards of section 7 (e) of the act and whether any additional amendments to the Charter, particularly with respect to a provision for cumulative voting for election of directors, are required for the protection of the public interest and interest of investors or consumers, and should be submitted for approval of the stockholders.

(d) Whether the proposed acquisition by Middle West of the common stock of Public Service meets the applicable requirements of section 10 of the act.

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

(f) Whether the fees, commission and other remuneration to be paid in connection with the proposed transactions

are for necessary services and are reasonable in amount.

(g) 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 notice of said hearing be given to Public Service Company of Indiana, Inc., The Middle West Corporation, and the Public Service Commission of Indiana, and to all other interested persons, said notice to be given to Public Service Company of Indiana, Inc., to The Middle West Corporation and to the Public Service Commission of Indiana by registered mail, and to all other persons by publication of this notice and order in the FEDERAL REGISTER and by general release of this Commission distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-7710; Filed, Aug. 27, 1948; 8:57 a. m.]

[File Nos. 812-445, 812-452, 812-454, 812-455]

CHICAGO CORP. ET AL.

ORDER DENYING APPLICATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 23d day of August A. D. 1948.

In the matter of The Chicago Corporation, The Lindsay Corporation, American Furniture Mart Building Company, Inc., Loffland Brothers Company, Insurors Indemnity & Insurance Company.

The Chicago Corporation ("Chicago") having filed four applications pursuant to section 2 (a) (9) of the Investment Company Act of 1940 ("the act") for an order determining that Chicago does not control The Lindsay Corporation ("Lindsay") American Furniture Mart Building Company, Inc. ("Furniture Mart"), Loffland Brothers Company ("Loffland"), and Insurors Indemnity & Insurance Company ("Insurors")

Proceedings on the four applications having been consolidated and hearings having been held after appropriate notice upon the applications respecting Lindsay and Furniture Mart, the hearings with respect to Loffland and Insurors having been continued;

The Commission having this day issued its Findings and Opinion herein, and for the reasons stated in said Findings and Opinion, the Commission having been unable to find that Chicago is not in control of Lindsay Corporation and Furniture Mart within the meaning of section 2 (a) (9) of the act;

It is hereby ordered, That Chicago's applications with respect to Lindsay Corporation and Furniture Mart be and they hereby are denied.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-7708; Filed, Aug. 27, 1948; 8:56 a. m.]