

Washington, Tuesday, April 28, 1953

TITLE 3—THE PRESIDENT

PROCLAMATION 3012

WORLD TRADE WEEK, 1953

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS it is the policy of this Government to foster mutual understanding and friendship among nations; and WHEREAS world trade, freely conducted by private enterprise, increases material well-being and develops friendly intercourse among free peoples; and

WHEREAS international trade among the nations of the free world adds to the economic strength upon which their common defense is based; and

WHEREAS increased international exchange of goods, services, and capital promotes better economic utilization of the world's resources and higher standards of living; and

WHEREAS expanded world trade advances the ideal of unity among all mankind and strengthens the foundation for lasting peace and prosperity

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, do hereby proclaim the week beginning May 17, 1953, as World Trade Week; and I request the appropriate officials of the Federal Government and of the several States, Territories, possessions, and municipalities of the United States to cooperate in the observance of that week.

I also urge business, labor, agricultural, educational, and civic groups, as well as the people of the United States generally, to observe World Trade Week with gatherings, discussions, exhibits, ceremonies, and other appropriate activities.

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

DONE at the City of Washington this twenty-third day of April in the year of our Lord nineteen hundred [SEAL] and fifty-three, and of the Independence of the United

States of America the one hundred and seventy-seventh.

DWIGHT D. EISENHOWER

By the President:

WALTER B. SLITH,
Acting Secretary of State.

[F. R. Doc. 53-3752; Filed, Apr. 24, 1953; 2:04 p. m.]

EXECUTIVE ORDER 10449

CREATING AN EMERGENCY BOARD TO INVESTIGATE A DISPUTE BETWEEN THE NEW YORK, CHICAGO & ST. LOUIS RAILROAD COMPANY AND CERTAIN OF ITS EMPLOYEES

WHEREAS a dispute exists between the New York, Chicago & St. Louis Railroad 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 to a degree such as to deprive a section of the country 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 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 New York, Chicago & St.

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Principal Officials in the Executive Branch Appointed January 20–April 20, 1953

A listing of approximately 200 appointments made after January 20, 1953. Names contained in the list replace corresponding names appearing in the 1952–53 U. S. Government Organization Manual

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Louis Railroad Company or its employees in the conditions out of which the said dispute arose.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,
April 24, 1953,

[F. R. Doc. 53-3765; Filed, Apr. 24, 1953;
4:39 p. m.]

RULES AND REGULATIONS

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration, Department of Agriculture

Subchapter F—Banks for Cooperatives [FCA Order 567]

PART 70—LOAN INTEREST RATES AND SECURITY

INCREASE IN INTEREST RATE; SPOKANE BANK FOR COOPERATIVES

Effective May 1, 1953, the rates of interest which may be charged by the Spokane Bank for Cooperatives on loans, as specified in Part 70, Chapter I, Title 6, Code of Federal Regulations,¹ are hereby changed as follows:

1. In § 70.4, change to 3½ per centum per annum.
2. In § 70.5, change to 3 per centum per annum.
3. In § 70.7, change to 4½ per centum per annum.

(Sec. 8, 46 Stat. 14, as amended; 12 U. S. C. 1141f)

[SEAL] I. W. DUGGAN,
Governor

[F. R. Doc. 53-3708; Filed, Apr. 27, 1953; 8:50 a. m.]

Chapter III—Farmers Home Administration, Department of Agriculture

Subchapter E—Account Servicing [FHA Instruction 451.4]

PART 361—ROUTINE

SUBPART B—SERVICING FARM OWNERSHIP AND FARM HOUSING LOANS

FINAL PAYMENTS ON DIRECT FARM OWNERSHIP AND FARM HOUSING ACCOUNTS

Section 361.25 (d) Title 6, Code of Federal Regulations (17 F. R. 2107) is revised to add bank drafts and bank money orders to the list of acceptable items upon receipt of which a satisfaction may be delivered, and to read as follows:

§ 361.25 *Paid-in-full direct Farm Ownership and Farm Housing accounts.* * * *

(d) *Satisfaction of mortgages.* Ordinarily, the County Supervisor will deliver to the borrower the note(s) any abstracts of title, any property insurance policies, the original mortgage(s) and the original satisfaction(s) after final payment has been processed by the State Office. However, if the circumstances require a satisfaction of the mortgage at the time final payment is made, the satisfaction will be delivered to the borrower only upon receipt of full payment of the unpaid balance of principal and interest, computed as of

¹ 17 F. R. 1493; as amended in 17 F. R. 2587, 3221, and 18 F. R. 947, 1581, 2125.

the date final payment is received, and only when such payment is made by the borrower in the form of currency and coin, Treasury check, cashier's check, certified check, postal money order, bank draft, or bank money order. If State law requires that the satisfaction be recorded or filed by the mortgagee, the County Supervisor will record or file the satisfaction with the proper official.

(Sec. 41 (i), 60 Stat. 1066, sec. 510 (g), 63 Stat. 438; 7 U. S. C. 1015 (i), 42 U. S. C. 1480 (g). Interprets or applies sec. 41 (h), 60 Stat. 1066, sec. 510 (d), 63 Stat. 437; 7 U. S. C. 1015 (h), 42 U. S. C. 1420 (d))

[SEAL] DILLARD B. LASSETER,
Administrator,
Farmers Home Administration.

APRIL 9, 1953.

Approved: April 22, 1953.

TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 53-3709; Filed, Apr. 27, 1953; 8:50 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

Subchapter A—Civil Air Regulations

PART 40—SCHEDULED INTERSTATE AIR CARRIER CERTIFICATION AND OPERATION RULES

CORRECTION

In F. R. Doc. 53-3452, appearing in the issue for Tuesday, April 21, 1953, on page 2288, the following change should be made:

In column 3, paragraph (c) of § 40.393, the reference “§§ 40.186 and 40.187” should read “§§ 40.396 and 40.397”

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 53-3721; Filed, Apr. 27, 1953; 8:52 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 53244]

PART 12—SPECIAL CLASSES OF MERCHANDISE

WHALING

Section 12.30 of the Customs Regulations of 1943, was eliminated from the Code of Federal Regulations by an editorial note on June 17, 1949 (16 F. R. 3279) because the Whaling Treaty Act of May 1, 1936, upon which it was based, was superseded by the Whaling Convention Act of 1949 (16 U. S. C. 916-916 (1)) which makes effective the International Convention for the Regulation of Whaling signed at Washington under date of

December 2, 1946. In the circumstances, § 12.30, Customs Regulations of 1943 is deleted and a new § 12.30 (19 CFR 12.30) is substituted therefor as follows:

§ 12.30 *Whaling.* The importation and exportation of whales or whale products taken or processed in violation of the International Convention for the Regulation of Whaling signed at Washington under date of December 2, 1946,^{1a} or of the Whaling Convention Act of 1949,^{1b} or of any regulation issued under the said act,^{1c} is unlawful. Customs officers and employees shall perform all functions required of them by the above-mentioned convention, law, and regulations.

(R. S. 161, 251, sec. 624, 46 Stat. 759; 5 U. S. C. 22, 19 U. S. C. 65, 1624)

[SEAL] FRANK DOW,
Commissioner of Customs.

Approved: April 21, 1953.

H. CHAPMAN ROSE,
Acting Secretary of the Treasury.

[F. R. Doc. 53-3724; Filed, Apr. 27, 1953; 8:52 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 203—BRIDGE REGULATIONS

INTRACOASTAL WATERWAY NEAR GALVESTON, TEXAS

Paragraph (c) of § 203.541 is rescinded and the following substituted therefor:

§ 203.541 *Intracoastal Waterway, Texas; bridge of the Texas Highway Department in New Galveston Causeway in vicinity of Galveston, Texas.* * * *

(c) The draw shall be opened promptly for any vessel desiring passage because of an emergency. Such vessel shall sound the opening signal two or more times at intervals of five (5) seconds. When weather conditions are such that sound signals may not be heard, such vessels shall signal for an opening by raising and lowering a number of times a lighted lantern by night and a flag by day.

[Regs., Mar. 31, 1953, 823.01-ENGWO] (23 Stat. 362; 33 U. S. C. 439)

[SEAL] WM. E. BERGIN,
Major General, U. S. Army,
The Adjutant General.

[F. R. Doc. 53-3633; Filed, Apr. 27, 1953; 8:46 a. m.]

^{1a} Publication No. 3333 Dept. of State, Whaling Convention.

^{1b} 16 U. S. C. 916-916 (1).

^{1c} Regulations of the International Whaling Commission are codified in 50 CFR, Part 351.

TITLE 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 20—SPECIAL REGULATIONS

HAWAII NATIONAL PARK

Section 20.25 *Hawaii National Park* is amended to read as follows:

§ 20.25 *Hawaii National Park*—(a) *Speed*. The speed of automobiles and other vehicles, except ambulances and Government cars on emergency trips, shall not exceed the following prescribed limits:

(1) On the Mamalahoa Highway 45 miles per hour except where signs are posted giving notice of a lower limit.

(2) Through the headquarters area, Kilauea section, 25 miles per hour.

(3) Through the Kilauea Military Camp area, 25 miles per hour.

(4) On the Crater Rim Road and the Chain of Craters Road, 35 miles per hour.

(5) On the Hilina Pali Road, 20 miles per hour.

(6) On roads in the Residential Area and Utility Area, Kilauea section, 15 miles per hour.

(7) On the Haleakala Road, 30 miles per hour, except that speed is limited to 15 miles per hour on all curves.

(8) On the Mamalahoa Highway, trucks of one and one-half ton capacity or over, and all vehicles-towing trailers, 30 miles per hour, except where a lower limit is prescribed.

(b) *Size and weight limits for vehicles*.

(1) No vehicle shall be operated upon any park road when the outside dimensions of such vehicle, including the load thereon, shall exceed eight feet in width and thirty feet in length for a single vehicle, or eight feet in width and sixty feet in length for a combination of vehicles. In emergencies, vehicles exceeding the foregoing measurements may be operated on the park roads with written permission from the Superintendent.

(2) No truck of one and one-half ton capacity, or over, shall be operated on any of the park roads except Mamalahoa Highway, unless permission in writing has first been secured from the Superintendent.

(c) *Camping*. Camping is prohibited in the Haleakala section unless a permit is first secured from the official in charge of this section of the park.

(d) *Fishing*. (1) All fishing or the gathering of sea food accomplished from the lands of the park comprising the seacoast boundary will be in conformance with existing Territorial laws. Native Hawaiian residents of the Kalapana extension area added to the park pursuant to the act of June 20, 1938 (52 Stat. 781, 16 U. S. C. 396a) or of adjacent villages and visitors under their guidance are granted the exclusive privilege of fishing or gathering sea food along the shore line of such area. These persons may engage in commercial fish-

ing, under proper Territorial permit, and do not require a special fishing permit from the Superintendent for fishing, or the gathering of sea food in such area. Other than as noted above, commercial fishing is prohibited along the seacoast of Hawaii National Park and all fishing, or the gathering of sea food is prohibited unless a permit has first been secured from the Superintendent.

(2) The use of throw nets in fishing along the shore line is permitted.

(e) *Bicycles*. (1) Bicycle riders shall keep well to the right on all roads.

(2) Bicycles shall not be ridden abreast of one another, except on straight stretches of road where there is clear visibility ahead and to the rear for at least 300 feet.

(3) The riding of bicycles on trails is prohibited.

(4) Bicycle riders shall operate their vehicles so as to have complete control over the vehicle at all times.

(f) *Picnicking*. Picnicking or the eating of meals of any kind is prohibited in Kipuka Puʻulu and the area adjacent to Thurston Lava Tube. Persons desiring to picnic or eat meals of any kind at places other than the designated picnic or camp grounds must first secure a permit from the Superintendent.

(Sec. 3, 39 Stat. 535, as amended; 16 U. S. C. 3)

Issued this 21st day of April 1953.

DOUGLAS MCKAY,
Secretary of the Interior

[F. R. Doc. 53-3713; Filed, Apr. 27, 1953; 8:50 a. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce

Subchapter C—Office of International Trade [6th Gen. Rev. of Export Regs., Amdt. 43¹]

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

PART 382—DENIAL OR SUSPENSION OF EXPORT PRIVILEGES

MISCELLANEOUS AMENDMENTS

1. In § 373.2 *Confirmation of country of ultimate destination and verification of actual delivery* the second sentence of paragraph (c) (2) *Multiple-transaction import certificates* is corrected to read as follows: "The exporter shall submit the original certificate, together with one additional copy for each OIT processing code to which the certificate applies and a listing of such processing codes."

2. Section 373.65 *Country Group R destinations* is amended in the following particulars:

In the last sentence of the first unnumbered subdivision of paragraph (a) (3) *Multiple-transaction statement from ultimate consignee* the date "December 15, 1952" is corrected to read "December 15, 1953"

3. Section 382.51 *Table of compliance orders currently in effect denying export privileges* paragraph (b) *Table of compliance orders* is amended in the following particulars:

a. The following entries are added:

Name and address	Effective date of order	Expiration date of order	Export privileges affected	FEDERAL REGISTER citation
Beck-Kassel (USA), Inc., 32 Broadway, Room 509, New York 4, N. Y.	2-20-53	2-20-55	General and validated licenses, all commodities, any destination; also exports to Canada. (On probation for additional period Feb. 20, 1955-Feb. 20, 1956.)	18 F. R. 1142, 2-27-53.
Bel Export Co., 50 Broad St., New York, N. Y.	11- 3-52	11- 3-53	General and validated licenses, all Positive List commodities, any destination.	17 F. R. 10140, 11-8-52; 18 F. R. 1860, 4-3-53.
Broadway Distributing Corp., 395 Broadway, New York, N. Y.	2-20-53	2-20-55	General and validated licenses, all commodities, any destination; also exports to Canada. (On probation for additional period Feb. 20, 1955-Feb. 20, 1956.)	18 F. R. 1142, 2-27-53.
Caymex Trading Co., 50 Broad St., New York, N. Y.	11- 3-52	11- 3-53	General and validated licenses, all Positive List commodities, any destination.	17 F. R. 10140, 11-8-52; 18 F. R. 1860, 4-3-53.
Capehart Mercantile Agency, Inc., 135 Broadway, New York, N. Y.	2-20-53	2-20-55	General and validated licenses, all commodities, any destination; also exports to Canada. (On probation for additional period Feb. 20, 1955-Feb. 20, 1956.)	18 F. R. 1142, 2-27-53.
David, Eugene, 805 McEachran Ave., Montreal, Quebec, Canada.	3- 6-53	3- 6-53	General and validated licenses, all commodities, any destination; also exports to Canada.	18 F. R. 1400, 3-11-53.
David (Davis), Israel, 511 State St., Long Beach, N. Y.	3- 6-53	Duration	-----	18 F. R. 1400, 3-11-53.
Finkelman, Stanley, 3302 Poplar Ave., Brooklyn 22, N. Y.	2-20-53	2-20-55	General and validated licenses, all commodities, any destination; also exports to Canada. (On probation for additional period Feb. 20, 1955-Feb. 20, 1956.)	18 F. R. 1142, 2-27-53.
Gilbert, Arthur, c/o Pine Plains Lumber Co., Pine Plains, Columbia County, Route 3, New York, and 67-23 182d St., Flushing, Queens, Long Island, N. Y.	3- 6-53	3- 6-53	General and validated licenses, all commodities, any destination; also exports to Canada.	18 F. R. 1400, 3-11-53.
Harlow & Jones Ltd., 18 Buckingham Gate, London, S. W. 1, England.	12- 8-50	Duration	General and validated licenses, all commodities, any destination. (Company related to Gerald Stanley Fanchaud and John Braithwaite Fanchaud, which see.)	15 F. R. 8963, 12-14-50.
Harwil & Co., 50 Broad St., New York, N. Y.	3- 6-53	3- 6-53	General and validated licenses, all commodities, any destination; also exports to Canada. (Forwarding business of Gallo Corp. not included.)	18 F. R. 1400, 3-11-53.

¹ This amendment was published in Current Export Bulletin No. 700, dated April 10, 1953, and in the reprint pages dated April 16, 1953.

Name and address	Effective date of order	Expiration date of order	Export privileges affected	FEDERAL REGISTER citation
Hillard Corp., The, 32 Broadway, New York 4, N. Y.	2-20-53	2-20-55	General and validated licenses, all commodities, any destination; also exports to Canada. (On probation for additional period Feb. 20, 1953-Feb. 20, 1955.)	18 F. R. 1142, 2-27-53.
Hollander, Bertram, Esq., 401 Broadway, New York 13, N. Y.	3-6-53	3-6-53	General and validated licenses, all commodities, any destination; also exports to Canada.	18 F. R. 1403, 3-11-53.
Moos, Elias, Inc., 159 Nassau St., New York, N. Y.	3-1-53	8-1-53	General and validated licenses, all commodities, any destination. (On probation for additional period Aug. 1, 1953-Feb. 1, 1954.)	18 F. R. 1570, 2-19-53.
Moos, Ernesto, 159 Nassau St., New York, N. Y.	3-1-53	8-1-53	.....do.....	18 F. R. 1570, 2-19-53.
Murphy, William F., Sr., 50 Broad St., New York, N. Y.	3-6-53	3-6-56	General and validated licenses, all commodities, any destination; also exports to Canada. (Forwarding business of Gallo Corp. not included.)	18 F. R. 1403, 3-11-53.
Paulstan American Corp., 121 Broad St., New York 4, N. Y.	2-20-53	2-20-55	General and validated licenses, all commodities, any destination; also exports to Canada. (On probation for additional period Feb. 20, 1953-Feb. 20, 1955.)	18 F. R. 1142, 2-27-53.
Paulstan Co., Inc., 121 Broad St., New York 4, N. Y.	2-20-53	2-20-55	.....do.....	18 F. R. 1142, 2-27-53.
Paulstan International Corp., 121 Broad St., New York 4, N. Y.	2-20-53	2-20-55	.....do.....	18 F. R. 1142, 2-27-53.
Pulpampex Co., 805 McEachran Ave., Montreal, Quebec, Canada.	3-6-53	3-6-53	General and validated licenses, all commodities, any destination; also exports to Canada.	18 F. R. 1403, 3-11-53.
Rex Continental Corp., c/o Bertram Hollander, Esq., 401 Broadway, New York 13, N. Y.	3-6-53	3-6-53	.....do.....	18 F. R. 1403, 3-11-53.
Rex Rayon Corp., 40 East 19th St., New York 3, N. Y. and c/o Arthur Gilbert, 67-23 182d St., Flushing, Queens, Long Island, N. Y.	3-6-53	3-6-53	.....do.....	18 F. R. 1403, 3-11-53.
Saenger, Marcel, 159 Nassau St., New York, N. Y.	3-1-53	8-1-53	General and validated licenses, all commodities, any destination. (On probation for additional period Aug. 1, 1953-Feb. 1, 1954.)	18 F. R. 1570, 2-19-53.
Tower Warehousing Co. (London), Ltd., Brown Bear Alley, London, E.1, England.	12-8-50	Duration	General and validated licenses, all commodities, any destination. (Company related to Gerald Stanley Panchaud and John Braithwaite Panchaud, which see.)	15 F. R. 8963, 12-14-50.

b. The following entries are deleted:

Name and address	Effective date of order	Expiration date of order	Export privileges affected	FEDERAL REGISTER citation
Brodsky, Isadore J., Ontario St. east of Richmond St., Philadelphia 34, Pa.	1-9-53	4-9-53	General and validated licenses, all commodities, any destination.	18 F. R. 333, 1-15-53.
Chem Export Ltd., 47 Lindegaardsvej, Charlottenlund, Denmark.	3-31-52	3-31-53	General and validated licenses, all commodities, any destination; also exports to Canada. (Company related to Albert Nyegaard, which see.)	17 F. R. 2337, 4-4-52.
Chemexport Ltd., 47 Lindegaardsvej, Charlottenlund, Denmark.	3-31-52	3-31-53	.....do.....	17 F. R. 2337, 4-4-52.
Nyegaard, Albert, Charlottenlund, Denmark.	3-31-52	3-31-53	General and validated licenses, all commodities, any destination.	17 F. R. 2337, 4-4-52.
Philadelphia Hide Corp., Ontario St. east of Richmond St., Philadelphia 34, Pa.	1-9-53	4-9-53	.....do.....	18 F. R. 333, 1-15-53.
Yuen, Norman, 1470 Thomas Ave., San Francisco, Calif.	10-14-52	4-13-53	General and validated licenses, all commodities, any destination; also exports to Canada.	17 F. R. 6223, 10-17-52.

c. The following entries, presently listed, are amended to read as follows:

Name and address	Effective date of order	Expiration date of order	Export privileges affected	FEDERAL REGISTER citation
Bluds, president, Caymex Corp., 50 Broad St., New York, N. Y.	11-3-52	11-3-53	General and validated licenses, all Positive List commodities, any destination.	17 F. R. 16149, 11-8-52; 18 F. R. 1820, 4-3-53.
Caymex Corp., 50 Broad St., New York, N. Y.	11-3-52	11-3-53	.....do.....	17 F. R. 16149, 11-8-52; 18 F. R. 1820, 4-3-53.

This amendment shall become effective as of April 16, 1953.

(Sec. 3, 63 Stat. 7; 65 Stat. 43; 50 U. S. C. App. Supp. 2023. E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp., E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

LORING K. MACY,
Director
Office of International Trade.

[F. R. Doc. 53-3672; Filed, Apr. 27, 1953; 8:45 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 42—TREATMENT OF DOMESTIC MAIL MATTER AT POST OFFICES OF MAILING AND AT POST OFFICES IN TRANSIT

TREATMENT OF UNPAID OR INSUFFICIENTLY PAID MATTER

In § 42.16 *Treatment of unpaid or insufficiently paid matter* amend paragraph (g) by striking out the phrase "at the expiration of two weeks" and by inserting in lieu thereof the phrase "at the expiration of three weeks"

(R. S. 161, 396; secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369)

[SEAL] ROSS RIZLEY,
Solicitor.

[F. R. Doc. 53-3703; Filed, Apr. 27, 1953; 8:49 a. m.]

PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE, AND INSTRUCTIONS FOR MAILING

CHINA (INCLUDING TAIWAN (FORMOSA) AND THE LEASED TERRITORY OF KWANGCHOWAN (FORT BAYARD))

In § 127.231 *China (including Taiwan (Formosa) and the leased territory of Kwangchowan (Fort Bayard))* amend paragraph (b) (1) (i) by adding the following rates to the table of surface parcel rates now in effect:

Pounds:	Rate	Pounds:	Rate
23-----	65.06	34-----	67.48
24-----	5.28	35-----	7.70
25-----	5.50	36-----	7.92
26-----	5.72	37-----	8.14
27-----	5.94	38-----	8.36
28-----	6.16	39-----	8.58
29-----	6.38	40-----	8.80
30-----	6.60	41-----	9.02
31-----	6.82	42-----	9.24
32-----	7.04	43-----	9.46
33-----	7.26	44-----	9.68

(R. S. 161, 396, 398; secs. 340, 399, 42 Stat. 24, 25, 43 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL] ROSS RIZLEY,
Solicitor.

[F. R. Doc. 53-3702; Filed, Apr. 27, 1953; 8:48 a. m.]

PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE, AND INSTRUCTIONS FOR MAILING

HUNGARY

In § 127.276 *Hungary* amend paragraph (b) (4) to read as follows:

(b) *Parcel post.* * * *

(4) *Observations.* (i) To be admitted to Hungary as gift shipments, parcels must comply with the following requirements:

(a) No gift parcel may exceed 22 pounds in weight. Only one such parcel may be received each month by any addressee. The contents must be entirely for the personal use of the addressee and members of his family who reside with him, and may not exceed their actual needs. No addressee may receive gift parcels totaling more than 88 pounds per year.

(b) Preserved food in tin cans or other hermetically sealed containers may not be sent. Clothing must be disinfected before mailing, and a certificate from the firm which did the work must be placed in the parcel. A notarized statement from a reliable dry-cleaning establishment or laundry should meet the requirements of the Hungarian authorities. The wrapper must be marked by the sender in French or Hungarian to show that the certificate is enclosed. A suggested endorsement in French is "Certificat de desinfection ci-inclus."

(c) Gift parcels of medicine, except those containing narcotics, are free of duty (1) if addressed to charitable institutions, or (2) if addressed to individuals who can prove to the authorities that they are without means, that they or their families have need of the medicine, and that it is being sent as a gift.

(ii) Other gift parcels are subject to customs duty which must be paid by the addressee. Contents are limited to the articles shown on the following list, and no addressee may receive amounts in excess of the quotas shown:

Item No.	Description of articles	Yearly quotas
1	Coffee.....	3 pounds 5 ounces.
2	Tea.....	14 ounces.
3	Cocoa.....	4 pounds 6 ounces.
4	Chocolate (filled or not).....	6 pounds 9 ounces.
5	Spices, each kind.....	3½ ounces.
6	Cheese.....	4 pounds 6 ounces.
7	Candy.....	6 pounds 9 ounces.
8	Biscuits, cakes, food pastes.....	8 pounds 13 ounces.
9	Rice.....	6 pounds 9 ounces.
10	Food for infants.....	11 pounds.
11	Milk powder.....	5 pounds 8 ounces.
12	Fruits, fresh and dried (including tropical fruits).....	11 pounds.
13	Meat (smoked meat, ham, bacon sausages, etc.).....	11 pounds.
14	Men's and women's coats, overcoats, raincoats, used or new, each kind.....	1 unit(s).
15	Men's suits.....	2 unit(s).
16	Women's suits.....	1 unit(s).
17	Women's dresses, blouses and skirts, each kind.....	2 unit(s).
18	Work clothing (overalls).....	1 unit(s).
19	Children's dresses.....	2 unit(s).
20	Clothing and articles for infants (including rubber).....	6 unit(s).
21	Sweaters and knit goods.....	2 unit(s).
22	Hats and caps.....	1 unit(s).
23	Shawls and scarves.....	2 unit(s).
24	Gloves.....	1 pair(s).
25	Stockings and socks (including 1 pair of nylon).....	4 pair(s).
26	Footwear for men, women or children; sandals.....	2 pair(s).
27	Rubbers, rubber boots.....	1 pair(s).
28	Underwear for men, women and children, each kind and type.....	3 unit(s).
29	Neckties.....	3 unit(s).
30	Handkerchiefs.....	6 unit(s).
31	Face towels.....	3 unit(s).
32	Bed linen, each kind.....	1 unit(s).
33	Woolen cloth.....	3¼ yards.
34	Cotton, linen, hemp cloth.....	6½ yards.
35	Rayon cloth.....	4½ yards.
36	Wool thread.....	1 yard.
37	Leather goods.....	2 items.
38	Cosmetics, powders, creams, mouth washes.....	10¼ ounces.
39	Toilet water.....	1 pound 1¼ ounces.
40	Perfumes.....	7 ounces.
41	Rouge, including container.....	2 items.
42	Toilet soap, laundry soap and lye.....	4 pounds 6 ounces.
43	Razor blades.....	25 items.
44	Lighters, razor, eye-glasses, each kind.....	1 item.
45	Brushes, toothbrushes, combs, each kind.....	2 items.
46	Children's toys, each kind.....	2 items.
47	Articles of stationery, fountain pens, and automatic pencils, each kind.....	1 set.
48	Cigarettes or other tobacco products.....	1 pound 1¼ ounces.

(R. S. 161, 396, 398; sec. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL]

ROSS RIZLEY,
Solicitor

[F. R. Doc. 53-3723; Filed, Apr. 27, 1953; 8:52 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 3—RADIO BROADCAST SERVICES

PART 4—EXPERIMENTAL AND AUXILIARY BROADCAST SERVICES

PART 17—CONSTRUCTION, MARKING AND LIGHTING OF ANTENNA STRUCTURES

MISCELLANEOUS AMENDMENTS

In the matter of amendment of Standards of Good Engineering Practice Concerning Standard Broadcast Stations, Part 3 (Radio Broadcast Services) Part 4 (Experimental and Auxiliary Broadcast Services) and Part 17 (Construction, Marking, and Lighting of Antenna Structures) of the Commission's rules and regulations to effect certain editorial changes therein.

The Commission desires to make certain editorial changes in the above portions of its rules and regulations to render them current and to eliminate inconsistencies. Following is a summary of the changes and the reasons therefor:

1. Section 3.614 (b) (4) refers to the effective radiated power in any direction above the horizon. Since the horizon may be above or below the center of radiation of the antenna, the word "horizon" is being changed to "horizontal plane."

2. Section 3.606, as set forth in Amendment 3-32, contains a typographical error in the channels assigned to Fort Wayne, Indiana: the correct channels are 27+ 33- 69.

3. Figure 2 of the AM Standards indicates "Ground Wave Field Intensity vs. Distance" for a frequency of 1000 kc without allowance for loss due to curvature of the earth. Since such allowance must be made when the curve is used, and since the curves in Appendix I—Graph 12 take into account the loss due to curvature of the earth, Figure 2 is deleted as no longer necessary.

4. Except for scale, Figure 4 of the AM Standards is the same as Appendix I—Graph 12: It is therefore deleted.

5. The designation of "Canadian Conductivity Map"—"Figure 3A" is changed to "Figure 4."

6. With the deletion of Figures 2 and 4, references to these figures in sections 1 and 2 of the AM Standards are changed to references Appendix I—Graph 12.

7. When section 12 of the Standards was amended to delete "General operation," sections 2 and 9 were not so amended: The latter sections are now revised to conform with section 12.

8. Since the cost of the maps referred to in sections 2 and 3 is subject to change, mention of such cost is deleted from these sections.

9. Section 3 of the AM Standards contains an incorrect reference to Part 1 of the rules and FCC Form 301, the correct references are accordingly supplied.

10. Section 4.581 of the rules as amended contains a typographical error which is now corrected.

11. Section 17.44 of the rules should more appropriately be two sections, and is so changed.

In view of the fact that the amendments adopted herein are editorial in nature, prior publication of notice of proposed rule making under the provisions of section 4 of the Administrative Procedure Act is unnecessary, and the amendments may become effective immediately and

The amendments adopted herein are issued pursuant to authority contained in sections 4 (i) 5 (d) (1) and 303 (r) of the Communications Act of 1934, as amended, and paragraph F-6 of the Commission's Order Defining the Functions and Establishing the Organizational Structure of the Office of the Secretary, dated February 14, 1952, as amended;

It is ordered, This 20th day of April 1953, that, effective immediately, the Commission's rules and regulations are revised as set forth below.

Released: April 21, 1953.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL]

T. J. SLOWIE,
Secretary.

I. Change Part 3 (Radio Broadcast Services) as follows:

A. Section 3.606 (b) is amended by changing the assignments to Fort Wayne, Indiana, to specify "27+, 33-, 69"

B. Section 3.614 is amended by deleting subparagraph (b) (4) and substituting the following:

(4) The maximum effective radiated power in any direction above the horizontal plane shall be as low as the state of the art permits and may not exceed the effective radiated power in the horizontal direction in the same vertical plane.

II. Standards of Good Engineering Practice Concerning Standard Broadcast Stations is amended as follows:

A. The fourth paragraph after table III in section 1 of these Standards is amended to read as follows:

The distance to any specified ground-wave field intensity contour for any frequency may be determined from the appropriate curves in Appendix I entitled "Ground Wave Field Intensity vs. Distance."

B. Delete in section 2A of these Standards, the paragraph which begins, "However, regardless of which of the methods is employed, * * *" and substitute the following:

However, regardless of which of these methods is employed, the proper curve to be drawn through the points plotted shall be determined by comparison with the curves in Appendix I as follows: Place the sheet on which the actual points have been plotted over the appropriate Graph in Appendix I, hold to the light if necessary and adjust until the

curve most closely matching the points is found. This curve should then be drawn on the sheet on which the points were plotted, together with the inverse distance curve corresponding to that curve. The field at 1 mile for the radial concerned shall be the ordinate on the inverse distance curve at 1 mile.

C. Delete the words, "General Operation," appearing in footnote 20 to section 2B (1) i of these Standards.

D. Delete the words, "for the sum of 40 cents and \$1 respectively," from section 2B (2) c of these Standards.

E. In section 3 of these Standards, change § 1.72," to "\$ 1.361."

F. Delete the words, "for the sum of 40 cents and \$1, respectively," from section 3 (3) c of these Standards.

G. Delete the words, "section 29 (d) of," from section 3 (3) d of these Standards.

H. Delete the words, "General Operation" from subparagraph (3) of the third paragraph of section 9 of these Standards.

I. Delete Figures 2 and 4 of these Standards.

J. Change the designation "Figure 3A" to "Figure 4."

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154)

III. Change Part 4 (Experimental and Auxiliary Broadcast Services) as follows:

Delete paragraph (b) of § 4.581 and substitute the following:

(b) Where an antenna structure(s) is required to be illuminated see § 17.38 of this chapter.

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154)

IV. Part 17 (Construction, Marking and Lighting of Antenna Structure) is amended as follows:

A. Section 17.40 is amended by the deletion of the last sentence.

B. A new § 17.44 is added as follows:

§ 17.44 *Maintenance of lighting equipment.* Replacing or repairing of lights, automatic indicators or automatic alarm systems shall be accomplished as soon as practicable.

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154. Interpret or apply sec. 303, 48 Stat. 1032, as amended; 47 U. S. C. 303)

[F. R. Doc. 53-3692; Filed, Apr. 27, 1953; 8:46 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

17 CFR Parts 725, 726 1

BURLEY, FLUE-CURED, FIRE-CURED, DARK AIR-CURED, AND VIRGINIA SUN-CURED TOBACCO

NOTICE OF FORMULATION OF REGULATIONS RELATING TO MARKETING OF TOBACCO, COLLECTION OF MARKETING PENALTIES, AND RECORDS AND REPORTS, 1953-54 MARKETING YEAR

Pursuant to the authority contained in the applicable provisions of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1301, 1311-1315, 1372-1375) the Secretary of Agriculture is preparing to formulate marketing quota regulations covering the issuance of marketing cards, the identification of tobacco, the collection and refund of penalties, and the records and reports incident thereto on the marketing of Burley, flue-cured, fire-cured, dark air-cured, and Virginia sun-cured tobacco for the 1953-54 marketing year.

The Secretary is considering the issuance of regulations for the 1953-54 marketing year substantially the same as those issued for the 1952-53 marketing year (17 F. R. 4779; Burley and Flue-cured; 17 F. R. 4786, Fire-cured, Dark Air-cured, and Virginia sun-cured) except for additional provisions discussed below.

1. A provision which would prohibit the issuance of a within quota marketing card for a farm on which there is penalty due for 1952 or any prior year for a failure to satisfactorily account for the disposition of any tobacco or for the false or improper identification of any tobacco, except that if the county committee with the approval of the State committee determines that one or more producers on the farm did not cause,

aid, or acquiesce in the violation for which the penalty became due, such producers would be issued a within quota marketing card for identifying their proportionate share of the crop.

The effect of this provision would be to make ineligible for 1953-54 price support loans any tobacco marketed from a farm on which there is penalty due for 1952 or any prior year for a failure to satisfactorily account for the disposition of any tobacco or for the false or improper identification of any tobacco, except for producers on the farm which the county and State committees determine did not cause, aid, or acquiesce in the violation for which the penalty became due. The proportionate share of the crop marketed by these producers would be eligible for price support loans.

This change would be made by amending paragraph (b) of § 725.436 (Burley and Flue-cured) and paragraph (b) of § 726.436 (Fire, Air and sun) entitled *Issuance of marketing cards* to read as follows:

(b) *Excess marketing card (MQ-77—Tobacco)* An excess marketing card showing the extent to which marketings of tobacco from a farm are subject to penalty shall be issued unless a within quota card is required to be issued for the farm under paragraph (a) of this section, except that (1) if the farm operator fails to disclose, or otherwise furnish, or prevents the county committee from obtaining, any information necessary to the issuance of the correct marketing card, an excess marketing card shall be issued showing that all tobacco from the farm is subject to the rate of penalty set forth in § 725.445 (§ 726.445 in the case of fire, air and sun) or (2) if for any farm there is penalty due for 1952 or any prior year because of a failure to satisfactorily account for the disposition of any tobacco or because of the false or improper identification of tobacco, a "zero percent" excess marketing card shall be issued for

such farm, except that, if the county committee with the approval of the State committee determines that one or more producers on the farm did not cause, aid or acquiesce in the violation for which the penalty became due, such producer(s) shall be entitled to a within quota marketing card for marketing their proportionate share of the tobacco available for marketing.

2. A provision which would change the rule of fractions by reducing the amount of tolerance in determining the harvested acreage for a farm with respect to Burley, Fire-cured, Dark Air-cured, and Virginia Sun-cured tobacco.

This change would be made by adding a paragraph in § 725.433 (Burley and Flue-cured) applicable to Burley tobacco only, and by amending paragraph (a) of § 726.433 (Fire-cured, Dark Air-cured, and Sun-cured) to read as follows:

The acreage of tobacco harvested on a farm in 1953 shall be expressed in tenths, rounding upward all fractions of six hundredths of an acre or more and dropping all fractions of five hundredths of an acre or less. For example 1.16 acres would be 1.2 acres and 1.15 acres would be 1.1 acres.

Prior to the final adoption and issuance of such regulations, consideration will be given to any data, views, or recommendations pertaining thereto which are submitted in writing to the Director, Tobacco Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. All submissions must be postmarked not later than fifteen days from the date or publication of this notice in the FEDERAL REGISTER in order to be considered.

Issued at Washington, D. C., this 23d day of April 1953.

[SEAL] HOWARD H. GORDON,
Administrator.

[F. R. Doc. 53-3723; Filed, Apr. 27, 1953; 8:53 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Bureau of Customs

[481.21]

WHITE SPRUCE LUMBER
TARIFF CLASSIFICATION

APRIL 22, 1953.

The Bureau, by its Circular Letter No. 2841, dated April 22, 1953, held that white spruce lumber obtained from trees grown in the Canadian province of Ontario is subject to the import tax provided for in section 3424 (a) Internal Revenue Code, as amended.

As this ruling will result in the assessment of duty at a rate higher than that heretofore assessed under an established and uniform practice, it will be applied to such or similar merchandise entered or withdrawn from warehouse for consumption after 90 days from the date of publication of an abstract of this decision in a forthcoming issue of the weekly Treasury Decisions.

[SEAL] D. B. STRUBINGER,
Acting Commissioner of Customs.

[F. R. Doc. 53-3725; Filed, Apr. 27, 1953;
8:53 a. m.]

DEPARTMENT OF DEFENSE

Department of the Army

STATEMENT OF ORGANIZATION AND
FUNCTIONSAGENCIES DEALING WITH THE PUBLIC;
NATIONAL GUARD BUREAU

Paragraph (c) of section 2, Statement of Organization and Functions, published in 15 F. R. 541, February 1, 1950, is revised to read as follows:

Sec. 2. Organization and functions of agencies dealing with the public. * * *

(c) *National Guard Bureau*—(1) *Mission*. To participate in formulation of and the administration of a program for the development and maintenance of the National Guard and the Air National Guard in the several States, Territories, and the District of Columbia, trained and equipped, capable of immediate expansion to war strength, and available for service in time of war or national emergency.

(2) *Historical*. (i) Older than our Nation, the National Guard has the longest continuous history of any military organization in the United States. Its origin traces back to the 17th century. The Old North Regiment (182d Infantry of Massachusetts) was organized in 1636, and the 176th Infantry of Virginia in 1652. A militia organization formed in 1510 with Ponce de Leon as commanding officer fought in the Indian Wars and is the antecedent to the 295th Infantry now stationed in Puerto Rico.

(ii) The Constitution and Bill of Rights made specific provision for the continuation of a militia as a military force. Following the establishment of the Federal Government in 1792, the militia re-

mained under complete States' control until congressional enactment of the Dick Bill in 1903 whereby the Federal Government was made responsible for their training, equipment, and pay. The administrative burden thereby placed upon the then War Department led to the creation of a bureau-type agency to administer militia affairs. With the support thus provided, the militia developed into sufficiently well organized and uniformly trained units to permit, under the National Defense Act of 1916, as amended, the necessary alignment with the Regular Army and Federal recognition of individual State militia as a composite National Guard. Also, during 1916, the antecedent unit of the present-day Air National Guard was formed, with separate status as a component later effected by the National Security Act of 1947.

(3) *Status*. The National Guard Bureau is a Bureau of the Department of the Army, and is an agency of the Department of the Air Force, operating in close relationship with the several States, Army Field Forces, continental armies, Continental Air Command and its numbered air forces on affairs of the Army and Air National Guard while not in the Federal service. The National Guard bureau shall, in addition to the assigned functions and duties performed by it for the Department of the Army, be charged with similar functions and duties for the Department of the Air Force. It conducts its activities from a central office, located at the seat of Government, and is staffed by Civil Service employees and military personnel of the United States Army and the United States Air Force.

(4) *Legal basis*. Statutory authorization for the National Guard Bureau is contained in the National Defense Act, as amended; the National Security Act of 1947 (Pub. Law 253, 80th Cong.) as amended; and the Armed Forces Reserve Act of 1952 (Pub. Law 476, 82d Cong.)

(5) *Definitions*. (i) Throughout this paragraph, the term "of the several States" is defined to include the several States, Territories, Puerto Rico, and the District of Columbia.

(ii) The term "guardsmen" is used in this paragraph whenever reference is made to military personnel of the National Guard and the Air National Guard, without deviation.

(iii) Unless indicated otherwise, the terms "National Guard" and "Air National Guard" are used to denote the Army or Air National Guard of the several States, Territories, Puerto Rico, and the District of Columbia not in the Federal service.

(6) *Major functions*—(i) *Policy and program administration*. The National Guard Bureau administers and promulgates Department of the Army and Department of the Air Force policies, directives, regulations, and agreements pertaining to the National Guard and the Air National Guard not in the Federal service, and to all militia and other

troops authorized by the Congress to be raised by and within the several States. It makes recommendations to the appropriate Department concerning the training of the National Guard and of the Air National Guard, implementing and promulgating approved training directives.

(ii) *Channel of communication*. The National Guard Bureau shall be the channel of communication between the Department of the Army, the Department of the Air Force, and the several States, Territories, Puerto Rico, and the District of Columbia on matters pertaining to the National Guard, both Army and Air, the National Guard of the United States and the Air National Guard of the United States.

(iii) *Budget*. In accordance with programming data furnished by the appropriate Department, and pursuant to departmental regulations and directives pertaining thereto, prepares and defends estimates of Federal funds for expenses necessary for manning, equipping, maintaining, housing, operating, and training the National Guard and the Air National Guard, excepting those expenses included within other estimates; administers the approved budgets as prescribed by the respective Departments, and maintains fiscal control of allocated funds.

(iv) *Changes in regulations*. Initiates and submits to the appropriate Department proposals for changes in existing laws, policies, plans, regulations, and programmed items affecting the organization, training supply, and the construction and maintenance of facilities of the National Guard and the Air National Guard.

(v) *Official issuances*. Prepares and distributes regulations, circulars, and other administrative instructions promulgating and implementing policies of the appropriate Department affecting activities of the National Guard and the Air National Guard not in the Federal service.

(vi) *Federal property*. In accordance with policies and regulations of the appropriate Department, performs administrative functions pertaining to the procurement, supply, maintenance, and accountability of Federal property provided for the National Guard and the Air National Guard.

(vii) *Federal recognition*. Pursuant to provisions of the National Defense Act, as amended, and standards formulated by the appropriate Department, extends and withdraws Federal recognition of officers, warrant officers, and units of the National Guard and the Air National Guard.

(viii) *State assistance and liaison*. (a) Assists the several States in preparation of plans affecting the organization, reorganization, conversion, redesignation, and change of location of National Guard and Air National Guard units for the purpose of conforming to policy and program requirements of the appropriate Department and to reestablish State controls after a period of Federal service.

(b) Maintains necessary relationships and liaison with the several States to secure effective administration of policies and programs of the appropriate Department.

(ix) *Records administration.* The National Guard Bureau is the office of record of Department of the Army and Department of the Air Force records of the National Guard and the Air National Guard not in the Federal service. It establishes maintenance, preservation, custody, and disposal procedures to insure the maintenance of necessary basic data concerning history and operations of the National Guard and the Air National Guard, and maintains such central records as may be required for the execution of the mission.

(7) *Organization*—(i) *General.* The National Guard Bureau is organized pursuant to joint agreement between the Department of the Army and the Department of the Air Force. It includes the Offices of the Chief, National Guard Bureau; Deputy Chief, National Guard Bureau; executive, policy and liaison, administrative, information, field personnel job analysis, and a legal adviser; and, an Army Division, and an Air Force Division.

(ii) *Chief, National Guard Bureau.*

(a) The Chief of the National Guard Bureau shall be appointed by the President, by and with the advice and consent of the Senate, by selection from lists of officers of the National Guard of the United States or Air National Guard of the United States recommended as suitable for such appointment by their respective Governors, and who have had 10 or more years' commissioned service in the active National Guard or Air National Guard or any combination thereof, and who have attained at least the grade of colonel. The Chief of the National Guard Bureau shall hold office for 4 years unless sooner removed for cause, and shall be eligible to succeed himself and when 64 years of age shall cease to hold such office. Upon accepting his office, the Chief of the National Guard Bureau shall be appointed as a Reserve officer of the appropriate Armed Force in the grade of major general, commissioned in the Army of the United States or United States Air Force, as appropriate, and shall be a member of the National Guard of the United States or Air National Guard of the United States as appropriate.

(b) He reports to the Secretary of the Army through the Chief of Staff and serves as staff adviser to the Chief of Staff, United States Army, and he reports to the Secretary of the Air Force through the Chief of Staff, and serves as a staff adviser to the Chief of Staff, United States Air Force; and he is responsible for administration in accordance with applicable legislation, regulations, policies, and agreements of the Department of the Army and the Department of the Air Force so far as they affect the National Guard and the Air National Guard not in the Federal service.

(iii) *Deputy Chief, National Guard Bureau.* (a) When the Chief of the National Guard Bureau is appointed from the National Guard of the United

States the Deputy Chief shall be an officer of the Air National Guard of the United States. Likewise when the Chief of the National Guard Bureau is appointed from the Air National Guard of the United States the Deputy Chief shall be an officer of the National Guard of the United States.

(b) The Deputy Chief, National Guard Bureau, when from the National Guard of the United States shall be an officer of the active National Guard of the United States who has had 10 or more years' commissioned service in the National Guard of the United States at least 5 of which have been in the line, and who shall have attained at least the grade of colonel. He shall be appointed to this position by the Secretary of the Army in the name of the President, with the concurrence of the Secretary of the Air Force, from a list of qualified officers, recommended by their respective Governors and submitted through the Chief, National Guard Bureau, for his recommendation. The Deputy Chief, National Guard Bureau, shall hold this assignment for a period of 4 years unless sooner removed for cause and shall be eligible to succeed himself. Upon acceptance of this assignment, the Deputy Chief, National Guard Bureau, shall be appointed a Reserve officer of the Army in the grade of major general, commissioned in the Army of the United States and shall be a member of the National Guard of the United States, and while so serving shall have the rank, pay, and allowances of his grade, as provided by law.

(c) Deputy Chief, National Guard Bureau, when from the Air National Guard of the United States shall be a rated pilot officer of the Air National Guard of the United States, who has had 10 or more years' commissioned service in the active Air National Guard, the Air arm of the active National Guard, at least 3 years of which have been in the active Air National Guard subsequent to 2 September 1945, and who shall have attained at least the grade of colonel. He shall be appointed to this position by the Secretary of the Air Force in the name of the President, with the concurrence of the Secretary of the Army, from a list of qualified officers recommended by their respective Governors, and submitted through the Chief, National Guard Bureau, for his recommendation. The Deputy Chief, National Guard Bureau, shall hold this position for 4 years unless sooner removed for cause and shall be eligible to succeed himself. Upon acceptance of this assignment, the Deputy Chief, National Guard Bureau, shall be appointed as a Reserve officer of the Air Force in the grade of major general, commissioned in the United States Air Force and shall be a member of the Air National Guard of the United States, and while so serving shall have the rank, pay, and allowances of his grade, as provided by law.

(d) The Deputy Chief of the National Guard Bureau is the principal adviser to the Chief of the National Guard Bureau. Under the general supervision of the Chief of the National Guard Bureau, he will be charged specifically with the coordination and supervision of those func-

tions of the National Guard Bureau which pertain to the National Guard or Air National Guard, as appropriate, and he will perform such other duties and functions as may be delegated to him by the Chief of the National Guard Bureau.

(iv) *Executive, Office of the Chief, National Guard Bureau*—(a) *Appointment.* The position of Executive, Office of the Chief, National Guard Bureau, will be filled by an officer of the United States Army or the United States Air Force of appropriate grade and length of service, and he will be detailed to the position by the appropriate Chief of Staff upon the concurrence of the Chief, National Guard Bureau.

(b) *Duties and functions.* The Executive, Office of the Chief, National Guard Bureau, assists the Chief, National Guard Bureau, in the performance of his duties and acts for the Chief, National Guard Bureau, in discharging the latter's assigned responsibility for the Bureau-wide adaptation and execution of Management Improvement Programs; compiles data to be used in the preparation and defense of budgetary estimates covering National Guard Bureau personnel and activities; and assists the staff of the Bureau in the establishment and maintenance of work measurement data adequate for control and justification of Bureau personnel needs.

(v) *Policy and Liaison Office.* Receives and studies program progress evaluations prepared by the Comptrollers of the Army and Air Force Divisions, respectively, and advises the Chief National Guard Bureau of necessary changes in program goals, plans, and regulations; advises the Chief, National Guard Bureau, of problem areas that arise concerning administration of Bureau policies and regulations in the field in order that appropriate action may be taken; prepares original staff studies, surveys, and special project plans of a joint or other special assignment nature that cannot be logically assigned to the Army and/or Air Force Divisions; develops plans for improved field organization and administration of field activities, including monitorship of all decentralization plans; prepares plans for and participates in operations audits and periodic staff inspection of field activities; makes a final policy review and review for format and style of all proposed National Guard Bureau regulations, circulars, and changes thereto, publications, and staff studies prepared by the Divisions and separate offices to insure conformance with established policies and plans, prior to Bureau level concurrence and request for approval to publish; monitors the coordination of Joint Army-Air plans, policies, regulations, and directives; provides for any necessary representation on Department of Defense, Joint Army-Air National Guard and other committees and boards as required for effective planning, to include program plans, and mobilization plans; monitors preparation of semi-monthly National Guard Bureau Bulletin, which contains information and instructions on routine matters and other such matters requiring the action of State military authorities; prepares and maintains an up-to-date policy book

available to all National Guard Bureau personnel for reference; coordinates field visits by Bureau personnel and Army and Air Force Division personnel and, where necessary, participates in such visits; and maintains liaison with those commands of the Army and the Air Force concerned with National Guard or Air National Guard matters, and the State adjutants general.

(vi) *Information Office.* Advises the Chief, National Guard Bureau, concerning public relations matters; maintains liaison with the Chief of Information, Department of the Army, and the Directorate of Public Relations, Department of the Air Force; provides information, through prescribed channels on National Guard and Air National Guard activities; assembles and edits the Annual Report of the Chief, National Guard Bureau; conducts research and analysis of historical records and reports of the National Guard Bureau, adjutants general of the several States, Department of the Army, and Department of the Air Force; administers contracts with private agencies to provide advertising and publicity services designed to stimulate recruitment of guardsmen and to promote public relations within the limitations of applicable laws; and secures and furnishes specialized services in the execution of training film projects.

(vii) *Legal Adviser.* Furnishes opinions and advice to Chief, National Guard Bureau, on legal matters and advises him as to the status of legislation affecting the National Guard and Air National Guard; processes, from a legal standpoint, all claims received from the several States and other sources arising out of National Guard and Air National Guard activities; recommends additional legislation and reviews proposed legislation relating to the National Guard and Air National Guard; advises the several States for the Chief, when requested, as to necessary revision of their respective military codes as affected by the changing provisions of Federal statutes, including obsolete and superseded statutes which should be repealed; and furnishes other legal services to military personnel of the National Guard Bureau; examines form and legal sufficiency of leases, contracts, performance bonds, and related documents pertaining to real property, construction, repair, maintenance, and operation of National Guard facilities; and prepares legal instruments for use in connection with construction, repair, maintenance, and operation of facilities and the acquisition, utilization, and disposal of real property for the National Guard and Air National Guard.

(viii) *Administrative Office.* Provides administrative services for the Bureau, and advises offices and branches of the Bureau on administrative matters; prepares estimates of funds for printing, binding, and contingent expenses; arranges for the publication of the National Guard Register; allocates office space for Bureau needs; provides office equipment, furniture, office supplies, and Department of the Army and Air Force publications as required by the National Guard Bureau; administers the internal security program and reports control

program; distributes and controls mail, action papers, and other communications; receives and dispatches electrically transmitted communications; dispatches out-going mail and communications, and provides messenger service; maintains files and executes Bureau responsibility for record management; is responsible for initiation and maintenance of National Guard Bureau publications concerning internal administrative matters (e. g., records, personnel) administers Army and Air Force policies governing printing and binding, blank forms and publication activities of the National Guard Bureau; publishes and distributes publications to the several States; and provides reproduction, drafting, illustrative, and forms design services for all elements of the National Guard Bureau; provides statistical compilation and machine tabulated reporting services; in connection with departmental personnel, responsible for the proper maintenance and disposition of all National Guard Bureau records; maintains liaison between the National Guard Bureau and the Department of the Army and Department of the Air Force personnel offices, and processes all personnel actions in accordance with governing regulations and authorizations as issued by the appropriate department; and provides such other administrative services as may be required.

(ix) *Field Personnel Job Analysis Office.* Plans and administers a classification, job analysis and wage evaluation program for all field civilian employees engaged in National Guard and Air National Guard activities, including application of Joint Army-Air Force Wage Board rates and the regulation of employment and rates of compensation of all caretakers, airport maintenance men, and clerks employed throughout the several States.

(x) *Chief of the Army Division—(a) Appointment.* The Chief of the Army Division, National Guard Bureau, shall be an officer of the National Guard of the United States who has had 10 or more years' commissioned service in the active National Guard, at least 5 of which have been in the line, and who shall have attained at least the grade of colonel. He shall be appointed to this position by the Secretary of the Army in the name of the President from a list of qualified officers, submitted through the Chief, National Guard Bureau, by the Governors of the several States and Territories and the Commanding General of the District of Columbia National Guard. The Chief of the Army Division shall hold this assignment not to exceed one term of 4 years. Upon acceptance of this assignment, the Chief of the Army Division shall be appointed a Reserve officer of the Army in the grade of brigadier general, commissioned in the Army of the United States, and shall be a member of the National Guard of the United States, and while so serving shall have the rank, pay and allowances of his grade, as provided by law.

(b) *Duties and functions.* The Chief of the Army Division, under the general supervision and control of the Chief, Na-

tional Guard Bureau, will perform those administrative and operational functions of the Chief, National Guard Bureau, pertaining to the National Guard and the National Guard of the United States. He will initiate and make recommendations to the Chief, National Guard Bureau, on proposals for changes in existing policies, regulations or laws affecting the organization, distribution, training, personnel, supply, equipment, and facilities maintenance of the National Guard. He will advise the Chief, National Guard Bureau, on all matters pertaining to the Army Division of the National Guard Bureau and National Guard, and is responsible for and supervises the activities of his division. He will supervise assignment and reassignment of officer and civilian personnel within the Army Division.

(c) *Succession.* In the event the office of the Chief of the Army Division becomes vacant or the incumbent, because of disability, is unable to discharge the powers and duties thereof, the senior National Guard of the United States officer on duty in the Bureau shall be detailed by the Chief, National Guard Bureau, to act as Chief of the Division.

(xi) *Executive Officer, Office of the Chief, Army Division—(a) Appointment.* The position of Executive Officer, Office of the Chief, Army Division, will be filled by an officer of the United States Army. He will be an officer of appropriate grade, length of service, and experience for the position and will be detailed to the position by the Chief, National Guard Bureau, upon the recommendation of the Chief, Army Division, National Guard Bureau.

(b) *Duties and functions.* Consistent with delegation of responsibility and authority by the Chief, Army Division, provides necessary executive and administrative services; coordinates administrative and technical activities of the various organizational elements within the Army Division; participates in the development, coordination, review and dissemination of plans, programs, and regulations incident to organization, training, personnel, supply, equipment, and facility maintenance activities of the National Guard; and interprets National Guard regulations and Army Division policies for interested agencies.

(xii) *Army Surgeon—(a) Dual status.* In addition to his duties and functions under the direct supervision of the Chief, Army Division, the Army Surgeon acts as adviser to the Chief, National Guard Bureau, on all Army medical matters affecting the National Guard Bureau and/or the National Guard.

(b) *Duties and functions.* Coordinates with all branches of the Army Division on medical matters; reviews physical examinations of National Guard personnel and submits recommendations for final action to the office of The Surgeon General of the Army; makes final approval or disapproval of all civilian and Armed Forces hospital and medical attendance expenses on members of the National Guard; makes final approval or disapproval of all National Guard supplementary payrolls for periods extending beyond the normal tours of active

duty or inactive duty because of hospitalization; is approving authority for all requisitions for medical supplies and equipment submitted by organizations of the National Guard not in the Federal service; prepares budgetary estimates of costs of medical supplies and medical attendance for National Guard; makes final approval or disapproval of reports of investigation received in connection with the provisions of Public Law 108, 81st Congress, or the National Defense Act, relative to members of the National Guard; reviews all National Guard claims received in connection with the provisions of Public Law 108, and prepares estimates of the number of claims and the costs thereof to be anticipated under such law and maintains liaison with the Office of The Surgeon General of the Army.

(xiii) *Comptroller Army Division.* Prepares estimates for Federal funds to support the National Guard; assembles data to defend estimates; prepares funding programs, apportions funds and supervises their expenditure; maintains fiscal records pertaining to the funds appropriated and made available for the support of the National Guard; coordinates the review and analysis of the National Guard program; makes a staff review of all proposed National Guard regulations and advises the Chief of the Army Division concerning the effect of the proposed action; coordinates the development of the Army Division's recommendations to the Chief, National Guard Bureau, on proposals for changes in existing policies, regulations, and Army programmed items affecting the National Guard; and maintains statistical data and necessary records, and prepares statistical reports.

(xiv) *Personnel, Army Division.* Maintains military records of National Guard officers, warrant officers, and enlisted personnel to extent required. Pursuant to Department of Army policies, extends and withdraws Federal recognition of individuals of the National Guard. Makes recommendations for National Guard personnel policies and prepares directives to implement appropriate Department of the Army personnel policies, reviews Efficiency Board proceedings of the National Guard, and recommends appropriate action thereon. Reviews enlistment records for compliance with standards and qualifications for enlistment in the National Guard; determines job requirements for civilian field positions (caretakers, accounting clerks, technicians, and administrative assistants) financed by Federal funds appropriated for the support of the National Guard and the provisions of information to the Comptroller, Army Division, for allotment of funds necessary to cover such civilian field positions. Administers funds pertinent to the above; furnishes necessary data for the National Guard Register and maintains records for computing relative rank of officers of the National Guard of the United States; and performs loyalty reviews of Federal Bureau of Investigation and/or G2 files on National Guard personnel concerning whom a question as

to loyalty has arisen and recommends appropriate action in each case.

(xv) *Organization and training, Army Division.* Administers plans and policies pertaining to the allotment and organization of the National Guard units. Promulgates training directives for National Guard units, and pursuant to the Department of the Army policies, extends and withdraws Federal recognition of Army units. Supervises and reviews all organization and school functions of the National Guard in preparation for its peace and mobilization missions; initiates and recommends studies and plans concerned with organization and training activities of the National Guard. Coordinates assignment and reassignment of instructors for duty with the National Guard.

(xvi) *Logistics, Army Division.* In accordance with Department of the Army policies, formulates, coordinates, and administers plans for the supply, maintenance, and transportation of the National Guard; takes necessary action to insure proper implementation of approved plans and programs relative to the maintenance of equipment issued to the National Guard; stock control incident to the distribution of supplies and equipment available to the National Guard; logistical support (except facilities) of field training activities of the National Guard; staff direction and coordination of the supply and maintenance activities of the acting United States property and disbursing officers of the several States; and provides basic data to Army Division Comptroller for preparation of budget estimates pertaining to the logistical program of the National Guard.

(xvii) *Installation, Army Division.* Exercises staff supervision of design, construction, procurement, and maintenance of real estate activities pertaining to the National Guard; maintains liaison with other agencies of the Department of the Army and the States for the coordination of matters pertaining to facilities, including field training sites; provides Federal aid to the States for the construction, lease, and repair of authorized local National Guard facilities; maintains current data on National Guard camps, target ranges, armories, storehouses, and shops; develops long range programs for the construction, alteration, maintenance, and repair to real property and appurtenance for all; and provides basic data to the Army Division Comptroller for preparation of budget estimates pertaining to the facilities and installations programs of the National Guard.

(xviii) *Chief of the Air Force Division—(a) Appointment.* The Chief, Air Force Division, National Guard Bureau, shall be a rated pilot officer of the Air National Guard of the United States, who has had five or more years' commissioned service in the active Air National Guard, the Air arm of the active National Guard, at least 3 years of which have been in the active Air National Guard subsequent to September 2, 1945, and who shall have attained at least the grade of colonel. He shall be appointed to this position by the Secretary of the Air Force in the name of the

President from a list of qualified officers, submitted through the Chief, National Guard Bureau, by the Governors of the several States, Territories, and the Commanding General of the District of Columbia National Guard. The Chief of the Air Force Division shall hold this assignment not to exceed one term of 4 years. Upon acceptance of this assignment, the Chief of the Air Force Division shall be appointed a Reserve officer of the Air Force in the grade of brigadier general, commissioned in the United States Air Force, and shall be a member of the Air National Guard of the United States, and while so serving shall have the rank, pay, and allowances of his grade, as provided by law.

(b) *Duties and functions.* The Chief of the Air Force Division, under the general supervision of the Chief, National Guard Bureau, will perform those administrative and operational functions of the Chief, National Guard Bureau, pertaining to the Air National Guard and the Air National Guard of the United States. He will initiate and make recommendations to the Chief, National Guard Bureau, on proposals for changes in existing policies, regulations or laws, affecting the organization, distribution, personnel management, training, supply, equipment, and facilities maintenance of the Air National Guard. He will advise the Chief, National Guard Bureau, on all matters pertaining to the Air Force Division of the National Guard Bureau and the Air National Guard, and is responsible for and supervises the activities of the Division. He will supervise the assignment and reassignment of officer and civilian personnel within the Air Force Division.

(c) *Succession.* In event the office of the Chief of the Air Force Division becomes vacant or the incumbent, because of disability, is unable to discharge the powers and duties thereof, the Senior Air National Guard of the United States officer rated as pilot, on duty in the National Guard Bureau shall be detailed by the Chief, National Guard Bureau, to act as Chief of the Division.

(xix) *Executive Officer Office of the Chief, Air Force Division—(a) Appointment.* The position of Executive Officer, Office of the Chief, Air Force Division, will be filled by an officer of the United States Air Force. He will be an officer of appropriate grade, length of service and experience for the position and will be detailed to the position by the Chief, National Guard Bureau, upon recommendation of the Chief, Air Force Division, National Guard Bureau.

(b) *Duties and functions.* Consistent with delegation of responsibility and authority by the Chief, Air Force Division, provides necessary executive and administrative services; coordinates technical activities of the various organizational elements within the Air Force Division; participates in the development, coordination, review and dissemination of plans, programs, and regulations incident to organization, training, personnel, supply, equipment, and facility maintenance activities of the Air National Guard; interprets Air National Guard regulations and Air Force Division policies for interested

agencies; coordinates over-all administrative and personnel matters pertaining to the Air Force Division; distributes and controls mail and action papers referred to the Air Force Division; reviews outgoing communications for conformity with Air Force and National Guard Bureau policies and regulations; coordinates all matters pertaining to administration of military and civilian personnel assigned to the Air Force Division, and makes recommendations on their procurement, assignment, transfer, and relief from duty.

(xx) *Air Surgeon—(a) Dual status.* In addition to his duties and functions under the direct supervision of the Chief, Air Force Division, the Air Surgeon acts as adviser to the Chief, National Guard Bureau, on all Air Force medical matters affecting the National Guard Bureau and/or the Air National Guard.

(b) *Duties and functions.* Coordinates with all branches of the Air Force Division on all medical matters; reviews all reports of medical examinations for Air National Guard personnel, both flying and nonflying, for appointment, promotion, and return to flying status. Makes final approval on all burial and medical attendance bills (including those of civilian doctors and dentists, and hospitals of the Armed Forces, other Governmental agencies, and civilian institutions) makes final approval or disapproval of all Air National Guard supplemental payrolls extending beyond the normal tours of active duty or inactive duty because of hospitalization; is approving authority for all requisitions submitted by Air National Guard units for medical supplies and equipment not otherwise authorized by MEAL, UP-REAL, or other equipment authorizing document; prepares annual budgetary estimates for burial expenses, medical supplies and equipment, and medical attendance for Air National Guard; is approving authority for all reports of line of duty investigation pertaining to Air National Guard personnel; is final approving authority for all such reports not involving death or permanent disability; maintains liaison with the Surgeon General, United States Air Force; initiates the official report of death to Headquarters, United States Air Force, on all Air National Guard personnel who die while engaged in training.

(xxi) *Comptroller Air Force Division.* Responsible for performance of management analysis, budget, accounting, finance, and statistical services functions; exercises technical supervision over Comptroller activities in subordinate organizations; provides a centralized and selective portrayal of accomplishments as a means of furthering coordinated action by all concerned in achieving the objectives of the Air National Guard; provides Chief of the Air Force Division, and his staff, with analytical and advisory staff services which will assist in the effective and efficient utilization of resources; performs budget development and justification, and the distribution of appropriated funds; performs centralized accounting of fiscal operating accounts; maintains accounting records for Air National Guard funds as prescribed; insures proper certification of all obliga-

tions regarding availability of funds under the financial plan, and determines the propriety of the obligations within the language of the appropriations act and that basic laws and/or directives are complied with; exercises advisory assistance in financial matters with Air National Guard activities at all levels of command; reviews reports of survey and reports of boards of officers in connection with property or disbursing matters within the Air National Guard, and makes recommendations as appropriate; makes recommendations regarding requests for waiver of property accountability; performs following functions: control, collection, verification, recording, interpretations, and presentation of statistical and related data, and performs such other duties, consistent with Comptroller's functions, as may be directed by Chief, Air Force Division.

(xxii) *Personnel, Air Force Division.* Maintains military records of Air National Guard officers, warrant officers, and airmen not in the Federal service to extent required, pursuant to Department of the Air Force policies, extends and withdraws Federal recognition of individuals of the Air National Guard; makes recommendations for Air National Guard personnel policies and prepares directives to implement appropriate Department of the Air Force personnel policies, reviews Efficiency Board proceedings of the Air National Guard, and recommends appropriate action thereon; prescribes incumbency requirements for civilian field positions (air technicians, caretakers, administrative assistants, etc.) financed by Federal funds appropriated for the support of the Air National Guard and provides information to the Comptroller, Air Division, for the allotment of funds necessary to cover such civilian field positions; supervises the operation of the field civilian employee program; administers funds pertinent to the above; furnishes necessary data for the Air National Guard Register; coordinates in the assignment and reassignment of instructors for duty with the Air National Guard; and performs loyalty reviews of Federal Bureau of Investigation and/or G2 files on Air National Guard personnel concerning whom a question as to loyalty has arisen.

(xxiii) *Operations and Training, Air Force Division.* Administers plans and policies pertaining to the allotment of organization of the Air National Guard units. Promulgates training directives for Air National Guard units and pursuant to the Department of the Air Force policies, extends and withdraws Federal recognition of Air units. Supervises and reviews all organization and school functions of the Air National Guard in preparation for its peace and mobilization missions; initiates and recommends studies and plans concerned with organization and training activities of the Air National Guard. Coordinates the assignment and reassignment of instructors for duty with the Air National Guard.

(xxiv) *Materiel, Air Force Division.* In accordance with the Department of the Air Force policies, formulates, coordinates, and administers plans for the supply maintenance, electronics, and transportation of the Air National

Guard; takes necessary action to insure proper implementation of approved plans and programs relative to the maintenance of equipment issued to the Air National Guard, the distribution of supplies and equipment available to the Air National Guard, staff supervision and coordination of the supply and maintenance activities of the Acting United States Property and disbursing officers of the several States as they affect the Air National Guard; prepares data for preparation of budget estimates for the logistical support of the Air National Guard.

(xxv) *Installations, Air Force Division.* Exercises staff supervision of design, construction, procurement, and maintenance of real estate activities pertaining to the Air National Guard; maintains liaison consonant with projects involved with State adjutants general and concerned United States Government agencies for the coordination of matters pertaining to Air National Guard facilities and installations; provides Federal aid to the States for the construction, lease, and repair of authorized local Air National Guard facilities; maintains current data on Air National Guard installations, camps, target ranges, armories, storehouses, and shops; conducts field reviews of Air National Guard installations, and develops standard plans and specifications for Air National Guard facilities; develops long range programs for the construction, alteration, maintenance, and repair of real property and appurtenance thereto.

[SEAL] WM. E. BERGIN,
Major General, U. S. Army,
The Adjutant General.

[F. R. Doc. 53-3694; Filed, Apr. 27, 1953;
8:47 a. m.]

POST OFFICE DEPARTMENT

ASSISTANT POSTMASTER GENERAL OF THE
BUREAU OF FACILITIES

DELEGATION OF AUTHORITY WITH RESPECT
TO LEASES

The following is the text of Order No. 55096, of the Postmaster General, dated April 2, 1953, delegating authority to the Assistant Postmaster General, Bureau of Facilities, Post Office Department, to take final action with respect to leases:

Pursuant to the authority vested in me by section 1 (b) of Reorganization Plan No. 3 of 1949 (63 Stat. 1066) authority is hereby delegated to the Assistant Postmaster General in charge of the Bureau of Facilities to accept lease proposals and sign leases for real property in his own name, regardless of the amount of rental involved, and, in his own name, to revise, cancel, and terminate leases for real property heretofore or hereafter made.

Order No. 55008 dated February 17, 1953 (18 F. R. 1187) is hereby rescinded. (R. S. 161, 396; secs. 304, 309, 42 Stat. 24, 25, sec. 1 (b), 63 Stat. 1066; 5 U. S. C. 22 1332-15, 369)

[SEAL] ROSS RIZLEY,
Solicitor

[F. R. Doc. 53-3722; Filed, Apr. 27, 1953;
8:52 a. m.]

DEPARTMENT OF COMMERCE

Office of International Trade

[Case No. 151]

JACK KOOPMAN CO., INC., ET AL.

ORDER REVOKING AND DENYING LICENSE PRIVILEGES

In the matter of Jack Koopman Company, Inc., Berwin Trading Company, Inc., Jack Koopman, Irving N. Wolfson, 15 Park Row, New York 38, New York; Jack Koopman and Irving N. Wolfson, trading as Compania Norte Americana, 15 Park Row, New York 38, New York, and also trading as Royal Industrial Company, 150 Broadway, Room 914, New York, New York, respondents; Case No. 151.

Jack Koopman Company, Inc., Berwin Trading Company, Inc., Jack Koopman, Irving N. Wolfson, individually and as co-partners trading under the firm names and styles of Compania Norte Americana and Royal Industrial Company, having been charged by the Director, Investigation Staff, with a series of violations of the Export Control Act of 1949, as amended, and the regulations promulgated thereunder, duly appeared herein and were represented by counsel. The charges were contained in a first letter, dated March 31, 1952, and in a supplemental letter, dated October 7, 1952. In the first letter, a portion of the charges was related to acts of violation charged against another respondent and, upon the latter's motion, this portion was severed from the other charges, and a hearing was duly held thereon before the Compliance Commissioner. Following the conclusion of that hearing, the respondents herein, by their attorney, waived their rights to further hearing on the remaining charges and elected, pursuant to Export Regulations, § 382.10 (15 CFR Part 382) to submit to the Compliance Commissioner a proposal for the issuance of a consent order revoking and denying their license privileges for the duration of export controls.

Export privileges of all the respondents have been suspended during the entire time that the charges have been pending, pursuant to the provisions of 15 CFR § 382.11 (a) 15 F. R. 2733.

The Compliance Commissioner has reviewed the facts of the case, has approved the proposal in principle, and has reported the facts with his recommendations to the undersigned as Assistant Director for Export Supply.

Now, upon considering the evidence in this case and the report of the Compliance Commissioner, I hereby make the following findings of fact:

1. On February 23, 1950, the Office of International Trade issued an order suspending Jack Koopman, Irving Wolfson, Compania Norte Americana, Berwin Trading Company, Inc., Jack Koopman Company, Inc., and all persons, firms, corporations, and business associations then or thereafter related to them in the conduct of export trade from validated export license privileges for a period of three months from that day and also revoking all export licenses in their names or held by them.

2. The order was published in the FEDERAL REGISTER of March 1, 1950 (15 F. R. 1121).

3. Since June 1, 1949, and at the time of the making and issuance of said order, Koopman and Wolfson controlled and operated a firm known as Royal Industrial Company and any export licenses issued to it or held by it were in fact issued to and held by Koopman and Wolfson.

4. Such a license was a license issued February 21, 1950, authorizing the exportation by Royal Industrial Company of 35,000 pounds of aluminum to Manila, Philippine Islands, and, by the terms of the order of February 23, 1950, said license was revoked and should have been surrendered to the Office of International Trade.

5. Koopman and Wolfson did not surrender said license but proceeded to export under purported authority thereof about 6,000 pounds of aluminum sheets in violation of the said order of suspension.

6. They engaged a freight forwarder for that purpose and thereafter, on March 7, 1950, they caused the license which had been issued to Royal to be filed with the United States Collector of Customs at San Francisco, California, and charged against said license the said 6,000 pounds of aluminum sheets, which were loaded on the SS Pacific Bear and thereupon exported from the United States.

7. During the years 1949 and 1950, although trading under the firm name and style of Royal Industrial Company, respondents Wolfson and Koopman failed to disclose to the Office of International Trade that license applications submitted by them in the name of Royal were in fact submitted by them, and further, during investigations by the Office of International Trade, both prior to and following the issuance of the suspension order of February 23, 1950, although specifically asked whether they transacted business under any name other than the names set forth in the said suspension order, they wilfully concealed from the Office of International Trade the fact that they were during that time engaged in export trade under the name of Royal Industrial Company.

8. That during said period they exported from the United States goods which had been licensed for such exportation in licenses issued to Royal Industrial Company.

9. That for the purpose of obtaining such export licenses in the name of Royal Industrial Company they signed or caused to be signed on the applications submitted for that purpose the name of an individual therein described as "Export Manager," although said individual was not the export manager and did not, himself, sign any such application.

10. That they failed and omitted to keep documents and records evidencing contracts upon which applications submitted by them for the purpose of obtaining export licenses were based.

11. During the years 1950 and 1951, the respondents, both individually and through the medium of the corporations and firms named, entered into an ar-

rangement with correspondents in Manila, Philippine Islands, whereby said correspondents submitted to them orders of no binding effect to be used for the purpose of supporting pending applications for export licenses or applications to be submitted.

12. In these applications, they made false statements as to the ultimate consignees and purchasers, their relationship to the persons named as consignees or purchasers, the end-use of the goods proposed to be exported and that they held accepted orders for such goods.

13. Licenses obtained in this manner were thereupon used by the respondents and their correspondents in Manila for the purpose of promoting sales of the goods so licensed for export.

14. In several instances, licenses which had been so obtained, were used by the respondents for the purpose of exporting aluminum sheets to purchasers subsequently procured and, by the use of fictitious or "dummy" notifications, such exportations were actually effectuated without applying to the Office of International Trade for permission or authority to change the consignees or purchasers named in the export license used for that purpose.

15. In another instance, for the purpose of supporting a pending application for export license, for which the respondents did not possess either an accepted order or an ultimate consignee's statement, they sent their correspondent in Manila a suggested order and consignee's statement which they requested said correspondent to prepare, execute, and predate on its own stationery. This was done and the respondents thereafter submitted such false documents to the Office of International Trade.

16. Another device used by the respondents for the purpose of obtaining export licenses was to obtain from their correspondents in Manila stationery and order forms signed in blank, with the intention and purpose to complete them later as ultimate consignee statements and accepted orders to be submitted in support of license applications.

17. In support of at least two applications for export licenses to ship aluminum sheets, respondents utilized such stationery and order forms, signed in blank, by setting forth therein false statements as to purchasers, consignees, and goods ordered, and submitted such false documents to the Office of International Trade.

From the foregoing, I have concluded that the respondents did knowingly violate the order of February 23, 1950, suspending their license privileges, contrary to the provisions thereof and 15 CFR § 381.1 (a) that they knowingly made and caused to be made false representations to and concealed material facts from the Office of International Trade and the Collector of Customs in violation of 15 CFR § 381.1 (b) (1) and (2) and 15 CFR § 379.2 (a) (6) that they knowingly failed to keep documents and records in violation of 15 CFR § 373.1 (b) (4) that they knowingly effected changes in parties named in validated export licenses and used export control documents in violation of 15 CFR § 381.3

(a) and (b) (2) and that they knowingly made and caused to be made false representations and certifications for the purpose of including the Office of International Trade to issue validated export licenses which were thereafter used by them to effectuate exportations from the United States in violation of 15 CFR § 381.1 (b) (1) and (2)

The Compliance Commissioner, in his report, has stated that he is convinced that these respondents have conducted themselves and their activities in the export business in such a reprehensible manner that they should be barred completely from the export trade so long as export controls are in effect. He has noted that, although once before denied export privileges for fabricating and submitting spurious evidence of export orders, the respondents thereafter indulged in a form of similar conduct by preparing false orders and ultimate consignee statements to support their license applications, in addition to violating in other respects.

For these reasons, considered by me to be proper, I have concluded that the terms of the proposed order are reasonable, necessary and proper to achieve effective enforcement of the law and they are, accordingly, adopted. *It is, now, therefore ordered.*

I. Jack Koopman Company Inc., Berwin Trading Company Inc., Jack Koopman, Irving N. Wolfson, individually and as co-partners, trading under the firm names and styles of Compania Norte Americana and Royal Industrial Company are hereby denied and declared ineligible to exercise the privileges of exporting, receiving, or otherwise participating directly or indirectly in any exportation of any commodity from the United States to any foreign destination, including Canada. Without limitation of the generality of the foregoing, participation in an exportation is deemed to include participation by the named respondents, or any of them, directly or indirectly, in any manner or capacity, (a) in the obtaining or using of export licenses, including general as well as validated export licenses, and any export control documents relating thereto; (b) as a party or as a representative of a party to any export license application; (c) in the financing, forwarding, transporting or other servicing of exports from the United States; and (d) in the receiving in any foreign country of any exportation from the United States.

II. All outstanding validated export licenses held by or issued in the name of any of the said respondents be and they hereby are revoked and shall be returned forthwith to the Office of International Trade for cancellation.

III. Such denial of export privileges shall extend not only to the named respondents, and each of them, but also to any person, firm, corporation or other business organization with which said respondents or any of them may be now or hereafter related by ownership, control, position of responsibility, or other connection in the conduct of trade involving exports from the United States.

IV This order is effective forthwith and shall continue in effect for the duration of export controls.

V No person, firm, corporation, or other business organization shall knowingly apply for or obtain any license, shipper's export declaration, bill of lading, or other export control document relating to any exportation from the United States under validated and general licenses, or otherwise, to or for the named respondents or any of them, or any person, firm, corporation, or other business organization covered by paragraph III above, without prior disclosure of such facts to, and specific authorization from, the Office of International Trade.

Dated: April 23, 1953.

JOHN C. BORTON,
Assistant Director
for Export Supply.

[F. R. Doc. 53-3719; Filed, Apr. 27, 1953;
8:51 a. m.]

DEPARTMENT OF LABOR

Wage and Hour Division

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938, as amended (52 Stat. 1068, as amended; 29 U. S. C. and Sup. 214) and Part 522 of the regulations issued thereunder (29 CFR Part 522) special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates applicable under section 6 of the act have been issued to the firms listed below. The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 522. The effective and expiration dates, occupations, wage rates, number or proportion of learners, and learning period for certificates issued under the general learner regulations (§§ 522.1 to 522.14) are as indicated below; conditions provided in certificates issued under special industry regulations are as established in these regulations.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear and Other Odd Outerwear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry Learner Regulations (29 CFR 522.160 to 522.166, as amended December 31, 1951, 16 F. R. 12043, and June 2, 1952; 17 F. R. 3818)

Ashland-Benton Corp., Ashland, Miss., effective 4-15-53 to 10-14-53; 154 learners for expansion purposes (cotton fabric shirts) (replacement certificate).

Bannon Mills, Inc., Seventh and Union Streets, Lebanon, Pa., effective 4-17-53 to 4-16-54; 10 percent of the productive factory force (infants' and children's wear).

Bobby Dress Co., 1716 Main Street, Dickson City, Pa., effective 4-15-53 to 4-14-54; 10 percent of the productive factory force (cotton dresses).

Cowden Manufacturing Co., 109 Mackville Hill, Springfield, Ky., effective 5-1-53 to 4-30-54; 10 percent of the productive factory force (denim dungarees).

Ecru Manufacturing Co., Ecru, Miss., effective 5-1-53 to 4-30-54; 10 percent of the productive factory force (cotton work shirts).

Elder Manufacturing Co., McLeansboro, Ill., effective 4-16-53 to 4-16-54; 10 percent of the productive factory force (dress shirts).

Elder Manufacturing Co., Bloomfield, Mo., effective 4-13-53 to 4-12-54; 10 percent of the productive factory force (boys' wearing apparel).

Ely & Walker Dry Goods Co., Ilmo, Mo., effective 4-30-53 to 4-29-54; 10 percent of the productive factory force (overalls, jeans, dungarees and work trousers).

Epstein-Harris Manufacturing Co., 309 Peabody Street, Nashville, Tenn., effective 4-15-53 to 4-14-54; 10 percent of the productive factory force (women's dresses).

Gilbert Sportswear, 1346 Centre Avenue, Reading, Pa., effective 4-18-53 to 4-17-54; 6 learners (ladies' wash dresses).

Hollywood Corset Co., 24 West Fifth South Street, Salt Lake City, Utah, effective 4-23-53 to 4-22-54; 10 percent of the productive factory force (brassieres).

Howard-Lange Manufacturers, 106 West Apple Street, Connellsville, Pa., effective 4-16-53 to 4-15-54; 10 percent of the productive factory force (men's and boys' trousers).

Irene Sportswear Co., Inc., Main Street, Nicholson, Pa., effective 4-30-53 to 4-29-54; 5 learners (ladies' blouses).

Kane Manufacturing Co., Inc., Main Street, Leitchfield, Ky., effective 4-28-53 to 4-27-54; 10 percent of the productive factory force (sport jackets).

Lennie Leo Manufacturing Co., Inc., 105 Sussex Street, Old Forge, Pa., effective 4-16-53 to 4-15-54; 10 learners (ladies' blouses).

Mar-Tan, Inc., Midville, Ga., effective 4-15-53 to 4-14-54; 10 learners (men's shirts).

Marlon Manufacturing Corp., Marlon, Va., effective 4-23-53 to 4-22-54; 10 percent of the productive factory force (men's woven pajamas and shorts).

Millheim Manufacturing Co., Inc., Center and Water Streets, Millheim, Pa., effective 4-15-53 to 4-14-54; 10 percent of the productive factory force (brassieres).

Mode O'Day Corp., Plant No. 9, 410 East South Street, Hastings, Nebr., effective 4-23-53 to 4-22-54; 10 percent of the productive factory force or 10 learners, whichever is greater (ladies' blouses).

C. A. Neuburger Co., 908-920 South Main Street, Oshkosh, Wis., effective 4-24-53 to 4-23-54; 10 percent of the productive factory force (ladies' wash dresses, brunchcoats, housecoats, etc.).

Orchid Blouse Co., 1100 Pennsylvania Avenue, Scranton, Pa., effective 4-23-53 to 4-22-54; 10 learners (ladies' blouses).

Pettibelle Inc., Sumter, S. C., effective 4-18-53 to 10-17-53; 75 learners for expansion purposes (children's cotton dresses).

Phillips-Jones Corp., Coaldale, Pa., effective 4-25-53 to 4-24-54; 10 percent of the productive factory force (sport shirts).

Phillips-Jones Corp. Factory, Barnesboro, Pa., effective 4-24-53 to 4-23-54; 10 percent of the productive factory force (sport shirts).

K. W. Pollock's, Tompkinsville Garment Co., Tompkinsville, Ky., effective 4-13-53 to 4-12-54; 10 learners (dungarees).

Pontotoc Manufacturing Co., Pontotoc, Miss., effective 5-1-53 to 4-30-54; 10 percent of the productive factory force (cotton work shirts).

The S & S Clothing Co., 44-48 Lehigh Street, Wilkes-Barre, Pa., effective 4-16-53 to 4-15-54; 10 percent of the productive factory force (men's and boys' pants).

Selst Dress Co., 319-25 North Eloveth Street, Phila., Pa., effective 4-17-53 to 4-16-54; 8 learners (children's cotton dresses).

I. Taitel & Son, Drew, Miss., effective 5-7-53 to 5-6-54; 10 percent of the productive factory force (jackets and work pants).

Top Mode Manufacturing Co., Warsaw, N. C., effective 4-15-53 to 4-14-54; 10 learners (cotton house dresses).

Top Mode Manufacturing Co., Warsaw, N. C., effective 4-15-53 to 10-14-53; 10 addi-

tional learners for expansion purposes (cotton house dresses).

The Warner Bros. Co., Moultrie, Ga., effective 4-20-53 to 10-19-53; 25 learners for expansion purposes (corsets and brassieres).

The Watson Shirt Co., The Watson Laundry Co., Salisbury, Md., effective 4-17-53 to 4-16-54; 10 percent of the productive factory force (dress shirts).

Wellington Manufacturing Co., Okolona, Miss., effective 4-21-53 to 4-20-54; 10 percent of the productive factory force (men's dress trousers).

Glove Industry Learner Regulations (29 CFR 522.220 to 522.231, as amended October 26, 1950; 15 F. R. 6888)

Indianapolis Glove Co., Inc., Glenwood, Ark., effective 5-11-53 to 11-10-53; 35 learners for expansion purposes (canton flannel work gloves).

Knitted Wear Industry Learner Regulations (29 CFR 522.68 to 522.79, as amended January 21, 1952; 16 F. R. 12866)

Lous Gallet Knitting Mills, Inc., Penn Craft, East Millsboro, Pa., effective 5-1-53 to 4-30-54; 5 percent of the productive factory force (ladies' and men's full fashioned sweaters).

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.14)

Rawlings Manufacturing Co., Newburg Division, Newburg, Mo., effective 4-15-53 to 10-14-53; 25 learners for expansion purposes; hand and machine stitchers; 480 hours; 65 cents per hour for the first 240 hours and 70 cents per hour for the remaining 240 hours (athletic equipment).

S and M Cap Manufacturing Co., 147 North Eighth Street, Philadelphia 6, Pa., effective 4-14-53 to 10-13-53; 5 learners; machine operators (except cutting), pressers, hand sewers; each 240 hours at 65 cents per hour (headwear and novelties).

The following special learner certificates were issued in Puerto Rico to the companies hereinafter named. The effective and expiration dates, the number of learners, the learner occupations, the length of the learning period and the learner wage rates are indicated, respectively.

The Carib Co., Inc., Aibonito, P. R., effective 4-14-53 to 10-13-53; 30 learners; machine stitching woven and knitted fabric gloves; 240 hours at 32 cents per hour, 240 hours at 40 cents per hour (machine sewing fabric gloves).

Elgee, Inc., Rio Piedras, P. R., effective 4-14-53 to 9-18-53; 20 learners; stone setting and painting; 160 hours at 36 cents per hour (flower setting and painting on hair barrettes and stone setting on plastic combs).

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

Signed at Washington, D. C., this 20th day of April 1953.

MILTON BROOKE,
Authorized Representative
of the Administrator.

[F. R. Doc. 53-3695; Filed, Apr. 27, 1953; 8:47 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 10459, 10460]

LEBANON TELEVISION CORP. AND STEITZ NEWSPAPERS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Lebanon Television Corporation, Lebanon, Pennsylvania, Docket No. 10459, File No. BPCT-1011, Steitz Newspapers, Inc., Lebanon, Pennsylvania, Docket No. 10460, File No. BPCT-1028; for construction permits for new television stations.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 15th day of April 1953;

The Commission having under consideration the above-entitled applications, each requesting a construction permit for a new television broadcast station to operate on Channel 15 in Lebanon, Pennsylvania; and

It appearing, that the above-entitled applications are mutually exclusive in that operation by more than one applicant would result in mutually destructive interference; and

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-named applicants were advised by letters dated September 26, 1952, that their applications were mutually exclusive; that Lebanon Television Corporation was advised by a letter dated February 13, 1953, that certain questions were raised as a result of deficiencies of a financial and technical nature which existed in its application; and that Steitz Newspapers, Inc. was advised by a letter dated February 13, 1953, that certain questions were raised as a result of deficiencies of a financial nature which existed in its application, and that the question of whether its proposed antenna system and site would constitute a hazard to air navigation was unresolved; and

It further appearing, that upon due consideration of the above-entitled applications, the amendments filed thereto, and the reply to the above letters filed by Lebanon Television Corporation (no reply having been received from Steitz Newspapers, Inc.), the Commission finds that under Section 309 (b) of the Communications Act of 1934, as amended, a hearing is mandatory; that Lebanon Television Corporation is legally, financially and technically qualified to construct, own and operate a television broadcast station; and that Steitz Newspapers, Inc., is legally qualified to construct, own and operate a television broadcast station, and is technically qualified to construct, own and operate

a television broadcast station except as to the matter referred to in issue "2" below;

It is ordered, That, pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-entitled applications are designated for hearing in a consolidated proceeding to commence at 9:00 a. m. on May 25, 1953, in Washington, D. C., upon the following issues:

1. To determine whether Steitz Newspapers, Inc., is financially qualified to construct and operate the proposed television broadcast station.

2. To determine whether the installation and operation of the station proposed by Steitz Newspapers, Inc. in its above-entitled application would constitute a hazard to air navigation.

3. To determine on a comparative basis which of the operations proposed in the above-entitled applications would better serve the public interest, convenience and necessity in the light of the record made with respect to the significant differences between the applications with particular reference to the following:

(a) The background and experience of each of the above-named applicants having a bearing on its ability to own and operate the proposed television station.

(b) The proposals of each of the above-named applicants with respect to the management and operation of the proposed station.

(c) The programming service proposed in each of the above-entitled applications.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 53-3693; Filed, Apr. 27, 1953; 8:45 a. m.]

[Docket Nos. 10461, 10462, 10463, 10464]

SOUTH CENTRAL BROADCASTING CORP. ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of South Central Broadcasting Corporation, Evansville, Indiana, Docket No. 10461, File No. BPCT-707; Evansville Television, Inc., Evansville, Indiana, Docket No. 10462, File No. BPCT-934, On the Air, Inc., Evansville, Indiana, Docket No. 10463, File No. BPCT-991, WFBM, Inc., Evansville, Indiana, Docket No. 10464, File No. BPCT-1131, for construction permits for new television stations in Evansville, Indiana.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 15th day of April 1953;

The Commission having under consideration the above-entitled applications, each requesting a construction permit for a new television broadcast station to operate on Channel 7 in Evansville, Indiana; and

It appearing, that the above-entitled applications are mutually exclusive in that operation by more than one applicant would result in mutually destructive interference; and

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, South Central Broadcasting Corporation, On the Air, Inc., and Evansville Television, Inc., were advised by letters dated July 30, 1952, that their application were mutually exclusive; that WFBM, Inc. was advised by a letter dated August 28, 1952, that its application was mutually exclusive with the other three above-entitled applications; that South Central Broadcasting Corporation and On the Air, Inc. were advised by letters dated February 16, 1953, that the question of whether the antenna system and site proposed in each of their applications would constitute a hazard to air navigation was unresolved; and that WFBM, Inc. was advised by a letter dated February 16, 1953, that a question was raised as a result of deficiencies of a technical nature which existed in its application; and

It further appearing, that upon due consideration of the above-entitled applications, the amendments filed thereto, and the replies to the above letters, the Commission finds that under section 309 (b) of the Communications Act of 1934, as amended, a hearing is mandatory and that each of the above-named applicants is legally financially and technically qualified to construct, own and operate a television broadcast station:

It is ordered, That pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-entitled applications are designated for hearing in a consolidated proceeding to commence at 9:00 a. m. on May 25, 1953, in Washington, D. C. to determine on a comparative basis which of the operations proposed in the above-entitled applications would best serve the public interest, convenience and necessity in the light of the record made with respect to the significant differences among the applications with particular reference to the following:

(a) The background and experience of each of the above-named applicants having a bearing on its ability to own and operate the proposed television station.

(b) The proposals of each of the above-named applicants with respect to the management and operation of the proposed station.

(c) The programming service proposed in each of the above-entitled applications.

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

[F. R. Doc. 53-3690; Filed, Apr. 27, 1953;
8:45 a. m.]

[Docket Nos. 10468, 10469]

MATTA ENTERPRISES AND
ALLEN T. SIMMONS

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Matta Enterprises, a partnership comprised of William G. Matta and George C. Matta,

Akron, Ohio, Docket No. 10468, File No. BPCT-1500; Allen T. Simmons, Akron, Ohio, Docket No. 10469, File No. BPCT-1501, for construction permits for new television stations in Akron, Ohio.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 15th day of April 1953;

The Commission having under consideration the above-entitled applications, each requesting a construction permit for a new television broadcast station to operate on Channel 6J in Akron, Ohio; and

It appearing, that the above-entitled applications are mutually exclusive in that operation by more than one applicant would result in mutually destructive interference; and

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-named applicants were advised by letters dated February 13, 1953, that their applications were mutually exclusive and that the question of whether the antenna system and site proposed by each of the above-named applicants would constitute a hazard to air navigation was unresolved; and that Matta Enterprises was advised by the said letter that certain questions were raised as a result of deficiencies of a technical nature which existed in its application; and

It further appearing, that upon due consideration of the above-entitled applications, the amendments filed thereto, and the replies to the above letters, the Commission finds that under section 309 (b) of the Communications Act of 1934, as amended, a hearing is mandatory that each of the above-named applicants is legally and financially qualified to construct, own and operate a television broadcast station; and that each of the above-named applicants is technically qualified to construct, own and operate a television broadcast station except as to the matters referred to in the issues below:

It is ordered, That, pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-entitled applications are designated for hearing in a consolidated proceeding to commence at 9:00 a. m. on May 25, 1953, in Washington, D. C., upon the following issues:

1. To determine whether the antenna proposed by Matta Enterprises in its above-entitled application is to be located so as to comply with the provisions of §§ 3.684 (d) and 3.685 (b) of the Commission's rules and regulations.

2. To determine whether the installation and operation of either of the stations proposed in the above-entitled applications would constitute a hazard to air navigation.

3. To determine on a comparative basis which of the operations proposed in the above-entitled applications would better serve the public interest, convenience and necessity in the light of the record made with respect to the significant differences between the applications with particular reference to the following:

(a) The background and experience of each of the above-named applicants having a bearing on his ability to own

and operate the proposed television stations.

(b) The proposals of each of the above-named applicants with respect to the management and operation of the proposed station.

(c) The programming service proposed in each of the above-entitled applications.

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

[F. R. Doc. 53-3691; Filed, Apr. 27, 1953;
8:46 a. m.]

FEDERAL POWER COMMISSION

[Docket No. E-6498]

IOWA PUBLIC SERVICE Co.

NOTICE OF APPLICATION

APRIL 22, 1953.

Take notice that on April 20, 1953, an application was filed with the Federal Power Commission, pursuant to section 204 of the Federal Power Act, by Iowa Public Service Company, a corporation organized under the laws of the State of Iowa and doing business in the States of Iowa, South Dakota and Nebraska, with its principal business office at Sioux City Iowa, seeking an order authorizing the issuance of \$7,500,000 aggregate principal amount of First Mortgage Bonds, ---- percent Series due 1983. Said bonds are to be issued by competitive bidding and will be dated as of June 1, 1953, to mature on June 1, 1983; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make protest with reference to said application should, on or before the 11th day of May, 1953, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-3697; Filed, Apr. 27, 1953;
8:48 a. m.]

[Docket Nos. G-1630, G-1631, G-1912, G-2102,
G-2104, G-2106]

EL PASO NATURAL GAS CO. ET AL.

ORDER CONSOLIDATING PROCEEDINGS AND
FIXING DATE OF HEARING

In the matters of El Paso Natural Gas Company, Docket No. G-2106; Southern California Gas Company and Southern Counties Gas Company of California, Docket No. G-2104, Pacific Gas and Electric Company, Docket No. G-2102; El Paso Natural Gas Company, Docket Nos. G-1630, G-1631, G-1912.

On December 30, 1952, El Paso Natural Gas Company filed in Docket No. G-2106, as amended and supplemented on March 24, 1953, an application with the Federal Power Commission for a certificate of public convenience and necessity pursu-

ant to section 7 of the Natural Gas Act authorizing the construction and operation of certain transmission pipeline facilities for: (1) the transportation of an additional 200,000,000 cubic feet of natural gas per day from the Permian Basin area in southeast New Mexico and west Texas and an additional 100,000,000 cubic feet per day from the San Juan Basin in northwest New Mexico and southwest Colorado to two points on the Arizona-California boundary near Topock, Arizona, and near Blythe, California, for sale to the Southern California Gas Company, the Southern Counties Gas Company of California, and the Pacific Gas and Electric Company, which companies propose to transport the gas to points in California for resale; and (2) the transportation of an additional 100,000,000 cubic feet of natural gas per day from the Permian Basin area for sale to Applicant's customers in west Texas, New Mexico, and Arizona at points on its existing pipelines extending from the Permian Basin area to the aforesaid points on the Arizona-California boundary.

On December 18, 1952, Southern California Gas Company and Southern Counties Gas Company of California filed in Docket No. G-2104 a joint application with the Federal Power Commission for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act authorizing the construction and operation of approximately 73.0 miles of 30-inch main pipeline loops, and 5,280 hp additional capacity to Blythe compressor station, together with appurtenant facilities to increase by 151,700,000 cubic feet per day the capacity of Applicants' existing pipe line extending from an interconnection with the pipe line of El Paso Natural Gas Company at the Arizona-California boundary near Blythe, California, to a point near Santa Fe Springs in southern California. Applicants propose to purchase natural gas in the above additional amounts from El Paso Natural Gas Company for transportation and resale in southern California.

On December 15, 1952, Pacific Gas and Electric Company filed in Docket No. G-2102 an application with the Federal Power Commission for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act authorizing the construction and operation of approximately 170.3 miles of 34-inch main pipeline loops, one new 12,500 hp compressor station, and 2,500 hp addition to an existing compressor station, together with appurtenant facilities to increase by 151,730,000 cubic feet per day the capacity of applicant's 34-inch pipe line extending from an interconnection with the pipeline of El Paso Natural Gas Company at the Arizona-California boundary near Topock, Arizona, to a point near Milpitas, California, at the southern end of the San Francisco Bay. Applicant also proposes to provide service to the Town of Boron, California, and to supplement service to the City of Bakersfield, California, area, and increase the transmission capacity of Applicant's pipeline from Milpitas to Applicant's East Bay distribution system by

the construction of approximately 8 miles of 30-inch pipeline loop between Milpitas and Irvington, California. Applicant proposes to purchase natural gas in the above additional amount from El Paso Natural Gas Company for transportation and resale in California.

On January 16, 1953, El Paso Natural Gas Company filed an application to amend the certificate of public convenience and necessity authorized by order issued June 23, 1952, in Docket Nos. G-1630, G-1631, and G-1912, removing the restrictions imposed on its authorized San Juan and Permian Basin natural gas pipeline facilities, limiting the maximum daily delivery of a total of 550 million cubic feet of natural gas to Pacific Gas and Electric Company; 555 million cubic feet to Southern California Gas Company and Southern Counties Gas Company of California, and 20 million cubic feet to Nevada Natural Gas Pipe Line Company.

Due notice of the filing of such applications has been given, including publication in the FEDERAL REGISTER as follows: Docket No. G-2106, January 30, 1953 (18 F. R. 658) Docket No. G-2104, February 4, 1953 (18 F. R. 744) Docket No. G-2102, February 4, 1953 (18 F. R. 744) and Docket Nos. G-1630, G-1631 and G-1912, February 6, 1953 (18 F. R. 778)

The Commission finds: Good cause exists for consolidating proceedings on the above applications for the purpose of hearing.

The Commission orders: (A) The aforesaid proceedings on applications filed in Docket Nos. G-2106, G-2104, G-2102, G-1630, G-1631, and G-1912 be and the same hereby are consolidated for the purpose of hearing.

(B) Pursuant to authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure (18 CFR Part 1), a public hearing be held commencing on June 1, 1953 at 10:00 a. m., e. d. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, NW., Washington, D. C., concerning the matters involved and the issues presented by the aforesaid applications.

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

Adopted: April 20, 1953.

Issued: April 22, 1953.

By the Commission.

[SEAL]

J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 53-3696; Filed, Apr. 27, 1953;
8:47 a. m.]

[Docket No. G-1833]

HAVERHILL GAS LIGHT CO.

ORDER FIXING DATE OF HEARING

On November 7, 1951, Haverhill Gas Light Company (Haverhill), a Massa-

chusetts corporation having its principal place of business at 63-67 Merrimac Street, Haverhill, Massachusetts, filed an application, as supplemented February 1, 1952, June 26, 1952, and October 16, 1952, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act authorizing the continued operation of approximately 17 miles of existing 10, 6, 4 and 3-inch pipeline for the purpose of sale for resale to the Exeter Division of Allied New Hampshire Gas Company (Allied) which serves the communities of Exeter, Hampton, Hampton Beach and Seabrook Beach in New Hampshire, all as more fully described in said application, as supplemented, on file with the Commission and open to public inspection.

Applicant has requested that its application be heard under the shortened procedure provided by § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, and no request to be heard, protest, or petition has been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on November 22, 1951 (16 F. R. 11844)

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

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by section 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on May 5, 1953, at 9:45 a. m. e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however* That the Commission may, after a noncontested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

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

Adopted: April 21, 1953.

Issued: April 22, 1953.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-3718; Filed, Apr. 27, 1953;
8:51 a. m.]

[Docket No. G-2142]

LAWRENCEBURG GAS CO.

NOTICE OF APPLICATION

APRIL 21, 1953.

Take notice that Lawrenceburg Gas Company (Applicant), an Indiana corporation, address Lawrenceburg, Indiana, filed on March 30, 1953, an application pursuant to section 7 of the

Natural Gas Act for authority to transfer its certificate of public convenience and necessity issued on November 6, 1950 in Docket No. G-1329, and its transmission and related facilities hereinafter described to the Lawrenceburg Gas Transmission Corporation.

The facilities Applicant proposes to transfer consist of approximately 7 miles of 8-inch and 1 $\frac{3}{4}$ miles of 3-inch pipeline extending from a point of connection with the facilities of the Texas Gas Transmission Corporation to a point of connection with a pipeline of Indiana Gas & Water Company, Inc., proceeding to Aurora, Indiana, together with one mile of 4-inch pipeline extending from the above described facilities to Greendale, Indiana, and $\frac{3}{4}$ mile of 3-inch pipeline extending from such facilities to Lawrenceburg, Indiana.

Lawrenceburg Gas Transmission Corporation will assume a \$114,400 first mortgage obligation on the property and will issue to the Applicant 164 shares of its \$100 par value common stock.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 11th day of May 1953. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-3698; Filed, Apr. 27, 1953;
8:48 a. m.]

[Docket No. G-2152]

LONE STAR GAS CO.

NOTICE OF APPLICATION

APRIL 22, 1953.

Take notice that on April 10, 1953, Lone Star Gas Company (Applicant) filed an application for an order disclaiming jurisdiction or in the alternative for an order pursuant to section 7 (b) of the Natural Gas Act permitting and approving a change in the method of service to the communities of Archer City, Holiday, Megargel; and Olney, all in Texas.

Applicants states that since acquisition of the facilities authorized to be acquired and operated by it pursuant to the Commission's order in Docket Nos. G-1878 and G-1889, issued March 27, 1952, it has altered the method of service to such communities by furnishing intrastate natural gas to its lines 73 and 75 serving such communities by means of its new line CA-E-1 and its existing line CA-E-8, both of which lines transport gas produced in the State of Texas, and by closing a plug valve and a gate valve in line 73 at the point at which it formerly received interstate gas for service to such communities.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 11th day of May 1953. The application

is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-3699; Filed, Apr. 27, 1953;
8:48 a. m.]

[Project No. 135]

PORTLAND GENERAL ELECTRIC CO.

NOTICE OF APPLICATION FOR AMENDMENT
OF LICENSE

APRIL 22, 1953.

Public notice is hereby given that Portland General Electric Company, of Portland, Oregon, has filed application under the Federal Power Act (16 U. S. C. 791a-825r) for amendment of the license for water-power Project No. 135 located on the Clackamas River in Clackamas County, Oregon, to provide for (1) construction of a regulating reservoir or forebay known as Frog Lake formed by an earth-fill dike about 50 feet high creating about 400 acre-feet of pondage and located approximately 2 $\frac{1}{4}$ miles up the conduit line from Station "P" surge tank; and the relocation of about 1200 feet of existing nine-foot diameter pipeline; and (2) construction of an earth and rock-fill dam 700 feet long and about 100 feet high on Oak Grove Fork of Clackamas River in sec. 27, T. 5 S., R. 8 E., W. M., creating a reservoir at Timothy Meadows with about 60,000 acre-feet of usable storage and with an area of about 1340 acres.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure of the Commission (18 CFR 1.8 or 1.10) on or before the 9th day of June 1953. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-3700; Filed, Apr. 27, 1953;
8:48 a. m.]

[Project No. 2124]

ROBERT P WILSON

NOTICE OF APPLICATION FOR PRELIMINARY
PERMIT

APRIL 22, 1953.

Public notice is hereby given that Robert P Wilson of Taylorsville, California, has made application for preliminary permit pursuant to the provisions of the Federal Power Act (16 U. S. C. 791-825r) for a proposed hydroelectric development, tentatively known as the Middle Fork of Feather River Power Project and designated as Project No. 2124, to consist of: (1) On The Middle Fork of The Feather River, six dams and reservoirs, the dams varying in height from 60 to 375 feet, to be located near Washington Creek, Bear Creek, Willow Creek, and Ament Creek (or a dam near Hansons Bar as alternate to those near Willow and Ament Creeks) and on Coldwater Creek and Middle Fork

of Feather River, a tunnel, four (alternate three) powerhouses having total installed capacity of about 395,000 horsepower, and appurtenant structures; (2) on The South Branch (a tributary of the Middle Fork of the Feather River, two dams 125 feet and 100 feet high, respectively, in the vicinity of Yard House and Browns Hill, with reservoirs, Pinchard Creek diversion conduit, tunnel, a penstock and powerhouse on Cascade Creek with proposed installed capacity of 5,500 horsepower, and appurtenant structures; (3) on the Fall River (a tributary of the Middle Fork of Feather River) three dams, about 100 feet, 100 feet, and 175 feet high, to be located adjacent to Nelsons Crossing, upstream of Feather Falls, and near Dark Canyon, respectively, three reservoirs, tunnel, penstocks and two powerhouses at Watson Ridge and near confluence of Fall River and the Middle Fork of the Feather River, respectively with total proposed installation of about 33,000 horsepower, and appurtenant structures; and (4) on The Little North Fork (a tributary of the Middle Fork of the Feather River) a dam about 100 feet high and reservoir east of Junction House, a tunnel, penstock and powerhouse near Crooked Bar with proposed installed capacity of about 20,000 horsepower, and appurtenant structures.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure of the Commission (18 CFR 1.8 or 1.10) on or before the 1st day of June 1953. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-3701; Filed, Apr. 27, 1953;
8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3237]

ADOLF GOBEL, INC.

ORDER SUMMARILY SUSPENDING TRADING

In the matter of trading on the American Stock Exchange in the \$1.00 par value Common Stock of Adolf Gobel, Inc., File No. 1-3237.

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 22d day of April A. D. 1953.

The Commission by order adopted March 13, 1953, pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, having summarily suspended trading in the \$1 par value common stock of Adolf Gobel, Inc., on the American Stock Exchange for a period of ten days from that date, and subsequently having entered additional orders further suspending such trading in order to prevent fraudulent, deceptive or manipulative acts or practices; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on that Exchange and that such

action is necessary and appropriate for the protection of investors; and

The Commission being of the opinion that such suspension is necessary in order to prevent fraudulent, deceptive, or manipulative acts or practices, with the result that it will be unlawful under section 15 (c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule X-15C2-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of, such security otherwise than on a national securities exchange:

It is ordered, Pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, that trading in said securities on the American Stock Exchange be summarily suspended in order to prevent fraudulent, deceptive, or manipulative acts or practices, effective at the opening of the trading session on said Exchange on April 23, 1953, for a period of ten days.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary,

[F. R. Doc. 53-3716; Filed, Apr. 27, 1953;
8:51 a. m.]

[File No. 70-3020]

LOUISIANA POWER & LIGHT CO.

SUPPLEMENTAL ORDER REGARDING SALE OF
PREFERRED STOCK

APRIL 22, 1953.

The Commission by order dated April 8, 1953 having permitted to become effective the declaration of Louisiana Power & Light Company ("Louisiana") a utility subsidiary of Middle South Utilities, Inc., a registered holding company, with respect to, among other things, the issuance and sale by Louisiana of 60,000 shares of _____ percent preferred stock having a par value of \$100 per share, subject to reservations of jurisdiction with respect to the results of competitive bidding under Rule U-50, and the fees and expenses incurred in connection with said transactions; and

A further amendment having been filed on April 22, 1953, setting forth the action taken by Louisiana to comply with the requirements of Rule U-50 and stating that pursuant to the invitations for competitive bids, the following bids for the preferred stock have been received:

Name of representative(s)	Dividend rate	Price per share	Cost of money
Blyth & Co., Inc.	4.95	\$103.26	4.9471
Union Securities Corp.	5.00	103.83	4.9553
W. C. Langley & Co.	5.00	103.26	4.9570
The First Boston Corp.	5.03	103.429	5.0253
Equitable Securities Corp.	5.03	103.21	5.0234
Kuhn, Loeb & Co.	5.12	100.40	5.0936
Kidder, Peabody & Co., Merrill Lynch, Pierce, Fenner & Beane	5.12	100.2539	5.1077
Lehman Bros.			

Said amendment to the declaration also setting forth that Louisiana has accepted the bid for the preferred stock submitted by the group headed by Blyth & Co., Inc., as shown above, and that said preferred stock will be reoffered to the public at a price of \$102.25 per share plus accrued dividends from the date of issue to date of payment and delivery resulting in a gross underwriting spread of \$1.99 per share, said spread aggregating \$119,400; and

The record having been completed with respect to the fees and expenses of the proposed transactions estimated in the amount of \$50,000 including legal fees of Louisiana's counsel, as follows: Monroe & Lemann, \$7,000 and Reid & Priest, \$7,000; and legal fees of Winthrop, Stimson, Putnam & Roberts, counsel for the underwriters in the amount of \$4,500; and

The Commission having examined said amendment, and having considered the record herein, and finding no reason for the imposition of terms and conditions with respect to the terms of competitive bidding for said preferred stock, and also finding that the estimated fees and expenses of the proposed transactions including the fees of counsel for Louisiana, and independent counsel for the underwriters, are not unreasonable and that jurisdiction with respect thereto should be released:

It is ordered, That jurisdiction heretofore reserved with respect to the matters to be determined as a result of competitive bidding for said preferred stock under Rule U-50 be, and the same hereby is, released, and that said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24:

It is further ordered, That jurisdiction heretofore reserved for payment of all fees and expenses incurred in connection with the proposed transactions be, and the same hereby is, released.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 53-3715; Filed, Apr. 27, 1953;
8:51 a. m.]

[File No. 70-3024]

BLACKSTONE VALLEY GAS AND ELECTRIC CO.
AND EASTERN UTILITIES ASSOCIATES

SUPPLEMENTAL ORDER AUTHORIZING SALE OF
BONDS

APRIL 22, 1953.

Eastern Utilities Associates, a registered holding company, and its public utility subsidiary company, Blackstone Valley Gas and Electric Company ("Blackstone") having filed a joint application-declaration, and amendments thereto, pursuant to sections 6 and 12 of the Public Utility Holding Company Act of 1935 and Rules U-44 and U-50 promulgated thereunder, regarding, inter alia, the issuance and sale by Blackstone, at competitive bidding, of \$5,800,000 principal amount of First Mortgage and Collateral Trust Bonds, _____ percent Series, due 1983; and

The Commission, by order dated April 13, 1953, having granted and permitted to become effective the application-declaration, as amended, subject to the condition, among others, that the proposed sale of bonds by Blackstone should not be consummated until the results of competitive bidding, pursuant to Rule U-50, had been made a matter of record in this proceeding and a further order entered by this Commission in the light of the record so completed; and jurisdiction having been reserved over the payment of all legal fees and expenses incurred or to be incurred in connection with the proposed transactions; and

Applicants-declarants, on April 22, 1953, having filed a further amendment setting forth the action taken by Blackstone to comply with the requirements of Rule U-50 and stating that pursuant to the invitation for competitive bids on the bonds, the following bids were received:

Bidder	Annual interest rate (percent)	Price to company (percent of principal)	Annual cost to company (percent)
Estabrook & Co. and Stone & Webster Securities Corp.	4 1/2	101.629	4.0773
Haley, Stuart & Co. Inc.	4 1/2	100.170	4.1161

¹ Exclusive of accrued interest from Mar. 1, 1953.

The amendment further stating that Blackstone has accepted the bid of Estabrook & Co. and Stone & Webster Securities Corporation for the bonds as set forth above, and that the bonds will be initially offered for sale to the public at a price of 102.170 percent of their principal amount, plus accrued interest from March 1, 1953, resulting in an underwriting spread of 1.141 percent of the principal amount of the bonds, or an aggregate of \$66,178; and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be received for the bonds, the redemption prices thereof, the interest rate thereon and the underwriters' spread:

It is ordered, That the jurisdiction heretofore reserved with respect to the matters to be determined by competitive bidding in connection with the sale of the bonds under Rule U-50 be, and the same hereby is, released, and that said application-declaration, as further amended, be, and the same hereby is, granted and permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24:

It is further ordered, That the jurisdiction heretofore reserved over the payment of all legal fees and expenses, including expenses for qualification or exemption of the bonds under Blue Sky Laws and fees and expenses of counsel for the underwriters, be, and the same hereby is, continued.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 53-3714; Filed, Apr. 27, 1953;
8:50 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 28018]

GRAIN FROM IOWA, MINNESOTA AND MISSOURI TO TEXAS GULF PORTS FOR EXPORT

APPLICATION FOR RELIEF

APRIL 23, 1953.

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

Filed by The Chicago, Rock Island and Pacific Railroad Company, for itself and on behalf of the Kansas City Southern Railway Company and the Texas and New Orleans Railroad Company.

Commodities involved: Grain, grain products, and related articles, carloads.

From: Points in Iowa, Minnesota, and Missouri.

To: Houston, Galveston, and Texas City Tex., for export.

Grounds for relief: Competition with rail carriers, circuitous routes, and to maintain grouping.

Schedules filed containing proposed rates: CRI&P R.R. tariff I. C. C. No. C-13415, Supp. 9.

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

By the Commission.

[SEAL] GEORGE W LAIRD,
Acting Secretary.

[F. R. Doc. 53-3704; Filed, Apr. 27, 1953;
8:49 a. m.]

[4th Section Application 28019]

AUTOMOBILES FROM KANSAS CITY, MO.-KANS., AND ST. LOUIS, MO., TO LOUISIANA, TEXAS, AND NEW MEXICO

APPLICATION FOR RELIEF

APRIL 23, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-

haul provision of section 4 (1) of the Interstate Commerce Act.

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

Commodities involved: Automobiles, freight or passenger, trailers, chassis, and automobile parts, carloads.

From: Kansas City, Mo.-Kans., and St. Louis, Mo.

To: Points in Louisiana, New Mexico, and Texas.

Grounds for relief: Rail and motor carrier competition and circuitous routes.

Schedules filed containing proposed rates; F. C. Kratzmeir, Agent, I. C. C. No. 4051, Supp. 1.

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

By the Commission.

[SEAL] GEORGE W LAIRD,
Acting Secretary.

[F. R. Doc. 53-3705; Filed, Apr. 27, 1953;
8:49 a. m.]

[4th Section Application 28020]

FINE COAL FROM CLINTON AND LINTON DISTRICTS TO DAVIN AND NOBLESVILLE, IND.

APPLICATION FOR RELIEF

APRIL 23, 1953.

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

Filed by R. G. Raasch, Agent, for carriers parties to schedule listed below.

Commodities involved: Bituminous fine coal, carloads.

From: Mines in the Clinton and Linton, Ind., districts.

To: Davin and Noblesville, Ind.

Grounds for relief: Competition with rail carriers, circuitous routes, grouping, and to meet intrastate rates.

Schedules filed containing proposed rates: R. G. Raasch, Agent, I. C. C. No. 728, Supp. 13.

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

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

By the Commission.

[SEAL] GEORGE W LAIRD,
Acting Secretary.

[F. R. Doc. 53-3706; Filed, Apr. 27, 1953;
8:49 a. m.]

[4th Section Application 28021]

CAST IRON PIPE FROM KEWANEE, ILL., TO MOBILE, ALA.

APPLICATION FOR RELIEF

APRIL 23, 1953.

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

Filed by R. G. Raasch, Agent, for carriers parties to his tariff I. C. C. No. 776, pursuant to fourth-section order No. 17220.

Commodities involved: Pipe, cast iron, and fittings, carloads.

From: Kewanee, Ill.

To: Mobile, Ala.

Grounds for relief: Competition with rail carriers and circuitous routes

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

By the Commission.

[SEAL] GEORGE W LAIRD,
Acting Secretary.

[F. R. Doc. 53-3707; Filed, Apr. 27, 1953;
8:49 a. m.]